

Army or Navy unless the President shall find that the rates of freight charges by said vessels are excessive and unreasonable, in which case contracts shall be made under the law as it now exists: *Provided*, That no greater charges be made by such vessels for transportation of articles for the use of the said Army and Navy than are made by such vessels for transportation of like goods for private parties or companies.

Proviso.
Charges.

Effect.

SEC. 2. That this Act shall take effect sixty days after its passage.
Approved, April 28, 1904.

CHAP. 1767.—An Act To authorize the Absentee Wyandotte Indians to select certain lands, and for other purposes.

April 28, 1904.
[S. 2268.]

[Public, No. 199.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each living adult Absentee Wyandotte Indian whose name appears upon a census roll of Absentee Wyandotte Indians made by Special Agent Joel T. Olive, as approved by the Secretary of the Interior December seventh, eighteen hundred and ninety-six, may select in person, under such rules and regulations as the Secretary of the Interior may prescribe, from the surveyed public nonmineral domain, eighty acres of agricultural land wherever there may be such lands subject to entry; and the heirs of any deceased Absentee Wyandotte Indian so-enrolled may in like manner select a like quantity of land in the name of their deceased ancestor, and the natural or legal guardian of any minor Absentee Wyandotte so enrolled may in like manner select eighty acres of agricultural land for his ward, and when lands shall have been so selected by any person entitled to make such selection and such selection is approved by the Secretary of the Interior, he shall cause a patent to issue in the name of the enrolled Absentee Wyandotte by or for whom such selection has been made, which patent shall contain the condition that the lands covered thereby shall not be aliened without the consent of the Secretary of the Interior: *Provided*, That as soon as any such selection has been made and approved the pro rata share of the Indian by or for whom such selection was made in the funds provided in the Acts of August fifteenth, eighteen hundred and ninety-four, and March second, eighteen hundred and ninety-five, shall thereby become relinquished to the United States and shall be covered into the Treasury as proceeds of the sales of public lands: *And provided further*, That the Secretary of the Interior may add to the said census roll the names of such persons, not exceeding seventeen in number, as he may find properly to have been entitled to enrollment by said special agent, Joel T. Olive.

Absentee Wyandotte Indians.
Selection of agricultural lands by enrolled, authorized.

Acreage.
Heirs.

Minors.

Patents.

Provisos.
Relinquishment of funds.

Vol. 28, pp. 301, 908.

Limited addition to the census roll.

Approved, April 28, 1904.

CHAP. 1768.—An Act Providing for the resurvey of certain townships in Routt and Rio Blanco counties in the State of Colorado.

April 28, 1904.
[S. 2382.]

[Public, No. 200.]

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 Routt and Rio Blanco counties in the State of Colorado, embraced in and consisting of townships one, two, three, four, five, six, seven, eight, nine, ten, eleven, and fractional township twelve north, of ranges ninety-two, ninety-three, ninety-four, ninety-five, ninety-six, ninety-seven, ninety-eight, ninety-nine, one hundred, one hundred and one, one hundred and two, one hundred and three, and fractional range one hundred and four west, including a retrace-

Colorado.
Resurvey of certain lands in Routt and Rio Blanco counties.

ment of the base line and resurvey of the first and second correction lines north, through ranges ninety-two to one hundred and four west, inclusive, and the eleventh auxiliary guide meridian west, the twelfth guide meridian west, and the twelfth auxiliary guide meridian west, from the base line to the north boundary of Colorado through townships one to twelve north, all of the sixth principal base and meridian; and all rules and regulations of the Department of the Interior requiring petitions from all settlers of said townships 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 to the lands so occupied.

Approved, April 28, 1904.

Regulations suspended.

Proviso. Bona fide claims unimpaired.

April 28, 1904.
[S. 2621.]

CHAP. 1769.—An Act For the widening of V street northwest.

[Public, No. 201.]

District of Columbia. Widening of V street northwest. Proceedings to condemn land for.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That within thirty days after the deposit with the collector of taxes of the District of Columbia, by parties interested, of the sum of one thousand two hundred and fifty dollars 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, sitting as a district court, by petition, particularly describing the lands to be taken, a proceeding in rem to condemn the land necessary for the widening of V street through square south of south of square twelve hundred and ninety-six from the west line of Thirty-fifth street west one hundred and twenty feet to the line of Washington County, to the full width of sixty feet.

Assessment of damages and benefits.

SEC. 2. That of the amount found to be due and awarded as damages for and in respect of the land condemned for the extension of V street, as herein provided, a sum equivalent to the amount of damages shall be assessed by the jury as benefits against those pieces or parcels of land on each side of V street as widened, and also on any or all pieces or parcels of land which will be benefited by the widening of said V street; and in determining the amounts to be assessed against said pieces or parcels of land the jury shall take into consideration the respective situations of such pieces or parcels of land and the benefits they may severally receive from the widening of V street as aforesaid.

Notice of proceedings. Advertisement.

SEC. 3. That the said court shall cause public notice of not less than ten days to be given of the filing of said proceedings, by advertisement in such manner as the court shall prescribe, which notice shall warn all persons having any interest in the proceedings to attend court at a day to be named in said notice and to continue in attendance until the court shall have made its final order ratifying and confirming the award of damages and assessment of benefits of the jury; and in addition to such public notice said court, whenever in its judgment it is practicable to do so, may cause a copy of said notice to be served by the marshal of the District of Columbia, or his deputies, upon such owners of the land to be condemned as may be found by said marshal, or his deputies, within the District of Columbia.

Personal service.

Marshal's jury.

SEC. 4. That after the return of the marshal and the filing of proof of publication of the notice provided for in the preceding section, said court shall cause a jury of seven judicious, disinterested men, not related to any person interested in the proceedings, and not in the service or employment of the District of Columbia or of the United States, to be summoned by the marshal of the District of Columbia, to which jurors said court shall administer an oath or affirmation that they are not interested in any manner in the land to be condemned

Duties.