New York, to be constructed under and by virtue of an act of the legis-
lature of the State of New York, entitled "An act to incorporate the
New York Bridge Company, for the purpose of constructing and main-
taining a bridge over the East River between the cities of New York and
Brooklyn," passed April sixteenth, eighteen hundred and sixty-seven, is
hereby declared to be, when completed in accordance with the aforesaid
law of the State of New York, a lawful structure and post-road for the
conveyance of the mails of the United States: Provided, That the said
bridge shall be so constructed and built as not to obstruct, impair, or in-
juriously modify the navigation of the river; and in order to secure a
compliance with these conditions, the company, previous to commencing
the construction of the bridge, shall submit to the Secretary of War a plan
of the bridge, with a detailed map of the river at the proposed site of the
bridge, and for the distance of a mile above and below the site, exhibiting
the depths and currents at all points of the same, together with all other
information touching said bridge and river as may be deemed requisite by
the Secretary of War to determine whether the said bridge, when built,
will conform to the prescribed conditions of the act, not to obstruct, impair,
or injuriously modify the navigation of the river.

SEC. 2. And be it further enacted, That the Secretary of War is here-
by authorized and directed, upon receiving said plan and map and other in-
formation, and upon being satisfied that a bridge built on such plan and
at said locality will conform to the prescribed conditions of this act, not
to obstruct, impair, or injuriously modify the navigation of said river, to
notify the said company that he approves the same; and upon receiving
such notification the said company may proceed to the erection of said
bridge, conforming strictly to the approved plan and location. But until
the Secretary of War approve the plan and location of said bridge, and
notify said company of the same in writing, the bridge shall not be built until
or commenced; and should any change be made in the plan of the bridge
approved.

SEC. 3. And be it further enacted, That Congress shall have power
at any time to alter, amend, or repeal this act.

APPROVED, March 3, 1869.

CHAP. CXL.—An Act respecting the Organization of Militia in the States of North
Carolina, South Carolina, Florida, Alabama, Louisiana, and Arkansas.

Be it enacted by the Senate and House of Representatives of the United
States of America in Congress assembled, That so much of the act en-
titled "An act making appropriations for the support of the army for
the year ending June thirty, eighteen hundred and sixty-eight, and for
other purposes," approved March two, eighteen hundred and sixty-seven,
as prohibits the organization, arming, or calling into service of the militia
forces in the States of North Carolina, South Carolina, Florida, Alabama,
Louisiana, and Arkansas, be, and the same is hereby, repealed.

APPROVED, March 3, 1869.

CHAP. CXLI.—An Act further to provide for giving Effect to Treaty Stipulations
between this and foreign Governments for the Extradition of Criminals.

Be it enacted by the Senate and House of Representatives of the United
States of America in Congress assembled, That whenever any person who
shall have been delivered by any foreign government to an agent or
agents of the United States for the purpose of being brought within the
United States and tried for any crime of which he is duly accused, the
President shall have power to take all necessary measures for the trans-
portation and safe-keeping of such accused person, and for his security
against lawless violence, until the final conclusion of his trial for the
persons ac-
cused of crime,
delivered by
foreign govern-
ments to an
agent of the
United States,
to be brought within
the United
States and tried,
crime[s] or offences specified in the warrant of extradition, and until his
final discharge from custody or imprisonment for or on account of such
crimes or offences, and for a reasonable time thereafter. And it shall be
lawful for the President, or such person as he may empower for that pur-
pose, to employ such portion of the land or naval forces of the United
States, or of the militia thereof, as may be necessary for the safe-keeping
and protection of the accused as aforesaid.

SEC. 2. And be it further enacted, That any person duly appointed as
agent to receive in behalf of the United States the delivery by a foreign
government of any person accused of crime committed within the juris-
diction of the United States and to convey him to the place of his trial,
shall be, and hereby is, vested with all the powers of a marshal of the
United States in the several districts through which it may be necessary
for him to pass with such prisoner, so far as such power is requisite for
his safe-keeping.

SEC. 3. And be it further enacted, That if any person or persons shall
knowingly and wilfully obstruct, resist, or oppose such agent in the exe-
cution of his duties, or shall rescue, or attempt to rescue, such prisoner,
whether in the custody of the agent aforesaid, or of any marshal, sheriff,
jailer, or other officer or person to whom his custody may have lawfully
been committed, every person so knowingly and wilfully offending in the
premises shall, on conviction thereof before the district or circuit court of
the United States for the district in which the offence was committed, be
fined not exceeding one thousand dollars, and imprisoned not exceeding
one year.

APPROVED, March 3, 1869.

March 3, 1869.

CHAP. CXLII. — An Act to provide for the Execution of Judgments in Capital Cases.

Be it enacted by the Senate and House of Representatives of the United
States of America in Congress assembled, That whenever a judgment of
capital punishment has been, or shall hereafter be, rendered in any court of the United
States, and the case has been, or shall hereafter be, carried to the Su-
preme Court of the United States by appeal or writ of error, in pursu-
ance of law, it shall be the duty of the court rendering such judgment,
by order of court, to postpone the execution thereof from time to time
and from term to term until the mandate of the Supreme Court in such
case shall have been received and entered upon the records of the lower
court; and in case such judgment is affirmed by the Supreme Court, it
shall be the duty of the court rendering the original judgment to appoint
a day for the execution thereof; and in case of reversal by the Supreme
Court, such further proceedings shall be had in the lower court as the
Supreme Court may direct.

APPROVED, March 3, 1869.

March 3, 1869.

CHAP. CXLIII. — An Act to amend an Act entitled “An Act granting Lands to the
State of Oregon to aid in the Construction of a military Road from Eugene City to the eastern Boundary of said State.”

Whereas by an act granting lands to the State of Oregon to aid in the
construction of a military road from Eugene City to the eastern boundary
of said State, approved July second, eighteen hundred and sixty-four,
and whereas the time designated for the completion of said road expires
on the second day of July, eighteen hundred and sixty-nine: Therefore,
Be it enacted by the Senate and House of Representatives of the United
States of America in Congress assembled, That the time for the completion
of said road be, and hereby is, extended to the second day of July, eigh-
teen hundred and seventy-two.

APPROVED, March 3, 1869.