

of said board shall be the custodian of said money, and he shall, before entering upon the duties of his office, give his bond, with sufficient sureties, to the school district, in such sum as the common council may direct, and subject to its approval, but not less than twice the amount that may come into his hands as treasurer, conditioned that he will honestly and faithfully disburse and account for all money that may come into his hands as such treasurer. The said board shall have the power to hire and employ the necessary teachers, to provide for heating and lighting the schoolhouse, and in general to do and perform everything necessary for the due maintenance of a proper school."

Bond.

Teachers.

Approved, March 3, 1905.

**CHAP. 1492.**—An Act Authorizing the Secretary of the Navy to accept the torpedo boats Stringham and Goldsborough.

March 3, 1905.  
[S. 7042.]

[Public, No. 225.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Navy be, and he is hereby, authorized, in his discretion, to waive the statutory speed requirement of thirty knots an hour for the torpedo boats Stringham and Goldsborough, authorized and contracted for under the Act approved March third, eighteen hundred and ninety-seven; to accept said vessels, after such trial as he may prescribe, and to make final settlement therefor under the contracts for their construction, subject to such deductions from the contract prices as may in his judgment be proper, if any, on account of speed failure, giving due consideration to the losses incurred by the contractors in endeavoring to fulfill their obligations where said losses were due to changes of modifications of plans or specifications ordered by the Department.

Navy.  
Torpedo boats  
"Stringham" and  
"Goldsborough" may  
be accepted.  
Vol. 29, p. 378.

Deductions for speed  
failure.

Approved, March 3, 1905.

**CHAP. 1493.**—An Act To transfer Ensign Creighton Churchill from the retired to the active list of the Navy.

March 3, 1905.  
[H. R. 6826.]

[Public, No. 226.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President be, and he is hereby, authorized, by and with the advice and consent of the Senate, to restore Creighton Churchill, now an ensign on the retired list, to the active list of the Navy: *Provided,* That the said Churchill shall, upon examination in accordance with regulations to be prescribed by the Secretary of the Navy, before an examining board composed of five members, of whom three shall be line officers his senior in rank and the remaining two medical members, satisfactorily establish his mental, moral, professional, and physical fitness to perform active service, the place to which he shall be restored to be determined by the Secretary of the Navy after recommendation with regard thereto by said board: *And provided further,* That the said Churchill shall be carried as additional to the number of the grade to which he may be restored or at any time thereafter promoted.

Navy.  
Creighton Churchill  
restored to active list.

Proviso.  
Examination re-  
quired.

Promotions.

Approved, March 3, 1905.

**CHAP. 1494.**—An Act Authorizing the appointment of certain midshipmen in the United States Navy.

March 3, 1905.  
[H. R. 12273.]

[Public, No. 227.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President be, and he is hereby, authorized and empowered, in his discretion, to appoint to the naval service the three midshipmen of the then first class who were

Naval Academy.  
Restoration of dis-  
missed midshipmen.

dismissed on the sixth day of November, nineteen hundred and three, pursuant to the findings and recommendations of a court-martial, said midshipmen to take rank at the foot of the class from which dismissed, and to serve at sea in like manner as the other members of said class: *Provided*, That such appointments shall not be operative or effective unless and until said midshipmen shall have passed such examinations and conformed to such requirements as may be prescribed by the Secretary of the Navy.

Approved, March 3, 1905.

*Proviso.*  
Examinations, etc.,  
required.

March 3, 1905.  
[H. R. 14622.]

**CHAP. 1495.**—An Act Prohibiting the selection of timber lands in lieu of lands in forest reserves.

[Public, No. 228.]

Forest reserves.  
Permission to select  
lands in lieu of un-  
perfected claims on,  
repealed.  
Vol. 30, p. 36; Vol. 31,  
p. 614.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Acts of June fourth, eighteen hundred and ninety-seven, June sixth, nineteen hundred, and March third, nineteen hundred and one, are hereby repealed so far as they provide for the relinquishment, selection, and patenting of lands in lieu of tracts covered by an unperfected bona fide claim or patent within a forest reserve, but the validity of contracts entered into by the Secretary of the Interior prior to the passage of this Act shall not be impaired: *Provided*, That selections heretofore made in lieu of lands relinquished to the United States may be perfected and patents issue therefor the same as though this Act had not been passed, and if for any reason not the fault of the party making the same any pending selection is held invalid another selection for a like quantity of land may be made in lieu thereof.

Approved, March 3, 1905.

*Proviso.*  
Present selections to  
be completed.

March 3, 1905.  
[H. R. 17589.]

**CHAP. 1496.**—An Act To enable the Secretary of Agriculture to establish and maintain quarantine districts, to permit and regulate the movement of cattle and other live stock therefrom, and for other purposes.

[Public, No. 229.]

Cattle quarantine.  
Authority to estab-  
lish districts of.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of Agriculture is authorized and directed to quarantine any State or Territory or the District of Columbia, or any portion of any State or Territory or the District of Columbia, when he shall determine the fact that cattle or other live stock in such State or Territory or District of Columbia are affected with any contagious, infectious, or communicable disease; and the Secretary of Agriculture is directed to give written or printed notice of the establishment of quarantine to the proper officers of railroad, steamboat, or other transportation companies doing business in or through any quarantined State or Territory or the District of Columbia, and to publish in such newspapers in the quarantined State or Territory or the District of Columbia, as the Secretary of Agriculture may select, notice of the establishment of quarantine.

Notice.

Transportation from  
districts by common  
carriers forbidden.

**SEC. 2.** That no railroad company or the owners or masters of any steam or sailing or other vessel or boat shall receive for transportation or transport from any quarantined State or Territory or the District of Columbia, or from the quarantined portion of any State or Territory or the District of Columbia, into any other State or Territory or the District of Columbia, any cattle or other live stock, except as hereinafter provided; nor shall any person, company, or corporation deliver for such transportation to any railroad company, or to the master or owner of any boat or vessel, any cattle or other live stock, except as hereinafter provided; nor shall any person, company, or corporation drive on foot, or cause to be driven on foot, or transport in private conveyance or cause to be transported in private conveyance, from a

Delivery for trans-  
port forbidden.

Driving on foot, etc.,  
forbidden.