

shall reside in the district to which he is assigned. The supreme court of said Territory, or the chief justice thereof, may designate any judge to try a particular case or cases in any district when the judge of said district has been of counsel, or is of kin to either party to the action, or interested, or is biased or prejudiced in the cause, or if for any other reason said judge is unable to hold court.

Assignment in certain cases.

SEC. 4. That the district court in each of said districts shall have the same jurisdiction that district courts of said Territory now possess.

Jurisdiction.

SEC. 5. That no justice of the supreme court of said Territory shall sit as a member of said court in the trial or hearing of any case decided by him in the district court, or wherein he has any interest.

Disqualification of judges.

Approved, December 21, 1893.

CHAP. 6.—An Act Authorizing the Fourth Assistant Postmaster-General to approve postmasters' bonds. December 21, 1893.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the passage of this Act the bonds of all postmasters, by the direction of the Postmaster-General, may be approved and accepted and the approval and acceptance signed by the Fourth Assistant Postmaster-General in the name of the Postmaster-General.

Postal service.

Fourth Assistant Postmaster-General to approve postmasters' bonds.

Approved, December 21, 1893.

CHAP. 7.—An Act To close alleys in square numbered seven hundred and fifty-one, in the city of Washington, District of Columbia. December 21, 1893.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the alleys in square numbered seven hundred and fifty-one, in the city of Washington, District of Columbia, be closed and the land contained therein revert to the owners of the abutting property: *Provided,* That any conveyance of title in this Act contained shall be operative only so long as the land is used for charitable purposes.

District of Columbia. Alleys in square 751, closed.

Proviso. Duration.

Approved, December 21, 1893.

CHAP. 8.—An Act Granting the right of way for the construction of a railroad and other improvements over and on the West Mountain of the Hot Springs Reservation, Hot Springs, Arkansas. December 21, 1893.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the right of way forty-five feet in width, upon which to construct, equip, operate, and maintain a railroad with one or more tracks, is hereby granted to George W. Baxter, John D. Ware, Leslie Webb, and George M. Baxter, their associates and assigns, upon and over that part of the Hot Springs Reservation known as the West Mountain, as follows: Commencing at a point on first line marked A1 seven feet east of the line marked M on Government plat survey, eighteen hundred and ninety-two, for topography; thence by a route to be approved by the Secretary of the Interior to the boundary line of said West Mountain reservation, or as near thereto as shall be necessary, but the said railroad shall not obstruct any highway contemplated by the plans for the improvement of the Government reservation of Hot Springs, Arkansas, and the said grantees shall, by the erection and permanent maintenance of substantial iron bridges with closed beds and sides, or by means of tunnels, avoid

Hot Springs, Ark.

Right of way over West Mountain to George W. Baxter, et al.

Location.

Proviso.
 Previous grants not affected.
 Secretary of the Interior to approve plans, etc.

rendering the crossings dangerous to passengers on the said highways, either in conveyances or on foot: *Provided*, That such road so constructed and this grant shall not interfere with any grant within such reservation heretofore made.

Supervision.
 Completion.
 Forfeiture.

SEC. 2. That the said parties or their assigns shall cause to be made an accurate map and profile of the located line of said railway with the specifications for the construction thereof, and the same shall be approved by and filed with the Secretary of the Interior before the construction of said railroad shall be commenced. The Secretary of the Interior shall have the supervision and control over the location and construction of said railroad, which must be built and put in running order to the top of said mountain within two years from and after the passage of this Act. Each of the conditions in this section shall be construed as a condition precedent to the grant herein made, and a failure to comply with any of them shall of itself work a forfeiture of the rights hereby granted.

Right to erect hotels, etc.

SEC. 3. That the said parties or their assigns shall have the privilege of erecting on said West Mountain observatories, hotels, and such other buildings as may be considered by the Secretary of the Interior desirable for the accommodation of the public, and for such purposes, and for laying off and beautifying a park surrounding or adjacent to such buildings the said parties or their assigns are hereby privileged to use five acres of ground upon said mountain, they agreeing to build upon and beautify the same at their own expense. A survey and plat of the grounds to be used for the purposes herein mentioned shall be first submitted to the Secretary of the Interior, and approved by him before any improvements shall be begun upon said land. Plans for all buildings shall be submitted to and approved by the Secretary of the Interior.

Lands granted.

Approval by Secretary of the Interior.

Yearly payment.

SEC. 4. That the said parties are to pay semiannually to the Interior Department, on account of the fund, for the improvement of the permanent Hot Springs Reservation, the sum of two per centum of the gross annual earnings of said railroad and buildings and grounds.

Charges, etc.

SEC. 5. That all tolls, charges, or income received under or by reason of this grant shall be subject to the approval of the Secretary of the Interior, who shall from time to time prescribe rules and regulations for the management of said property.

Amendments, etc.

SEC. 6. That Congress reserves the right to at any time alter, amend, change, or repeal the rights and privileges hereby conferred.

Approved, December 21, 1893.

December 21, 1893.

CHAP. 9.—An Act To grant the right of way to the Kansas, Oklahoma Central and Southwestern Railway Company through the Indian Territory and Oklahoma Territory, and for other purposes.

Kansas, Oklahoma Central and Southwestern Railway Company, may build railway, etc., line through Indian and Oklahoma Territories.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Kansas, Oklahoma Central and Southwestern Railway Company, a corporation created under and by virtue of the laws of the Territory of Oklahoma, be, and the same is hereby, invested and empowered with the right of locating, constructing, equipping, operating, using, and maintaining a railway, telegraph, and telephone line through the Indian Territory and Oklahoma Territory, including lands that have been allotted to Indians in severalty or reserved for Indian purposes, beginning at any point to be selected by said railway company on the south line of the State of Kansas, in the county of Montgomery, on the south line of section numbered thirteen or section numbered fourteen, township numbered thirty-five, range numbered thirteen east of the sixth principal meridian, or on the south line of section numbered thirteen or section numbered fourteen, township numbered thirty-five, range sixteen east of

Location.

Indian Territory.