

Delivery of infringing article.

"(c) To deliver up on oath, to be impounded during the pendency of the action, upon such terms and conditions as the court may prescribe, all articles alleged to infringe a copyright;

Destruction of plates, etc.

"(d) To deliver up on oath for destruction all the infringing copies or devices, as well as all plates, molds, matrices, or other means for making such infringing copies as the court may order.

Use of mechanical reproduction of musical works.

"(e) Whenever the owner of a musical copyright has used or permitted the use of the copyrighted work upon the parts of musical instruments serving to reproduce mechanically the musical work, then in case of infringement of such copyright by the unauthorized manufacture, use, or sale of interchangeable parts, such as disks, rolls, bands, or cylinders for use in mechanical music-producing machines adapted to reproduce the copyrighted music, no criminal action shall be brought, but in a civil action an injunction may be granted upon such terms as the court may impose, and the plaintiff shall be entitled to recover in lieu of profits and damages a royalty as provided in section one, subsection (e), of this Act: *Provided also*, That whenever any person, in the absence of a license agreement, intends to use a copyrighted musical composition upon the parts of instruments serving to reproduce mechanically the musical work, relying upon the compulsory license provision of this Act, he shall serve notice of such intention, by registered mail, upon the copyright proprietor at his last address disclosed by the records of the copyright office, sending to the copyright office a duplicate of such notice; and in case of his failure so to do the court may, in its discretion, in addition to sums hereinabove mentioned, award the complainant a further sum, not to exceed three times the amount provided by section one, subsection (e), by way of damages, and not as a penalty, and also a temporary injunction until the full award is paid.

Royalty.
Vol. 35, p. 1075.
Proviso.
Notice of intention to use.

Rules, etc., of procedure.

"Rules and regulations for practice and procedure under this section shall be prescribed by the Supreme Court of the United States."

Approved, August 24, 1912.

August 24, 1912.
[S. 2904.]

[Public, No. 304.]

CHAP. 357.—An Act To confer upon the Commissioners of the District of Columbia authority to regulate the operation and equipment of the vehicles of the Metropolitan Coach Company, and to provide for transfers between said company and the Capital Traction Company and the Washington Railway and Electric Company.

District of Columbia.
Metropolitan Coach Company.
Authority of Commissioners.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioners of the District of Columbia are hereby empowered to regulate and control the character of the vehicles and equipment to be used by the Metropolitan Coach Company of the District of Columbia and the operation of said vehicles by said company.

License for operation, etc.

SEC. 2. That said commissioners are hereby given authority to issue such permits or licenses for the operation of said vehicles as may be necessary to carry this Act into effect, and for cause shown to revoke the same, and further to make, alter, or amend from time to time, reasonable rules, regulations, and orders for the equipment and operation of said vehicles, which rules and regulations and orders when so made shall be valid and binding on the said Metropolitan Coach Company and upon all persons.

Service required.

SEC. 3. That said company shall provide and furnish at all times such service and facilities as shall be reasonably safe and adequate; and it shall at all times maintain its vehicles in good and proper repair, neat and clean, free from offensive smoke, noise, and odors, in a sanitary condition, sufficient in number, and reasonably comfortable and convenient. The company shall operate its vehicles so as to give expeditious passage to all persons desiring to use the same, and

Schedules.

on such reasonable time schedule or schedules as said commissioners may from time to time fix and determine. The said commissioners shall have power by a rule or rules from time to time to require and compel obedience to the provisions of this section after notice to and opportunity given said company to be heard.

SEC. 4. That said Metropolitan Coach Company and its officers and employees are hereby required to obey all the provisions of this Act and such reasonable rules, regulations, and orders as may be made by said commissioners, and if said company or its officers or employees violate any provision of this Act or any of said rules, regulations, or orders made by said commissioners, or permit such violation, said company or each of said officers or employees shall be punished by a fine of not more than one hundred dollars, and prosecution for each of said violations shall be made on information in the name of the District of Columbia, filed in the police court of the District of Columbia by the corporation counsel or one of his assistants.

Employees, etc., to obey rules, etc.

Penalty.

SEC. 5. The vehicles of the Metropolitan Coach Company shall follow its present route to Fifteenth Street and Pennsylvania Avenue, and shall go thence west to Madison Place, north to H Street, east to Fifteenth Street, and thence to Sixteenth and U Streets, by the route followed coming south; and said company, if it so elects, shall be permitted, in lieu of sending its vehicles west on Pennsylvania Avenue, as above provided, to send them south on Fifteenth Street and east on Pennsylvania Avenue to Eighth Street west, and thence reverse to Sixteenth and U Streets.

Route allowed.

Alternate route.

