

except that it shall not be necessary to submit said leases to the Secretary of the Interior for his approval; and all necessary expenses and costs incurred in the leasing, management, and protection of said lands and leases may be paid out of the proceeds derived from such leases.

Expenses.

And it shall be unlawful to cut, remove, or appropriate in any way any timber growing upon the lands leased under the provisions of this Act, and not more than one section of land shall be leased to any one person, corporation, or association of persons, and no lease shall be made for a longer period than five years, and all leases shall terminate on the admission of said Territory as a State, and all money received on account of such leases in excess of actual expenses necessarily incurred in connection with the execution thereof shall be placed to the credit of the public school fund of said Territory, and shall not be used for any other than public school purposes: *Provided*, That the proceeds of leases of university and normal school lands shall be placed to the credit of separate funds for the use of said institutions.

Timbercutting, etc., forbidden.

Termination of leases.

Proviso. University and normal school lands.

Received by the President, March 26, 1896.

[NOTE BY THE DEPARTMENT OF STATE.—The foregoing act having been presented to the President of the United States for his approval, and not having been returned by him to the house of Congress in which it originated within the time prescribed by the Constitution of the United States, has become a law without his approval.]

CHAP. 96.—An Act To authorize the Light-House Board to proceed with the construction of the light-house and fog signal on North Manitou Island, Lake Michigan.

April 13, 1896.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Light-House Board be authorized to proceed with the construction of the light-house and fog signal on North Manitou Island, Lake Michigan, heretofore appropriated for, and that the aforesaid board be authorized to lease the land necessary for the site of said aid to navigation until a perfect title to said site can be secured by condemnation proceedings.

North Manitou Island, Michigan. Temporary lease of site for light-house authorized.

Approved, April 13, 1896.

CHAP. 98.—An Act For the relief of settlers upon lands within the indemnity limits of the grant to the New Orleans Pacific Railway Company.

April 14, 1896.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That authority be, and is hereby, given the New Orleans Pacific Railroad to relinquish any lands within the indemnity limits of its grant, which by decision of the Land Department of the Government has been awarded it, in favor of any settler entitled to the right of entry under the laws of the United States who has been allowed to make entry thereof, or who has resided upon and improved the same for five years, and to select in lieu thereof an equal quantity of other lands, from any of the public lands not mineral, and within the limits of its grant and not otherwise appropriated at the date of selection, to which it shall receive title the same as though originally granted.

Public lands. New Orleans Pacific Railway Company may relinquish lands settled under land laws.

Selection in lieu.

Approved, April 14, 1896.

CHAP. 99.—An Act Repealing chapter one hundred and forty-eight of the Supplement of the Revised Statutes of the United States.

April 14, 1896.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of March third, eighteen hundred and seventy-five, chapter one hundred and forty-eight

Tennessee western judicial district.

Perry County at-
tached to.
R. S., sec. 547, p. 92.
Vol. 18, p. 480.

Pending actions.

of the Supplement of the Revised Statutes of the United States, be, and the same is hereby, in all things, repealed, and that the county of Perry, in the middle judicial district of the United States in the State of Tennessee be, and the same is hereby, set to, and shall hereafter compose a part of, the western judicial district of the United States in said State; and all cases now commenced or depending in said middle district, affected by this Act, shall be heard, tried, and determined in the same manner as if this Act had not been passed; and the prosecution of all crimes heretofore committed in said middle district shall be prosecuted and punished in the same manner as if this Act had not been passed.

Approved, April 14, 1896.

April 14, 1896.

CHAP. 100.—An Act Granting to the Duluth and North Dakota Railroad Company right of way through certain Indian reservations in the State of Minnesota.

Duluth and North
Dakota Railroad Com-
pany granted right of
way, Winnibagosh-
ish, Chippewa, White
Oak Point, and Red
Lake reservations,
Minn.

Width.

Stations, etc.

Payment to individ-
uals.

Compensation to
tribes.

Secretary of the In-
terior to approve
plats, etc.

Surveys.

Proviso.
Regulations, etc.

Completion.

Consent of Red
Lake Indians.

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 Duluth and North Dakota Railroad Company, a corporation organized and existing under the laws of the State of North Dakota, and its successors and assigns, the right of way for the extension of its railroad through the Winnibagoshish, Chippewa, White Oak Point, and Red Lake Indian reservations, in the State of Minnesota, such right of way to be fifty feet in width on each side of the center line of said railroad, and said company may also take land adjacent to such right of way for station buildings, depots, machine shops, side tracks, turn-outs, and water stations, not to exceed in amount two hundred feet in width and three thousand feet in length for each station, to the extent of one station for every ten miles of road constructed within the limits of said reservations.

SEC. 2. That before said railroad shall be constructed through any land, claim, or improvement held by an individual occupant according to any agreement, treaty, or law of the United States, full compensation shall be paid such occupant or claimant for all property taken and damage done by reason of the construction of said railroad. And it shall be the duty of the Secretary of the Interior to fix, in such manner as he shall designate, the amount of compensation to be paid individual occupants and claimants; and the amount of damage resulting to the tribe or tribes of Indians, in their tribal capacity, pertaining to said reservations, by reason of the construction of the road through such lands of the reservations as are not occupied in severalty, shall also be ascertained and determined in such manner as the Secretary of the Interior may direct, and be subject to his final approval. But no right of any kind shall vest in said railroad company in or to any part of the right of way and station grounds herein provided for until plats thereof made upon actual survey for the definite location of the road, including the grounds for station houses, machine shops, side tracks, turn-outs and water stations, shall have been filed with and approved by the Secretary of the Interior, and until the compensation aforesaid shall be fixed and paid. And said railroad company is hereby authorized, immediately after the passage of this Act, to enter upon said reservations for the purpose of surveying and locating its line of road: *Provided,* That said line of railroad shall be located, constructed, and operated with due regard to the rights of the Indians, and under such rules and regulations as the Secretary of the Interior shall prescribe.

SEC. 3. That the rights herein granted shall be forfeited by said company unless said road is constructed through said reservations within three years from the passage and approval of this Act.

SEC. 4. That the provisions of this Act shall not apply to the Red Lake Reservation until the consent of the Red Lake Indians shall be obtained thereto in such manner as the Secretary of the Interior may direct.