

control shall open all sealed proposals received by it, and shall award the purchase of said bonds to the highest bidder or bidders therefor: *Provided*, That said board of control may reject any and all bids if they deem it to the advantage of the Territory of Arizona: *And provided further*, That they may reject any and all bids unless security shall be furnished by the bidder or bidders for compliance with the terms thereof, or if in the judgment of the said board of control such rejection will benefit the Territory.

Provisos.
Rejection of bids.
Security required.

"SEC. 10. That in addition to the powers expressly conferred or acts directed to be performed herein, the said board of control of Arizona is by this act authorized, empowered, and directed to do and perform whatever act or acts are necessary to be performed in the premises, to fully carry out and complete the terms, intent, and purposes of this act.

Additional powers
of board of control.

"SEC. 11. This act is subject to approval and ratification by the Congress of the United States.

Approval, etc., by
Congress.

"SEC. 12. This act shall take effect and be in force from and after its approval by the Congress of the United States.

Effect.

"E. S. IVES,
"President of the Council.
"THEODORE T. POWERS,
"Speaker of the House.

"Approved, March 19, 1903.

"ALEXANDER O. BRODIE,
"Governor."

Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That said Act Numbered Seventy-three of the said legislative assembly of the Territory of Arizona, approved March nineteenth, nineteen hundred and three, be, and the same is, in all of its parts and in all things, hereby approved, ratified, and confirmed.

Act authorizing
bond issue for Terri-
torial Insane Asylum,
ratified, etc.

SEC. 2. That this Act shall take effect and be in force from and after its passage.

Effect.

Approved, March 24, 1904.

CHAP. 836.—An Act Directing the Secretary of War to expend one hundred and twenty-five thousand dollars heretofore appropriated for a channel through Sabine Lake, Texas.

March 25, 1904.
[H. R. 3565.]
[Public, No. 69.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to use and expend the one hundred and twenty-five thousand dollars appropriated by an Act entitled "An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved June thirteenth, nineteen hundred and two, for the purpose of improving mouths of Sabine and Neches rivers, Texas, in accordance with House Document Numbered Two hundred and ninety-nine, Fifty-fourth Congress, second session, by connecting the same with Sabine Pass by a channel eight feet deep through Sabine Lake, in excavating and constructing a channel eight or more feet deep from the mouths of the Sabine and Neches rivers, at or near the west shore of Sabine Lake, to Taylors Bayou, a navigable stream in the State of Texas.

Sabine Lake, Tex.
Construction of
channel through.
Expenditure of for-
mer appropriation au-
thorized.
Vol. 32, p. 355.

Approved, March 25, 1904.

March 25, 1904.
[H. R. 9319.]

[Public, No. 70.]

Red River of the
North, N. Dak.
Fargo and Moorhead
Street Railway Com-
pany may bridge.

Location.

Unobstructed navi-
gation.

Secretary of War to
approve plans, etc.

Provisions.
Construction.

Opening draw.

Lights, etc.
Aids to navigation.

Changes.

Litigation.

CHAP. 837.—An Act Providing for the construction of a bridge across the Red River of the North at Fargo, North Dakota.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Fargo and Moorhead Street Railway Company, a corporation duly organized under the general incorporation laws of the State of North Dakota, its successors and assigns, is hereby authorized to construct and maintain a bridge across the Red River of the North between the city of Fargo, Cass County, North Dakota, and the city of Moorhead, county of Clay, Minnesota, and also to lay on and over said bridge a railway track or tracks for the passage of electric cars.

SEC. 2. That said bridge shall be constructed and built without interference with the security and convenience of navigation of said river beyond what is necessary to carry into effect the rights and privileges hereby granted; and in order to secure that object the said corporation shall submit to the Secretary of War, for his examination and approval, a design and drawings of the bridge and a map of the location, giving for the space of one-half mile above and one-half mile below the proposed location the topography of the banks of the river, the shore lines at high and low water, the direction and strength of the currents at all stages, and the soundings, accurately showing the bed of the stream, the location of any other bridge or bridges, and shall furnish such other information as may be required for a full and satisfactory understanding of the subject, and until the said plans and location of the bridge are approved by the Secretary of War the bridge shall not be built: *Provided,* That said bridge shall be constructed as a pivot draw-bridge with a draw over the main channel of the river at an accessible and navigable point and with spans of not less than ninety feet in length in the clear on each side of the central or pivot pier of the draw, and the headroom under all river spans shall not be less than five feet above local high-water mark, and the piers of said bridge shall be built with the current of said river and the bridge itself shall be as near at right angles thereto as practicable: *Provided also,* That said draw shall be opened promptly upon the reasonable signal for the passing of boats; the said corporation shall maintain at its own expense from sunset to sunrise such lights or other signals on said bridge as the Light-House Board shall prescribe: *Provided also,* That said corporation shall, at its own expense, build and maintain under direction and supervision of the Secretary of War, such wing dams and booms or other works necessary to maintain the channel within the draw spans of said bridge, and shall, at its own expense, maintain a depth of water through its draw spans of not less than that now existing, as shown by the report of the War Department, at the point where said bridge may be located.

SEC. 3. That the Secretary of War is hereby authorized and directed, upon receiving such plan and map and other information, and upon being satisfied that the bridge built upon such plan, with such accessory works, and at such locality, will conform to the prescribed conditions of this Act, to notify said corporation that he approves the same; and upon such notification the said company may proceed to the erection of said bridge, conforming strictly to the approved plan and location; and should any change be made in the plan of the bridge or accessory works during the progress of the work thereon, such change shall be subject likewise to the approval of the Secretary of War; and if any bridge erected under said authority shall, in the opinion of the Secretary of War, obstruct such navigation, he is hereby authorized to cause said change or alteration of said bridge to be made as will effectually obviate such obstruction, and all such alterations shall be made and all such obstructions be removed at the expense of said corporation; and in case of any litigation arising from any obstruction, or