

Promotion.

rank or promotion of any officer originally appointed before the adoption of the regulations of eighteen hundred and seventy-nine; and the President is authorized to nominate for confirmation the officers in the service on the date of the passage of this act.

Approved, January 4, 1889.

January 4, 1889.

CHAP. 20.—An act to incorporate the American Historical Association.

American Historical Association.
Incorporators.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Andrew D. White, of Ithaca, in the State of New York; George Bancroft, of Washington, in the District of Columbia; Justin Winsor, of Cambridge, in the State of Massachusetts; William F. Poole, of Chicago, in the State of Illinois; Herbert B. Adams, of Baltimore, in the State of Maryland; Clarence W. Bowen, of Brooklyn, in the State of New York, their associates and successors, are hereby created in the District of Columbia a body corporate and politic, by the name of the American Historical Association, for the promotion of historical studies, the collection and preservation of historical manuscripts, and for kindred purposes in the interest of American history and of history in America. Said association is authorized to hold real and personal estate in the District of Columbia so far only as may be necessary to its lawful ends to an amount not exceeding five hundred thousand dollars, to adopt a constitution, and to make by-laws not inconsistent with law. Said association shall have its principal office at Washington, in the District of Columbia, and may hold its annual meetings in such places as the said incorporators shall determine. Said association shall report annually to the Secretary of the Smithsonian Institution concerning its proceedings and the condition of historical study in America. Said Secretary shall communicate to Congress the whole of such reports, or such portion thereof as he shall see fit. The Regents of the Smithsonian Institution are authorized to permit said association to deposit its collections, manuscripts, books, pamphlets, and other material for history in the Smithsonian Institution or in the National Museum; at their discretion, upon such conditions and under such rules as they shall prescribe.

Purpose.

Reports.

Manuscripts, etc., to be deposited in Smithsonian Institution.

Approved, January 4, 1889.

January 8, 1889.

CHAP. 21.—An act to authorize the Cairo and Tennessee River Railroad Company to construct bridges across the Tennessee and Cumberland Rivers.

Cairo and Tennessee River Railroad Company may bridge Tennessee and Cumberland Rivers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Cairo and Tennessee River Railroad Company, organized under act of the general assembly of the Commonwealth of Kentucky, be, and is hereby, authorized to construct and maintain bridges, and approaches thereto, over the Tennessee River at any point below Aurora, south boundary of Calloway County, in the State of Kentucky, and the Cumberland River at any point in Trigg County, State of Kentucky, and at any point in Monroe or Cumberland Counties, Kentucky, or in Clay County, Tennessee, on said river. Said bridges shall be constructed to provide for the passage of railway trains, and, at the option of the corporation by which they may be built, may be used for the passage of wagons and vehicles of all kinds, for the transit of animals, and for foot-passengers.

Railway, wagon, and foot bridges.

To be lawful structures and post-routes.

SEC. 2. That any bridge built under this act and subject to its limitations shall be a lawful structure, and shall be recognized and known

as a post-route, and it shall enjoy the rights and privileges of other post-roads in the United States, and equal privileges in the use of said bridges shall be granted to all telegraph companies; and the United States shall have the right of way over said bridges for postal-telegraph purposes.

SEC. 3. That all railroad companies desiring the use of said bridges shall have and be entitled to equal rights and privileges relative to the passage of railway trains over the same, and over the approaches thereto, upon the payment of a reasonable compensation for such use; and in case the owner or owners of said bridges and the several railroad companies, or any of them, desiring such use, shall fail to agree upon the sum or sums to be paid, and upon rules and conditions to which each shall conform in using said bridges, all matters at issue between them shall be decided by the Secretary of War upon a hearing of the allegations and proofs of the parties.

SEC. 4. That any bridges authorized to be constructed under this act shall be built and located under and subject to such regulations for the security of navigation of said rivers as the Secretary of War shall prescribe; and to secure that object the said company or corporation shall submit to the Secretary of War, for his examination and approval, a design and drawings of the bridges, and a map of the location, giving, for the space of one mile above and one mile below the proposed location, the topography of the banks of the rivers, the shore-lines at high and low water, the direction and strength of the currents at all stages, and the soundings, accurately showing the bed of the stream, the location of any other bridge or bridges, and shall furnish such other information as may be required for a full and satisfactory understanding of the subject; and until the said plan and location of the bridges are approved by the Secretary of War the bridges shall not be commenced or built, and should any change be made in the plan of said bridges during the progress of construction such changes shall be subject to the approval of the Secretary of War.

SEC. 5. That the right to alter, amend, or repeal this act is hereby expressly reserved.

SEC. 6. That this act shall be null and void if actual construction of the bridges herein authorized be not commenced within two years and completed within three years from the date thereof.

Approved, January 8, 1889.

Postal telegraph.

Use by other roads.

Compensation.

Secretary of War to approve plans, etc.

Amendment.

Commencement and completion.

CHAP. 22.—An act to construct a road from Florence, South Carolina, to the national cemetery adjacent thereto

January 8, 1889.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of fifteen thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to be used in the construction of a macadam or gravel road leading from the town of Florence, South Carolina, to the national cemetery in the vicinity of said town, the same to be expended under the direction of the Secretary of War: *Provided,* That no part of the money so appropriated shall be expended until the town of Florence shall, by proper ordinances, grant to the United States the right, without expense, to grade and macadamize the streets along the route selected for the construction or repair of said road, and also provide in said ordinance that when said road is constructed that said town will keep the same in repair within the incorporated limits of said town: *And provided further,* That no part of said money shall be expended until the county of Darlington shall, by proper orders duly entered of record in the proper court, widen the county road, if any, along the route selected, so as that it

Appropriation for road to national cemetery, Florence, S. C.

Provisos.
Road to be kept in repair.

Widening road.