

CHAP. 34.—Joint Resolution Extending the time within which the "Joint resolution authorizing the Secretary of War to issue temporary permits for additional diversions of water from the Niagara River" shall remain in effect.

June 30, 1917.
[S. J. Res. 13.]

[Pub. Res., No. 8.]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That public resolution numbered forty-five of the Sixty-fourth Congress, approved January nineteenth, nineteen hundred and seventeen, entitled "Joint resolution authorizing the Secretary of War to issue temporary permits for additional diversions of water from the Niagara River," is continued in full force and effect, and under the same conditions, restrictions, and limitations, until July first, nineteen hundred and eighteen: *Provided,* That the Secretary of War is hereby authorized and directed to make a comprehensive and thorough investigation, including all necessary surveys and maps, of the entire subject of water diversion from the Great Lakes and the Niagara River, including navigation, sanitary and power purposes, and the preservation of the scenic beauty of Niagara Falls and the rapids of Niagara River, and to report to Congress thereon at the earliest practicable date. To carry out the provisions of this proviso, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$25,000.

Niagara River.
Additional diversion
of water from, above
the Falls, continued for
one year.
Vol. 39, p. 887.
Post, p. 633.

Proviso.
Investigation of wa-
ter diversion, etc.

Appropriation

Approved, June 30, 1917.

CHAP. 35.—An Act To authorize condemnation proceedings of lands for military purposes.

July 2, 1917.
[S. 2453.]

[Public, No. 26.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter the Secretary of War may cause proceedings to be instituted in the name of the United States, in any court having jurisdiction of such proceedings for the acquirement by condemnation of any land, temporary use thereof or other interest therein, or right pertaining thereto, needed for the site, location, construction, or prosecution of works for fortifications, coast defenses, and military training camps, such proceedings to be prosecuted in accordance with the laws relating to suits for the condemnation of property of the States wherein the proceedings may be instituted: *Provided,* That when the owner of such land, interest or rights pertaining thereto shall fix a price for the same, which, in the opinion of the Secretary of War, shall be reasonable, he may purchase or enter into a contract for the use of the same at such price without further delay: *Provided further,* That the Secretary of War is hereby authorized to accept on behalf of the United States donations of land and the interest and rights pertaining thereto required for the above-mentioned purposes: *And provided further,* That when such property is acquired in time of war or the imminence thereof upon the filing of the petition for the condemnation of any land, temporary use thereof or other interest therein or right pertaining thereto to be acquired for any of the purposes aforesaid, immediate possession thereof may be taken to the extent of the interest to be acquired and the lands may be occupied and used for military purposes, and the provision of section three hundred and fifty-five of the Revised Statutes, providing that no public money shall be expended upon such land until the written opinion of the Attorney General shall be had in favor of the validity of the title, nor until the consent of the legislature of the State in which the land is located has been given, shall be, and the same are hereby, suspended during the period of the existing emergency.

Lands for military
purposes.
Condemnation pro-
ceedings authorized to
acquire.
Post, pp. 518, 888.

Provisos.
Purchases without
suit.

Acceptance of dona-
tions allowed.

Immediate use in
time of war before title
vested.

R. S., sec. 355, p. 60.

Approved, July 2, 1917.