

In witness whereof, the said Commissioners do hereunto affix their names at Muscogee, Indian Territory, this the twenty-seventh day of September, eighteen hundred and ninety-seven.

HENRY L. DAWES,

Chairman.

TAMS BIXBY,

Acting Chairman.

FRANK C. ARMSTRONG,
ARCHIBALD S. MCKENNON,
A. B. MONTGOMERY,

Commission to the Five Civilized Tribes.

ALLISON L. AYLESWORTH,
Acting Secretary.

PLEASANT PORTER,

Chairman.

JOSEPH MINGO,
DAVID M. HODGE,
GEORGE A. ALEXANDER,
ROLAND (his x mark) BROWN,
WILLIAM A. SAPULPA,
CONCHARTY (his x mark) MICCO,
Muscogee or Creek Commission.

J. H. LYNCH,

Secretary.

Approved, June 28, 1898.

CHAP. 518.—An Act To restore to the State of New York the flag carried by the One hundred and fourth New York Volunteer Infantry.

June 28, 1898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to turn over and deliver to the State of New York the flag now in his custody that was carried by the One hundred and fourth New York State Volunteer Infantry, that was raised and enlisted in the United States service from the State of New York during the war of the rebellion.

Restoration to State of New York of rebellion flag, etc.

Approved, June 28, 1898.

CHAP. 519.—An Act To amend an Act of Congress approved March second, eighteen hundred and ninety-three, entitled "An Act to provide a permanent system of highways in that part of the District of Columbia lying outside of cities," and for other purposes.

June 28, 1898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections six, seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, and nineteen of the Act of Congress approved March second, eighteen hundred and ninety-three, entitled "An Act to provide a permanent system of highways in that part of the District of Columbia lying outside of cities," be, and the same are hereby, repealed.

District of Columbia.

Permanent system of highways in, etc. Chap. 197, vol. 27, p. 534, etc., repealed.

SEC. 2. That the map known as "section one," filed in the office of the surveyor of the District of Columbia on the thirty-first day of August, eighteen hundred and ninety-five, under the provisions of said Act of Congress, be, and the same is hereby, annulled, so far as it covers existing subdivisions, and the Commissioners of the District of Columbia are hereby authorized and directed to forthwith withdraw the same from the office of the said surveyor and to discontinue all pending condemnation proceedings relating to subdivisions included within said map, and within ninety days from the passage of this Act

Map "section one," annulled as to existing subdivisions, etc.

Amended plan.

to prepare amended plan for that part of "section one" outside of existing subdivisions under the terms of sections one to five of said Act, and said amended plan when recorded with the surveyor shall take the place and stand for any previous plan of "section one."

Providing grounds for educational, etc., institutions.

—readjustment of streets.

Proviso.

—limit.

Plat of readjustment.

—approval of, etc.

Subdivisions recorded in section 1 prior to this act, etc., unaffected, etc.

Location of highways south of Spring road, etc.

Land subject to projected highway, use and disposition of pending condemnation.

—of highway to be abandoned.

—repairs.

Notice to land-owners before approval of maps.

SEC. 3. That in order to provide grounds for educational, religious, or similar institutions, the Commissioners of the District of Columbia be, and they are hereby, authorized to abandon or readjust streets or proposed streets affecting localities that may be or that have been purchased for such purposes: *Provided*, That under the authority hereby conferred no changes shall be made in existing subdivisions or in avenues or in important lines of travel.

The plat of such readjustment, after being duly certified by said Commissioners, shall be forwarded to the commission consisting of the Secretary of War, the Secretary of the Interior, and the Chief of Engineers of the United States Army, and when approved by said commission or a majority thereof the change shall be recorded in the office of the surveyor of the District of Columbia, and become a part of the permanent system of highways, and take the place of any part inconsistent therewith.

SEC. 4. That no subdivision or subdivisions made and recorded in section one of the highway plans prior to the date of the approval of this Act shall be affected or in any way changed by any map heretofore approved and recorded or that may be hereafter approved and recorded under the provisions of this Act or of the Act hereby amended; and no highways shall be located in section one through any unsubdivided or subdivided lands south of the Spring road that borders Holmead Manor, except such as are necessary to continue or connect existing streets abutting such lands.

SEC. 5. That the owner or owners of land over or upon which any highway or reservation shall be projected upon any map filed under said Act of Congress shall have the free right to the use and enjoyment of the same for building or any other lawful purpose, and the free right to transfer the title thereof, until proceedings looking to the condemnation of such land shall have been authorized and actually begun. And as to any highway or part of highway which by any such map is to be abandoned neither the right of those occupying or owning land abutting thereon or adjacent thereto, nor the right of the public to use such highway or part of highway, shall be affected by the filing of such map until condemnation proceedings looking to the ascertainment of the damages resulting from such proposed abandonment shall have been authorized and actually begun; nor shall the obligation of the municipal authorities to keep the same in repair be affected until they are rendered useless by the opening and improvement of new highways, to be evidenced by public notice by the Commissioners of the District of Columbia.

SEC. 6. That said Commissioners shall not submit for approval to the highway commission created by section two of said Act any map or plan thereunder until the owners of the land within the territory embraced within such map shall have been given an opportunity to be heard in regard thereto by said Commissioners, after public notice to that effect for not less than fourteen consecutive days, excluding Sundays.

Approved, June 28, 1898.

June 29, 1898.

CHAP. 534.—An Act Relating to the Washington, Woodside and Forest Glen Railway and Power Company, of Montgomery County, Maryland.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Washington, Woodside and Forest Glen Railway and Power Company, of Montgomery County, Maryland, a corporation created, organized, and existing under and by virtue of the laws of the State of Maryland, shall have the right

Washington, Woodside and Forest Glen Railway, etc., may use tracks of the Brightwood Railway.