

CHAP. 688.—An Act Authorizing the acquisition of land in the District of Columbia and the construction thereon of two modern, high-temperature incinerators for the destruction of combustible refuse, and for other purposes.

March 4, 1929.
[S. 5598.]
[Public, No. 1016.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioners of the District of Columbia be, and they are hereby, authorized to acquire, by purchase at such price or prices as, in their judgment, they may deem reasonable and fair, or, in the discretion of the commissioners, by condemnation, in accordance with the provisions of Chapter XV of the Code of Law for the District of Columbia, under a proceeding or proceedings in rem instituted in the Supreme Court of the District of Columbia, two suitable and properly located sites in the District of Columbia, one in the southeastern section not exceeding one hundred thousand square feet in area, and one in Georgetown, not exceeding forty-nine thousand square feet in area: *Provided*, That the location of said sites shall be approved by the National Capital Park and Planning Commission before purchase or the institution of proceedings for condemnation thereof: *Provided*, That if the said sites or any part thereof be condemned the said commissioners shall be entitled to enter immediately into possession of any property for which an award shall have been made by paying the amount of such award into the registry of the Supreme Court of the District of Columbia: *Provided further*, That authority is hereby granted to occupy in addition to the site to be acquired in the southeastern section, such public highways and alleys or parts of public highways and alleys as abut or fall within said site, but the owners of abutting property shall not be denied the use of such highways or parts of highways for ingress and egress.

District of Columbia.
Sites for two high-temperature combustible refuse incinerators to be acquired.

Location.

Provisos.
Approval of sites.

Immediate possession if site condemned.

Use of public highways and alleys.

SEC. 2. That the said commissioners are authorized to erect upon each of said sites a modern, high-temperature refuse incinerator and the necessary equipment for its efficient operation, the combined capacity of such incinerators to be sufficient to consume the entire production of combustible refuse, including street sweepings, in the District of Columbia; and the said commissioners are further authorized to do such grading and fencing of the sites as may be necessary, and to construct buildings for the storage of equipment.

High-temperature refuse incinerators, etc., to be erected on each site.

Grading sites, storage buildings, etc., authorized.

SEC. 3. That the said commissioners shall give reasonable public notice thereof and shall fix a date after which all combustible refuse collected by public or private agencies in the District of Columbia shall be delivered at the incinerators herein provided for, for disposal, except that hotels, apartment houses, business houses, or residences may dispose of their own refuse in their own incinerators: *Provided*, That such incinerators are inspected and approved for use by the proper agency of the District of Columbia; and after such date it shall be unlawful for any person, firm, company, or corporation to dispose of any combustible refuse in any other manner or at any other place than that prescribed by the said commissioners: *Provided, however*, That nothing in this Act shall prohibit or prevent the sale of salvageable material by the owners thereof or by the Commissioners of the District of Columbia. The said commissioners are hereby empowered and authorized to make and enforce such regulations as they may deem necessary and proper to carry out the purposes of this Act.

Public notice of date requiring delivery of all refuse to incinerators.

Exception.

Provisos.
Inspection, etc., of private incinerators.
Other disposal unlawful.

Sale of salvageable material.

Enforcement regulations authorized.

SEC. 4. That from and after the date when the incinerators herein authorized to be constructed shall be in operation it shall be unlawful for any person, firm, company, or corporation to burn or in any way dispose of combustible refuse in any manner or at any place other than that prescribed by the said commissioners, except as

Disposal of refuse other than herein prescribed, unlawful.

Penalty for violation. hereinbefore designated. A violation of the provisions of this Act shall be a misdemeanor; and, upon conviction thereof, the person, firm, company, or corporation so charged shall be fined not more than \$100 for each and every offense, or confined in the District of Columbia jail for a period not exceeding sixty days, or both, in the discretion of the courts.

Trucks, equipment, etc., to be purchased, etc. SEC. 5. That, in order to dispose of combustible refuse in the manner provided by this Act, the commissioners are authorized to purchase motor trucks and trailers and other means of transportation, to install additional equipment, buildings, and machinery, and to employ personal services and labor.

Sum for sites, buildings, etc., authorized. SEC. 6. That a sum not exceeding \$850,000 is hereby authorized to be appropriated, in like manner as other appropriations, for the expenses of the District of Columbia, for sites, buildings, equipment, and other construction work authorized by this Act, of which amount \$25,000 or so much thereof as may be necessary may be expended for the employment of one or more experts for engineering for preparation of plans and specifications; and, upon completion of the incinerators herein provided for, the said commissioners shall abandon the use of the leased plant at Montello Avenue and Mount Olivet Road northeast.

Plant now in use to be abandoned.

Approved, March 4, 1929.

March 4, 1929.
[S. 5127.]

[Public, No. 1017.]

CHAP. 689.—An Act To carry into effect the twelfth article of the treaty between the United States and the Loyal Shawnee Indians proclaimed October 14, 1868.

Loyal Shawnee Indians.
Payment directed of award for war losses of, under treaty of 1868.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$109,746.25, and the Secretary of the Treasury be, and he is hereby, authorized and directed to pay said sum to the Indians of the Loyal Shawnee Tribe, their heirs, or legal representatives, in accordance with the official findings, arbitration award, and report of the Secretary of the Interior to Congress made in pursuance of the twelfth article of the treaty between the United States and the Loyal Shawnee Indians, proclaimed October 14, 1868 (Fifteenth Statutes at Large, page 513); which claims are similar to but not included with those of the Shawnee Indians for whom an appropriation was made by Act of December 22, 1927 (Public, Numbered 2, Seventieth Congress, first session): *Provided,* That there shall be paid to the duly authorized attorneys of said respective Loyal Shawnee Indians, their duly proven and established heirs, or their attorneys in fact, 5 per centum of the amount due on the respective claims of said Indians against the Government, when said Indians' right to receive payment is established: *And provided further,* That before payment of the amount due said Loyal Shawnee Indian or his heirs or assigns or to their duly authorized attorneys, receipt shall be executed by or on behalf of said Indian claimants, or their legal representative, acknowledging payment of their claim against the United States, which receipt shall be approved by the Commissioner of Indian Affairs.

Vol. 15, p. 516.

Ante, p. 18.

Provisos.
Allowance to attorneys.

Receipt required.

Committee of tribe to execute releases for beneficiaries without legal representatives.

A committee of five male adult members of the Loyal Shawnee Tribe, to be selected under direction of the Commissioner of Indian Affairs, with its headquarters at Vinita, Oklahoma, shall execute a release on behalf of all beneficiaries having no legal representatives.

Approved, March 4, 1929.