

Regulations abro-
gated.

Provisos.
Present claims not
affected.

Inaccurate surveys.

in the State of Colorado; and all rules and regulations of the Interior Department requiring petitions from all settlers in said townships asking for resurvey and agreements to abide by the result of same, so far as any of these lands are concerned, are hereby abrogated: *Provided*, That nothing herein contained shall be so construed as to impair the present bona fide claim of any actual occupant on any of said lands so occupied: *And provided further*, That before any survey is ordered under this Act it shall be made to appear to the Secretary of the Interior that the former official survey of said lands is so inaccurate or obliterated as to make it necessary to resurvey the lands, and only such parts of the lands described herein where the survey is so inaccurate or obliterated shall be resurveyed.

Approved, May 29, 1908.

May 29, 1906.
[S. 6200.]

[Public, No. 161.]

CHAP. 221.—An Act Granting certain rights of way and providing for certain exchanges of the same.

Rights of way.
Salt Lake City, Utah,
granted easement,
etc., over Fort Doug-
las Military Reserva-
tion.

Proviso.
Conditions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby granted to Salt Lake City, a municipal corporation organized and existing under the laws of the State of Utah, a perpetual easement and right of way for the operation, maintenance, repair, and renewal of the conduit and pipe line as now constructed over and upon the Fort Douglas Military Reservation in said State, the same being connected with the water supply system of the said city; and also for the construction, operation, maintenance, repair, and renewal of all valve houses which may be deemed necessary in connection with said pipe line: *Provided*, That the said conduit and pipe line must be at all times maintained entirely below the surface of the ground; that the ground must be at all times kept in such condition as will enable troops to pass over the same without hindrance; that no fences shall be constructed to prevent the passage of troops and that all work done upon the reservation in pursuance of this grant shall be to the satisfaction of the post commander and under such regulations as he may prescribe in the interest of good order and discipline; and that in case of the removal of the conduit or pipe line or any of the valve houses the ground shall be restored by the grantee to its original condition.

Plattsburg, N. Y.
Delaware and Hud-
son Company granted
right of way through
military reservation
at.
Conditions.

SEC. 2. That the Secretary of War be, and he is hereby, authorized and empowered, upon the release to the United States by the Delaware and Hudson Company, or its subsidiary companies, of all rights of way and other easements of said company and of its subsidiary companies within the limits of the military reservation of Plattsburg Barracks, at Plattsburg, in the county of Clinton and State of New York, as said reservation existed prior to January first, eighteen hundred and ninety, to convey to said Delaware and Hudson Company, its successors and assigns, for the operation and maintenance of its railway, a right of way one hundred feet wide through said military reservation, together with a right of way sixty-six feet wide along the north end of the reservation, and the right to occupy and use about two acres in the northeast corner of the same, within limits described in and shown upon a blueprint attached to a memorandum of agreement made between said company and the United States represented by Major J. G. Galbraith, Inspector-General United States Army, in October, nineteen hundred and six: *Provided*, That except as to the said two-acre tract in the northeast corner of the reservation, which may be used for the storage of cars, engines, and so forth, the right of way herein authorized to be granted shall be used for main and passing track purposes only, and not for the storage of cars, engines, and so forth, thereon; and that the occupation and use of any land

Proviso.
Restriction.

within the reservation shall be subject to such restrictions as the Secretary of War may prescribe to protect the interests of the United States and for the maintenance of good order and discipline on said military reservation.

Approved, May 29, 1908.

CHAP. 222.—An Act To amend an Act to authorize the Baltimore and Washington Transit Company, of Maryland, to enter the District of Columbia, approved June eighth, eighteen hundred and ninety-six.

May 29, 1908.
[S. 3405.]

[Public, No. 162.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Baltimore and Washington Transit Company, of Maryland, a corporation created by the laws of the State of Maryland, and authorized by Act of Congress to extend its line into the District of Columbia by an Act approved June eighth, eighteen hundred and ninety-six, be, and is hereby, authorized and required to further extend its line of street railway within the District of Columbia over, along, and upon the following-described route: Beginning where Third street northwest (as said street is designated on the map of the first section of the highway extension plan of said District) intersects the present line of the railway of said transit company; thence south on said Third street to Kennedy street; thence west on said Kennedy street to Colorado avenue; thence southwesterly along said Colorado avenue to the intersection of Fourteenth street northwest: *Provided,* That said company shall not construct its said railway over, along, or upon any portion of the aforementioned route which is not now a public highway of the District of Columbia until it shall have obtained, by dedication or condemnation, title to a right of way not less than thirty feet in width along such portion of said route as is not now a public highway; and before it shall have authority to lay tracks in said right of way it shall dedicate the same to the District of Columbia as a public highway.

District of Columbia, Baltimore and Washington Transit Company may extend line within.
Vol. 29, p. 264.

Route specified.

Proviso.
Right of way obtained by condemnation, etc., dedicated as public highway.

SEC. 2. That the said transit company shall be empowered to construct, maintain, equip, and operate a single or double track street railway over said line, with all necessary buildings, switches, machinery, appliances, appurtenances, and other devices necessary to operate the same by electricity, compressed air, storage battery, or other motive power, to be approved by the Commissioners of said District: *Provided,* That if electric power propulsion is used upon said extension or on any other portion of the line or lines of said company no portion of the electrical circuit shall be through the earth, but a return circuit of proper capacity and located similarly to the feed-wire circuit shall be provided for the electrical current, and that wherever the trolley system is used each car shall be provided with a double trolley, and that no earth connection shall be made with any dynamo furnishing power for the road. That section four of the Act entitled "An Act to authorize the Baltimore and Washington Transit Company, of Maryland, to enter the District of Columbia," approved June eighth, eighteen hundred and ninety-six, be, and the same is hereby, repealed: *Provided, however,* That said railway shall be constructed of good material, with rails of approved pattern, and in a neat and substantial manner, subject to the supervision and approval of the Commissioners of the District of Columbia; the standard gauge to be used and the surfaces of the tracks to conform to the grades of the streets established by the Commissioners of the District of Columbia, and where the tracks lie within the streets of the District of Columbia the same to be paved between the rails and two feet outside thereof with such material and in such manner as shall be approved by the said Commissioners, and kept in repair by the said railway company.

May construct street railway, etc.

Proviso.
Restrictions on electric system.

Vol. 29, p. 264, repealed.

Construction, etc., requirements.

Repairs.