

Provisos.  
Age limit.

organized militia: *Provided*, That no person shall be entitled to receive a commission as a second lieutenant after he shall have passed the age of thirty; as first lieutenant after he shall have passed the age of thirty-five; as captain after he shall have passed the age of forty; as major after he shall have passed the age of forty-five; as lieutenant-colonel after he shall have passed the age of fifty, or as colonel after he shall have passed the age of fifty-five: *And provided further*, That such appointments shall be distributed proportionately, as near as may be, among the various States contributing such volunteer force: *And provided*, That the appointments in this section provided for shall not be deemed to include appointments to any office in any company, troop, battery, battalion, or regiment of the organized militia which volunteers as a body or the officers of which are appointed by the governor of a State or Territory.

Proportionate distribution of appointments.

Restrictions.

Organization of volunteer forces.  
Vol. 30, p. 361.

SEC. 24. That all the volunteer forces of the United States called for by authority of Congress shall, except as hereinbefore provided, be organized in the manner provided by the Act entitled "An Act to provide for temporarily increasing the military establishment of the United States in time of war, and for other purposes," approved April twenty-second, eighteen hundred and ninety-eight.

R. S., secs. 232, 1625-1660, pp. 37, 285-290, repealed.

SEC. 25. That sections sixteen hundred and twenty-five to sixteen hundred and sixty, both included, of title sixteen of the Revised Statutes, and section two hundred and thirty-two thereof, relating to the militia, are hereby repealed.

Effect.

SEC. 26. That this Act shall take effect upon the date of its approval.

Approved, January 21, 1903.

January 22, 1903.

[Public, No. 34.]

**CHAP. 197.**—An Act To establish Portal, North Dakota, a subport of entry and extend thereto the privileges of the first section of the Act approved June tenth, eighteen hundred and eighty.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That Portal, North Dakota, be, and is hereby, designated a subport of entry in the customs collection district of North and South Dakota, and that the privileges of the first section of the Act approved June tenth, eighteen hundred and eighty, entitled "An Act to amend the statutes in relation to the immediate transportation of dutiable goods, and for other purposes," be, and the same are hereby, extended to said subport.

Approved, January 22, 1903.

January 26, 1903.

[Public, No. 35.]

**CHAP. 332.**—An Act To pay in part judgments rendered under an act of the legislative assembly of the Territory of Hawaii for property destroyed in suppressing the bubonic plague in said Territory in eighteen hundred and ninety-nine and nineteen hundred, and authorizing the Territory of Hawaii to issue bonds for the payment of the remaining claims.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the sum of one million dollars is hereby appropriated, out of any money in the Treasury not otherwise appropriated, to pay in part the judgments rendered under an act of the legislative assembly of the Territory of Hawaii by the fire claims commission of that Territory for property destroyed in the suppression of the bubonic plague in said Territory in the years eight-hundred and ninety-nine and nineteen hundred.

SEC. 2. That the governor and secretary of said Territory are hereby authorized to issue the bonds of that Territory in such sum, not exceeding five hundred thousand dollars, as, together with the money hereby

Hawaii.  
Bubonic plague judgments.  
Appropriation to pay part of.

Bond issue for balance.

appropriated, may be sufficient to pay all of said judgments. Said bonds shall be payable in gold coin of the United States of America of the present standard weight and fineness, shall bear interest at the rate of four per centum per annum, payable semiannually, and be redeemable in not less than five years and payable in not more than fifteen years from the date of issuance. The principal and interest of all bonds shall be exempt from any and all taxes, and the payment thereof shall constitute a charge on the revenues of the Territory of Hawaii. Said bonds shall be sold at not less than their face value, and the proceeds thereof shall be applied to the payment of the judgments aforesaid and to no other purpose, and they shall be of such form and denominations and be issued and sold under such rules and regulations as the Secretary of the Interior shall prescribe.

Bonds exempt from taxation.

SEC. 3. That under no circumstances shall any such judgment claimant, or anyone claiming through him, be required to pay, nor shall any attorney or agent be entitled to charge, demand, or receive, directly or indirectly, more than ten per centum upon the amount recovered as compensation for services or labor of any kind or character in the prosecution or establishment of the claim, and in cases of contracts or agreements providing for payment of less than ten per centum the payment shall not be increased above the percentage so agreed upon. Before any such judgment shall be paid hereunder the governor of said Territory must certify that the same is genuine and was duly rendered in pursuance of the act of the legislative assembly of the Territory; and the payment of said judgments shall be in full satisfaction and discharge of any and all claims or demands against said Territory or the United States on account of any property destroyed in the said suppression of the bubonic plague.

Attorney's fees, etc., limited.

Proof.

Payments.

SEC. 4. That this Act shall take effect from and after its passage.

Effect.

Approved, January 26, 1903.

**CHAP. 333.**—An Act To provide for laying a single electric street-railway track across the Aqueduct Bridge, in the District of Columbia, and for other purposes.

January 29, 1903.

[Public, No. 36.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That upon deposit of the amounts hereinafter stated by the Great Falls and Old Dominion Railroad Company, a corporation of the State of Virginia, the Commissioners of the District of Columbia are hereby authorized and directed to change or rebuild, according to such plans as they may approve, the superstructure of the Aqueduct Bridge across the Potomac River so as to permit the placing thereon of a single electric street-railway track for the accommodation of electric street cars operating and to operate across said bridge.

District of Columbia.  
Great Falls and Old Dominion Railroad Company.  
May use Aqueduct Bridge for electric street railway.  
Changes in bridge.

SEC. 2. That within thirty days after the approval of this Act the said Great Falls and Old Dominion Railroad Company shall deposit with the collector of taxes of the District of Columbia the sum of one thousand dollars, and the said company shall, before the work provided for in the first section hereof shall be begun, deposit with said collector the additional sum of twenty-four thousand dollars, the aggregate amount of said sums being the estimated cost of such change or alteration in said bridge necessary for the purpose of accommodating such electric street-railway traffic across same: *Provided*, That if the sum of twenty-five thousand dollars shall not have been deposited by said railroad company within three months after the passage of this Act the said company shall forfeit to the said District of Columbia the said sum of one thousand dollars, hereinbefore required to be deposited, and all rights under this Act: *Provided further*, That if the said Great Falls and Old Dominion Railroad Company shall fail

Deposit for expenditures.

Proviso.  
Forfeit.

Forfeiture on failure to deposit.