SEVENTY-FIRST CONGRESS. Sess. III. Chs. 44-46. 1931.

East half east half, west half southeast quarter, east half southwest quarter, southwest quarter southwest quarter section 25; south half southeast quarter section 26; sections 31, 35, and 36; west half, southwest quarter northeast quarter, southeast quarter section 32; south half section 33; southwest quarter, east half northwest quarter, east half section 34, all in township 13 north, range 115 west, sixth principal meridian.

South half south half section 30; sections 31 and 36; south half, south half north half, northwest quarter northeast quarter, south half north half section 32; east half, south half southwest quarter, northeast quarter southwest quarter, southeast quarter northwest quarter section 35, all in township 13 north, range 116 west, sixth principal meridian.

Approved, January 26, 1931.

CHAP. 45.—An Act To extend the time for completing the construction of a bridge across the Delaware River near Trenton, New Jersey.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of the bridge authorized by Act of Congress approved August 24, 1912, to be built by The Pennsylvania Railroad Company and the Pennsylvania and Newark Railroad Company across the Delaware River near the city of Trenton, New Jersey, which has heretofore been extended by Congress to August 24, 1931, is hereby extended for a further period of three years from the last-named date: Provided, That it shall not be lawful to complete or commence the completion of said bridge until plans thereof shall again be submitted to and approved by the Chief of Engineers and by the Secretary of War.

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

Approved, January 26, 1931.

CHAP. 46.—An Act Authorizing W. L. Eichendorf, his heirs, legal representatives, and assigns, to construct, maintain, and operate a bridge across the Mississippi River, at or near the town of McGregor, Iowa.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, W. L. Eichendorf, his heirs, legal representatives, and assigns, be, and is hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Mississippi River, at a point suitable to the interests of navigation, at or near the town of McGregor, Iowa, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March 23, 1906, and subject to the conditions and limitations contained in this Act.

Sec. 2. There is hereby conferred upon W. L. Eichendorf, his heirs, legal representatives, and assigns, all such rights and powers to enter upon lands and to acquire, condemn, occupy, possess, and use real estate and other property needed for the location, construction, operation, and maintenance of such bridge and its approaches as are possessed by railroad corporations for railroad purposes or by bridge corporations for bridge purposes in the State in which such real estate or other property is located, upon making just compen-
tation therefor, to be ascertained and paid according to the laws of such
State, and the proceedings therefor shall be the same as in the con-
demnation or expropriation of property for public purposes in such
State.

SEC. 3. The said W. L. Eichendorf, his heirs, legal representatives,
and assigns, are hereby authorized to fix and charge tolls for transit
over such bridge, and the rates of toll so fixed shall be the legal rates
until changed by the Secretary of War under the authority contained
in the Act of March 23, 1906.

SEC. 4. After the completion of such bridge, as determined by the
Secretary of War, either the State of Wisconsin, the State of Iowa,
any public agency or political subdivision of either of such States,
within or adjoining which any part of the bridge is located, or any
two or more of them jointly, may, at any time, acquire and take
over all right, title, and interest in such bridge and its approaches
and any interest in real property necessary therefor, by purchase
or by condemnation or expropriation, in accordance with the laws of
either of such States governing the acquisition of private property
for public purposes by condemnation or expropriation. If at any
time after the expiration of twenty years after the completion of
such bridge the same is acquired by condemnation or expropriation,
the amount of damages or compensation to be allowed shall not
include good will, going value, or prospective revenues or profits
but shall be limited to the sum of (1) the actual cost of constructing
such bridge and its approaches, less a reasonable deduction for actual
depreciation in value; (2) the actual cost of acquiring such interests
in real property; (3) actual financing and promotion costs, not to
exceed 10 per centum of the sum of the cost of constructing the
bridge and its approaches and acquiring such interest in real prop-
erty; and (4) actual expenditures for necessary improvements.

SEC. 5. If such bridge shall at any time be taken over or acquired
by the States or public agencies, or political subdivisions thereof, or
by either of them, as provided in section 4 of this Act, and if tolls
are thereafter charged for the use thereof, the rates of toll shall be
so adjusted as to provide a fund sufficient to pay for the reasonable
cost of maintaining, repairing, and operating the bridge and its
approaches under economical management, and to provide a sinking
fund sufficient to amortize the amount paid therefor including
reasonable interest and financing cost, as soon as possible under
reasonable charges, but within a period of not to exceed twenty years
from the date of acquiring the same. After a sinking fund sufficient
for such amortization shall have been so provided, such bridge shall
thereafter be maintained and operated free of tolls, or the rates of
toll shall thereafter be so adjusted as to provide a fund of not to
exceed the amount necessary for the proper maintenance, repair,
and operation of the bridge and its approaches under economical
management. An accurate record of the amount paid for acquiring
the bridge and its approaches, the actual expenditures for maintaining,
repairing, and operating the same, and of the daily tolls collected,
shall be kept and shall be available for the information of all persons
interested.

SEC. 6. W. L. Eichendorf, his heirs, legal representatives, and
assigns, shall, within ninety days after the completion of such
bridge, file with the Secretary of War, and with the highway
departments of the States of Wisconsin and Iowa, a sworn itemized
statement, showing the actual original cost of constructing the bridge
and its approaches, the actual cost of acquiring any interest in real
property necessary therefor, and the actual financing and promotion
costs. The Secretary of War may, and upon the request of the
highway department of either of such States, shall, at any time within three years after the completion of such bridge, investigate such costs and determine the accuracy and the reasonableness of the costs alleged in the statement of costs so filed, and shall make a finding of the actual and reasonable costs of constructing, financing, and promoting such bridge; for the purpose of such investigation, the said W. L. Eichendorf, his heirs, legal representatives, and assigns, shall make available all records in connection with the construction, financing, and promotion thereof. The findings of the Secretary of War as to the reasonable costs of the construction, financing, and promotion of the bridge, shall be conclusive for the purposes mentioned in section 4 of this Act, subject only to review in a court of equity for fraud or gross mistake.

Sec. 7. The right to sell, assign, transfer, and mortgage all of the rights, powers, and privileges conferred by this Act, is hereby granted to W. L. Eichendorf, his heirs, legal representatives, and assigns; and any corporation to which or any person to whom such rights, powers, and privileges may be sold, assigned, or transferred, or who shall acquire the same by mortgage foreclosure, or otherwise, is hereby authorized and empowered to exercise the same as fully as though conferred herein directly upon such corporation or person.

Sec. 8. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, January 26, 1931.