

dred feet in width and two thousand feet in length for each station, to the extent of two stations within the limits of said reservation.

SEC. 2. That before said railroad shall be constructed through any land, claim, or improvement held by individual occupants, according to any treaties or laws of the United States, compensation shall be made to such occupant for all property to be taken or damage done by reason of the construction of said railroad. In case of failure to make satisfactory settlement with any such claimant, the just compensation shall be determined as provided for by the laws of the State of Nebraska enacted for the settlement of like controversies in such cases. The amount of damage resulting to the Omaha and Winnebago tribes of Indians in their tribal capacity by reason of the construction of said railroad through such lands as are not occupied in severalty shall be ascertained and determined in such manner as the Secretary of the Interior shall direct, and be subject to his final approval; but no right of any kind shall vest in said railway company in or to any part of the right of way herein provided for until plats thereof, made upon the actual survey for the definite location of such railroad, including grounds for station buildings, depots, machine shops, side tracks, turn-outs, and water stations, shall have been approved and filed with the Secretary of the Interior, and until the compensation aforesaid shall have been fixed and paid, and the consent of the Indians on said reservations to the provisions of this Act shall have been obtained in a manner satisfactory to the President of the United States. Said company is hereby authorized to enter upon such reservations for the purpose of surveying and locating its line of railroad: *Provided*, That such railroad shall be located, constructed, and operated with due regard to the rights of the Indians and the rules of the Secretary of the Interior: *Provided further*, That said railway shall construct and maintain continually all fences, roads and highways, crossings, and necessary bridges over said railway wherever said roads and 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: *Provided further*, That said railway shall be constructed through said reservations within three years after the passage of this Act, or the rights herein granted shall be forfeited as to that portion of the road not constructed.

SEC. 3. That Congress may at any time alter, amend, or repeal this Act; and the right of way hereby granted shall not be assigned or transferred in any form whatever, except as to mortgages or other liens that may be given or secured thereon to aid in the construction thereof.

Approved, March 26, 1898.

Damages.  
—failure to settle. laws of Nebraska to apply.

Filing of plats, etc.

Surveys, etc.  
*Provisos.*  
Restrictions on railway.  
Crossings.

Construction.  
Forfeiture.  
Amendment.  
No assignment of right of way.

CHAP. 102.—An Act To amend an Act entitled "An Act to authorize the Denison and Northern Railway Company to construct and operate a railway through the Indian Territory, and for other purposes."

March 29, 1898.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the provisions of section eight of the Act entitled "An Act to authorize the Denison and Northern Railway Company to construct and operate a railway through the Indian Territory, and for other purposes," approved July thirtieth, eighteen hundred and ninety-two, be, and the same is hereby, extended for a further period of one year from the passage of this Act, together with all the rights-granted and duties imposed thereby. All acts and parts of acts inconsistent with this Act are hereby repealed.

Extension of time to Denison and Northern Railway for construction of road, Indian Territory.  
Vol. 27, p. 339.

Repeal.

Approved, March 29, 1898.

March 30, 1898.

**CHAP. 103.**—An Act For the relief of the sufferers by the destruction of the United States steamer *Maine*, in the harbor of Havana, Cuba.

United States steamer "*Maine*."  
Payment to officers by destruction of.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to reimburse the survivors of the officers and crew of the United States steamer *Maine*, destroyed by an explosion in the harbor of Havana, Cuba, on the fifteenth day of February, eighteen hundred and ninety-eight, for losses incurred by them, respectively, in the destruction of said vessel, there shall be paid to each of said survivors, out of any money in the Treasury of the United States not otherwise appropriated, a sum equal to the losses so sustained by them: *Provided*, That the accounting officers of the Treasury shall in all cases require a schedule and affidavit from each person making a claim under this Act, such schedule to be approved by the Secretary of the Navy; and reimbursement shall be made for such articles of clothing, outfit, and for such personal effects only as are of a character and value and in quantity suitable and appropriate to the rank or rating and duty of the person by whom the claim is made: *Provided further*, That in no case shall the aggregate sum allowed for such losses exceed the amount of twelve months' sea pay (without rations) of the grade or rating held by such person at the time the losses were incurred.

*Prorisos.*  
Schedules, etc.

Limit of payment.

Payment to relatives of lost officers and men.

**SEC. 2.** That the widow, child, or children, and in case there be not such, that the parent or parents, and if there be no parent, the brothers and sisters, of the officers, enlisted men, and others who were lost in the destruction of said vessel, or who have died or who may die within one year from date of the disaster in consequence of injuries received in the destruction of said vessel, shall be entitled to and shall receive, out of any money in the Treasury of the United States not otherwise appropriated, to wit: The relative, in the order named, of the persons heretofore referred to, a sum equal to twelve months' sea pay of the grade or rating of each person deceased as aforesaid: *Provided*, That the legal representatives of the deceased persons hereinbefore referred to shall also be paid from the Treasury of the United States any arrears of pay due the deceased at the time of their death: *Provided further*, That if any person who shall receive reimbursement under this Act, for losses incurred in said disaster, shall die within the year in consequence of injuries incurred in the destruction of said vessel, the amount so paid shall be deducted from the amount of twelve months' sea pay (without rations) allowed to such beneficiary by virtue of this Act of relief.

*Prorisos.*  
Arrears of pay due deceased, etc.

Deaths within a year of persons reimbursed for losses.

Continuance of allotments to relatives.

**SEC. 3.** That the accounting officers of the Treasury be, and they are hereby, authorized to continue for a period of three months any allotments which may have been made in favor of any relatives of the degrees hereinbefore enumerated by any of the officers and men attached to the United States ship *Maine* who lost their lives in or in consequence of the disaster to that vessel: *Provided*, That the amount of the allotments so continued shall be deducted from the amount of twelve months' sea pay allowed to such beneficiaries by virtue of this Act for their relief.

*Proriso.*  
Deductions.

Payment to extinguish all claims.

**SEC. 4.** That the relief granted by the provisions of this Act shall be in full satisfaction of any and all claims whatever against the United States on account of losses or death by the destruction of the United States steamer *Maine*; and any claim against the United States which shall be presented and acted upon under the authority of this Act shall be held to be finally determined and shall not in any manner thereafter be reopened, reconsidered, supplemented nor be subject to appeal in any form; and the method of presenting and establishing said claims hereinbefore presented shall be followed in lieu of those prescribed by acts or parts of acts heretofore enacted relating to the presentation and allowance of similar claims: *Provided*, That nothing herein shall affect the right of any of the beneficiaries under this Act to any pension to which they may be entitled under existing law after the expiration of one year from said fifteenth day of February, eighteen hundred and ninety-eight.

*Proriso.*  
Pensions.