

February 11, 1929.
[H. R. 15657.]
[Public, No. 722.]

Abraham Lincoln
National Park, Ky.
Improvements
directed of, including
cabin in which Lincoln
was born.
Vol. 39, p. 385.

U. S. Code, p. 407.

CHAP. 176.—An Act To provide for the improvement and preservation of the land and buildings of the Abraham Lincoln National Park or Reservation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of protecting from disintegration and of improving, beautifying, and preserving the Abraham Lincoln National Park or Reservation established under the Act entitled "An Act to accept a deed or gift or conveyance from the Lincoln Farm Association, a corporation, to the United States of America, of land near the town of Hodgenville, county of Larue, State of Kentucky, embracing the homestead of Abraham Lincoln and the log cabin in which he was born, together with the memorial hall inclosing the same; and further to accept an assignment or transfer of an endowment fund of \$50,000 in relation thereto," approved July 17, 1916 (United States Code, title 16, sections 211-214), the Secretary of War is authorized and directed to provide for (1) the improvement of such existing roadways, walks, and buildings in such park or reservation; and (2) the planting of such trees, plants, and shrubbery; the construction of such additional roadways, walks, and buildings, and of such fences, parking spaces, drainage structures, culverts, and bridges; and the making of such other improvements, as in his judgment may be necessary for the preservation, beautification, and protection from disintegration of such park or reservation, including the log cabin in which Abraham Lincoln was born and the memorial hall inclosing the same, and which may serve to render such park or reservation convenient for the appropriate use and enjoyment by the public.

Amount authorized
for improvements, fences,
bridges, etc.
Post, p. 1666.

Superintendent, and
employees.

SEC. 2. There is authorized to be appropriated the sum of \$100,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act; and authorization is also hereby given for such appropriations as may, in the future, be deemed necessary for the proper protection, preservation, care, maintenance, and operation of the said national park or reservation, including the salaries and compensation of a superintendent and other needed employees.

Approved, February 11, 1929.

February 11, 1929.
[H. R. 16208.]
[Public, No. 723.]

Sandusky Bay.
Cedar Point Bridge
Company may bridge,
at Sandusky, Ohio.

Construction.
Vol. 34, p. 84.

Acquisition author-
ized, after completion,
by Ohio, etc.

CHAP. 177.—An Act Authorizing the Cedar Point Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the southeast arm of Sandusky Bay at or near Sandusky, Ohio.

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 provide for military and other purposes, the Cedar Point Bridge Company, a corporation organized under the laws of Ohio, of Sandusky, Erie County, Ohio, its successors and assigns, be and is hereby authorized to construct, maintain, and operate a bridge and approaches thereto across the southeast arm of Sandusky Bay, at a point suitable to the interests of navigation, from a point on the southerly shore of Sandusky Bay in the city of Sandusky, Ohio, to a point on what is known as Cedar Point Peninsula, on the northeasterly shore of Sandusky Bay, Ohio, in accordance with the provisions of the 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.

SEC. 2. After the completion of such bridge, as determined by the Secretary of War, either the State of Ohio, any political subdivision thereof within or adjoining which any part of such bridge is located, or any two or more of them jointly, may at any time acquire and take over all right, title, and interest in such bridge and its

approaches, and any interest in real property necessary therefor, by purchase or by condemnation or expropriation, in accordance with the laws of such State governing the acquisition of private property for public purposes by condemnation or expropriation. If at any time after the expiration of five years after the completion of such bridge the same is acquired by condemnation or expropriation, the amount of damages or compensation to be allowed shall not include good will, going value, or prospective revenues or profits, but shall be limited to the sum of (1) the actual cost of constructing such bridge and its approaches, less a reasonable deduction for actual depreciation in value; (2) the actual cost of acquiring such interests in real property; (3) actual financing and promotion cost, not to exceed 10 per centum of the sum of the cost of constructing the bridge and its approaches and acquiring such interests in real property; and (4) actual expenditures for necessary improvements.

