

April 4, 1910.
[S. 4624.]

[Public, No. 115.]

CHAP. 141.—An Act To authorize the Commissioners of the District of Columbia to accept donations of money and land for the establishment of a branch library in the District of Columbia, to establish a commission to supervise the erection of a branch library building in said District, and to provide for the suitable maintenance of said branch.

District of Columbia.
Acceptance of gift
from Andrew Carnegie
for library at
Takoma Park author-
ized.
Post, p. 1296.

Building commis-
sion.

Provisos.
Opening deferred.

Expenses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioners of the District of Columbia be, and they are hereby, authorized to accept from Andrew Carnegie a donation not less than thirty thousand dollars for the purpose of erecting a suitable branch library building in Takoma Park, subject to the approval of the commissioners and the public library trustees, and to accept conveyance of unencumbered land considered suitable by the said commissioners and library trustees as a site for a branch library for Takoma Park. And authority is hereby conferred upon a commission, to consist of the Commissioners of the District of Columbia, the chairman of the committee on branch libraries of the library trustees, and the librarian of the public library of the District of Columbia, to supervise the erection of said branch library building: *Provided*, That such branch library building shall not be opened for public use until Congress shall hereafter provide for the necessary expenses of maintaining said branch library when the same shall be completed and ready for such use: *And provided further*, That the appropriation for such expenses shall not exceed in any one year the sum of ten per centum of the total cost of such building.

Approved, April 4, 1910.

April 4, 1910.
[H. R. 13401.]

[Public, No. 116.]

CHAP. 142.—An Act To enable the city of Douglas, Cochise County, Arizona Territory, to issue bonds for the purpose of acquiring and constructing a waterworks plant in and for said city.

Douglas, Ariz.
May issue bonds for
waterworks.

Result of election
confirmed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the city of Douglas, Cochise County, Arizona Territory, a municipal corporation duly organized and existing as a city under the general laws of said Territory, be, and it is hereby, authorized to incur and contract an indebtedness to the amount of three hundred and twenty-five thousand dollars for the acquisition of an adequate system of waterworks in and for said city by the purchase of the existing waterworks plant therein at a price not to exceed the sum of two hundred and twenty-five thousand dollars, and by the construction of additional waterworks by the way of the enlargement and extension of said plant at a cost not to exceed the sum of one hundred thousand dollars; and to issue its negotiable coupon bonds to said aggregate amount of three hundred and twenty-five thousand dollars.

SEC. 2. That the acts and proceedings of the mayor and common council of said city of Douglas in and about the calling, holding, ascertaining, and declaring the result of a special election in said city on October sixteenth, nineteen hundred and nine, on the following proposition: "Shall the city of Douglas, Cochise County, Territory of Arizona, borrow the sum of three hundred and twenty-five thousand dollars and issue its negotiable coupon bonds therefor for the purpose of acquiring the existing waterworks plant and constructing additional waterworks in and for said city, of which sum two hundred and twenty-five thousand dollars is to be expended for the purchase of said existing waterworks plant, and not exceeding the sum of one hundred thousand dollars is to be expended for said additional waterworks construction," and in and about the passage on December sixth, nineteen hundred and nine, of ordinance numbered ninety-three, entitled "An ordinance providing for the issuance of negotiable coupon bonds of the city of Douglas, Arizona Territory, to the amount of

three hundred and twenty-five thousand dollars, for the purpose of providing funds for acquiring the existing waterworks plant in said city and constructing additional waterworks in and for said city; prescribing the forms of said bonds and of the interest coupons to be thereto attached, providing for an annual tax sufficient to pay the interest on and principal of said bonds when due, and fixing the other details of the issue," be, and the same are hereby, in all respects, declared fully authorized, ratified, approved and confirmed, and the bonds of said city of Douglas, when executed and issued pursuant to the provisions of said ordinance numbered ninety-three, shall be, and the same are hereby, declared to constitute the valid and binding obligations of said city, and all of the taxable property in said city to be subject to the levy of a direct annual tax sufficient to pay the principal of and interest on said bonds when due.

Tax authorized to pay principal and interest.

Approved, April 4, 1910.

CHAP. 143.—An Act To amend an Act entitled "An Act relating to the liability of common carriers by railroad to their employees in certain cases," approved April twenty-second, nineteen hundred and eight.

April 5, 1910.
[H. R. 17263.]

[Public, No. 117.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an Act entitled "An Act relating to the liability of common carriers by railroad to their employees in certain cases," approved April twenty-second, nineteen hundred and eight, be amended in section six so that said section shall read:

Liability of railroad common carriers to employees.
Vol. 35, p. 66, amended.
Vol. 34, p. 232.

"SEC. 6. That no action shall be maintained under this Act unless commenced within two years from the day the cause of action accrued.

Time limit of actions.

"Under this Act an action may be brought in a circuit court of the United States, in the district of the residence of the defendant, or in which the cause of action arose, or in which the defendant shall be doing business at the time of commencing such action. The jurisdiction of the courts of the United States under this Act shall be concurrent with that of the courts of the several States, and no case arising under this Act and brought in any state court of competent jurisdiction shall be removed to any court of the United States."

Jurisdiction.

Concurrent jurisdiction of State courts.

SEC. 2. That said Act be further amended by adding the following section as section nine of said Act:

"SEC. 9. That any right of action given by this Act to a person suffering injury shall survive to his or her personal representative, for the benefit of the surviving widow or husband and children of such employee, and, if none, then of such employee's parents; and, if none, then of the next of kin dependent upon such employee, but in such cases there shall be only one recovery for the same injury."

Survival of actions in case of death.

Approved, April 5, 1910.

CHAP. 144.—An Act To grant certain lands to the city of Cheyenne, Wyoming.

April 8, 1910.
[S. 4040.]

[Public, No. 118.]

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 cause to be issued patents conveying the northeast quarter of the northeast quarter in section twenty-six, township fourteen north, range seventy west of the sixth principal meridian, containing forty acres, more or less, and lot one in section twenty-two, township fourteen north, range sixty-seven west of the sixth principal meridian, containing forty-five and one one-hundredths acres, more or less, to the city of Cheyenne, in the State of Wyoming, for the use of said city, subject to the legal rights of others, if any, upon the payment by the city of Cheyenne of one dollar and twenty-five cents per acre and the usual fees therefor.

Public lands.
Grant to Cheyenne, Wyo.

Payment.

Approved, April 8, 1910.