

litigation arising from any obstruction or alleged obstruction to navigation created by the construction of any dam under this Act the cause or question arising may be tried before the circuit court of the United States in any district in which any portion of said obstruction or dam touches.

Time for construction.

"SEC. 6. That whenever Congress shall hereafter by law authorize the construction of any dam across any of the navigable waters of the United States, and no time for the commencement and completion of such dam is named in said Act, the authority thereby granted shall cease and be null and void unless the actual construction of the dam authorized in such Act be commenced within one year and completed within three years from the date of the passage of such Act.

Right to alter, etc., reserved.

"SEC. 7. That the right to alter, amend, or repeal this Act is hereby expressly reserved as to any and all dams which may be constructed in accordance with the provisions of this Act, and the United States shall incur no liability for the alteration, amendment, or repeal thereof to the owner or owners or any other persons interested in any dam which shall have been constructed in accordance with its provisions.

Construction of "persons" and "dam."

"SEC. 8. That the word 'persons' as used in this Act shall be construed to import both the singular and the plural, as the case demands, and shall include corporations, companies, and associations. The word 'dam' as used in this Act shall be construed to import both the singular and the plural, as the case demands."

Approved, June 23, 1910.

June 23, 1910.  
[H. R. 17500.]

[Public, No. 247.]

**CHAP. 361.**—An Act Making appropriations for fortifications and other works of defense, for the armament thereof, for the procurement of heavy ordnance for trial and service, and for other purposes.

Fortifications appropriations.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sums of money herein provided for be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, to be available until expended, namely:

## FORTIFICATIONS AND OTHER WORKS OF DEFENSE.

Engineer Department.

### UNDER THE ENGINEER DEPARTMENT.

Fire-control stations.

For construction of fire-control stations and accessories, including purchase of lands and rights of way, and for the purchase and installation of necessary lines and means of electrical communication, including telephones, dial and other telegraphs, wiring and all special instruments, apparatus, and materials, coast signal apparatus, and salaries of electrical experts, engineers, and other necessary employees connected with the use of coast artillery; for the purchase, manufacture, and test of range finders and other instruments for fire control at the fortifications, and the machinery necessary for their manufacture at the arsenals, two hundred thousand dollars.

Range finders, etc.

Searchlights.

For purchase and installation of searchlights for the defenses of our most important harbors, fifty thousand dollars.

Preservation, etc.

For the protection, preservation, and repair of fortifications for which there may be no special appropriation available three hundred thousand dollars.

Plans.

For preparation of plans for fortifications, five thousand dollars.

Electric plants.

For tools, electrical and engine supplies and appliances, to be furnished by the Engineer Department, for the use of the troops for maintaining and operating electric light and power plants in gun and mortar batteries, forty-five thousand dollars.

Torpedo structures.

For preservation and repair of structures erected for the torpedo defense of the United States, twenty thousand dollars.

## UNDER THE CHIEF SIGNAL OFFICER.

Signal Service.

For operation and maintenance of fire-control installations at seacoast defenses, one hundred and eighty thousand dollars.

Fire-control installations.

## ARMAMENT OF FORTIFICATIONS.

Armament.

For the purchase, manufacture, and test of mountain, field, and siege cannon, including their carriages, sights, implements, equipments, and the machinery necessary for their manufacture at the arsenals, six hundred thousand dollars.

Mountain, field, and siege cannon.

For the purchase, manufacture, and test of ammunition for mountain, field, and siege cannon, including the necessary experiments in connection therewith and the machinery necessary for its manufacture at the arsenals, one hundred and fifty thousand dollars.

Ammunition.

For the purchase, manufacture, and test of ammunition for seacoast cannon, including the necessary experiments in connection therewith, and the machinery necessary for its manufacture at the arsenals, one hundred and forty thousand dollars.

Ammunition for seacoast cannon.

For the purchase, manufacture, and test of ammunition, subcaliber guns, and other accessories for seacoast artillery practice, including the machinery necessary for their manufacture at the arsenals, four hundred and forty thousand dollars.

Ammunition for seacoast artillery practice.