SEC. 6. That said company shall issue to all passengers received by it north of H Street northwest, and desiring same, a transfer ticket to the cars of the Capital Traction Company at the intersection of Fifteenth Street and New York Avenue and Pennsylvania Avenue northwest, said transfer ticket to be good for passage on the cars of the Capital Traction Company going south or west, and the said Capital Traction Company shall receive and transport on its said cars said passengers on said transfer tickets without the payment of additional fare; and the said Capital Traction Company shall issue to all its passengers desiring same, on cars going east on Pennsylvania Avenue and north on Fifteenth Street, at said intersection, a transfer ticket to the coaches of the said Metropolitan Coach Company, and the said Metropolitan Coach Company shall receive and transport on its coaches said passengers on said transfer tickets without the payment of additional fare.

Transfers. Interchange with Capital Traction Company.

SEC. 7. That said Metropolitan Coach Company shall issue to all its passengers desiring same a transfer ticket to the cars of the Washington Railway and Electric Company at the said intersection of Fifteenth Street, New York Avenue, and Pennsylvania Avenue northwest, said transfer ticket to be good for passage on the cars of the said Washington Railway and Electric Company, and the said Washington Railway and Electric Company shall receive and transport on its said cars said passengers on said transfer tickets without the payment of additional fare; and the said Washington Railway and Electric Company shall issue to all its passengers desiring same at said intersection a transfer ticket to the coaches of the said Metropolitan Coach Company, and the said Metropolitan Coach Company shall receive and transport on its coaches said passengers on said transfer ticket without the payment of additional fare.

Interchange with Washington Railway and Electric Company.

SEC. 8. That any company named herein that fails to comply with the requirements of sections six and seven of this Act shall be punished by a fine of not more than one hundred dollars for each violation thereof, and prosecutions shall be made as prescribed in section four of this Act; that the Commissioners of the District of Columbia shall make and enforce the regulations necessary to carry the provisions of these sections into effect.

Penalty for non-compliance.

In effect in six months.
Termination of franchise on failure to comply with rules.

SEC. 9. That the provisions of this Act shall be effective on and after six months from the date of its passage, and, in addition to the penalties in this Act provided, the failure of the Metropolitan Coach Company at any time or times hereafter to comply with the terms hereof shall make it unlawful for it to operate its vehicles over its route, and if said company shall, within a period of thirty days of notice thereof, fail to comply with any of said rules, regulations, or orders, made by said commissioners, its right to operate said vehicles shall terminate without notice, and the commissioners are directed thereupon to prevent the use of the public highways by said company.

Amendment.

SEC. 10. That Congress reserves the right to alter, amend, or repeal this Act.

Approved, August 24, 1912.

August 24, 1912.
[S. 6458.]

[Public, No. 305.]

CHAP. 358.—An Act To authorize the Pennsylvania Railroad Company and the Pennsylvania and Newark Railroad Company, or their successors, to construct, maintain, and operate a bridge across the Delaware River.

Delaware River.
Pennsylvania Railroad Company and Pennsylvania and Newark Railroad Company may bridge, near Trenton, N. J.
Vol. 34, p. 64.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Pennsylvania Railroad Company, a corporation existing under the laws of the State of Pennsylvania, and the Pennsylvania and Newark Railroad Company, a corporation existing under the laws of the State of New Jersey, or their successors, be, and they are hereby authorized to construct, maintain, and operate a bridge, with as many tracks as they shall deem necessary for railroad traffic, across the Delaware River, at a point suitable to the interests of navigation, between a point one-half of a mile south of and a point one and one-half miles south of the southern boundary line of the City of Trenton, in the State of New Jersey, and a point south of and within two and one-quarter miles of the southern boundary line of the Borough of Morrisville, in the County of Bucks, and State of Pennsylvania, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six.

Vol. 34, p. 84.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, August 24, 1912.

August 24, 1912.
[S. 5808.]

[Public, No. 306.]

CHAP. 359.—An Act Granting right of way across Port Discovery Bay, United States Military Reservation, to the Seattle, Port Angeles and Lake Crescent Railway, of the State of Washington.

Port Discovery Bay Reservation, Wash.
Seattle, Port Angeles, and Lake Crescent Railway granted right of way through.
Description.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Seattle, Port Angeles and Lake Crescent Railway, of the State of Washington, a corporation created under and by virtue of the laws of the State of Washington, its successors and assigns, be, and the same is hereby, empowered to survey and locate a railway, telegraph, and telephone line through the Port Discovery Bay, United States Military Reservation, in the State of Washington, across section one, township twenty-nine north, range two west of the Willamette meridian, and across sections thirty-five and thirty-six, township thirty north, range two west of the Willamette meridian, and is hereby granted a revocable license to maintain the same; said license to remain in force during the pleasure of Congress.

For railroad, etc., purposes.

SEC. 2. That said corporation is licensed to take and use, for all purposes of a railway, telegraph, and telephone line, and for no other