

August 22, 1911.  
[H. R. 13391.]

[Public, No. 39.]

Lynchburg, Va.  
Limit of cost for  
public building, in-  
creased.  
Vol. 34, p. 1300.

**CHAP. 40.**—An Act To increase the cost limit of the public building at Lynchburg, Virginia.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the limit of cost fixed by the Act of Congress entitled "An Act making appropriations for sundry civil expenses of the Government," and so forth, approved March fourth, nineteen hundred and seven, for the enlargement, extension, remodeling, or improvement of the post office and courthouse at Lynchburg, Virginia, be, and the same is hereby, increased by the sum of thirty thousand dollars, in order to enable the Secretary of the Treasury to substitute stone for brick and stucco above the second-floor level of said building.

Approved, August 22, 1911.

August 22, 1911.  
[S. 943.]

[Public, No. 40.]

Black Warrior Riv-  
er, Ala.  
Change authorized  
in plans for Lock and  
Dam 17

**CHAP. 41.**—An Act To improve navigation on Black Warrior River, in the State of Alabama.

*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, in his discretion, to change the detailed plans and specifications for the construction of Lock and Dam Seventeen, on the Black Warrior River, Alabama, so as to increase the height of the pool level over the dam crest of Lock Seventeen to a height of sixty-three feet above the pool level of Lock Sixteen, so as to render unnecessary the building of Locks Eighteen and Nineteen, as now authorized, and so as to provide for the extension of slack water up the Mulberry and Locust Forks of the Black Warrior River to Sanders Shoals and Nichols Shoals, respectively, and for the development of water power.

Detailed plans, etc.,  
to be prepared.  
Suspension of work.

**SEC. 2.** That the Secretary of War is hereby authorized and directed to have prepared such detailed plans and estimates as may be necessary to carry into effect the purposes of this Act, and he is further authorized in his discretion to suspend operations during his investigations and to enter into supplemental agreements with the present contractors for Lock and Dam Seventeen, providing for the annulment of existing contracts or for their modification so as to cover the work required for the construction of the higher lock and dam, as he may deem most advantageous for the interests of the United States.

Use of appropriations  
if changes advis-  
able.  
Vol. 35, pp. 359, 998.  
Vol. 36, pp. 646, 729,  
742, 1406.

**SEC. 3.** Should the construction of the higher dam at site seventeen be found advisable the appropriations and authorizations heretofore made for the cost of locks and dams on the Black Warrior, Warrior, and Tombigbee Rivers, Alabama, shall be available for the construction of Dam Seventeen and such locks as may be necessary to overcome the lift between the pools created by Dams Sixteen and Seventeen.

Approved, August 22, 1911.

August 22, 1911.  
[S. 2003.]

[Public, No. 41.]

Navy.  
Partial payments on  
contracts allowed.

Post, p. 88.

**CHAP. 42.**—An Act Authorizing the Secretary of the Navy to make partial payments for work already done under public contracts.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Navy be, and he hereby is, authorized, in his discretion, to make partial payments from time to time during the progress of the work under existing contracts and all contracts hereafter made under the Navy Department for public purposes, but not in excess of the value of work already done; and the contracts hereafter made shall provide for

a lien in favor of the Government, which lien is hereby made paramount to all other liens, upon the articles or thing contracted for on account of all payments so made: *Provided*, That partial payments shall not be made under such contracts except where stipulated for, and then only in accordance with contract provisions.

Approved, August 22, 1911.

*Proviso.*  
Conditions.

**CHAP. 43.**—An Act To amend an Act entitled “An Act to prohibit the passage of local or special laws in the Territories of the United States, to limit Territorial indebtedness, and for other purposes.”

August 22, 1911.  
[S. 2541.]

[Public, No. 42.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section four of the Act entitled “An Act to prohibit the passage of local or special laws in the Territories of the United States, to limit Territorial indebtedness, and for other purposes,” approved July thirtieth, eighteen hundred and eighty-six, be, and the same is hereby, amended as follows, to wit, by adding to said section the following:

Territorial legisla-  
tures.  
Limit of indebted-  
ness of counties, etc.  
Vol. 24, p. 171,  
amended.

“*Provided*, That the prohibitions and limitations contained in this section shall not be construed to apply to irrigation districts heretofore or hereafter organized in accordance with Territorial laws.”

Not applicable to ir-  
rigation districts.

Approved, August 22, 1911.

**CHAP. 44.**—An Act To extend time of payment of balance due for lands sold under Act of Congress approved June seventeenth, nineteen hundred and ten.

August 22, 1911.  
[H. R. 12384.]

[Public, No. 43.]

*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 is hereby authorized and directed to extend for a period of one year the time for the payment of the several annual installments due on the purchase price for lands sold under the Act of Congress approved June seventeenth, nineteen hundred and ten, entitled “An Act to open to settlement and entry under the general provisions of the homestead laws of the United States certain lands in the State of Oklahoma, and for other purposes:” *Provided*, That purchasers shall pay interest at the rate of five per centum per annum on the deferred payments for the time of the extension herein granted.

Oklahoma.  
Time extended for  
payments by home-  
stead settlers on Chey-  
enne and Arapahoe  
Agency lands.  
Vol. 36, p. 533.

Approved, August 22, 1911.

**CHAP. 45.**—An Act To authorize the Secretary of the Interior to withdraw from the Treasury of the United States the funds of the Kiowa, Comanche, and Apache Indians, and for other purposes.

August 22, 1911.  
[H. R. 13002.]

[Public, No. 44.]

*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, in his discretion, to withdraw from the Treasury of the United States so much of the trust funds of the Kiowa, Comanche, and Apache tribes of Indians in Oklahoma as he may deem necessary for expenditure for the benefit of such Indians, not to exceed four hundred thousand dollars, prior to the first day of May, nineteen hundred and twelve, and use such funds for the benefit of said Indians to such extent as he may deem proper, prior to the first day of May, nineteen hundred and twelve: *Provided*, That the Secretary of the Interior shall report to Congress as early as practicable the amount of such funds so withdrawn and so used for the benefit of said Indians: *And provided further*, That if any of said funds so withdrawn shall not have been used for the benefit of said Indians prior to

Kiowa, Comanche,  
and Apache Indians,  
Okla.  
Use of trust funds  
for benefit of.

*Provisos.*  
Report.

Deposit of funds not  
used.