

property, the same to be delivered to said committee designated at such time prior to the date of said convention as may be agreed upon by the Secretary of War and William H. Atwell, chairman of said executive committee: *And provided further*, That the Secretary of War shall, before delivering such property, take from said William H. Atwell a good and sufficient bond for the safe return of said property in good order and condition, and the whole without expense to the United States.

Bond.

Approved, May 4, 1908.

May 11, 1908.
[H. J. R. 173.]

[Pub. Res., No. 20.]

[No. 20.]—Joint Resolution For the relief of the sufferers from the cyclone which occurred in the States of Georgia, Alabama, Mississippi, and Louisiana on April twenty-fourth, nineteen hundred and eight.

Southern cyclone.
Relief for sufferers
in Georgia, Alabama,
Mississippi, and Loui-
siana.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to procure, in open market or otherwise, subsistence and quartermaster supplies, medicines, and medical aid, in addition to such supplies belonging to the military establishment and available, and issue same to such destitute persons as have been rendered homeless or are in needy circumstances as the result of the cyclone which occurred April twenty-fourth, nineteen hundred and eight, in the States of Georgia, Alabama, Mississippi, and Louisiana, and in executing this joint resolution is directed to cooperate with the authorities of the said States.

Appropriation.

Ante, p. 570.
Infra.

SEC. 2. That to enable the Secretary of War to execute the provisions of this joint resolution and of the joint resolution on the same subject adopted April twenty-seventh, nineteen hundred and eight, there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of two hundred and fifty thousand dollars, to be expended under the direction and in the discretion of the Secretary of War.

Approved, May 11, 1908.

May 11, 1908.
[H. J. R. 179.]

[Pub. Res., No. 21.]

[No. 21.]—Joint Resolution Amending the Joint Resolution for the relief of storm sufferers in Alabama, Georgia, Mississippi, and Louisiana, approved April thirtieth, nineteen hundred and eight.

Southern cyclone.
Relief extended to
sufferers in Texas,
Arkansas, and Ten-
nessee.

Ante, p. 570.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions and benefits of Public Resolution Numbered seventeen, for the relief of storm sufferers in Alabama, Georgia, Mississippi, and Louisiana, approved April thirtieth, nineteen hundred and eight, be extended to the sufferers from the same storm or cyclone in Texas, Arkansas, and Tennessee, and that the Secretary of War be and he is hereby authorized and directed to grant the same relief to persons in Texas, Arkansas, and Tennessee, whose property was injured or destroyed, as provided in the original resolution for citizens of Alabama, Georgia, Mississippi, and Louisiana.

Approved, May 11, 1908.

[No. 22.] Joint Resolution Disapproving certain laws enacted by the legislative assembly of the Territory of New Mexico.

May 13, 1908.
[S. J. R. 37.]

[Pub. Res., No. 22.]

New Mexico.
Preamble.

Whereas on the eleventh day of March, nineteen hundred and three, the legislative assembly of the Territory of New Mexico passed an act known as chapter thirty-three of the acts of the thirty-fifth legislative assembly of New Mexico entitled "An act establishing the law and procedure in certain cases," as follows:

"LAWS OF NEW MEXICO. THIRTY-FIFTH LEGISLATIVE ASSEMBLY, 1903.

Legislative act on civil procedure.

"CHAPTER 33.

"AN ACT ESTABLISHING THE LAW AND PROCEDURE IN CERTAIN CASES.

"H. B. No. 155. Passed over veto March 11, 1903.

"CONTENTS.

- "Sec. 1. Civil procedure in personal injury cases. Person injured to file affidavit when. Case to be dismissed when. Proviso.
- "Sec. 2. On petition district court may issue summons for person injured to appear in court and file complaint. Procedure when person summoned fails to answer.
- "Sec. 3. Unlawful to begin action in any other State or Territory. Procedure in case such action has been begun.
- "Sec. 4. When action begun in any other State or Territory district court may issue injunction.
- "Sec. 5. Provisions of this chapter not to apply in case process can not be served in this Territory.
- "Sec. 6. Claim for damages may be compromised.

"Whereas it has become customary for persons claiming damages for personal injuries received in this Territory to institute and maintain suits for the recovery thereof in other States and Territories, to the increased cost and annoyance and manifest injury and oppression of the business interests of this Territory and the derogation of the dignity of the courts thereof; therefore

"Be it enacted by the legislative assembly of the Territory of New Mexico:

"SECTION 1. Hereafter there shall be no civil liability under either the common law or any statute of this Territory on the part of any person or corporation for any personal injuries inflicted or death caused by such person or corporation in this Territory, unless the person claiming damages therefor shall within ninety days after such injuries shall have been inflicted make and serve upon the person or corporation against whom the same is claimed, and at least thirty days before commencing suit to recover judgment therefor, an affidavit which shall be made before some officer within this Territory who is authorized to administer oaths, in which the affiant shall state his name and address, the name of the person receiving such injuries, if such person be other than the affiant, the character and extent of such injuries in so far as the same may be known to affiant, the way or manner in which such injuries were caused in so far as the affiant has any knowledge thereof, and the names and addresses of all witnesses to the happening of the facts or any part thereof causing such injuries as may at such time be known to affiant, and unless the person so claiming such damages shall also commence an action to recover the same within one year after such injuries occur, in the district court of this Territory in and for the county in which such injuries occur, or in and for the county of this Territory where the claimant or person against whom such claim is asserted resides, or in event such claim is asserted against a corporation, in the county in this Territory where such corporation has its

Act of New Mexico annulled.