

date of the issuance of patent shall be covered by a valid, existing, bona fide right or claim initiated under the laws of the United States: *Provided*, That there shall be reserved to the United States all oil, coal, and other mineral deposits that may be found in the land so granted, and all necessary use of the land for extracting the same: *And provided further*, That said county shall not have the right to sell or convey the land herein granted, or any part thereof, or to devote the same to any other purpose than as hereinbefore described; and that if the said land shall not be used as a public park, the same, or such parts thereof not so used, shall revert to the United States.
Approved, August 21, 1916.

Provisos.
Oil, etc., deposits reserved.

Use restricted.

Reversion.

CHAP. 366.—An Act To appropriate money to build and maintain roads on the Spokane Indian Reservation.

August 21, 1916.
[H. R. 12123.]

[Public, No. 221.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any funds in the Treasury of the United States to the credit of the Spokane Indians in the State of Washington, not otherwise appropriated, the sum of \$2,000 for the building and maintenance of roads on the Spokane Indian Reservation, in Stevens County, Washington, said amount to be spent under the direction of the Secretary of the Interior: *Provided*, That said \$2,000 shall not be available until Stevens County, Washington, appropriates \$1,000 for the building and maintenance of roads on the Spokane Indian Reservation.

Spokane Indian Reservation, Wash.
Appropriation for roads in, from tribal funds.

Proviso.
Contribution by Stevens County.

Approved, August 21, 1916.

CHAP. 367.—An Act To amend an Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes."

August 21, 1916.
[H. R. 12712.]

[Public, No. 222.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section eight, paragraph one, of an Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and fourteen, and for other purposes," approved March fourth, nineteen hundred and thirteen, relating to the Public Utilities Commission of the District of Columbia (Thirty-seventh Statutes at Large, page nine hundred and seventy-five), be amended by adding to the names of the companies excluded from the operation of said section, after the words "steam railroads," in the third subdivision of the last paragraph on page nine hundred and seventy-five, the following: "express companies subject to the jurisdiction of the Interstate Commerce Commission."

District of Columbia, Public Utilities Commission.
Express companies excluded from jurisdiction of.
Vol. 37, p. 975, amended.

Approved, August 21, 1916.

CHAP. 368.—An Act To accept the cession by the State of Oregon of exclusive jurisdiction over the lands embraced within the Crater Lake National Park, and for other purposes.

August 21, 1916.
[H. R. 14868.]

[Public, No. 223.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the act of the Legislature of the State of Oregon, approved January twenty-fifth, nineteen hundred and fifteen, ceding to the United States exclusive jurisdiction over the territory embraced within the Crater Lake National Park, are hereby accepted and sole and exclu-

Crater Lake National Park, Ore.
Sole jurisdiction over, ceded by Oregon to United States.

State process, etc.

sive jurisdiction is hereby assumed by the United States over such territory, saving, however, to the said State the right to serve civil or criminal process within the limits of the aforesaid park in suits or prosecution for or on account of rights acquired, obligations incurred, or crimes committed in said State but outside of said park, and saving further to the said State the right to tax persons and corporations, their franchises and property, on the lands included in said park. All the laws applicable to places under the sole and exclusive jurisdiction of the United States shall have force and effect in said park. All fugitives from justice taking refuge in said park shall be subject to the same laws as refugees from justice found in the State of Oregon.

Jurisdiction of Oregon judicial district.

SEC. 2. That said park shall constitute a part of the United States judicial district for Oregon, and the district court of the United States in and for Oregon shall have jurisdiction of all offenses committed within said boundaries.

Punishments under Oregon laws.

SEC. 3. That if any offense shall be committed in the Crater Lake National Park, which offense is not prohibited or the punishment for which is not specifically provided for by any law of the United States, the offender shall be subject to the same punishment as the laws of the State of Oregon in force at the time of the commission of the offense may provide for a like offense in said State; and no subsequent repeal of any such law of the State of Oregon shall affect any prosecution for said offense committed within said park.

Hunting, fishing, etc., prohibitions.