For the alteration and maintenance of the mobile artillery, including the purchase and manufacture of machinery, tools, and materials necessary for the work and the expenses of the mechanics engaged thereon, sixty thousand dollars.

Altering mobile artillery, etc.

For the purchase, manufacture, and test of ammunition, subcaliber guns, and other accessories for mountain, field, and siege artillery practice, including the machinery necessary for their manufacture at the arsenals, one hundred and ten thousand dollars.

Ammunition for field, etc., artillery practice.

For the alteration of three and two-tenths inch batteries to rapid-fire field batteries, including sights, implements, equipments, and the materials and machinery necessary for alteration and manufacture at the arsenals, one hundred thousand dollars.

Altering to rapid-fire batteries, etc.

For the alteration and maintenance of the seacoast artillery, including the purchase and manufacture of machinery, tools, materials necessary for the work, and expenses of the civilian mechanics and extra-duty pay of enlisted men engaged thereon, three hundred and seventy thousand dollars.

Altering, etc., seacoast artillery.

## PROVING GROUND, SANDY HOOK, NEW JERSEY.

Sandy Hook proving ground.

For current expenses of the ordnance proving ground, Sandy Hook, New Jersey, comprising the maintenance of rail and water transportation, repairs, alterations, accessories, and service of employees incidental to testing and proving ordnance material, hire of assistants for the Ordnance Board, purchase of instruments and articles required for testing and experimental work, building and repairing butts and targets, clearing and grading ranges, fifty-six thousand two hundred dollars.

Expenses, etc.

For the necessary expenses of officers while temporarily employed on ordnance duties at the proving ground and absent from their proper station, at the rate of two dollars and fifty cents per diem while so employed, and the compensation of draftsmen while employed in the Army Ordnance Bureau on ordnance construction, eighteen thousand seven hundred dollars.

Temporary employment. Per diem, etc.

## SUBMARINE MINES.

Submarine mines.

For the purchase of submarine mines and necessary appliances to operate them for closing the channels leading to our principal sea-

Purchases, etc.

Fort Totten, N. Y.  
Repairshop, torpedo  
depot.

ports, and continuing torpedo experiments; for the purchase of the necessary machinery, tools, and implements for the repair shop of the torpedo depot at Fort Totten, New York, and for extra-duty pay to soldiers necessarily employed for periods not less than ten days on work in connection with the issue, receipt, and care of submarine mining material at the torpedo depot, fifty-eight thousand dollars.

Insular possessions.

### FORTIFICATIONS IN INSULAR POSSESSIONS.

Engineer Depart-  
ment.

#### ENGINEER DEPARTMENT.

Philippine Islands.  
Seacoast batteries.  
*Proviso.*  
Contracts.

For construction of seacoast batteries, as follows:

In the Philippine Islands, eight hundred thousand dollars: *Provided*, That contracts may be entered into, under the direction of the Secretary of War, for materials and work for construction of seacoast batteries in the Philippine Islands, to be paid for as appropriations may from time to time be made by law, for an additional sum not to exceed four hundred and nineteen thousand dollars.

Electric plants.

For installation of light and power plants at the defenses of the following localities:

In the Philippine Islands, forty-five thousand dollars.

Searchlights.

For purchase and installation of searchlights for the defenses of most important harbors, as follows:

In the Philippine Islands, one hundred and thirty-nine thousand dollars.

Preservation, etc.

For protection, preservation, and repair of fortifications at the following localities:

In the Philippine Islands, seven thousand dollars.

Torpedo structures.

For preservation and repair of structures erected for torpedo defense at the following localities:

In the Philippine Islands, one thousand dollars.

Operating power  
plants.

For tools, electrical and other supplies and appliances, to be furnished by the Engineer Department for the use of the troops for maintaining and operating gun and mortar batteries—

In the Philippine Islands, two thousand five hundred dollars.

Signal Service.

#### UNDER THE CHIEF SIGNAL OFFICER.

Fire-control instal-  
lations.

For operation and maintenance of fire-control installations at sea-coast defenses, twenty thousand dollars.

Armament.

