

CHAP. 10.—An Act Providing for the resurvey of township numbered eight, of range numbered thirty west, of the sixth principal meridian, in Frontier County, State of Nebraska.

January 14, 1901.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to cause to be made a resurvey of the lands in township numbered eight, in range numbered thirty west, of the sixth principal meridian, in Frontier County, in the State of Nebraska; and all rules and regulations of the Interior Department requiring petitions from all settlers of said township asking for resurvey and agreement to abide by the result of the same, so far as these lands are concerned, are hereby abrogated: *Provided,* That nothing herein contained shall be so construed as to impair the present bona fide claim of any actual occupant of any of said lands so occupied.

Resurvey of township eight, etc., Frontier County, Nebr., authorized.

Proviso.
Claims of occupants.

Approved, January 14, 1901.

CHAP. 11.—An Act Permitting the building of a dam across the Osage River at the city of Warsaw, Benton County, Missouri.

January 14, 1901.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby granted to the city of Warsaw, being a city incorporated and organized under the laws of the State of Missouri, its successors or assigns, to construct, erect, and maintain a dam across the Osage River, in Benton County, in the State of Missouri, at said city of Warsaw, and all work necessarily incident thereto: *Provided,* That the said city of Warsaw, its successors or assigns, shall make such change and modification in the works as the Secretary of War may from time to time deem necessary in the interest of navigation, at its own cost and expense: *Provided further,* That in case any litigation arises from the building of said dam, the maintaining of the same, or from the obstruction of the said river by said dam or appurtenant works, cases may be tried in the proper courts as now provided for that purpose in the State of Missouri and the courts of the United States.

Warsaw, Mo., may dam Osage river.

Provisos.
Changes in construction.

Litigation.

SEC. 2. That the right to amend, alter, or repeal this Act is hereby expressly reserved: *And provided further,* That suitable fishways shall be constructed and maintained at said dam by said city, its successors and assigns, as may be required from time to time by the United States Fish Commissioner.

Amendment.

Proviso.
Fishways.

SEC. 3. That this Act shall be null and void unless the dam herein authorized shall be completed within three years of the date hereof: *And provided further,* That such dam shall be constructed in such manner as not to injure or diminish the water power of any person or company having a dam or hydraulic works constructed: *And provided further,* That before the construction of said dam compensation shall be made to any person or company whose lands may be taken or overflowed in the construction or maintenance of such dam, in accordance with the laws of the State of Missouri.

Completion.

Provisos.
Hydraulic works not to be impaired.

Damages.

Approved, January 14, 1901.

CHAP. 12.—An Act For relief of occupants of lands included in the Algodones grant, in Arizona.

January 14, 1901.

Whereas the title to the lands in that section of the country in the county of Yuma and the Territory of Arizona, and included within the boundaries of the old Mexican land grant known as the Algodones

Algodones grant, Arizona, Preamble.

grant, was tried by the United States Court of Private Land Claims, created for the settlement of titles to such grants, in the years eighteen hundred and ninety-five and eighteen hundred and ninety-six; and

Whereas in the hearing of said contest before said court the alleged grantees under said grant were successful and their title thereto by said trial court confirmed, and immediately thereafter the said alleged grantees, for large and valuable considerations, sold to numbers of people, citizens and bona fide settlers on said lands, in tracts of less than forty acres to each, and said settlers, then believing that they had a bona fide title to said lands sold, made lasting and valuable improvements and permanent homes thereon; and

Whereas the Government of the United States appealed said cause from the decision of said court below, and on said appeal the said decision of the said court below was reversed, and the title to said grant in said alleged grantees adjudged to be void, and that the said lands included within the boundaries of said grant, and sold as aforesaid, belonged to the United States; and if said settlers, citizens, and occupants of said lands who so purchased the same as aforesaid be not permitted to retain the same, and pay the Government therefor, they will be deprived of their homes, at ruinous consequences to them: Therefore,

Settlers on, who purchased from grant claimants may retain and repurchase land, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That where such persons in good faith and for valuable considerations purchased from the grant claimants prior to May twenty-third, eighteen hundred and ninety-eight, portions of the land covered by the said grant, and have occupied and improved the same, such persons may, within six months from and after the passage of this Act, or within three months after the said lands shall be restored to entry, purchase the same at the price of one dollar and twenty-five cents per acre, upon making proof of the facts required by this Act under regulations to be provided by the Commissioner of the General Land Office and approved by the Secretary of the Interior, joint entries being admissible where two or more persons have purchased lands on the same forty-acre tract: *Provided,* That no one person shall purchase more than forty acres, and no purchase shall be allowed for a less quantity than that contained in the smallest legal subdivision.

Proviso.
—limit.

Entries under homestead or desert-land laws.

SEC. 2. That where persons duly qualified to make entry under the homestead or desert-land laws have occupied any of said lands with the intention of entering the same under the homestead or desert-land laws, such persons shall be allowed three months from and after the passage of this Act, or after the said lands shall be restored to entry, within which to make their entries, and the fact that such persons have improved or reclaimed such desert lands shall be no bar to their making such entries.

Approved, January 14, 1901.

January 14, 1901.

CHAP. 13.—An Act To amend an Act approved June first, anno Domini nineteen hundred, entitled "An Act to create the southern division of the southern district of Iowa for judicial purposes, and to fix the time and place for holding court therein."

Iowa southern judicial district.

Terms of court at Creston changed. *Ante*, p. 249.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section one of an Act entitled "An Act to create the southern division of the southern district of Iowa for judicial purposes, and to fix the time and place for holding court therein," approved June first, nineteen hundred, be amended by striking out the words "on the third Monday of May and the fourth Monday of September of each year" and inserting in lieu thereof the following words, to wit: "on the fourth Tuesday in March and the third Tuesday in October of each year."