SEC. 4. That all hunting or the killing, wounding, or capturing at any time of any wild bird or animal, except dangerous animals when it is necessary to prevent them from destroying human lives or inflicting injury, is prohibited within the limits of said park; nor shall any fish be taken out of the waters of the park in any other way than by hook and line, and then only at such seasons and in such times and manner as may be directed by the Secretary of the Interior. That the Secretary of the Interior shall make and publish such rules and regulations as he may deem necessary and proper for the management and care of the park and for the protection of the property therein, especially for the preservation from injury or spoliation of all timber, mineral deposits other than those legally located prior to the passage of this Act, natural curiosities, or wonderful objects within said park, and for the protection of the animals and birds in the park from capture or destruction, and to prevent their being frightened or driven from the park; and he shall make rules and regulations governing the taking of fish from the streams or lakes in the park. Possession within said park of the dead bodies, or any part thereof, of any wild bird or animal shall be prima facie evidence that the person or persons having the same are guilty of violating this Act.

Regulations, etc.

Evidence of violations.

Punishment for violations.

Any person or persons, or stage or express company, or railway company, who knows or has reason to believe that they were taken or killed contrary to the provisions of this Act and who receives for transportation any of said animals, birds, or fish so killed, caught, or taken, or who shall violate any of the other provisions of this Act or any rule or regulation that may be promulgated by the Secretary of the Interior with reference to the management and care of the park or for the protection of the property therein, for the preservation from injury or spoliation of timber, mineral deposits other than those legally located prior to the passage of this Act, natural curiosities, or wonderful objects within said park, or for the protection of the animals, birds, or fish in the park, or who shall within said park commit any damage, injury, or spoliation to or upon any building, fence, hedge, gate, guidepost, tree, wood, underwood, timber, garden, crops, vegetables, plants, land, springs, mineral deposits other than those legally located prior to the passage of this Act, natural curiosities, or other matter or thing growing or being thereon or situate therein, shall be deemed guilty of a misdemeanor, and shall be subject to a

fine of not more than \$500 or imprisonment not exceeding six months, or both, and be adjudged to pay all costs of the proceedings.

SEC. 5. That all guns, traps, teams, horses, or means of transportation of every nature or description used by any person or persons within said park limits when engaged in killing, trapping, ensnaring, or capturing such wild beasts, birds, or animals shall be forfeited to the United States and may be seized by the officers in said park and held pending the prosecution of any person or persons arrested under charge of violating the provisions of this Act, and upon conviction under this Act of such person or persons using said guns, traps, teams, horses, or other means of transportation, such forfeiture shall be adjudicated as a penalty in addition to the other punishment provided in this Act. Such forfeited property shall be disposed of and accounted for by and under the authority of the Secretary of the Interior.

Forfeiture of guns, traps, etc.

SEC. 6. That the United States District Court for Oregon shall appoint a commissioner who shall reside in the park and who shall have jurisdiction to hear and act upon all complaints made of any violations of law or of the rules and regulations made by the Secretary of the Interior for the government of the park and for the protection of the animals, birds, and fish, and objects of interest therein, and for other purposes authorized by this Act.

Commissioner. Appointment, authority, etc.

Such commissioner shall have power, upon sworn information, to issue process in the name of the United States for the arrest of any person charged with the commission of any misdemeanor, or charged with a violation of the rules and regulations, or with a violation of any of the provisions of this Act prescribed for the government of said park and for the protection of the animals, birds, and fish in said park, and to try the person so charged, and if found guilty, to impose punishment and to adjudge the forfeiture prescribed.

Judicial power in violations of rules, etc.

In all cases of conviction an appeal shall lie from the judgment of said commissioner to the United States District Court for Oregon, and the United States court in said district shall prescribe the rules of procedure and practice for said commissioner in the trial of cases and for appeal to said United States District Court.

Appeals.

SEC. 7. That any such commissioner shall also have power to issue process as hereinbefore provided for the arrest of any person charged with the commission within said boundaries of any criminal offense not covered by the provisions of section four of this Act to hear the evidence introduced, and if he is of opinion that probable cause is shown for holding the person so charged for trial shall cause such person to be safely conveyed to a secure place of confinement within the jurisdiction of the United States District Court for Oregon, and certify a transcript of the record of his proceedings and the testimony in the case to said court, which court shall have jurisdiction of the case: *Provided*, That the said commissioner shall grant bail in all cases bailable under the laws of the United States or of said State.

