

CHAP. 520.—An act granting the right of way to the Metropolitan Southern Railroad Company through the property of the United States in Montgomery County, Maryland.

March 3, 1891.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Metropolitan Southern Railroad Company is hereby authorized to construct its road across the grounds of the United States forming a part of the grounds of the receiving reservoir, in Montgomery County, in the State of Maryland, north of the northeast boundary line of the District of Columbia, and for that purpose said company is hereby granted a width of sixty feet, at grade, and such additional width as it may require for slopes of cuttings and embankments, across said grounds for its right of way through the grounds aforesaid: *Provided,* That the location and plans of said road through said grounds shall be approved by the Secretary of War before the commencement of any work on said grounds, and the work of construction and the operating of said road shall be subject to such regulations as he may prescribe; and the damages for the use and occupation of the right of way herein granted shall be fixed by a board of three Army officers appointed by the Secretary of War, and the payment of said damages so fixed shall be a condition precedent to the exercise of the rights by this act granted, which are to terminate at the pleasure of the Secretary of War, in case of persistent neglect by said company, or by its successors, to comply with the regulations aforesaid.

Metropolitan Southern Railroad Company granted right of way through grounds of receiving reservoir, Montgomery County, Md.

Width.

Proviso.

Approval by Secretary of War.

Damages.

To be paid before right exercised.

Termination.

Approved, March 3, 1891.

CHAP. 521.—An act to provide for the safe transport and humane treatment of export cattle from the United States to foreign countries, and for other purposes.

March 3, 1891.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized to examine all vessels which are to carry export cattle from the ports of the United States to foreign countries, and to prescribe by rules and regulations or orders the accommodations which said vessels shall provide for export cattle, as to space, ventilation, fittings, food and water supply and such other requirements as he may decide to be necessary for the safe and proper transportation and humane treatment of such animals.

Export cattle. Rules for accommodation and humane treatment to be made.

SEC. 2. That whenever the owner, owners, or master of any vessel carrying export cattle shall wilfully violate or cause or permit to be violated any rule, regulation or order made pursuant to the foregoing section the vessel in respect of which such violation shall occur may be prohibited from again carrying cattle from any port of the United States for such length of time, not exceeding one year, as the Secretary of Agriculture may direct, and such vessel shall be refused clearance from any port of the United States accordingly.

Penalties for violations.

Approved, March 3, 1891.

CHAP. 522.—An act giving the consent of the United States to the erection of a bridge across Portage Lake, Houghton County, Michigan, between the villages of Houghton and Hancock.

March 3, 1891.

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 county of Houghton, within the State of Michigan, the same being a body corporate existing under and by virtue of the constitution and laws of said State, to erect or cause to be erected, and maintain the same, a free bridge, with one or more roadways, footways, and draws, over and across Portage

Houghton County, Mich., may bridge Portage Lake between Houghton and Hancock.

Free bridge.

Lake, in said county of Houghton, between the villages of Houghton and Hancock: *Provided*, That said bridge shall be so constructed and built by draw, span, or otherwise, as not to obstruct, impair, or injuriously modify the navigation of said Portage Lake; and in order to secure a compliance with these conditions said county of Houghton, previous to commencing the construction of said bridge, shall submit to the Secretary of War for his examination and approval, a design and drawings of the bridge and a map of the location, giving, for the space of one mile above and one mile below the proposed location, the topography of the banks of the lake, the shore lines at high and low water, the direction and strength of the current, and the soundings accurately showing the bed of the lake, and the location of any other bridge or bridges; such map to be sufficiently in detail to enable the Secretary of War to judge of the proper location of said bridge, and shall furnish such other information as may be required for a full and satisfactory understanding of the subject; and should any change be made in the plan of said bridge during the progress of construction or after completion, such change shall be subject to the approval of the Secretary of War: *Provided also*, That if the bridge herein authorized be constructed as a draw-bridge, said draw shall be opened promptly upon reasonable signal for the passage of boats, and whatever kind of bridge is built the said County of Houghton 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.

Provisos.
Unobstructed navigation.
Secretary of War to approve plans, etc.

Draw.

Lights, etc.

Notification of approval.

Construction to await approval.

Rules and regulations.

Lawful structure and post-route.

Use by telegraph and telephone companies.

Postal telegraph. Amendment, etc.

Commencement and completion.

SEC. 2. That the Secretary of War is hereby authorized and directed upon receiving said plan and map and other information, and upon being satisfied that a bridge built upon such plan and at said locality will conform to the prescribed conditions of this act, not to obstruct, impair, or injuriously modify the navigation of Portage Lake, to notify the said county of Houghton, through the chairman or clerk of the board of supervisors of said county, that he approves the same; and upon receiving such notification the said county of Houghton may proceed to the erection of said bridge, conforming strictly to the approved plan and location. But until the Secretary of War approve the plan and location of said bridge and notify the said county of Houghton of the same, the said bridge shall not be built or commenced.

SEC. 3. That the aforesaid county of Houghton is hereby authorized and empowered, so far as Congress has the power to grant the same, to make such rules and regulations for the care of said bridge as its board of supervisors may deem necessary.

SEC. 4. That any bridge built under this act and subject to its limitations shall be a lawful structure and shall be recognized and known as a post-route, and it shall enjoy the rights and privileges of other post-roads in the United States; and equal privileges in the use of said bridge shall be granted to all telegraph and telephone companies; and the United States shall have the right of way across said bridge, and approaches, for postal telegraph purposes.

SEC. 5. That the right to alter, amend, or repeal this act is hereby expressly reserved, and the right to require any changes in said structure, or its entire removal, at the expense of the owners thereof, whenever the Secretary of War shall decide that the public interests require it, is also expressly reserved.

SEC. 6. That this act shall be null and void if actual construction of the bridge herein authorized be not commenced within one year and completed within two years from the date hereof.

Approved, March 3, 1891.