

bers of the Choctaw and Chickasaw tribes of approved enrollment of the fund accumulated from the sale of town lots in the Choctaw and Chickasaw nations, as aforesaid.

Mode of payment.

SEC. 5. That the payment of the town-site fund shall be under the direction of the Secretary of the Interior, as provided in section nineteen of an Act approved June twenty-eighth, eighteen hundred and ninety-eight, being "An Act for the protection of the people of the Indian Territory, and for other purposes."

Vol. 30, p. 502.

Deposit of accumulated town-site funds.

SEC. 6. That the Secretary of the Treasury be, and he is hereby, authorized, upon the request of the Secretary of the Interior, to deposit in the United States subtreasury at Saint Louis, Missouri, to the credit of the proper officer or person, to be designated by the Secretary of the Interior and charged with the duty of paying out the town-site fund as herein provided, the accumulated town-site funds belonging to the Choctaw and Chickasaw nations at that time on deposit in the United States Treasury, or a sufficient amount thereof to carry out the purposes of this Act.

Repeal.

SEC. 7. That all Acts or parts of Acts in conflict herewith are hereby repealed, and this Act shall be in force from and after its passage.

Approved, April 28, 1904.

April 28, 1904.  
[H. R. 12533.]

**CHAP. 1823.**—An Act To authorize the Paragould and Memphis Railroad Company to construct a bridge across Saint Francis River.

[Public, No. 255.]

Saint Francis River,  
Ark. and Mo.  
Paragould and Mem-  
phis Railroad Com-  
pany may bridge.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Paragould and Memphis Railroad Company be, and is hereby, authorized to construct and maintain a bridge across Saint Francis River at a point about one mile north of the State line between the States of Arkansas and Missouri.

Secretary of War to  
approve plans, etc.

SEC. 2. That any bridge constructed under this Act shall be built and located under and subject to such regulations for the security of the navigation of said river as the Secretary of War shall prescribe; and to secure that object the said company shall submit to the Secretary of War, for his examination and approval, a design and drawing of the proposed bridge and a map of the location, and until said plan and location of the bridge are approved by the Secretary of War the bridge shall not be built; and should any change be made in the plan of said bridge during the progress of construction or after its completion such change shall be subject to the approval of the Secretary of War.

Lawful structure  
and post route.

SEC. 3. That the bridge constructed under this Act shall be a lawful structure, and shall be recognized and known as a post route, upon which no higher charge shall be made for the transportation over the same of the mails, the troops, and the munitions of war of the United States than the rate per mile paid for transportation of said mails, troops, and munitions over the railroads and public highways leading to said bridge; and the United States shall have the right of way for a postal telegraph across said bridge; and said structure shall be so kept and managed at all times as to afford reasonable and proper means for the passage of vessels through or under said bridge, and for the safety of vessels passing at night there shall be displayed on said bridge, from sunset to sunrise, at the expense of the owners thereof, such lights and other signals as may be prescribed by the Light-House Board; and the said bridge shall be changed or altered at the cost and expense of the owners thereof from time to time, as the Secretary of War may direct, so as to preserve the free and convenient navigation of said river.

Lights, etc

Changes.

SEC. 4. That all railroad companies desiring the use of the bridge constructed under this Act shall have and be entitled to equal rights and privileges relative to the passage of railway trains or cars over the same and over the approaches thereto upon payment of a reasonable compensation for such use; and in case the parties interested shall fail to agree upon the sum or sums to be paid and upon the rules and conditions to which each shall conform in using said bridge, all matters at issue between them shall, upon the application of either party, be determined by the district court of the United States in and for any district in which any portion of said bridge may be; and equal privileges in the use of said bridge shall be granted to all telegraph and telephone companies.

Use by other roads.

Compensation.

Telegraph, etc., privileges.

SEC. 5. That this Act shall be null and void if actual construction of the bridge herein authorized be not commenced within one year and completed within three years from the approval of this Act.

Time of construction.

SEC. 6. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Amendment.

Approved, April 28, 1904.

CHAP. 1824.—An Act To provide for additional United States judges in the Indian Territory, and for other purposes.

April 28, 1904.  
[H. R. 12647.]

[Public, No. 256.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there shall be appointed by the President, by and with the advice and consent of the Senate, four additional judges of the United States court in the Indian Territory, one for the northern district, one for the western district, one for the central district, and one for the southern district. And said judges shall have all the authority and exercise all the powers, perform like duties, and receive the same salary as other judges of said court, and shall each serve for a term of four years from date of appointment, unless said offices are sooner abolished by law. Neither the additional judges, nor their successors in office, shall be members of the court of appeals for the Indian Territory, but they shall hold such courts, in their respective districts, as may be directed by the court of appeals of the Indian Territory, or majority of the judges thereof in vacation: *Provided,* That none of said judges shall have power to appoint clerks of courts, United States commissioners, or United States constables in said districts, and hereafter at least three terms of court shall be held in each year, at each place of holding court in the Indian Territory, the times to be fixed in the manner now provided by law.

Indian Territory.  
Additional judges  
authorized.

Powers, term, etc.

Not members of  
court of appeals.

*Proviso.*  
Limit on power.

Terms.

SEC. 2. All the laws of Arkansas heretofore put in force in the Indian Territory are hereby continued and extended in their operation, so as to embrace all persons and estates in said Territory, whether Indian, freedmen, or otherwise, and full and complete jurisdiction is hereby conferred upon the district courts in said Territory in the settlements of all estates of decedents, the guardianships of minors and incompetents, whether Indians, freedmen, or otherwise. That the sum of twenty thousand dollars is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the payment of salaries of the judges hereby authorized, the same to be immediately available.

Extension of laws  
to all persons and estates.

Appropriation for  
judges' salaries.

Approved, April 28, 1904.