

extension and widening of Massachusetts avenue northwest from Wisconsin avenue to the District line, with a width of one hundred and sixty feet: *Provided, however,* That the entire amount found to be due and awarded by the jury in said proceeding as damages for and in respect of the land to be condemned for said extension plus the costs and expenses of the proceeding hereunder shall be assessed by the jury as benefits.

Proviso.
Damages assessed as benefits.

SEC. 2. That there is hereby appropriated out of the revenues of the District of Columbia an amount sufficient to pay the necessary costs and expenses of the condemnation proceedings herein provided for and for the payment of the amounts awarded by the jury as damages, to be repaid to the District of Columbia from the assessments for benefits and covered into the Treasury to the credit of the revenues of the District of Columbia.

Appropriation for expenses.

Payment of awards.

Approved, June 22, 1910.

CHAP. 320.—An Act To create an additional land district in the Territory of New Mexico, to be known as the "Fort Sumner land district."

June 22, 1910.
[H. R. 19268.]

[Public, No. 229.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an additional land district is hereby created in the Territory of New Mexico, to embrace lands described as follows: Beginning at the point where the township line between townships four and five north of the base line parallel intersects the boundary line between the Territory of New Mexico and the State of Texas; running thence west from said intersection along said township line to its intersection with the line between ranges fifteen and sixteen east of the New Mexico prime meridian; thence south along said range line to its intersection with the township line between townships five and six south; thence east along said township line to the boundary line between the Territory of New Mexico and the State of Texas; thence north on and along said boundary line to the place of beginning; and that Fort Sumner, within said district, is hereby designated as the site for the land office thereof.

Public lands.
Fort Sumner land district, N. Mex., created.
Boundaries.

Land office.

Transfer of plats, etc.

SEC. 2. That the Secretary of the Interior shall cause all plats, maps, records, and papers in the Roswell and Sante Fe land offices which relate to or form a necessary part of the record of the lands embraced in the land district hereby created to be transferred to the same, and said district created as aforesaid shall be known as the "Fort Sumner land district."

Register and receiver to be appointed.

SEC. 3. That the President is authorized to appoint, by and with the consent of the Senate, a person to act as register and also a person to act as receiver of the aforesaid Fort Sumner land district, and that such clerical force as may be necessary shall be assigned to the said Fort Sumner land office by the Secretary of the Interior.

Approved, June 22, 1910.

CHAP. 321.—An Act To provide for sittings of the United States circuit and district courts of the eastern division of the eastern district of Missouri at the city of Rolla, in said district.

June 22, 1910.
[H. R. 21219.]

[Public, No. 230.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the passage of this Act there shall be held at the city of Rolla, in the eastern division of the eastern district of Missouri, a term of both the circuit and district courts of said division and district on the second Monday of January and the second Monday of June in each year: *Provided,* That suitable rooms and accommodations are furnished for the holding of said court at said place free of expense to the Government of the United States.

Missouri eastern judicial district.
Terms of court at Rolla.
Post, p. 1117.

Proviso.
Court rooms.

Duties of court officials.

SEC. 2. That the clerks of the district and circuit courts for the eastern division of the eastern district of Missouri, and the marshal and attorney of the United States for said district shall perform the duties appertaining to their offices, respectively, in and for the courts held at the city of Rolla; and the clerks' offices for said courts shall be at Saint Louis, where all the records of said courts shall be kept and all the office duties performed, except when said courts are in session at Rolla.

Records, etc., at Saint Louis.

Grand juries.

SEC. 3. That the court, or judge thereof, in vacation, may order a grand jury for either term of the court herein provided for at the city of Rolla.

Criminal prosecutions.

SEC. 4. Prosecution for crimes or offenses hereafter committed in any part of said division shall be cognizable at either of the terms of court held in the city of Saint Louis or the city of Rolla.

Civil suits. Transfers.

SEC. 5. That suits may be brought in the court held at the city of Saint Louis or at the city of Rolla as the plaintiff may elect; and causes, civil and criminal, may be transferred by the court or judge thereof from Saint Louis to Rolla or from Rolla to Saint Louis, in said division and district, when the convenience of parties or the ends of justice would be promoted by the transfer; or such transfer may be made upon the written stipulation of the parties or their attorneys; and any interlocutory order may be made by the court or judge in either place.

Causes removed from State courts.

SEC. 6. That all causes removed from State courts held within said division to the circuit court of the United States shall be sent to said court at Saint Louis or at Rolla at the option of the adverse party and be subject to transfer as prescribed by section five.

Inconsistent laws repealed.

SEC. 7. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency, but not otherwise.

Approved, June 22, 1910.

June 22, 1910.
[H. R. 22690.]

[Public, No. 231.]

Mississippi River. Tri-State Telephone and Telegraph Company may lay cable across Morgans Point, Ark., to Richardson, Tenn.

CHAP. 322.—An Act To give a legal status to the lead of wires of the Tri-State Telephone and Telegraph Company across the Mississippi River.

Provisos. Changes.

Plans, etc., to be filed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the crossing by lead of wires of the Mississippi River between Morgans Point, Arkansas, and Richardson, Tennessee, of the Tri-State Telephone and Telegraph Company, a corporation organized under the laws of the State of Arkansas, to be used for telephone and telegraph purposes, is hereby legalized, and the consent of Congress is hereby given to its maintenance by said company, subject, however, to all the provisions of the statutes now or hereafter in force relating to the preservation and protection of navigable waters: *Provided,* That any changes in the said crossing which the Secretary of War may at any time deem necessary and order in the interest of navigation shall be promptly made by the owners thereof at their own expense: *Provided further,* That within sixty days from the approval of this Act the said company shall furnish, for the files of the War Department, a drawing showing the location and plan of the cable crossing with reference to the banks, bed, and low-water surface of the river.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 22, 1910.