

February 27, 1913.
[H. R. 11478.]
[Public, No. 391.]

CHAP. 83.—An Act To quiet title and possession with respect to a certain unconfirmed and located private land claim in Baldwin County, Alabama, in so far as the records of the General Land Office show said claim to be free from conflict.

Baldwin County,
Ala.
Relinquishment of
title to Francis Girard
land grant in.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all the right, title, and interest of the United States in and to the lands situate in section forty-four, township one north, range two east, and section forty-nine, township one north, range one east, containing six hundred and thirty-nine and ninety-seven one-hundredths acres, in Baldwin County, Alabama, known as the Francis Girard grant, shall be, and the same are, in so far as the records of the General Land Office show the said land to be free from conflict, hereby directed to be granted, released, and relinquished by the United States, in fee simple, to the respective persons, estates, firms, or corporations, who would be the true and lawful owners of the same under the laws of Alabama, including the laws of prescription had the private-land claim of the said Francis Girard been confirmed by the third section of the Act of March third, eighteen hundred and nineteen (Third Statutes, page five hundred and twenty-eight), and to their heirs and assigns forever, as freely and completely, in every respect whatever, as could be done by patents issued therefor according to law.

Valid rights not im-
paired, etc.

SEC. 2. That nothing in this Act shall in any manner abridge, divest, impair, injure, or prejudice any valid right, title, or interest of any person or persons in or to any portion or part of the lands mentioned in the said first section, the true intent of this bill being to relinquish and abandon, grant, give, and concede any and all right, interest, and estate, in law or equity, which the United States is or is supposed to be entitled to in said lands, in favor of all persons, estates, firms, or corporations who would be the true and lawful owners of the same under the laws of the State of Alabama, including the laws of prescription, in the absence of the said interest and estate of the United States.

Issue of patents.

SEC. 3. That the Department of the Interior shall cause patents to issue for such lands, and such patents shall issue in the name of the original claimant, and when issued shall be held for the use and benefit of the true and lawful owner or owners, as provided in sections one and two of this Act.

Approved, February 27, 1913.

February 27, 1913.
[H. R. 22393.]
[Public, No. 392.]

CHAP. 84.—An Act For the protection of the water supply of the city of Colorado Springs and the town of Manitou, Colorado.

Pike National For-
est, Colo.
Lands in, reserved
to Colorado Springs
for water supply.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the public lands within the Pike National Forest, situated in the counties of El Paso and Teller, Colorado, hereinafter described, are hereby reserved from all forms of location or entry and set aside as a municipal water-supply reserve for the benefit of the city of Colorado Springs, a municipal corporation of the State of Colorado, to wit:

Description.

Lot three, the southeast quarter of the southwest quarter and the south half of the southeast quarter of section seven; the southwest quarter of the southwest quarter of section eight; the northwest quarter of the northwest quarter, the south half of the southwest quarter, the west half of the southeast quarter, and the northeast quarter of the southeast quarter of section seventeen; lots two, three, and four, the northeast quarter, the east half of the northwest quarter, the northeast quarter of the southwest quarter, and the northwest quarter of the southeast quarter of section eighteen; lots two, three, and four, the northeast quarter, the southeast quarter of the northwest quarter, the

east half of the southwest quarter, and the west half of the southeast quarter of section nineteen; the northwest quarter of the northwest quarter of section twenty; lots one, two, three, and four, the west half of the northeast quarter, the east half of the northwest quarter, and the east half of the southwest quarter of section thirty; lot one, the northwest quarter of the northeast quarter and the northeast quarter of the northwest quarter of section thirty-one, in township thirteen south, range sixty-eight west of the sixth principal meridian.

Lot six of section four; lots one, two, three, and four, the south half of the northeast quarter, and the northeast quarter of the southeast quarter of section nine; the south half of the northeast quarter, the south half of the northwest quarter, the southwest quarter, and the north half of the southeast quarter of section ten; the south half of the southeast quarter, and the northeast quarter of the southeast quarter of section fourteen; the north half of the northwest quarter, and the southeast quarter of the southeast quarter of section fifteen; lot two, the northeast quarter of the northeast quarter, the south half of the southeast quarter, and the northwest quarter of the southeast quarter of section twenty-two; the east half of the northeast quarter, the southwest quarter of the northeast quarter, the southeast quarter of the northwest quarter, and the south half of section twenty-three; the north half of the north half, the southwest quarter of the northwest quarter, the southwest quarter, the west half of the southeast quarter, and the southeast quarter of the southeast quarter of section twenty-six; the north half of the northeast quarter, the southwest quarter of the northeast quarter, and the south half of section twenty-seven, in township fourteen south, range sixty-eight west of the sixth principal meridian.

