

Act of New Mexico
annulled—Continued.

expeditiously as possible upon such short notice to the other party thereto or his attorneys as the court may direct; and for the purpose of trying the same said court shall have the power to compel the parties thereto to plead or answer on such short day as it may determine; and in event the same is triable by jury it shall be the duty of the court, upon motion, to change the venue thereof to such county in said district as in the opinion of the court will afford an opportunity for the most speedy hearing; but in event such action is not triable by jury, then the court shall immediately proceed to try and determine the same, giving such reasonable notice as it may determine, to the parties or their attorneys, at any place in the Territory which the court may designate, and witnesses may be compelled by subpoena to attend such place personally, from any part of the Territory, and testify, as at present, at such time and place. The institution of any such suit in any other State or Territory shall be construed by the court as a waiver upon the part of the party so instituting the same of the right of trial by jury in the case pending in the courts of this Territory.

“SEC. 4. Whenever it shall be made to appear to the district court of this Territory for the county in which petitioner or plaintiff lives, by any petition filed under section three hereof, or by a supplemental petition, or by an original complaint filed for that purpose, that petitioner or plaintiff fears or has good reason to fear that any other person is threatening or contemplating instituting suit in some other State or Territory to recover damages against petitioner or plaintiff for personal injuries inflicted or death caused in this Territory, or that he has already instituted and is then maintaining such a suit, it shall be the duty of the court upon such bond as the court may require being given, to issue its injunction pendente lite restraining such party from instituting or maintaining such suit in any court sitting in any other State or Territory, and, at the final hearing, if such facts are found by the court to be true, the court shall make such injunction perpetual; and at the final hearing in all cases instituted under the provisions of section three hereof, the party complained of in the petition shall be perpetually enjoined from further instituting or maintaining any suit or action to recover damages by reason of any of the matters or things set up in said petition.

“SEC. 5. This act shall not apply to cases in which the person or corporation against whom damages for personal injuries are claimed can not be duly served with process in this Territory.

“SEC. 6. Nothing herein contained shall be construed as in any way preventing anyone in this Territory claiming to have a right of action for any such damages, from compromising such claim.

“SEC. 7. All acts and parts of acts and laws in conflict with this act are hereby repealed, and this act shall be in effect from and after its passage.”

Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That said law of the Territory of New Mexico, as aforesaid, be, and the same is hereby, disapproved and declared null and of no effect.

Approved, May 13, 1908.

Disapproval of Con-
gress.

[No. 23.] Joint Resolution Authorizing the widening of the channel of Michigan City Harbor.

May 13, 1908.
[S. J. R. 79.]

[Pub. Res., No. 23.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to use any unexpended balance of money heretofore appropriated or that may be

Michigan City Har-
bor, Ind.
Widening channel.
Use of unexpended
balances authorized.

hereafter appropriated for the improvement or maintenance of the harbor at Michigan City, Indiana, for the rebuilding of the western revetment of said harbor upon a new alignment, with the view of widening the channel of said harbor.

Approved, May 13, 1908.

May 20, 1908.
[H. J. R. 178.]

[Pub. Res., No. 24.]

National Home for Disabled Volunteer Soldiers.

Appointment of members of Board of Managers.

[No. 24.] Joint Resolution For appointment of members of Board of Managers of the National Home for Disabled Volunteer Soldiers.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Thomas J. Henderson, of Illinois; Walter P. Brownlow, of Tennessee; Edwin P. Hammond, of Indiana, and Joseph S. Smith, of Maine, be, and the same are hereby, appointed as members of the Board of Managers of the National Home for Disabled Volunteer Soldiers of the United States—General Thomas J. Henderson to succeed himself, his term of service having expired April twenty-first, nineteen hundred and eight; Colonel Walter P. Brownlow to succeed himself, his term of service having expired April twenty-first, nineteen hundred and eight; Colonel Edwin P. Hammond to succeed himself, his term of service having expired April twenty-first, nineteen hundred and eight, and General Joseph S. Smith to succeed General J. Marshall Brown, whose term of service would have expired on April twenty-first, nineteen hundred and eight, but who died on July twentieth, nineteen hundred and seven.

Approved, May 20, 1908.

May 22, 1908.
[S. J. R. 90.]

[Pub. Res., No. 25.]

Rio Grande.
St. Louis, Brownsville and Mexico Railway Company.

Name changed to Brownsville and Gulf Railway Company.
Ante, p. 168, amended.

[No. 25.] Joint Resolution To amend an Act authorizing the construction of bridges across navigable waters, and so forth.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the bill (S. 4809) entitled "An Act authorizing the construction of bridges across navigable waters, and to extend the time for the construction of bridges across navigable waters, and to legalize the construction of bridges across navigable waters," be, and the same is hereby, corrected so that the name Saint Louis, Brownsville and Mexico Railway Company, as used therein, be changed to the Brownsville and Gulf Railway Company.

Approved, May 22, 1908.

May 22, 1908.
[H. J. R. 124.]

[Pub. Res., No. 26.]

Statue of Washington.

Transfer from Capitol grounds to Smithsonian Institution.
Ante, p. 492.

[No. 26.] Joint Resolution Authorizing the transfer of the statue of President Washington, now located in the Capitol grounds, to the Smithsonian Institution.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the statue of President Washington, now located in the Capitol grounds east of the Capitol, be, and the same is hereby, transferred to the custody of the Smithsonian Institution.

Approved, May 22, 1908.

May 23, 1908.
[H. J. R. 176.]

[Pub. Res., No. 27.]

Diseases of Cattle.
Printing of Special Report on, ordered.

[No. 27.] Joint Resolution Providing for the printing of the Special Report on the Diseases of Cattle.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there be printed and bound one hundred thousand copies of the Special Report on the Dis-