

Examination by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

Amendment.

December 15, 1928.
 [H. R. 12533.]
 [Public, No. 637.]

Lighthouses.
 Portion of Dutch
 Gap reservation, Va.,
 transferred to Colonial
 Dames of America.
 Description.

Use restricted.

Reversion for non-user.

property necessary therefor, and the actual financing and promotion costs. The Secretary of War may, and upon request of the highway department of either of such States shall, at any time within three years after the completion of such bridge investigate such costs and determine the accuracy and the reasonableness of the costs alleged in the statement of such costs so filed and shall make a finding of the actual and reasonable costs of constructing, financing, and promoting such bridge; for the purpose of such investigation the said L. L. Montague, his heirs, legal representatives, and assigns, shall make available all of his records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of the construction, financing, and promotion of the bridge shall be conclusive for the purposes mentioned in section 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 7. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to L. L. Montague, his heirs, legal representatives, and assigns, and any corporation to which, or any person to whom, such rights, powers, and privileges may be sold, assigned, or transferred, or who shall acquire the same by mortgage foreclosure or otherwise, is hereby authorized and empowered to exercise the same as fully as though conferred herein directly upon such corporation or person.

SEC. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, December 15, 1928.

CHAP. 30.—An Act To authorize the Secretary of Commerce to dispose of certain lighthouse reservations and to acquire certain lands for lighthouse purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Commerce is hereby authorized to transfer to the Colonial Dames of America in Virginia the following-described portion of the Dutch Gap Lighthouse Reservation, Virginia: Beginning at a stone marked "A" on blueprint numbered 5624, on file in the office of the Superintendent of Lighthouses, Baltimore, Maryland, which is designated as the point of beginning in deed dated November 12, 1889, from the city of Richmond to the United States and recorded among the land records of Henrico County, Virginia, in deed book numbered 128-A, page 301, and so forth, running thence south forty degrees west one hundred and twenty-two and ninety-eight one-hundredths feet to B, thence south fifty degrees east two hundred and twenty-eight feet to C, thence north forty degrees east one hundred and sixty feet to D, thence north fifty degrees west sixty feet to E, thence north forty degrees east one hundred and sixty-two and ninety-eight one-hundredths feet to F, thence north fifty degrees west one hundred and eighteen feet to G, thence south eighty degrees west seventy-eight feet to H, thence south forty degrees west one hundred and forty feet to A, the point of beginning, containing one and forty-three one-hundredths acres, which includes all of the land conveyed from the city of Richmond to the United States by aforementioned deed, and all of first parcel described in deed of May 30, 1873, from city of Richmond, Virginia, to the United States recorded in deed book numbered 92, page 72, and so forth, except plots D, E, F, J, which is retained by the Lighthouse Service. The property shall be used and maintained by the Colonial Dames of America in Virginia for historical purposes only. If at any time for a period of one year

it should not be so used and maintained, it shall revert to the United States without notice, demand, or other suit or proceeding. The United States reserves the right to locate and maintain upon the property so transferred any aids to navigation and in any locations thereon the Secretary of Commerce may deem necessary, and to enter and leave the property by the most convenient routes for this purpose.

SEC. 2. The Secretary of Commerce is hereby authorized to convey by quitclaim deed to the Ann Arbor Railroad Company, having its principal place of business at Toledo, Ohio, a tract of land lying south of the harbor entrance connecting Lake Michigan and Lake Aux Bocs Sucs, at Frankfort, Michigan, deeded to the United States by warranty deed on August 1, 1908, from Charles T. Parker, administrator de bonis non cum testamento annexo of Henry Day, deceased, said deed being recorded February 23, 1909, in the register's office of Benzie County, Michigan, in Liber 39 of Deeds, pages 57 and 58, described therein by metes and bounds, as follows:

"Beginning at a point on the fence situated on the west side of the buildings of the life-saving station seventy feet measured on said fence from the southerly boundary of the life-saving station reservation; running westerly one hundred and fifty feet parallel with the south boundary of the reservation; thence true north one hundred and fifty feet, more or less, to the face of the revetment; thence easterly along the face of the revetment to its intersection with the fence aforesaid; thence in a southerly direction along the line of said fence one hundred and fifty feet, more or less, to the place of beginning, being an area of land approximately one hundred and fifty feet square, which land is situated in the southeast quarter northeast quarter section 28, township 26 north, range 16 west, Benzie County, Michigan; excepting perpetual easements for life-saving purposes granted to the United States of America in certain conveyances bearing dates, respectively, November 4, 1883, and June 3, 1889."