The southeast quarter of the southwest quarter of section ten; the south half of the northeast quarter, the southwest quarter of the southwest quarter, the east half of the southwest quarter, and the southeast quarter of section thirteen; the northeast quarter of the southwest quarter, and the southeast quarter of the southeast quarter of section fourteen; the west half of the northeast quarter, and the north half of the southwest quarter of section fifteen; the west half of the northeast quarter, the west half of the southeast quarter, the southeast quarter of the southeast quarter, and the south half of the northeast quarter of the southeast quarter of section twenty-one; the northeast quarter, the east half of the northwest quarter, the east half of the southwest quarter, the southwest quarter of the southwest quarter, the south half of the northwest quarter of the southwest quarter, and the southeast quarter of section twenty-two; all of sections twenty-three and twenty-four; the northeast quarter, the east half of the northwest quarter, and the south half of section twenty-five; the west half of the northeast quarter, the northwest quarter, and the south half of section twenty-six; all of section twenty-seven; the north half of the northeast quarter, the west half and the south half of the southeast quarter of section thirty-five; the north half of the northeast quarter, and the west half of section thirty-six, in township thirteen south, range sixty-nine west of the sixth principal meridian.

The west half (or lots three and four, the south half of the northwest quarter, and the southwest quarter) of section one; and the north half of the northeast quarter (or lots one and two) of section two, in township fourteen south, range sixty-nine west of the sixth principal meridian, containing ten thousand one hundred and thirty-one and twenty-three hundredths acres, more or less.

SEC. 2. That the public lands within the Pike National Forest, situated in the counties of El Paso and Teller, Colorado, hereinafter described, are hereby reserved from all forms of location or entry and set aside as a municipal water-supply reserve for the benefit of the town of Manitou, a municipal corporation of the State of Colorado:

Lands reserved to Manitou, for water supply.

Description.

Lot four, the southeast quarter of the southwest quarter, and the south half of the southeast quarter of section thirty-one; the south half of the southwest quarter, the south half of the southeast quarter, and the northeast quarter of the southeast quarter of section thirty-two; the south half of the northeast quarter, the north half of the southwest quarter, and the east half of the southeast quarter of section thirty-three; all of section thirty-four; the west half of section thirty-five, in township thirteen south, range sixty-eight west of the sixth principal meridian.

Lots three and four, the south half of the northwest quarter, the north half of the southwest quarter, and the southwest quarter of the southwest quarter of section two; all (including lots one, two, three, and four) of section three; lot five, the north half (including lots one, two, three, and four); and the east half of the southeast quarter of section four; lots one, two, three, four, five, six, and seven, the south half of the northeast quarter, the south half of the northwest quarter, and the north half of the southwest quarter of section five; lots one, two, three, four, five, six, seven, and eight, the south half of the northeast quarter, the southeast quarter of the northwest quarter, the east half of the southwest quarter, the southwest quarter of the southeast quarter, and the north half of the southeast quarter of section six; lots one, two, three, and four of section seven; the north half of the northeast quarter of section ten, in township fourteen south, range sixty-eight west of the sixth principal meridian.

The east half (or lots one and two), the south half of the northeast quarter, and the southeast quarter) of section one; and all that part of the northeast quarter of section twelve lying north of the north line of the Pikes Peak Military Reservation, in township fourteen south, range sixty-nine west of the sixth principal meridian, containing four thousand seven hundred and twelve acres, more or less.

Administration of
lands reserved.

SEC. 3. That the lands heretofore described and reserved for municipal water-supply purposes shall be administered by the Secretary of Agriculture at the expense of and in cooperation with the city of Colorado Springs and the town of Manitou, said expense to be borne and paid by said city of Colorado Springs and town of Manitou in proportion to the number of acres reserved for the respective use of each of said municipalities for the purpose of storing and conserving the water supply, protecting them from pollution, and preserving the timber on said lands to more fully accomplish such purposes, and to that end said city and town shall each have the right, subject to approval by the Secretary of Agriculture, to the use of any and all parts of the land reserved for them; respectively, for the storage and conveying of water, and the construction and maintenance thereon of reservoirs, pipes, mains, conduits, and other like improvements.

Trespassing, etc.,
forbidden.
Vol. 30, p. 25.

SEC. 4. That in addition to the authority given the Secretary of Agriculture under the Act of June fourth, eighteen hundred and ninety-seven (Thirtieth Statutes, page thirty-five), he is hereby authorized to prescribe and enforce such regulations as he may find necessary to carry out the purpose of this Act, including the right to forbid persons other than forest officers and those authorized by the municipal authorities from entering or otherwise trespassing upon these lands, and any violation of this Act or of regulations issued thereunder shall be punishable as is provided for in section fifty of the Act entitled "An Act to codify, revise, and amend the penal laws of the United States approved March fourth, nineteen hundred and nine (Thirty-fifth Statutes at Large, page one thousand and ninety-eight), as amended by the Act of Congress approved June twenty-fifth, nineteen hundred and ten (Thirty-sixth Statutes at Large, page eight hundred and fifty-seven).

