

February 5, 1906.  
[S. 979.]

[Public, No. 10.]

**CHAP. 81.**—An Act To amend an Act entitled “An Act authorizing the Winnipeg, Yankton and Gulf Railroad Company to construct a combined railroad, wagon, and foot-passenger bridge across the Missouri River at or near the city of Yankton, South Dakota.”

Missouri River.  
Time extended for  
bridging, by Winni-  
peg, Yankton and Gulf  
Railroad Company at  
Yankton, S. Dak.  
Vol. 33, p. 157.  
Vol. 33, p. 715.

Time of construc-  
tion.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section six of “An Act authorizing the Winnipeg, Yankton and Gulf Railroad Company to construct a combined railroad, wagon, and foot-passenger bridge across the Missouri River at or near the city of Yankton, South Dakota,” approved April fifth, nineteen hundred and four, as amended by the Act approved February eleventh, nineteen hundred and five, be, and the same is hereby, so amended that the time within which the said bridge is required to be commenced shall be within one year and the time within which it is required that said bridge shall be completed shall be within three years from the date of the approval of this Act.

Approved, February 5, 1906.

February 5, 1906.  
[S. 1747.]

[Public, No. 11.]

**CHAP. 82.**—An Act To authorize the Mobile Railway and Dock Company to construct and maintain a bridge or viaduct across the water between the end of Cedar Point and Dauphin Island.

Mobile Bay, Ala.  
Mobile Railway and  
Dock Company may  
bridge.

Location.

Unobstructed navi-  
gation.

Construction of  
wharves etc.

Proviso.  
Lawful structures  
and post routes.

Telegraph rights.

Use by other roads.

Compensation.

Secretary of War to  
approve plans, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Mobile Railway and Dock Company, a corporation created and existing under an act of the general assembly of the State of Alabama, be, and is hereby, authorized to construct and maintain a railroad bridge for the passage of railway engines and cars across the water between Cedar Point and Dauphin Island, in Mobile County, State of Alabama, said bridge or viaduct to be constructed so as not to obstruct navigation between Mobile Bay and Mississippi Sound.

**SEC. 2.** That said Mobile Railway and Dock Company is authorized to build wharves and docks out from the east end of Little Dauphin Island into the waters of Mobile Bay and to dredge a channel from the deep water of the said bay to the terminal of wharves and into said docks: *Provided,* That any bridge, wharves, or docks constructed under this Act and according to its limitations shall be a lawful structure and shall be known and recognized as a post route, and the same is hereby declared to be a post route, upon which also no higher charge shall be made for the transportation over the same of the mails, the troops, or munitions of war of the United States than the rate per mile paid for transportation over railroads or public highways leading to the said bridge, and the United States shall have the right of way for a postal telegraph across said bridge: *Provided also,* That all railroad companies desiring the use of said bridge, wharves, or docks shall have and be entitled to equal rights and privileges relative to the passage of railway trains or cars over the same, and over the approaches thereto, upon payment of a reasonable compensation for such use; and in case of any disagreement between the parties in regard to the terms of such use or the sums to be paid, all matters at issue shall be determined by the Secretary of War, upon hearing the allegation and proofs submitted to him.

**SEC. 3.** That the bridge and drawbridges, wharves, and docks authorized to be constructed under this Act shall be located and built and subject to such regulations for the security of the navigation of said pass and Mobile Bay as the Secretary of War shall prescribe; and the said company or corporation shall submit to the Secretary of War, for his examination and approval, a design and drawing of the proposed bridge and drawbridges, wharves, and docks, and a map of the location giving for the space of one-half mile on each side of said bridge

and wharves, the direction and strength of the currents, and the soundings accurately showing the bed of the water, and shall furnish such other information as may be required for a full and satisfactory understanding of the subject; and until the said plan and location of the bridge and drawbridges, wharves, and docks are approved by the Secretary of War work thereon shall not be commenced; and should any change be made in the plan of said bridge and drawbridges, wharves, or docks during the progress of construction or after completion such change shall be subject to the approval of the Secretary of War.

Changes.

SEC. 4. That Congress reserves the right to alter, amend, or repeal this Act at any time; and if at any time navigation between Mississippi Sound and the Bay of Mobile shall in any manner be obstructed or impaired by the said works, the Secretary of War shall have authority, and it shall be his duty, to require the said company to alter or remove the said works at its own expense, in such manner as may be proper to secure free and complete navigation without impediment.

Amendment.

SEC. 5. That the draws provided for the bridge herein authorized to be constructed shall be opened promptly upon reasonable signal for the passing of boats; and said company or corporation shall maintain, at its own expense, from sunset to sunrise, such lights or other signals on said bridge as the Light-House Board shall prescribe.

Opening draws.

Lights, etc.

SEC. 6. That all telephone and telegraph companies shall be granted equal rights and privileges in the construction and operation of their lines across said bridge; and if actual construction of the works herein authorized shall not be commenced within one year from the passage of this Act and be completed within five years from same date, the rights and privileges hereby granted shall cease and be determined.

Telephone, etc., rights.

Time of construction.

Approved, February 5, 1906.

**CHAP. 83.**—An Act To provide for a land district in Yellowstone, Carbon, and Rosebud counties, in the State of Montana, to be known as the Billings land district.

February 5, 1906.  
[H. R. 8994.]

[Public, No. 12.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all that portion of the State of Montana included within the present boundaries of Yellowstone and Carbon counties and all that portion of the ceded and unceded part of the Crow Indian Reservation lying within the limits of Rosebud County, west of the Big Horn River, is hereby constituted a new land district, and that the land office for said district shall be located at Billings, in said Yellowstone County.

Public lands.  
Billings land district, Montana, created.

Office.

Approved, February 5, 1906.

**CHAP. 155.**—An Act To provide for the selection of grand and petit jurors for the district courts in the Territory of Oklahoma.

February 9, 1906.  
[H. R. 5289.]

[Public, No. 13.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That until otherwise provided by the legislature of Oklahoma it shall be the duty of the judge of the district court in each judicial district of the Territory of Oklahoma to appoint in each county of his district two discreet, honorable, and reputable persons of opposite politics, and having the qualifications of jurors as prescribed by the laws of said Territory, and not interested in any cause, civil or criminal, pending in the district court of the county for which he is appointed, which two persons, together with the clerk of the district court, or his resident deputy, in such county, shall constitute a board of jury commissioners. Said commissioners shall

Oklahoma.  
Selection of jurors.  
Appointment of jury commissioners.

Meeting.