

May 6, 1910.  
[H. R. 19719.]

[Public, No. 166.]

Navy.  
Guy K. Calhoun  
may be appointed pro-  
fessor of mathematics.  
R. S. secs. 1399, 1480,  
pp. 249, 257, amended.

Proviso.  
Examination, etc.

**CHAP. 209.**—An Act To authorize the President to appoint Guy K. Calhoun as additional professor of mathematics in the navy.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President be, and hereby is, authorized to appoint Guy K. Calhoun, by and with the advice and consent of the Senate, as additional professor of mathematics in the navy, as an extra number with the rank, pay, and allowances of ensign, to be promoted as his classmates are advanced until he reaches the grade of lieutenant, then to be advanced in rank and pay in the same manner as other members of the corps of professors of mathematics: *Provided,* That such appointment may be made when the said Guy K. Calhoun shall establish his professional fitness, by the usual examination, to the satisfaction of the Secretary of the Navy.

Approved, May 6, 1910.

May 6, 1910.  
[H. R. 23255.]

[Public, No. 167.]

Saint Francis River.  
Butler and Stoddard  
counties may bridge  
at Fisk, Mo.

Vol. 34, p. 84.

Amendment.

**CHAP. 210.**—An Act To authorize Butler and Stoddard counties of Missouri to construct a bridge across the Saint Francis River at Fisk, Missouri.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the counties of Butler and Stoddard, in the State of Missouri, corporations organized under the laws of the State of Missouri, are hereby authorized to construct, maintain, and operate a bridge, and approaches thereto, across the Saint Francis River, at a point suitable to the interests of navigation, at or near Fisk, Missouri, in the county of Butler, in the State of Missouri, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six.

**SEC. 2.** That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 6, 1910.

May 6, 1910.  
[H. R. 20849.]

[Public, No. 1674.]

Navy.  
John K. Barton.  
Transferred to rank  
of rear-admiral, re-  
tired.

**CHAP. 211.**—An Act Authorizing the President to appoint John K. Barton, now a captain on the retired list of the United States Navy, to be an engineer in chief, retired, with rank of rear-admiral on the retired list of the United States Navy.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the President is hereby authorized to appoint John K. Barton, now a captain on the retired list of the United States Navy, to be engineer in chief, retired, with rank of rear-admiral on the retired list of the United States Navy, said transfer to take effect from December twenty-second, nineteen hundred and eight.

Approved, May 6, 1910.

May 7, 1910.  
[H. R. 16367.]

[Public, No. 163.]

United States courts.  
Immunity of wit-  
nesses, etc., repealed.  
R. S., sec. 860, p. 163,  
repealed.

**CHAP. 216.**—An Act To repeal section eight hundred and sixty of the Revised Statutes.

*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 of the Revised Statutes of the United States be, and the same is hereby, repealed.

Approved, May 7, 1910.

**CHAP. 217.**—An Act Providing for the raising of the United States battle ship Maine, in Habana Harbor, and to provide for the interment of the bodies therein.

May 9, 1910.  
[H. R. 23012.]

[Public, No. 169.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War and the Chief of Engineers are hereby authorized and directed to provide with all convenient speed for the raising or the removal of the wreck of the United States battle ship Maine from the harbor of Habana, Cuba, and for the proper interment of the bodies therein, in Arlington Cemetery; and the Secretary of War is authorized and directed to remove the mast of the wreck of said battle ship Maine and place the same upon a proper foundation in Arlington National Cemetery at or near the spot where the bodies of those who died through such wreck are interred: *Provided, however,* That the consent in proper form of the Republic of Cuba shall be first obtained. The sum of one hundred thousand dollars is hereby appropriated, out of any money in the Treasury not otherwise appropriated, on account of the work herein authorized.

Battle ship "Maine."  
Wreck to be removed from Habana Harbor.  
Interment of bodies, etc.

*Proviso.*  
Consent from Cuba.  
Appropriation.  
*Post,* pp. 789, 1407.

Approved, May 9, 1910.

**CHAP. 225.**—An Act To authorize the opening of a road along the Anacostia River in the District of Columbia.

May 10, 1910.  
[H. R. 19038.]

[Public, No. 170.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That under and in accordance with the provisions of an Act entitled "An Act to amend an Act entitled 'An Act to establish a Code of Law for the District of Columbia,' regulating proceedings for condemnation of land for streets," approved April thirtieth, nineteen hundred and six, known as subchapter one of chapter fifteen of the Code of Law of the District of Columbia, except section four hundred and ninety-one g of said subchapter, which section shall not be applicable to this Act, the Commissioners of the District of Columbia be, and they are hereby, authorized and directed to institute in the supreme court of the District of Columbia a proceeding in rem to condemn and acquire the fee simple and absolute title, including all riparian rights and all other rights pertaining thereto, to a strip of land for a public highway and for park purposes along the Anacostia River and bounded by said river, from Monroe street extended to the right of way of the outfall sewer at and near Poplar Point and from the southwest corner of the grounds of the Government Hospital for the Insane along said Anacostia River to Giesboro Point, near the western terminus of Memphis street, as shown on the permanent system of highway plans for the District of Columbia. The northern and western boundary of said strip of land shall be coincident with the high-water line of the said Anacostia River, and the southern and eastern boundary of the said strip of land shall be not more than one hundred and sixty feet therefrom: *Provided,* That of the amount found due and awarded as damages for and in respect of the land condemned under this Act for the said public highway and park not less than one-half thereof, together with all the costs and expenses of the proceeding or proceedings taken pursuant hereto, shall be assessed as benefits by the jury in said proceeding against the lots, pieces, or parcels of ground lying on the side or sides of the extension of the said public highway and park and also on all or any adjacent pieces or parcels of land which will be benefited by the said public highway and park as herein provided: *And provided further,* That the sums to be assessed against each lot, piece, or parcel of ground shall be determined and designated by the jury, and in determining what amount shall be assessed against any particular lot, piece,

District of Columbia.  
Road along Anacostia River.  
Condemning land for.  
Vol. 34, pp. 151, 930.

Location.

*Provisos.*  
One-half of damages assessed as benefits.

Determination of benefits.