ARTICULO 5. Toda ley o parte de ley contraria a la presente queda derogada.

HARRY LEE,
General de Brigada, Cuerpo de Marina
de los Estados Unidos,
Gobernador Militar Interino de Santo Domingo.

Santo Domingo, R. D.,
Junio 21 de 1922.

MILITARY GOVERNMENT OF SANTO DOMINGO.

Executive Order No. 763.

AUTHORIZING BARAHONA WATER CONTRACT, AND FOR OTHER PURPOSES.

O. G. No. 3336.

WHEREAS, by Governmental Resolution, dated August 7, 1920, The Barahona Company, Inc., was authorized to take up to 142 litres of water per second from the "Palomino" brook in the Barahona Province, for domestic and industrial purposes, and to construct a dam, canals, pipe lines, a hydraulic plant and other indispensable works for the distribution and use of said water;

WHEREAS, The Barahona Company, Inc., has already constructed the dam, pipe lines, canals, water supply plant, and other works appurtenant thereto, and is at present conveying water from the "Palomino" brook to a point situated in the neighborhood of the city of Barahona, and also near the Government's public pier in the port of Barahona;

WHEREAS, the *Ayuntamiento* of Barahona city has requested of The Barahona Company, Inc., as well as of the Government, the privilege of obtaining from said Company, for a consideration, a supply of water from the "Palomino" brook, for domestic and industrial purposes;

WHEREAS, the *Ayuntamiento* of Barahona city is in need of water for domestic and industrial purposes, and there is no other adequate or convenient source, other than that above mentioned, from which to supply this need;

WHEREAS, a water supply for vessels and steamers visiting the port of Barahona is of great importance; and

WHEREAS, The Barahona Company, Inc., is willing to supply water, for a consideration, not only to the *Ayuntamiento* of Barahona city, but to vessels and steamers visiting that port as well, provided it is granted authority to do so;

NOW THEREFORE, By virtue of the powers vested in the Military Government of Santo Domingo, the following Executive Order is hereby promulgated:

ARTICLE 1. The Barahona Company, Inc., is hereby authorized to sell to the *Ayuntamiento* of the Commune of Barahona, and the Commune of Barahona to purchase, water taken from the "Palomino" brook, to be used for domestic and industrial purposes, in accordance with such prices, terms, and other conditions as may be established by Contract of purchase and sale, executed between said *Ayuntamiento* and said Company; provided that the term of such Agreement shall not exceed thirty (30) years, and shall become effective only after being approved by the Officer in Charge of the *Secretaría de Estado de lo Interior y Policía*.

ARTICLE 2. The Barahona Company, Inc., is also authorized to sell water from the same source to any vessels or steamers entering said port, at the rate of sixty cents ($0.60), American currency, per thousand (1000) kilograms, under such terms and conditions as may be approved for the purpose by the Officer in Charge of the *Secretaría de Estado de Fomento y Comunicaciones*.

ARTICLE 3. For the purposes mentioned in the foregoing Article, The Barahona Company, Inc., is also authorized to install, construct and maintain, for the furnishing of water, pipe lines and necessary or convenient accessories in the maritime and tidal zones, on the public pier as well as on any other property

belonging to the Government at the port of Barahona, the plans for such work being subject to the approval of the Officer in Charge of the *Secretaría de Estado de Fomento y Comunicaciones.*

ARTICLE 4. It is hereby declared that the furnishing and sale of water, as provided in this Executive Order, does not nor will not prejudice the rights acquired by The Barahona Company, Inc., through the Concession of August 7, 1920, authorizing it to take water from the "Palomino" brook, or the rights acquired by said Company to supply water to persons and enterprises to which it furnishes such liquid in accordance with Governmental Resolution of February 25, 1921, published in Official Gazette No. 3201, which Concession and Resolution are hereby ratified and continue in effect in all their parts.

ARTICLE 5. All laws or parts of laws in conflict herewith are hereby repealed.

HARRY LEE,
General de Brigada, Cuerpo de Marina
de los Estados Unidos,
Gobernador Militar Interino de Santo Domingo.

Santo Domingo, R. D.,
Jun. 21, 1922.

GOBIERNO MILITAR DE SANTO DOMINGO.

Orden Ejecutiva No. 764.

QUE MODIFICA LA ORDEN EJECUTIVA NO. 741.

G. O. No. 3336.

En virtud de los poderes de que se halla investido el Gobier-