

CHAP. 372.—An Act To grant a right of way to the village of Flandreau, South Dakota.

June 2, 1898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a right of way be, and hereby is, granted to the village of Flandreau, South Dakota, to extend a certain highway, known as Prospect street, through a certain tract of land owned by the Government of the United States and described as follows: One acre lot fronting the south line of the southeast quarter of section twenty-one, township one hundred and seven, range forty-eight, in Moody County, South Dakota, said lot running one hundred and twenty feet on the south line of said described land by three hundred and sixty-three feet deep, and the southeast corner thereof being one thousand and sixteen feet east of the southwest corner of the above-mentioned quarter section: *Provided,* That the fee of the land occupied by the street shall remain in the United States with reversion of the use and occupancy in event of the closing or abandonment of that portion of the street.

Flandreau, S. Dak., granted right of way for street through Government tract.

Proviso. Reversion to United States, etc.

Approved, June 2, 1898.

CHAP. 376.—An Act For the appointment of a commission to make allotments of lands in severalty to Indians upon the Uintah Indian Reservation in Utah, and to obtain the cession to the United States of all lands within said reservation not so allotted.

June 4, 1898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is hereby authorized and directed to appoint a commission consisting of not more than three persons, who shall, with the consent of the Indians properly residing on the Uintah Indian Reservation in Utah, allot in severalty to the said Indians, and to such of the Uncompahgre Indians as may not be able to obtain allotments within the Uncompahgre Indian Reservation, agricultural and grazing lands as follows: To each head of a family, one-quarter of a section, with an additional quantity of grazing land not exceeding one-quarter of a section; to each single person over eighteen years of age, one-eighth of a section, with an additional quantity of grazing land not exceeding one-eighth of a section; to each orphan child under eighteen years of age, one-eighth of a section, with an additional quantity of grazing land not exceeding one-eighth of a section; to each other person under eighteen years of age born prior to such allotment, one-eighth of a section, with a like quantity of grazing land: *Provided,* That with the consent of said commission any adult Indian may select a less quantity of land, if more desirable on account of location.

Uintah Indian Reservation, Utah. Commission to allot lands to Indians.

Allotments.

Proviso. Desirable sites.

Surveys.

All necessary surveys to enable said commission to complete the allotments shall be made under the direction of the General Land Office.

SEC. 2. That said commission shall also obtain, by the consent of a majority of the adult male Indians properly residing upon and having an interest in the said Uintah Indian Reservation, the cession to the United States of all the lands within said reservation not allotted or needed for allotment as aforesaid. The agreement for such cession shall be reported by said commission and become operative when ratified by Act of Congress; and thereupon such ceded lands shall be held in trust by the United States for the purpose of sale to citizens thereof: *Provided,* That the United States shall pay no sum or amount whatever for said lands so ceded. Said lands shall be sold in such manner and in such quantities and for such prices as may be determined by Congress: *Provided,* That the amounts so received shall, in the aggregate be sufficient to pay said Indians in full the amount agreed upon for said lands. All sums received from the sales of said lands shall be placed in the Treasury of the United States for said Indians, and shall

Cession to United States of unallotted lands.

--ratification, etc.

Provisos. Payment. Sale.

Aggregate amount from sales, etc.

be exclusively devoted to the use and benefit of the Indians having interests in the lands so ceded.

SEC. 3. That said commissioners shall receive six dollars per day each, and their actual and necessary traveling and incidental expenses while on duty, and to be allowed a clerk to be selected by them, whose compensation shall be fixed by said commissioners, subject to the approval of the Secretary of the Interior: *Provided*, That the cost of executing the provisions of this Act shall not exceed the sum of five thousand dollars, which sum is hereby appropriated for that purpose, out of any moneys in the Treasury not otherwise appropriated.

Approved, June 4, 1898.

June 4, 1898.

CHAP. 377.—An Act Granting to the Washington Improvement and Development Company a right of way through the Colville Indian Reservation, in the State of Washington.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby granted to the Washington Improvement and Development Company, a corporation organized and existing under the laws of the State of Washington, and to its assigns, a right of way for its railway, telegraph, and telephone lines through the Colville Indian Reservation, in the State of Washington, beginning at a point on the Columbia River, near the mouth of the Sans Poil River; running thence in a northerly direction to a point in township thirty-seven north, of range thirty-two east, Willamette meridian; thence northerly to a point near the mouth of Curlew Creek; thence northerly to the international boundary line between British Columbia and the State of Washington; with the right to construct, use, and maintain such branches, spurs, switches, and side tracks as said company may deem necessary for the operation of said railway, together with all the rights granted to railroads by the Act of Congress entitled "An Act granting to railroads a right of way through the public lands of the United States," approved March third, eighteen hundred and seventy-five. Such right of way shall be fifty feet wide on each side of the center line of said railroad, and said company shall have the right to take from the lands adjacent to the line of said road material, stone, earth, and timber necessary for the construction of said railroad; also grounds adjacent to such right of way for station buildings and for necessary side tracks and switch tracks, not to exceed in amount two hundred feet in width and two thousand feet in length for each station, and to an extent not exceeding one station for each ten miles of road within the limits of said Colville Reservation.

SEC. 2. That it shall be the duty of the Secretary of the Interior to fix the amount of compensation to be paid to any Indian allottees whose lands may be taken by said company under this Act, and to provide the time and manner of payment thereof.

SEC. 3. That said company shall cause maps showing the route of its located lines through said Colville Reservation to be filed in the office of the Secretary of the Interior; and after the filing of said maps no claim for a subsequent settlement and improvement upon the right of way shown by said maps shall be valid as against said company: *Provided*, That when a map showing any portion of said railway company's located line is filed herein as provided for, said company shall commence grading said located line within six months thereafter, or such location shall be void, and said location shall be approved by the Secretary of the Interior in sections of twenty-five miles before the construction of any such section shall be begun.

SEC. 4. That said company is hereby authorized to enter upon said reservation for the purpose of surveying and locating its line of railroad.

SEC. 5. That the right herein granted shall be forfeited by said com-

Pay of Commissioners.
—clerk.

Proviso.
Limit for expenses, etc.

Washington Improvement and Development Co. granted right of way through Colville Indian Reservation, Wash.

—location.

—branches, etc.

Vol. 18, p. 482.

—width.

Materials for construction.
Ground for stations, etc.

—limit.

Damages to Indian allottees.

Maps of route.

Proviso.
Grading to commence on filing maps.

Approval of location.

Surveys, etc.

Construction.