The said tract of land to be given in exchange for and dependent upon the Ann Arbor Railroad Company conveying to the United States the fee-simple title, as evidenced by a warranty deed and abstracts acceptable to the Attorney General of the United States, to the following tract of land lying northerly of the said harbor entrance and described by metes and bounds, as follows:

"Starting at the common corner between sections 21, 22, 27, and 28, township 26 north, range 16 west, State of Michigan, running due west along the section line a distance of six hundred and ninety feet; thence running due south a distance of one thousand one hundred and sixty and thirty-eight one-hundredths feet, to a stake, thence north eighty-six degrees thirty-six minutes west, a distance of two hundred and ninety-one feet to the place of beginning.

"Thence running south three degrees twenty-four minutes west, a distance of eighty feet to a stake; thence north eighty-six degrees thirty-six minutes west, for a distance of two hundred and eighty-one feet to a stake; thence north three degrees twenty-four minutes east, for a distance of eighty feet to a stake; thence south eighty-six degrees thirty-six minutes east for a distance of two hundred and eighty-one feet to the place of beginning of the land hereby conveyed, containing one-half acre, more or less."

SEC. 3. The Secretary of Commerce is hereby authorized to transfer to the control of the Secretary of the Navy the parcels of land hereinafter described and forming portions of the Parris Island Lighthouse Reservation, South Carolina:

Parcel Numbered 1. The tract of land, together with all buildings and appurtenances, which was formerly the site of the Parris Island

Rights reserved.

Frankfort, Mich.
Quitclaim to Ann
Arbor Railroad Com-
pany of tract of land
at.

Description.

Tract from Company
to be given in exchange.

Description.

Parris Island, S. C.
Tracts transferred to
Secretary of the Navy.

Parcel No. 1.

Range Front Light, described as follows in a deed of July 26, 1878, from James C. Snyder to the United States, recorded June 12, 1879, in book numbered 11, page 511, of Beaufort County register's office:

Description.

"All that piece or parcel of land being a part of a tract of land formerly known as the 'Means Plantation' and numbered according to a map of a survey on file in the office of Commissioners of Internal Revenue, Washington, District of Columbia, as lot 23, section 20, township 2 south of Beaufort base line and 1 west of the Saint Helena meridian in the county of Beaufort and State of South Carolina, to wit:

"Commencing at a point on the shore of a creek known as 'Means Creek' north twenty-eight degrees and forty-one minutes west, two hundred and six feet from the southeast corner of lot 23 of the aforesaid map and running thence north seventy-seven degrees and thirty minutes, west five hundred and fifty-eight feet; thence north seventy-two degrees and fifteen minutes east, seven hundred and ten feet to Means Creek; thence southerly along the shores of Means Creek to the place of beginning, the whole containing two and one-quarter acres, more or less, and including the water privileges of the front on Means Creek, and * * * a right of way of sufficient width for the construction of an earthen causeway and for the procuring of the material to construct and keep in repair the same across the land lying between the aforesaid piece or parcel of land and an earthen causeway across the marsh to the southerly end of Parris Island.'"

Parcel No. 2.

Parcel numbered 2. The tract of land, on which the Parris Island Range Rear Beacon is now located, described as follows in a deed of February 28, 1879, from Silas E. Taylor to the United States, recorded November 14, 1879, in book numbered 11, page 576, of Beaufort County register's office:

Description.

"All that piece and parcel of land situated, lying, and being on Parris (or Parry) Island in the county of Beaufort and State of South Carolina, to wit:

"All of the northeast quarter northeast quarter southeast quarter section 18, township 2 south, range 1 west, of Beaufort principal meridian, according to a plat of the United States survey on file in the office of Commissioner of Internal Revenue, Washington, District of Columbia, and numbered according to the said plat, lot 33, of the aforesaid section, containing ten acres, more or less.'"

Retentions for light-house uses.

The Parris Island Range Rear Beacon shall be allowed to remain in its present position until removed or relocated by or with the permission of the Department of Commerce Lighthouse Service. The Department of Commerce Lighthouse Service shall also retain the right of ingress and egress by the most convenient route across the above-described parcel numbered 2, for maintenance, relocation, or removal of the said rear beacon of this range.

Detroit, Mich.
Marine hospital at.
Additional land of,
transferred for light-
house purposes.

SEC. 4. The Secretary of the Treasury is hereby authorized and directed to transfer to the Department of Commerce for lighthouse purposes an additional strip of land six feet in width, extending in a southerly direction from Jefferson Avenue a distance of one hundred and fifty feet, parallel and contiguous to the easterly line of the portion of the old Marine Hospital Reservation, Detroit, Michigan, which was transferred to the Department of Commerce by authority of the Act of Congress approved May 18, 1926.

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