#### ORDNANCE DEPARTMENT.

Seacoast cannon.

For the purchase, manufacture, and test of seacoast cannon for coast defense, including their carriages, sights, implements, equipments, and the machinery necessary for their manufacture at the arsenals, to cost ultimately not more than seven hundred and twenty-five thousand dollars, five hundred thousand dollars.

Ammunition.

For purchase, manufacture, and test of ammunition for seacoast cannon, including the necessary experiments in connection therewith, and the machinery necessary for its manufacture at the arsenals, three hundred thousand dollars.

Altering, etc., sea-  
coast artillery.

For the alteration and maintenance of the seacoast artillery, including the purchase and manufacture of machinery, tools, and materials necessary for the work, and expenses of the civilian mechanics and extra-duty pay of enlisted men engaged thereon, forty-one thousand eight hundred dollars.

Installing seacoast  
artillery.

For the mechanical supervision of the installation of seacoast artillery, including the purchase and manufacture of machinery, tools, and materials necessary for the work, and expenses of civilian

mechanics and extra-duty pay of enlisted men engaged thereon, eight thousand two hundred dollars.

For the purchase, manufacture, and test of land turrets for coast defense, including their armor, implements, equipments, and the machinery necessary for their manufacture at the arsenals, six hundred and twenty-four thousand eight hundred dollars.

That all material purchased under the provisions of this Act shall be of American manufacture, except in cases when, in the judgment of the Secretary of War, it is to the manifest interest of the United States to make purchases in limited quantities abroad, which material shall be admitted free of duty.

Land turrets for coast defense.

Materials to be of American manufacture.

#### OFFICE OF CHIEF OF ARTILLERY.

Chief of Artillery.

For construction of fire-control stations and accessories, including purchase of lands and rights of way, and for the purchase and installation of necessary lines and means of electrical communications, including telephones, dial and other telegraphs, wiring and all special instruments, apparatus and materials, coast signal apparatus, and salaries of electrical experts, engineers, and other necessary employees connected with the use of coast artillery; for the purchase, manufacture, and test of range finders and other instruments for fire control at the fortifications, and the machinery necessary for their manufacture at the arsenals, two hundred thousand dollars.

Fire-control stations, etc.

Range finders.

#### BOARD OF ORDNANCE AND FORTIFICATION.

Board of Ordnance and Fortification.

To enable the board to make all needful and proper purchases, experiments, and tests to ascertain, with a view to their utilization by the Government, the most effective guns, small arms, cartridges, projectiles, fuses, explosives, torpedoes, armor plates, and other implements and engines of war, and to purchase or cause to be manufactured, under authority of the Secretary of War, such guns, carriages, armor plates, and other war material as may, in the judgment of the board, be necessary in the proper discharge of the duty devolved upon it by the Act approved September twenty-second, eighteen hundred and eighty-eight; to pay the salary of the civilian member of the Board of Ordnance and Fortification provided by the Act of February twenty-fourth, eighteen hundred and ninety-one, and for the necessary traveling expenses of said member when traveling on duty as contemplated in said Act; for the payment of the necessary expenses of the board, including a per diem allowance to each officer detailed to serve thereon, when employed on duty away from his permanent station, of two dollars and fifty cents a day; and for the test of experimental guns, carriages, and other devices procured in accordance with the recommendation of the Board of Ordnance and Fortification, twenty-five thousand dollars, the expenditure of which shall be made by the several bureaus of the War Department heretofore having jurisdiction of the same, or by the board itself, as the Secretary of War may direct: *Provided*, That before any money shall be expended in the construction or test of any gun, gun carriage, ammunition, or implements under the supervision of the said board, the board shall be satisfied, after due inquiry, that the Government of the United States has a lawful right to use the inventions involved in the construction of such gun, gun carriage, ammunition, or implements, or that the construction or test is made at the request of a person either having such lawful right or authorized to convey the same to the Government.

Purchases, etc.

Vol. 25, p. 489.  
Civilian member.  
Salary.  
Vol. 26, p. 769.

Per diem, etc.

*Proviso.*  
Right to use inventions.

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