

field crops, bush fruits, orchard trees, forest trees, or shade trees; or the eggs, pupæ, or larvæ of any insect injurious as aforesaid.

Sending by mail forbidden.

SEC. 2. That any letter, parcel, box, or other package containing the gypsy moth, brown-tail moth, leopard moth, plum curculio, hop plant-louse, boll weevil, or any of them in a live state, or other insect in a live state which is notoriously injurious to cultivated crops, including vegetables, field crops, bush fruits, orchard trees, forest trees, or shade trees, or any letter, parcel, box, or package which contains the eggs, pupæ, or larvæ of any insect injurious as aforesaid, whether sealed as first-class matter or not, is hereby declared to be nonmailable matter, except when mailed for scientific purposes under the regulations hereinafter provided for, and shall not be conveyed in the mails, nor delivered from any post-office, nor by any letter carrier, except when mailed for scientific purposes under the regulations hereinafter provided for; and any person who shall knowingly deposit, or cause to be deposited, for mailing or delivery, anything declared by this section to be nonmailable matter, or cause the same to be taken from the mails for the purpose of retaining, circulating, or disposing of, or of aiding in the retention, circulation, or disposition of the same shall, for each and every offense, be fined, upon conviction thereof, not more than five thousand dollars or imprisoned at hard labor not more than five years, or both, at the discretion of the court: *Provided*, That nothing in this Act shall authorize any person to open any letter or sealed matter of the first-class not addressed to himself.

Penalty.

*Proviso.*  
First-class matter.

Regulations, etc.

SEC. 3. That it shall be the duty of the Secretary of Agriculture, and he is hereby authorized and directed to prepare and promulgate rules and regulations under which the insects covered by sections one and two of this Act may be mailed, shipped, transported, delivered, and removed, for scientific purposes, from one State or Territory into another State or Territory, or from the District of Columbia into a State or Territory, or from a State or Territory into the District of Columbia, and any insects covered by sections one and two of this Act may be so mailed, shipped, transported, delivered, and removed, for scientific purposes, under the rules and regulations of the Secretary of Agriculture: *Provided*, That the rules and regulations of the Secretary of Agriculture, in so far as they affect the method of mailing insects, shall be approved by the Postmaster-General, and nothing in this Act shall be construed to prevent any State from making and enforcing laws in furtherance of the purposes of this Act, prohibiting or regulating the admission into that State of insects from a foreign country.

*Proviso.*  
Postal rules.

State laws.

Punishment to carriers, etc.

SEC. 4. That any person, company, or corporation who shall knowingly violate the provisions of section one of this Act shall, for each offense, be fined, upon conviction thereof, not more than five thousand dollars or imprisoned at hard labor not more than five years, or both, at the discretion of the court.

Approved, March 3, 1905.

March 3, 1905.  
[H. R. 18990.]

[Public, No. 235.]

CHAP. 1502.—An Act Authorizing the Secretary of War to convey the Kennebec Arsenal property, situated in Augusta, Maine, to the State of Maine for public purposes.

Augusta arsenal, Me.  
Given to Maine for insane hospital purposes.

*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 convey, by deed duly and properly executed, to the State of Maine, for the use of a State institution, organized under the laws of the State of Maine and maintained by said State, known as the Maine Insane Hospital, at Augusta,

Maine, the property situated in the corporate limits of said Augusta, belonging to the Government of the United States, formerly used as an arsenal and known as the Kennebec Arsenal property, the same comprising about forty acres, and bounded on the north by private property, on the east by the road to Pittston, on the south by the Insane Hospital grounds, and on the west by the Kennebec River; said conveyance to provide, however, that the estate thereby created shall continue so long only as the said property shall be used by said State as a part of and in connection with the Maine Insane Hospital for the appropriate uses of an Insane Hospital in conformity with the terms of this Act; and that at any time the said property may be taken possession of by the United States whenever the President in his discretion, shall decide that the said property is needed for the uses of the United States, or that the requirements of this Act are not strictly observed by the said State of Maine; and that there shall be no liability on the part of the United States at any time for the use or destruction of any building that may be placed on the said property by the State of Maine.

Reversion, etc.

Nonliability of United States.

Approved, March 3, 1905.

**CHAP. 1503.**—An Act To authorize the county of Ouachita to construct a bridge across the Ouachita River, Arkansas.

March 3, 1905.  
[H. R. 19050.]

[Public, No. 236.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That* the county of Ouachita, one of the counties of the State of Arkansas, duly created and organized under and by virtue of the laws of the said State, is hereby authorized and empowered to erect, construct, and maintain a bridge, by and through its proper officers, over the Ouachita River, at or near Camden, in the county of Ouachita, State of Arkansas: *Provided, That* the plans and location of the said bridge are approved by the Secretary of War before the construction of the bridge is commenced. Said bridge shall be constructed to provide for the passage of wagons and vehicles of all kinds, for the transit of animals, and for foot passengers, under such rules and regulations as may be laid down by the proper officers of said county under the laws of the said State of Arkansas.

Ouachita River.  
Ouachita County  
may bridge, at Cam-  
den, Ark.

*Provido.*  
Secretary of War to  
approve plans, etc.  
Wagon and foot  
bridge.

Lawful structure  
and post route.

Telegraph, etc.,  
rights.

Time of construc-  
tion.

Amendment.

SEC. 2. That the bridge shall be a lawful structure, and shall be known and recognized as a post route, and shall enjoy the rights and privileges of other post-roads of the United States, and no charge shall be made for the transmission over the same of the mails, troops, and munitions of war of the United States. Equal privileges in the use of said bridge shall be granted to all telegraph and telephone companies, and the United States shall have the right of way across said bridge and its approaches for postal, telegraph, and telephone purposes; and any changes in the said bridge which the Secretary of War may require in the interest of navigation shall be made by the person or corporation owning or operating the same, at their own expense.

SEC. 3. That this Act shall be null and void if actual construction of said bridge herein authorized shall not be commenced in one year and completed within three years from the date of approval hereof.

SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, March 3, 1905.