SEC. 3. If such bridge shall at any time be taken over or acquired by the State of Ohio, or by any municipality or other political subdivision or public agency thereof, under the provisions of section 2 of this Act, and if tolls are thereafter charged for the use thereof, the rates of toll shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches under economical management and to provide a sinking fund sufficient to amortize the amount paid therefor, including reasonable interest and financing cost, as soon as possible under reasonable charges, but within a period of not to exceed twenty years from the date of acquiring the same. After a sinking fund sufficient for such amortization shall have been so provided, such 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 maintenance, repair, and operation of the bridge and its approaches under economical management. An accurate record of the amount paid for acquiring the bridge and its approaches, the actual expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

SEC. 4. The Cedar Point Bridge Company, its successors and assigns, shall, within ninety days after the completion of such bridge, file with the Secretary of War and with the highway department of the State of Ohio, a sworn itemized statement showing the actual original cost of constructing the bridge and its approaches, the actual cost of acquiring any interest in real property necessary therefor, and the actual financing and promotion costs. The Secretary of War may, and at the request of the highway department of the State of Ohio 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 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 Cedar Point Bridge Company, its successors and assigns, shall make available all of its records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of construction, financing, and promotion of the bridge shall be conclusive for the purposes mentioned in section 2 of this Act, subject only to review in a court of equity for fraud or gross mistake.

SEC. 5. The right to sell, assign, transfer, and mortgage all the rights, powers, and privileges conferred by this Act is hereby granted to the Cedar Point Bridge Company, its successors and assigns, and any corporation to which or any person to whom such rights, powers,

Condemnation proceedings.

Compensation if acquired by condemnation, etc.

Limitations.

Tolls under State, etc., operation.

Rates applied to operation, sinking fund, etc.

Maintenance as free bridge, etc., after amortizing costs.

Record of expenditures and receipts.

Sworn statement of construction etc., costs, to be filed after completion.

Investigation by Secretary of War.

Findings of Secretary conclusive.

Right to sell, etc., conferred.

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.

Amendment.

SEC. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, February 11, 1929.

February 12, 1929.
[S. 5180.]
[Public, No. 724.]

CHAP. 178.—An Act To authorize the payment of interest on certain funds held in trust by the United States for Indian tribes.

Indian trust funds.
Interest rate on, es-
tablished.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all money in excess of \$500 held by the United States in a trust fund account, and carried on the books of the Treasury Department to the credit of an Indian tribe, if the payment of interest thereon is not otherwise authorized by law, shall bear simple interest at the rate of 4 per centum per annum from the date of the passage of this Act. The amount held in any such trust fund account, which in the judgment of the Secretary of the Interior may not be required for payment in accordance with law, shall be covered into the surplus fund of the Treasury; but so much thereof as may be necessary for making any such payment may, at any time thereafter, be restored to such account without reappropriation by Congress.

Amount not required
for payments covered
into the Treasury.

Approved, February 12, 1929.

February 12, 1929.
[H. R. 13484.]
[Public, No. 725.]

CHAP. 179.—An Act Authorizing preliminary examinations of sundry streams with a view to the control of their floods, and for other purposes.

Flood control.
Preliminary exami-
nations for, of desig-
nated streams, author-
ized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to cause preliminary examinations to be made of the following streams with a view to the control of their floods in accordance with the provisions of section 3 of an Act entitled "An Act to provide for control of the floods of the Mississippi River, and of the Sacramento River, California, and for other purposes," approved March 1, 1917, the cost thereof to be paid from appropriations heretofore or hereafter made for such purposes:

Rivers indicated.

West branch of the Susquehanna River, Pennsylvania; Auglaize, Blanchard, and Ottawa Rivers, Ohio, and their tributaries; Saint Marys River, Ohio; Kootenai River, Idaho; Mouse River, North Dakota; Black River, Arkansas; Mud River, Kentucky; Lumber and Little Pee Dee Rivers, South Carolina; Lynchs River, South Carolina; Mayfield Creek, Kentucky; Missouri River, near Elk Point, South Dakota; Salmon River, Alaska; Choctawhatchee River and its tributaries, Florida and Alabama; Brazos and Colorado Rivers, Texas, and their tributaries; Canadian River and its tributaries, New Mexico; Staunton, Roanoke, Dan, and James Rivers, Virginia; Yellowstone River, Montana; and Rough River, Kentucky.

Removal of pollu-
tion.

SEC. 2. The reports of the preliminary examinations of the west branch of the Susquehanna River, Pennsylvania, and the Auglaize, Blanchard, and Ottawa Rivers, Ohio, shall also contain data relative to devising methods whereby the sources of pollution of said streams may be removed.

Approved, February 12, 1929.