

SEC. 7. That the right is expressly reserved in the United States to revoke by Act of Congress the rights, privileges, and benefits conferred by this Act; but in the event of such revocation the United States shall pay to the municipality, corporation, company, firm, or persons who may erect said lock and dam under the provisions of this Act, as full compensation, the reasonable value, exclusive of the franchise hereby conferred, of all properties erected and lands purchased by them necessary for the enjoyment of the benefits conferred upon them by the provisions of this Act, such value to be determined by mutual agreement between the Secretary of War and the owners of said properties, and in case they can not agree, then by proceedings instituted in the United States circuit court for the condemnation of said property, such proceedings to conform as nearly as may be to the laws of the State of Tennessee in respect of condemning land for the right of way for railroad purposes: *Provided*, That to insure compliance with the terms of the contract of this Act, or to protect the interests of navigation, the Secretary of War shall have power at any time, before or after the completion of the work, to order a suspension of all privileges granted by this Act: *And provided further*, That compliance with such order of suspension may be enforced by the injunction of the circuit court of the United States exercising jurisdiction in the district in which the work is situated, and proper proceedings to this end shall be instituted by the Attorney-General upon request of the Secretary of War.

Right of revocation reserved.

Indemnification.

Provisos. Suspension of privileges.

Enforcement by injunction.

SEC. 8. That nothing in this Act shall be construed as in any way interfering with the exclusive jurisdiction over and control by the United States of the Tennessee River and the lock and dam therein to be erected for the purpose of navigation, nor as repealing or modifying any of the provisions of law now existing in reference to the protection of navigation.

Existing laws not affected.

Approved, April 26, 1904.

CHAP. 1606.—An Act To amend an Act entitled "An Act to amend an Act entitled 'An Act granting the right to the Omaha Northern Railway Company to construct a railway across and establish stations on the Omaha and Winnebago Reservation, in the State of Nebraska, and for other purposes,' by extending the time for the construction of said railway," by a further extension of time for the construction of said railway.

April 26, 1904.
[S. 3611.]

[Public, No. 166.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time prescribed by an Act of Congress approved the twenty-sixth day of March, eighteen hundred and ninety-eight, entitled "An Act granting the right to the Omaha Northern Railway Company to construct a railway across and establish stations on the Omaha and Winnebago Reservation, in the State of Nebraska, and for other purposes," as amended by an Act of Congress approved on the thirtieth day of April, nineteen hundred and two, entitled "An Act to amend an Act entitled 'An Act granting the right to the Omaha Northern Railway Company to construct a railway across, and establish stations on, the Omaha and Winnebago Reservation, in the State of Nebraska, and for other purposes,' by extending the time for the construction of said railway," be, and the same is hereby, extended for a period of time, to wit, three years from the twenty-sixth day of March, nineteen hundred and four.

Omaha and Winnebago Reservation, Nebr.
Time of construction, across, extended to Omaha Northern Railway Company.

Vol. 32, p. 183, amended.

SEC. 2. That all other provisions of said Act are hereby continued in full force and effect.

Approved, April 26, 1904.

April 26, 1904.
[H. R. 10018.]
[Public, No. 167.]

CHAP. 1607.—An Act Granting to the State of North Dakota six hundred and forty acres of land, embracing the White Stone Hills battlefield and burial ground of soldiers killed in that engagement.

North Dakota.
Lands at White
Stone Hills granted
for a memorial park
to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described land is hereby granted; subject to any prior adverse claims, to the State of North Dakota, to wit: The southeast quarter of section seven and the southwest quarter of section eight and the northeast quarter of section eighteen and the northwest quarter of section seventeen, all in township one hundred and thirty-one north, of range sixty-five west, to be used for the purpose of a memorial park and burial ground of the soldiers killed at the battle of White Stone Hills, to be inalienable by the State.

Approved, April 26, 1904.

April 27, 1904.
[S. 1848.]
[Public, No. 168.]

CHAP. 1609.—An Act To amend an Act approved March third, eighteen hundred and ninety-nine, entitled "An Act to amend an Act entitled 'An Act to reimburse the governors of States and Territories for expenses incurred by them in aiding the United States to raise and organize and supply and equip the Volunteer Army of the United States in the existing war with Spain,' approved July eighth, eighteen hundred and ninety-eight," and so forth, and for other purposes.

States.
Reimbursement for
expenses equipping
volunteers, etc., Span-
ish war.
Vol. 30, p. 1358,
amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section six of the Act of Congress approved March third, eighteen hundred and ninety-nine, entitled "An act to amend an Act entitled 'An Act to reimburse the governors of States and Territories for expenses incurred by them in aiding the United States to raise and organize and supply and equip the Volunteer Army of the United States in the existing war with Spain,' approved July eighth, eighteen hundred and ninety-eight, and for other purposes," be, and the same is hereby, amended by striking therefrom the words "nineteen hundred and two" and inserting in lieu thereof the words "nineteen hundred and six," so that the same shall read:

Time for presenting
claims extended.

"**SEC. 6.** That all claims for reimbursement under this Act or the Act approved July eighth, eighteen hundred and ninety-eight, shall be presented in itemized form to the Treasury Department on or before January first, nineteen hundred and six, or be forever barred."

Final settlement of
partly disallowed
claims.

SEC. 2. That where the governor of any State or Territory has furnished military transportation, or has purchased or authorized the purchase of supplies, or incurred expenses for services rendered, and which purchases of supplies and expenses for military transportation and services rendered have been certified by the governor of such State or Territory as necessary, just, and reasonable for the organization, maintenance, transportation, and comfort of troops raised by him and accepted into the service of the United States Army in the said war with Spain, the Secretary of the Treasury be, and he is hereby, authorized to allow in the settlement of claims for reimbursement now on file in the office of the Auditor for the War Department, such items or parts thereof as have been disallowed in the consideration of said claims, for the reason that they appear to have been for stores furnished or expenses incurred or transportation furnished after the troops raised had been mustered into the service of the United States; and the certificate of the governor of any such State or Territory that such expenses were incurred in good faith, for the sole purpose of aiding the United States in the raising, organization, transportation, and equipment of troops, shall be held to be sufficient to authorize the final settlement and payment in full of such claims for reimbursement.

Governor's certifi-
cate sufficient proof
of expenses incurred.

Approved, April 27, 1904.