Commissioners are hereby authorized to subpoena and examine witnesses and take such testimony as may be necessary to enable them to make such determination and fix the amount of issue: And provided further, That an appeal may be taken from the decision of said Commissioners to the supreme court of the District of Columbia. And all bonds or stock issued in excess of the amount authorized by said Commissioners or said court, or in violation of the provisions of this Act, shall be null and void. Stock sold by the company shall be fully paid for before delivery to purchaser. Stockholders shall be individually liable to the extent of the value of the stock held by them.

TAXES.

SEC. 21. That the Washington and University Railroad Company shall annually pay to the District of Columbia a franchise tax of five-eighths of one per centum of the entire gross earnings of such company, and a personal tax of two per centum per annum on the entire gross earnings of said company. There shall also be levied and collected upon all of the real estate of said company a tax in the same manner and to the same extent as upon all other real estate in the District of Columbia; said taxes shall be due and payable, subject to the same penalties on arrears, and collectible in the same manner as other taxes in the District of Columbia.

PENALTIES.

SEC. 22. That each and every violation of the requirements of this Act shall be punishable by a fine of from twenty-five to one thousand dollars, in the discretion of the court; such fines to be collectible in any court of competent jurisdiction as other fines and penalties are collected in the District of Columbia.

AMENDMENT; REPEAL.

SEC. 23. That Congress reserves the right to alter, amend, or repeal this Act.

Approved, July 8, 1898.
which the Supreme Court of the United States would have had jurisdic-
tion under the then existing law, if a proper appeal had been taken 
there to at the time said cases were filed on appeal in said circuit 
court of appeals, be, and the same are deemed and treated as regularly filed 
on appeal in the Supreme Court of the United States as of the date 
when filed in said circuit court of appeals. The clerk of said circuit 
court of appeals is directed to transmit to the Supreme Court of the United States, as soon as practicable, the records of such cases, and 
the clerk of said Supreme Court is directed to receive and file the same for 
hearings and determination in the Supreme Court of the United States when regularly reached on the docket, subject to any rules made or to 
be made by said court which may be applicable.

Approved, July 8, 1898.

CHAP. 644.—An Act Fixing pay and allowances of chaplains for volunteer regi-
ments.

Be it enacted by the Senate and House of Representatives of the United 
States of America in Congress assembled, That all chaplains in the vol-
unteer service shall have the pay and allowances of a captain mounted.

Approved, July 8, 1898.

CHAP. 645.—An Act Granting right of way through the Pikes Peak Timber 
Land Reserve and the public lands to the Cripple Creek Short-Line Railway 
Company.

Be it enacted by the Senate and House of Representatives of the United 
States of America in Congress assembled, That the Cripple Creek Short-
Line Railway Company, a corporation created and existing under the 
laws of the State of Colorado, be, and it hereby is, authorized to con-
struct and maintain a railway over and through the Pikes Peak Timber 
Land Reserve (heretofore reserved from entry or settlement and set 
apart as a public reservation by Executive order), said railway to enter 
said Pikes Peak Timber Land Reserve at such a point on the eastern 
or northern boundary thereof in El Paso County, Colorado, as may be 
found to be the most feasible for the route of said railway, running in 
a westerly direction from Colorado Springs, Colorado, thence proceed-
ing by the most practicable route through the reserve to the western 
boundary thereof; also, to proceed by such side tracks, extensions, 
switches, and spurs as may be necessary to reach any groups of mines 
in said forest reserve, all in said El Paso County; and the said rail-
road company is hereby also granted right of way through the public 
lands to the town of Cripple Creek, in the said State of Colorado;
said right of way being granted subject to the rules and restrictions 
and carrying all the rights and privileges of an Act entitled "An Act 
granting to railroads the right of way through the public lands of the 
United States," approved March third, eighteen hundred and seventy-
five, said Act being hereby made applicable to the right of way hereby 
granted: Provided, That no timber shall be cut by said railroad com-
pany for any purpose outside of the rights of way herein granted: And provided further, That the right of way herein granted shall not 
interfere with the right of way on Government land through the Pikes 
Peak Timber-land Reserve, granted by Act of Congress, entitled: "An 
Act granting right of way through the Pikes Peak Timber-land 
Reserve and the public lands to the Cripple Creek District Railway 
Company," approved June twenty-seventh, eighteen hundred and 
ninety-eight.

Approved, July 8, 1898.