

SEC. 4. That the Secretary of the Interior is hereby authorized to designate such bonded fiscal agents or officers of the Reclamation Service as he may deem advisable on each reclamation project, to whom shall be paid all sums due on reclamation entries or water rights, and the officials so designated shall keep a record for the information of the public of the sums paid and the amount due at any time on account of any entry made or water right purchased under the reclamation Act; and the Secretary of the Interior shall make provision for furnishing copies of duly authenticated records of entries upon payment of reasonable fees, which copies shall be admissible in evidence, as are copies authenticated under section eight hundred and eighty-eight of the Revised Statutes.

Agents to receive payments.

Record to be kept.

Copies of records, etc.

R. S., sec. 888, p. 168.

SEC. 5. That jurisdiction of suits by the United States for the enforcement of the provisions of this Act is hereby conferred on the United States district courts of the districts in which the lands are situated.

Enforcement in district courts.

Approved, August 9, 1912.

CHAP. 279.—An Act To authorize the construction and maintenance of a sewer pipe upon and across the Fort Rodman Military Reservation at New Bedford, Massachusetts.

August 9, 1912.
[H. R. 15509.]

[Public, No. 267.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the United States is hereby given to the city of New Bedford, a municipal corporation existing under the laws of the Commonwealth of Massachusetts, to locate, construct, and maintain a sewer pipe upon and across the military reservation of Fort Rodman in said Commonwealth, upon such location and in accordance with such designs and plans as the Secretary of War may approve and under such conditions and regulations as he may prescribe.

Fort Rodman Military Reservation, Mass.
New Bedford granted right of way across.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, August 9, 1912.

CHAP. 280.—An Act To amend section three of the Act of Congress approved May fourteenth, eighteen hundred and eighty (Twenty-first Statutes at Large, page one hundred and forty).

August 9, 1912.
[H. 5806.]

[Public, No. 266.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of the Act of Congress approved May fourteenth, eighteen hundred and eighty (Twenty-first Statutes at Large, page one hundred and forty), be, and the same is hereby, amended by adding thereto the following:

Public lands.
Homestead entries.
Vol. 21, p. 141, amended.

Provided, That any settler upon lands designated by the Secretary of the Interior as subject to the provisions of sections one to five of the enlarged homestead Acts of February nineteenth, nineteen hundred and nine (Thirty-fifth Statutes at Large, page six hundred and thirty-nine), and June seventeenth, nineteen hundred and ten (Thirty-sixth Statutes at Large, page five hundred and thirty-one), shall be entitled to the preference right of entry accorded by this section, provided he shall have plainly marked the exterior boundaries of the lands claimed as his homestead: *And provided further,* That after the designation by the Secretary of the Interior of public lands for entry under the nonresidence provisions of the enlarged homestead Acts of February nineteenth, nineteen hundred and nine, and June seventeenth, nineteen hundred and ten, any person who shall have plainly marked the exterior boundaries of the lands claimed under said pro-

Preference rights to settlers on enlarged homesteads on non-riparian lands.
Vol. 35, p. 639.
Vol. 36, p. 681.

Boundaries to be marked.
Provido.
Entry to be made in three months.

Forfeiture if not cultivated, etc.

visions of law and made valuable improvements thereon shall have a preference right to enter the lands so claimed and improved at any time within three months after the date on which such lands become subject to entry; but such right shall forfeit unless the settler or claimant under the provisions of the enlarged homestead Acts shall annually cultivate and improve the lands in the form and manner and to the extent therein required following date of initiation of his claim hereunder.

Approved, August 9, 1912.

August 9, 1912.
[S. 7012.]

[Public, No. 259.]

CHAP. 281.—An Act To permit the construction of a subway and the maintenance of a railroad under the post-office building at or near Park Place, in the city of New York.

New York City.
Granted right of
way for tunnels under
post-office building.

Description.

Construction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized, in his discretion, in the name and on behalf of the United States of America, to grant, convey, and release unto the city of New York, in the State of New York, for such consideration, nominal or otherwise, and upon such terms, conditions, provisos, and limitations, if any, as he shall deem proper, such temporary rights and easements and such permanent and perpetual underground rights, easements, and rights of way in, under, through, and across the property of the United States situated in the Borough of Manhattan, in the city of New York, in the county and State of New York, and comprising the block bounded by Broadway, Park Row, and Mail Street and also comprising part of Mail Street, as he shall deem necessary or proper for the construction and for the maintenance and operation in perpetuity of a two-track underground rapid-transit railroad running under, through, and across said property from Park Place to Beekman Street in said Borough of Manhattan, and also, if he shall deem proper, for the construction and for the maintenance and operation in perpetuity of a one-track spur or connection running under, through, and across said property from a point under Mail Street where a connection can be made with the existing City Hall loop of the so-called Manhattan-Bronx Rapid Transit Railroad to a point under Beekman Street where a connection can be made with the said two-track rapid-transit railroad above mentioned. The tracks of said rapid-transit railroad and of said spur or connection within the limits of said property shall be placed in subway or tunnel. The tracks of said two-track rapid-transit railroad within the limits of said property may either be placed in the same subway or tunnel or there may be a separate subway or tunnel for each track. In case the tracks shall be placed in the same subway or tunnel, such subway or tunnel may have a width of not exceeding forty feet, outside dimensions; and in case there shall be a separate subway or tunnel for each track, such subways or tunnels shall be substantially parallel with each other and on substantially the same level, and each of said subways or tunnels may have a width of not exceeding twenty-five feet, outside dimensions, and such subways or tunnels may be placed not more than twenty feet distant from each other. The top of the roof of such subways or tunnels of said two-track rapid-transit railroad within the limits of said property shall be not less than thirty-five feet below the present established grade of the surface of the street at the intersection of the center line of Broadway with the center line of Park Place extended. The subway or tunnel for the said one-track spur or connection above described within the limits of said property may have a width of not exceeding twenty-five feet, outside dimensions, and the top of the roof thereof shall be not less than fifteen feet