

railway wherever said roads or highways do now or may hereafter cross said railway's right of way, or may be, by the proper authorities, laid out across the same.

Condition of acceptance.

SEC. 9. That the Arkansas Northwestern Railway Company shall accept this grant of the right of way upon the express condition, binding upon itself, its successors and assigns, that they will neither aid, advise, nor assist in any effort looking toward the changing or extinguishing the present tenure of the Indians in their land, and will not attempt to secure from the Indian nations or tribes any further grant of land or its occupancy than is herein provided for: *Provided*, That any violation of the conditions mentioned in this section shall operate as a forfeiture of all rights and privileges of said railway company under this Act.

Proviso.
Violation to forfeit.

Record of mortgages.

SEC. 10. That all mortgages executed by said railway company conveying any portion of its railway, with its franchises, that may be constructed in said reservation shall be recorded in the Department of the Interior, and the record thereof shall be evidence and notice of their execution, and shall convey all rights and property of said company as therein expressed.

Amendment, etc.

SEC. 11. That Congress may at any time alter, amend, or repeal this Act.

Received by the President, March 25, 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.]

April 7, 1896.

CHAP. 94.—An Act To confirm certain cash entries of offered lands.

Public lands.
Cash entries validated.
Vol. 25, pp. 622, 854.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all private cash entries of public land subject to sale in the States of Alabama, Mississippi, and Arkansas as offered lands, made between the dates of the approval of the joint resolution of May fourteenth, eighteen hundred and eighty-eight, and its promulgation, May twenty-ninth, eighteen hundred and eighty-eight, in cases in which all requirements of law have been complied with, be, and the same are hereby, confirmed, and all such entries made between said dates which have been canceled for which the purchase money has not been refunded shall be reinstated by the Commissioner of the General Land Office upon the application of the purchaser or purchasers or their legal representatives or assigns: *Provided*, That no adverse claim has attached or shall attach prior to such application for reinstatement.

Proviso.
Adverse claims.

Approved, April 7, 1896.

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CHAP. 95.—An Act To authorize the leasing of lands for educational purposes in Arizona.

Arizona.
Lease of school lands authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lands reserved for university purposes, and all of the school land in the Territory of Arizona reserved by law for school purposes, may be leased under such laws and regulations as may be hereafter prescribed by the legislature of said Territory, but until such legislative action the governor, secretary of the Territory, and superintendent of public instruction shall constitute a board for the leasing of said lands under the rules and regulations heretofore prescribed by the Secretary of the Interior for the respective purposes for which the said reservations were made,

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.