

application in writing for one renewal and transmit the same to the board of local inspectors with a statement of the applicant verified before a consul, or other officer of the United States authorized to administer an oath, setting forth the reasons for not appearing in person; and upon receiving the same the board of local inspectors that originally issued such license shall renew the same for one additional term of such license, and shall notify the applicant of such renewal. And in all cases where the issue is the suspension or revocation of such licenses, whether before the local boards of inspectors as provided for in section forty-four hundred and fifty of the Revised Statutes, or before the supervising inspector as provided for in section forty-four hundred and fifty-two of the Revised Statutes, the accused shall be allowed to appear by counsel and to testify in his own behalf.

Examinations in cases of suspension, etc.

R. S., secs. 4450, 4452, p. 861.

No master, mate, pilot, or engineer of steam vessels licensed under title fifty-two of the Revised Statutes shall be liable to draft in time of War, except for the performance of duties such as required by his license; and, while performing such duties in the service of the United States, every such master, mate, pilot, or engineer shall be entitled to the highest rate of wages paid in the merchant marine of the United States for similar services; and, if killed or wounded while performing such duties under the United States, they, or their heirs, or their legal representatives shall be entitled to all the privileges accorded to soldiers and sailors serving in the Army and Navy, under the pension laws of the United States.

Exemption from draft. R. S., Title LII, p. 852.

Wages for naval service.

Pensions, etc.

SEC. 3. That all laws or parts of laws in conflict with this Act are hereby repealed. But this shall not be construed to modify or repeal that provision of the Act of June twenty-sixth, eighteen hundred and eighty-four, which reads as follows: "In cases where on a foreign voyage, or on a voyage from an Atlantic to a Pacific port of the United States, any such vessel is for any reason deprived of the services of an officer below the grade of master, his place, or a vacancy caused by the promotion of another officer to such place, may be supplied by a person not a citizen of the United States until the first return of such vessel to its home port; and such vessel shall not be liable to any penalty or penal tax for such employment of an alien officer."

Repeal.

Filling accidental vacancies abroad. Vol. 23, p. 53.

Approved, May 28, 1896.

CHAP. 256.—An Act To authorize and empower the State of South Dakota to select the Fort Sully Military Reservation in said State as a part of the lands granted to the State under the provisions of an Act to provide for the admission of South Dakota into the Union, approved February twenty-second, eighteen hundred and eighty-nine, and for indemnity school lands, and for other purposes.

May 28, 1896.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lands situated in the Fort Sully Military Reservation, in the State of South Dakota, may be selected at any time within one year after the passage of this Act, or the approval of the survey of said reservation by the Secretary of the Interior, by the State of South Dakota as a part of the lands granted to the State under the provisions of an Act to provide for the admission of South Dakota into the Union, approved February twenty-second, eighteen hundred and eighty-nine, and for indemnity school lands; and when said lands are selected as herein provided the Secretary of the Interior shall cause patents to be issued therefor to the State of South Dakota: *Provided*, That the State of South Dakota shall have a preference right over any person or corporation to select said lands subject to entry by said State, granted thereto by the Act of Congress approved February twenty-second, eighteen hundred and eighty-nine, for a period of sixty days after the foregoing lands have been surveyed and duly declared to be subject to selection and entry under the general land laws of the United States: *Provided further*, That such preference right shall not accrue against bona fide homestead or preemption settlers on any of said lands at the date of the passage of this Act.

Fort Sully Military Reservation. Selection of lands by South Dakota. Vol. 25, p. 679.

Patents.

Provisos. Preference to State in selecting lands.

Rights of settlers not impaired.

Approved, May 28, 1896.

May 28, 1896.

**CHAP. 257.**—An Act Granting to the Denver, Cripple Creek and Southwestern Railroad Company a right of way for a railroad through the South Platte and Plum Creek forest reserves, in the State of Colorado.

Denver, Cripple Creek and Southwestern Railroad Company granted right of way, South Platte and Plum Creek forest reserves, Colo.  
Vol. 27, pp. 1020, 1044.

Location.

Rights, privileges, etc.  
Vol. 18, p. 482.

Timber cutting.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Denver, Cripple Creek and Southwestern Railroad Company, a corporation incorporated and organized under and by virtue of the laws of the State of Colorado, is hereby authorized to construct and maintain a railroad over and through the South Platte Forest Reserve and the Plum Creek Forest Reserve, in the State of Colorado, heretofore set apart and established as forest reservations by proclamations of the President, dated, respectively, December ninth, eighteen hundred and ninety-two, and June twenty-third, eighteen hundred and ninety-two, said railroad to enter said reservations at the junction of the North and South forks of the South Platte River, in section twenty-five, in township seven south, of range seventy west of the sixth principal meridian, and to run thence along the water course of the South Fork of the South Platte River to section three, in township thirteen south of range seventy-one west, and also to be constructed from section twenty-one, in township nine south of range seventy west, along the water courses of Horse Creek and Trout Creek, in the Plum Creek Forest Reserve, to section thirty-four, in township ten south of range sixty-nine west; said right of way to be granted subject to the rights, privileges, rules, and restrictions of an Act entitled "An Act granting to railroads the right of way through the public lands of the United States," approved March third, eighteen hundred and seventy-five, said Act being hereby made applicable to the right of way hereby granted. The said company, however, shall not cut timber upon said forest reservations outside of the limits of said right of way.

Approved, May 28, 1896.

May 28, 1896.

**CHAP. 258.**—An Act Declaring a certain bridge across the Tallahatchie River, in Tallahatchie County, State of Mississippi, a lawful structure, and for other purposes.

Bridge over Tallahatchie River, Philipp, declared a lawful structure.

*Proviso.*  
Removal of temporary structure.

Delta Cooperaage Company may construct new bridge.

*Draw.*  
*Proviso.*  
Lawful structure and post route.

Postal telegraph.  
Secretary of War to approve plans, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a certain temporary pile bridge recently constructed across the Tallahatchie River at Philipp, in the county of Tallahatchie, in the State of Mississippi, and used by the Illinois Central Railroad Company and the Delta Cooperaage Company, be, and the same is hereby, declared to be a lawful structure until the thirty-first day of December, eighteen hundred and ninety-seven: *Provided, however,* That the said temporary pile bridge shall be removed thoroughly and completely on or before the thirty-first day of December, eighteen hundred and ninety-seven.

**SEC. 2.** That the Delta Cooperaage Company, a corporation created and existing under and by virtue of the laws of the State of Mississippi be, and is hereby, authorized to construct and maintain a railway bridge across the Tallahatchie River, at or near the town of Philipp, Mississippi, to take the place of the temporary pile structure referred to in the foregoing section of this Act; the said bridge to be so constructed as not to interfere with the navigation of said river, and to be provided with a suitable draw: *Provided,* That any bridge constructed under this Act and according to its limitations shall be a lawful structure, and shall be known and recognized as a post route, and the same is hereby declared to be a post route; and the United States shall have the right of way for a postal telegraph across said bridge.

**SEC. 3.** That the bridge authorized to be constructed under this Act shall be located and built under and subject to such regulations for the security of the navigation of said river as the Secretary of War shall prescribe; and to secure that object the said company or corporation shall submit to the Secretary of War, for his examination and approval,