

May 23, 1900.

**CHAP. 541.**—An Act To amend section eight hundred and sixty-four of the Revised Statutes of the United States, in relation to taking depositions de bene esse.

Depositions de bene esse.  
R. S., sec. 864, p. 164, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section eight hundred and sixty-four of the Revised Statutes of the United States be, and the same is hereby, amended so as to read as follows:

Mode of taking.

“SEC. 864. Every person deposing as provided in the preceding section shall be cautioned and sworn to testify the whole truth, and carefully examined.

—typewriting.

“His testimony shall be reduced to writing or typewriting by the officer taking the deposition, or by some person under his personal supervision, or by the deponent himself in the officer’s presence, and by no other person, and shall, after it has been reduced to writing or typewriting, be subscribed by the deponent.”

Approved, May 23, 1900.

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**CHAP. 542.**—An Act To provide an American register for the steamer Esther, of New Orleans.

Steamer Esther granted American register.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Commissioner of Navigation is hereby authorized and directed to cause the foreign-built steamer Phoenix, of Norway, purchased and wholly owned by an American citizen, and repaired by him, to be registered as a vessel of the United States.

Approved, May 23, 1900.

May 24, 1900.

**CHAP. 546.**—An Act To amend section eight of the Act of Congress entitled “An Act to authorize the Fort Smith and Western Railroad Company to construct and operate a railway through the Choctaw and Creek nations, in the Indian Territory, and for other purposes.”

Right of way of Fort Smith and Western Railroad through Choctaw and Creek nations, Indian Territory.  
Vol. 30, p. 1371, amended.  
Maps of route to be filed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section eight of the Act to authorize the Fort Smith and Western Railroad Company to construct and operate a railway through the Choctaw and Creek nations, in the Indian Territory, and for other purposes, be, and the same is hereby, amended to read as follows:

Provisos.  
—of first 30-mile section.

“SEC. 8. That said company shall cause maps, showing the route of its located lines through said nations, to be filed in the office of the Secretary of the Interior and also to be filed in the office of the principal chiefs of said nations; and after the filing of said maps no claim for a subsequent settlement and improvement upon the right of way shown by said maps shall be valid as against said company: *Provided*, That when a map or maps of the first eighty miles of said line from Fort Smith to a crossing of the Missouri, Kansas and Texas Railroad at or near South Canadian shall be filed in the office of the Secretary of the Interior, the same may be approved by the Secretary of the Interior to authorize the commencement of construction of said eighty-mile section: *Provided further*, That a map or maps showing (sections of at least twenty-five miles in length) of the remaining portion of said line in the Indian Territory shall be filed with and approved by the Secretary of the Interior before the construction of any such said remaining section shall be commenced; and said company shall have the right to build in the line of said railroad a bridge across the Poteau River and bridges across the two forks of the Canadian River crossed by said line, but the plan of construction of said bridges shall be first approved by the Secretary of War: *Provided further*, That said railway com-

—remaining sections.

Bridges authorized.

Changes, etc.