

so as to read as follows: "That this Act shall be null and void if said bridge is not commenced within one year and completed within three years from the first day of April, nineteen hundred and four."

Approved, April 27, 1904.

April 27, 1904.
[S. 5454.]

[Public, No. 173.]

CHAP. 1614.—An Act Permitting the Ozark and Cherokee Central Railroad Company and the Arkansas Valley and Western Railway Company, and each or either of them, to sell and convey their railroads and other property in the Indian Territory to the Saint Louis and San Francisco Railroad Company or to the Chicago, Rock Island and Pacific Railway Company, and for other purposes.

Indian Territory,
Ozark and Cherokee
Central Railroad Com-
pany.
Sale of, authorized
to certain companies.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Ozark and Cherokee Central Railroad Company may sell and convey to the Saint Louis and San Francisco Railroad Company or to the Chicago, Rock Island and Pacific Railway Company all that part of the railroad of said first-named railroad company extending from Fayetteville to Okmulgee which is situate in the Indian Territory, together with all the property, rights, privileges, and franchises appurtenant or relating thereto, such sale and conveyance to be made upon such terms and conditions as may be agreed upon by the boards of directors of the respective companies parties thereto.

Arkansas Valley
and Western Railway
Company.
Sale of, authorized
to certain companies.

SEC. 2. That the Arkansas Valley and Western Railway Company may sell and convey to the Saint Louis and San Francisco Railroad Company or to the Chicago, Rock Island and Pacific Railway Company all of the railroad of said Arkansas Valley and Western Railway Company extending from Tulsa Junction, Indian Territory, to Enid and Avard, Oklahoma Territory, together with all the property, rights, privileges, and franchises appurtenant or relating thereto, such sale and conveyance to be made upon such terms and conditions as may be agreed upon by the boards of directors of the respective companies parties thereto.

Approved, April 27, 1904.

April 27, 1904.
[H. R. 4483.]

[Public, No. 174.]

Chicago, Ill.
Tunnels under Chi-
cago River in, de-
clared obstructions to
navigation.

Changes to be made
to aid navigation.
Notice to owners.

CHAP. 1615.—An Act Declaring each of the tunnels under the Chicago River an obstruction to navigation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the tunnels under the Chicago River in the State of Illinois at La Salle street, Washington street, and near Van Buren street, in the city of Chicago, in said State of Illinois, are, and each of them is hereby, declared to be, as now constructed, an unreasonable obstruction to the free navigation of said Chicago River, and each of said tunnels is hereby declared to be a public nuisance. And it shall be the duty of the Secretary of War to give notice to the persons or corporations owning or controlling said tunnels, or any of them, so to alter the same as to render navigation over said tunnels free, easy, and unobstructed, and in giving such notice he shall specify the changes recommended by the Chief of Engineers that are needed to be made in order that said tunnels, or any of them, shall not thereafter be an obstruction to navigation, and shall prescribe in each case a reasonable time in which to make said changes. If at the expiration of such time such changes have not been made, the Secretary of War shall forthwith notify the United States district attorney for the northern district of Illinois, in which said tunnels are situated, to the end that the criminal proceedings hereinafter prescribed may be taken. If the person or persons, corporation or corporations,

Proceedings on fail-
ure to remove obstruc-
tions.

owning or controlling any of the said tunnels shall, after receiving notice to that effect, as hereinbefore required, from the Secretary of War, and within the time prescribed by him, fail or refuse to remove the same or to make the changes specified in the notice of the Secretary of War, such person or persons, corporation or corporations, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine not exceeding ten thousand dollars; and each and every month such person or persons, corporation or corporations, shall remain in default in respect to the removal or alteration of such tunnel shall be deemed a new offense and subject the person or persons, corporation or corporations, so offending to the penalty herein prescribed: *Provided*, That in any case arising under the provisions of this Act an appeal or writ of error may be taken from the district court or from the circuit court direct to the Supreme Court either by the United States or by the defendants.

Penalty.

Proviso.
Appeal.

Approved, April 27, 1904.

CHAP. 1616.—An Act To provide an American register for the steamer Beaumont.

April 27, 1904.
[H. R. 4570.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of Navigation is hereby authorized and directed to cause the foreign-built steamer *Mira*, owned by a citizen of the United States, to be registered as a vessel of the United States, under the name of *Beaumont*, whenever it shall be shown to the Commissioner of Navigation that the repairs made in the United States, together with the salvage, less the amount expended in payment of wages to foreign workingmen and in the employment of foreign tugs and for foreign material have amounted to three times the price paid for the wreck (exclusive of salvage) to her foreign owners.

[Public, No. 175.]
"Mira," steamer.
American register
granted foreign built,
and name changed to
"Beaumont."
Conditions.

Approved, April 27, 1904.

CHAP. 1617.—An Act Making appropriations for the payment of invalid and other pensions of the United States for the fiscal year ending June thirtieth, nineteen hundred and five, and for other purposes.

April 27, 1904.
[H. R. 6758.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the payment of pensions for the fiscal year ending June thirtieth, nineteen hundred and five, and for other purposes, namely:

[Public, No. 176.]

For army and navy pensions, as follows: For invalids, widows, minor children, and dependent relatives, army nurses, and all other pensioners who are now borne on the rolls, or who may hereafter be placed thereon, under the provisions of any and all Acts of Congress, one hundred and thirty-seven million ten thousand six hundred dollars: *Provided*, That the appropriation aforesaid for navy pensions shall be paid from the income of the navy pension fund, so far as the same shall be sufficient for that purpose: *Provided further*, That the amount expended under each of the above items shall be accounted for separately.

Pensions appropriations.

Invalid, etc., pensions.

Provisos.
Navy from naval fund.
Accounts.

For fees and expenses of examining surgeons, pensions, for services rendered within the fiscal year nineteen hundred and five, eight hundred thousand dollars. And each member of each examining board shall, as now authorized by law, receive the sum of two dollars for the exami-

Examining surgeons.
Fees.