Punishment for.
Vol. 35, p. 1098.

Sec. 5. That this Act shall be subject to the legal rights of any municipality, person or persons in or to the above-described premises, or any part thereof, or the water thereof. Legal rights unimpaired.

Sec. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved. Amendment.

Approved, February 27, 1913.

CHAP. 85.—An Act To provide for selection by the State of Idaho of phosphate and oil lands. February 27, 1913.
[H. R. 26812.]
[Public, No. 393.]

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 unreserved public lands of the United States in the State of Idaho which have been withdrawn or classified as phosphate or oil lands, or are valuable for phosphates or oil, shall, if otherwise available under existing law, be subject to selection by the State of Idaho under indemnity and other land grants made to it by Congress whenever such selections shall be made with a view of obtaining or passing title, with a reservation to the United States of the phosphates and oil in such lands, and of the right to prospect for, mine, and remove the same. Public lands. Selections of phosphate or oil lands by Idaho.
Phosphates and oil reserved.

Sec. 2. That the State of Idaho, when applying to select lands classified as phosphate or oil lands, or valuable for phosphates or oil, with a view to securing or passing title to the same in accordance with the provisions of the indemnity and other granting Acts, shall state in the application for selection that same is made in accordance with and subject to the provisions and reservations of this Act. Application.

Sec. 3. That upon satisfactory proof of full compliance with the provisions of the laws under which selection is made and this Act, the State shall, upon approval of the selection by the Secretary of the Interior, be entitled to have the lands certified to it, with a reservation to the United States of all the phosphates and oil in the land so certified, together with the right in the United States, or persons authorized by it, to prospect for, mine, and remove the same; but before any person not acting for the United States shall be entitled to enter upon the lands certified for the purpose of prospecting for phosphates or oil he shall furnish, subject to approval by the Secretary of the Interior, a bond or undertaking as security for the payment of all damages to the crops and improvements on said lands by reason of such prospecting for phosphates or oil. Any person who has acquired from the United States the oil or phosphate deposits in any such land, or the right to mine or remove the same, may reenter and occupy so much of the surface thereof as may be required for all purposes reasonably incident to the mining and removal of the oil or phosphate therefrom and mine and remove the oil or phosphate upon payment of the damages caused thereby to the owner thereof, or upon giving a good and sufficient bond or undertaking in an action instituted in any competent court to ascertain and fix said damages: *Provided*, That nothing herein contained shall be held to deny or abridge the right of the State of Idaho to present and have prompt consideration of applications to select lands, which have been classified as oil or phosphate lands, with a view to disproving such classification and securing a certificate without reservation: *And provided further*, That the reserved phosphate and oil deposits in approved selections under this Act shall not be subject to exploration or entry, other than by the United States, except as hereinafter authorized by Congress. Issue of title to State.
Right to prospect, etc., reserved.
Bond, etc.

Sec. 4. That no person shall be entitled to enter upon the lands certified for the purpose of prospecting for phosphates or oil he shall furnish, subject to approval by the Secretary of the Interior, a bond or undertaking as security for the payment of all damages to the crops and improvements on said lands by reason of such prospecting for phosphates or oil. Any person who has acquired from the United States the oil or phosphate deposits in any such land, or the right to mine or remove the same, may reenter and occupy so much of the surface thereof as may be required for all purposes reasonably incident to the mining and removal of the oil or phosphate therefrom and mine and remove the oil or phosphate upon payment of the damages caused thereby to the owner thereof, or upon giving a good and sufficient bond or undertaking in an action instituted in any competent court to ascertain and fix said damages: *Provided*, That nothing herein contained shall be held to deny or abridge the right of the State of Idaho to present and have prompt consideration of applications to select lands, which have been classified as oil or phosphate lands, with a view to disproving such classification and securing a certificate without reservation: *And provided further*, That the reserved phosphate and oil deposits in approved selections under this Act shall not be subject to exploration or entry, other than by the United States, except as hereinafter authorized by Congress. Occupation for mining, etc.

Sec. 5. That this Act shall be subject to the legal rights of any municipality, person or persons in or to the above-described premises, or any part thereof, or the water thereof. Proviso. Objections to classification.

Sec. 6. The right to alter, amend, or repeal this Act is hereby expressly reserved. Restriction on oil entries, etc.

Approved, February 27, 1913.