Procedure in criminal cases.

Proviso. Bail.

SEC. 8. That all process issued by the commissioner shall be directed to the marshal of the United States for the district of Oregon, but nothing herein contained shall be so construed as to prevent the arrest by any officer or employee of the Government or any person employed by the United States in the policing of said reservation within said boundaries without process of any person taken in the act of violating the law or this Act or the regulations prescribed by said Secretary as aforesaid.

Service of process.

SEC. 9. That the commissioner provided for in this Act shall be paid an annual salary of \$1,500, payable quarterly: *Provided*, That the said commissioner shall reside within the exterior boundaries of said Crater Lake National Park, at a place to be designated by the court

Salary. Provisos. Residence.

Disposal of fees, etc.	making such appointment: <i>Provided further</i> , That all fees, costs, and expenses collected by the commissioner shall be disposed of as provided in section eleven of this Act.
United States fees, etc.	SEC. 10. That all fees, costs, and expenses arising in cases under this Act and properly chargeable to the United States shall be certified, approved, and paid as are like fees, costs, and expenses in the courts of the United States.
Deposit of fines and costs.	SEC. 11. That all fines and costs imposed and collected shall be deposited by said commissioner of the United States, or the marshal of the United States collecting the same, with the clerk of the United States District Court for Oregon.
Acceptance of cession.	SEC. 12. That the Secretary of the Interior shall notify, in writing, the governor of the State of Oregon of the passage and approval of this Act.
	Approved, August 21, 1916.

August 21, 1916.
[H. R. 14944.]

[Public, No. 224.]

CHAP. 369.—An Act Authorizing the Secretary of the Interior to transfer on certain conditions the south half of lot fourteen of the southeast quarter of section twenty-one, township one hundred and seven, range forty-eight, Moody County, South Dakota, to the city of Flandreau, to be used as a public park or playgrounds.

Public lands.
Flandreau, S. Dak.,
granted lot for public
park.

Description.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized and directed to transfer to the city of Flandreau, in Moody County, South Dakota, the following-described real property situated in the city of Flandreau, Moody County, South Dakota, viz: The south half of lot fourteen of the southeast quarter of section twenty-one, township one hundred and seven, range forty-eight, which shall be permanently used as a public park or playground for the Indian and white school children of the vicinity on equal terms, which park or playground shall be maintained by the city of Flandreau without expense to the United States.

Approved, August 21, 1916.

August 21, 1916.
[H. R. 15777.]

[Public, No. 225.]

CHAP. 370.—An Act To ratify, approve, and confirm an Act duly enacted by the Legislature of the Territory of Hawaii, as amended by Congress, relating to the granting of a franchise for the purpose of manufacturing and supplying gas in the district of South Hilo, county of Hawaii, Territory of Hawaii.

Hawaii.
Act of legislature
granting gas franchise,
South Hilo, ratified,
etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of the Legislature of the Territory of Hawaii entitled "An Act granting a franchise for the purpose of manufacturing and supplying gas in the district of South Hilo, county of Hawaii, Territory of Hawaii," approved by the governor of the Territory April thirtieth, nineteen hundred and thirteen, is hereby amended by Congress, and as thus amended is hereby ratified, approved, and confirmed, as follows:

"Act 152. An Act granting a franchise for the purpose of manufacturing and supplying gas in the district of South Hilo, county of Hawaii, Territory of Hawaii: *Be it enacted by the Legislature of the Territory of Hawaii.*"

John T. Baker.
Franchise granted,
for gas manufacture.

SECTION 1. MANUFACTURE AND SUPPLY OF GAS.—John T. Baker, of Hilo, county of Hawaii, Territory of Hawaii, his associates, successors, and assigns, or such corporation as he or they shall cause to be incorporated under the laws of the Territory of Hawaii, and its successors and assigns (he and they being hereinafter referred to as the association), are hereby authorized and empowered to manufacture and supply gas for use as a fuel, for illuminating purposes, and otherwise, in the district of South Hilo, county of Hawaii, for the term of fifty