

[CHAPTER 224.]

AN ACT

Authorizing the Commonwealth of Kentucky, by and through the State Highway Commission of Kentucky, or the successors of said commission, to construct, maintain, and operate a toll bridge across the Ohio River at or near Owensboro, and permitting the Commonwealth of Kentucky to act jointly with the State of Indiana in the construction, maintenance, and operation of said bridge.

June 9, 1932.
[S. 4635.]
[Public, No. 157.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to promote interstate commerce, improve the postal service, and more adequately provide for military and other purposes the Commonwealth of Kentucky, by and through the State Highway Commission of Kentucky, or the successors of said commission, be, and it hereby is, authorized to construct, maintain, and operate a bridge across the Ohio River at or near Owensboro, Kentucky, and the approaches thereto, at a point suitable to the interests of navigation, in accordance with the provisions of an Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Ohio River.
Kentucky, etc., may
bridge, at Owensboro.

Construction.
Vol. 34, p. 84.

SEC. 2. There is hereby conferred upon the Commonwealth of Kentucky and the State Highway Commission of Kentucky, or the successors of said commission, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, and/or operation of such bridge and the approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is situated, upon making just compensation therefor, to be ascertained and paid according to the laws of such State, and the proceedings therefor shall be the same as in condemnation or expropriation of property for public purposes in such State.

Acquisition of real
estate, etc., for loca-
tion, approaches, etc.

SEC. 3. The Commonwealth of Kentucky, by and through the State Highway Commission of Kentucky, or the successors of said commission, hereby is authorized to fix and charge tolls for transit over such bridge, and the rates of toll so fixed shall be the legal rates until changed by the Secretary of War under the authority contained in the Act of March 23, 1906.

Condemnation pro-
ceedings.

Tolls authorized.

Vol. 34, p. 85.

SEC. 4. If tolls are charged for the use of the bridge, the rates of toll to be charged shall be so adjusted as to provide a fund not to exceed an amount sufficient to pay the reasonable costs of maintaining, repairing, and operating the bridge and its approaches under economical management, and not to exceed an amount, in addition to the foregoing, to provide a sinking fund sufficient to amortize the aggregate cost of the bridge and its approaches, including reasonable interests and financing costs, as soon as possible under reasonable charges, but within a period not exceeding twenty-five years from the date of approval of this Act. In any event tolls shall be charged on the basis aforesaid for transit over the bridge if revenue bonds of the Commonwealth of Kentucky are issued to provide money to pay all or any part of the cost thereof, and such tolls shall be continued and adjusted at such rates as may be necessary to pay

Rates, applied to op-
eration, sinking fund,
etc.

Basis if revenue
bonds issued.

such bonds with interest thereon and any lawful premium for the retirement thereof before maturity, subject only to the power of the Secretary of War or other authorized Federal authority to regulate such rates.

Maintenance as free bridge after costs amortized.

Record of expenditures and receipts.

Tolls to be uniform.

Discretionary rights of State.

Cooperative agreement with Indiana respecting construction, maintenance, etc.

Amendment.

After a sinking fund sufficient to amortize the cost of the bridge and approaches shall have been provided to the extent hereinabove required, the bridge shall thereafter be maintained and operated free of tolls, or the rates of toll shall thereafter be so adjusted as to provide a fund of not to exceed the amount necessary for the proper care, repair, maintenance, and operation of the bridge and its approaches. An accurate record of the cost of the bridge and its approaches, the expenditures for maintaining, repairing, and operating same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested. Tolls shall be uniform as between individuals and as between vehicles of the same class using the bridge.

SEC. 5. Nothing in this Act shall be construed as requiring tolls to be charged for the use of such bridge, except as hereinabove provided, and nothing herein shall be construed to prohibit the Commonwealth of Kentucky, acting by and through the State Highway Commission of Kentucky, or its successors, from paying all or any part of the cost of such bridge and its approaches from the State road fund, or from paying all or any part of the cost of maintenance, repair, or operation of such bridge from the State road fund of the Commonwealth of Kentucky.

SEC. 6. At any time before or after the completion of such bridge the Commonwealth of Kentucky, acting by and through the State Highway Commission of Kentucky, and the State of Indiana, acting by and through the Indiana State Highway Commission, may enter into such cooperative agreement as may be agreed upon between said States, relating to the construction, financing, maintenance, and/or operation of such bridge, and the State of Indiana may acquire such interest in the bridge as may be agreed upon between said States, and upon such terms as may be agreed upon—all, however, subject to the limitations in this Act expressly provided or necessarily implied.

SEC. 7. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 9, 1932.

[CHAPTER 225.]

AN ACT

June 9, 1932.
[S. 4636.]
[Public, No. 158.]

Authorizing the Commonwealth of Kentucky, by and through the State Highway Commission of Kentucky, or the successors of said commission, to construct, maintain, and operate a toll bridge across the Ohio River at or near Cairo, Illinois, and permitting the Commonwealth of Kentucky to act jointly with the State of Illinois in the construction, maintenance, and operation of said bridge.

Ohio River.
Kentucky, etc., may
bridge, at Cairo, Ill.

Construction.
Vol. 34, p. 84.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to promote interstate commerce, improve the postal service, and more adequately provide for military and other purposes the Commonwealth of Kentucky, by and through the State Highway Commission of Kentucky, or the successors of said commission, be, and it hereby is, authorized to construct, maintain, and operate a bridge across the Ohio River at or near Cairo, Illinois, and the approaches thereto, at a point suitable to the interests of navigation, in accordance with the provisions of an Act entitled "An Act to regulate the