

May 11, 1898.

CHAP. 292.—An Act To amend an Act to permit the use of the right of way through public lands for tramroads, canals, and reservoirs, and for other purposes.

Public lands.
Right of way for
tramroads, canals, etc.
Vol. 28, p. 635.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to permit the use of the right of way through the public lands for tramroads, canals, and reservoirs, and for other purposes," approved January twenty-first, eighteen hundred and ninety five, be, and the same is hereby, amended by adding thereto the following:

—width.

— use of water for
domestic and public
purposes.

—for ditches, etc.

Vol. 26, p. 1101.

"That the Secretary of the Interior be, and hereby is, authorized and empowered, under general regulations to be fixed by him, to permit the use of right of way upon the public lands of the United States, not within limits of any park, forest, military, or Indian reservations, for tramways, canals, or reservoirs, to the extent of the ground occupied by the water of the canals and reservoirs, and fifty feet on each side of the marginal limits thereof, or fifty feet on each side of the center line of the tramroad, by any citizen or association of citizens of the United States, for the purposes of furnishing water for domestic, public, and other beneficial uses.

"SEC. 2. That the rights of way for ditches, canals, or reservoirs heretofore or hereafter approved under the provisions of sections eighteen, nineteen, twenty, and twenty-one of the Act entitled 'An Act to repeal timber-culture laws, and for other purposes,' approved March third, eighteen hundred and ninety-one, may be used for purposes of a public nature; and said rights of way may be used for purposes of water transportation, for domestic purposes, or for the development of power, as subsidiary to the main purpose of irrigation."

Approved, May 11, 1898.

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CHAP. 293.—An Act To provide for organizing a naval battalion in the District of Columbia.

District of Columbia.
Organization of na-
val battalion.
Post, p. 721.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the companies of volunteer militia now authorized in the District of Columbia there may be organized not more than four companies of naval militia, which shall constitute a battalion to be known as the naval battalion of the National Guard of the District of Columbia.

Officers.
Post, p. 421.

SEC. 2. That the officers of the naval battalion shall consist of one commander, and a staff to consist of one executive officer with the rank of lieutenant-commander, one navigating officer with the rank of lieutenant, one signal, ordnance, and equipment officer with the rank of lieutenant, one chief engineer, one paymaster, and one surgeon, each with the relative rank of lieutenant.

Company organiza-
tion.

SEC. 3. That each company shall consist of one lieutenant, one lieutenant, junior grade, two ensigns, and not less than sixty nor more than one hundred petty officers and enlisted men.

Laws applicable.
Vol. 25, p. 772.

SEC. 4. That in all matters not otherwise specially provided for, the provisions of law which provide for the organization of the militia of the District of Columbia shall apply to the naval battalion.

SEC. 5. That general routine of duty, discipline, and exercises of the naval battalion, and parts thereof, shall conform with the laws, customs, and usages of the Navy, as far as the same apply, and where they do not apply then such routine of duty, discipline, and exercises shall conform to the laws governing the volunteer forces of the District of Columbia.

Approved, May 11, 1898.

CHAP. 294.—An Act To provide for a volunteer brigade of engineers and an additional force of ten thousand enlisted men specially accustomed to tropical climates.

May 11, 1898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in addition to the volunteer forces provided for by the Act of April twenty-second, eighteen hundred and ninety-eight, entitled "An Act to provide for temporarily increasing the military establishment of the United States in time of war, and for other purposes," the President may authorize the Secretary of War to organize, under the terms and conditions of the aforesaid Act, a volunteer brigade of engineers from the nation at large, to consist of not more than three regiments and not more than three thousand five hundred men, possessing the special qualifications necessary for engineer troops, under such rules and regulations, including the appointment of the officers thereof, as may be prescribed by the Secretary of War: *Provided*, That not to exceed three officers of the Corps of Engineers of the Regular Army may hold volunteer commissions in any one regiment of the volunteer brigade of engineers at the same time: *And provided further*, That all officers shall be appointed by the President and with the consent of the Senate.

Volunteer Army.
Organization of brigade of engineers.
Ante, p. 361.
Post, p. 721.

Provisos.
Regular Army officers; limit.

Appointment of officers.

Organization of force immune to tropical diseases.

SEC. 2. And the President is further empowered, during the present war, under the Act of April twenty-second, eighteen hundred and ninety-eight, to authorize the Secretary of War to organize an additional volunteer force of not exceeding ten thousand enlisted men possessing immunity from diseases incident to tropical climates; the officers thereof to be appointed by the President, by and with the advice and consent of the Senate.

SEC. 3. The provisions of the Act of April twenty-second, eighteen hundred and ninety-eight, which provide that volunteers called out by proclamation of the President shall be apportioned to the several States, and the provisions of said Act which provide that the Governors of the States shall appoint officers shall not apply to this Act.

Apportionment.

Appointment of officers.

Approved, May 11, 1898.

CHAP. 295.—An Act To amend section five of an Act entitled "An Act to punish the carrying or selling of deadly or dangerous weapons within the District of Columbia, and for other purposes," approved July thirteenth, eighteen hundred and ninety-two.

May 11, 1898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section five of the Act approved July thirteenth, eighteen hundred and ninety-two, entitled "An Act to punish the carrying or selling of deadly or dangerous weapons within the District of Columbia, and for other purposes," be, and the same hereby is, amended so as to read as follows:

District of Columbia.
Carrying of concealed weapons.
Vol. 27, p. 117.

SEC. 5. That any person or persons who shall, within the District of Columbia, sell, barter, hire, lend, or give to any person under the age of twenty-one years, any such weapon as hereinbefore described shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, pay a fine of not more than one hundred dollars, or to be imprisoned in the jail of the District of Columbia not more than three months. No person shall engage in or conduct the business of the kind hereinbefore named without having previously obtained from the Commissioners of the District of Columbia a special license authorizing the conduct of such business by such person; and the said Commissioners are hereby authorized to grant such license, without fee therefor, upon the filing with them by the applicant therefor of a bond with sureties, to be by them approved, conditioned in such penal sum as they shall fix, to the United States for the compliance by said applicant with all the provisions of this section; and upon any breach or breaches of said condition said bond shall be put in suit by said United States for its benefit, and said Commissioners may revoke said license.

—punishment for sale to minors.

Special license for dealers in weapons.