

CHAP. 121.—An Act To provide for the disposal of the unallotted land on the Omaha Indian Reservation, in the State of Nebraska.

May 11, 1912.  
[S. 5060.]

[Public, No. 153.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to cause to be surveyed, if necessary, and appraised, in such manner as he may direct, in tracts of forty acres each, or as nearly as to the Secretary may seem practicable, and, after such survey and appraisement, to sell and convey, in quantities not to exceed one hundred and sixty acres to any one purchaser, all the unallotted lands on the Omaha Indian Reservation, in the State of Nebraska, except such tracts as are hereinafter specifically reserved: *Provided*, That the said land shall be sold to the highest bidder under such regulations as the Secretary of the Interior may prescribe, but no part of said land shall be sold at less than the appraised value thereof: *And provided further*, That prior to such appraisement and sale any member of the Omaha Tribe whose allotment is subject to erosion by the Missouri River shall be permitted to relinquish such allotment and select lieu lands of equal area from the unallotted lands, the lands so relinquished to become a part of the unallotted tribal lands and subject to appraisement and sale under the terms of this Act.

Omaha Indian Reservation, Nebr.  
Disposal of unallotted lands on.

Provisos.  
Sales to highest bidder.

Lands subject to erosion.  
Selection in lieu by allottee.

Lands reserved for agency, etc.

SEC. 2. That the Secretary of the Interior is hereby directed to reserve from sale, under the terms of this Act, the following tracts of land for the purposes designated: Forty-nine acres of the land now used for agency purposes to be reserved for agency and school purposes for so long as the need thereof exists; ten acres to be selected by the tribe for use as a tribal cemetery; ten acres of the land now reserved for the use of the Presbyterian Church to be selected by the officials of said church for the use of the church so long as needed for religious or educational purposes; two acres of the land on which is standing what is known as the old Presbyterian mission building, and the Secretary of the Interior is hereby authorized to cause a patent in fee simple to issue therefor in the name of the State Historical Society of Nebraska: *Provided*, That of the land now reserved for agency purposes the Secretary of the Interior is directed to reserve and set aside for town-site purposes one hundred and sixty-four acres other than the forty-nine acres hereinbefore reserved, and shall cause the same to be surveyed and platted into town lots, streets, alleys, and parks, the lots to be appraised and sold under the terms of this Act, and the streets, alleys, and parks are hereby dedicated to public use: *Provided further*, That the lands allotted, those retained or reserved, and the surplus lands sold, set aside for town-site purposes, or otherwise disposed of, shall be subject for a period of twenty-five years to all of the laws of the United States prohibiting the introduction of intoxicants into the Indian country.

Provisos.  
Town site on agency lands.

Intoxicants prohibited.

SEC. 3. That the proceeds of such sale, after paying all the expenses incident to and necessary for carrying out the provisions of this Act, and after reimbursing the general trust fund of the tribe for any assessment paid therefrom for protecting the unallotted tribal lands from overflow, shall be divided pro-rata among the children of the Omaha Tribe living on the date of the passage and approval of this Act who have not received allotments of land under the Acts of August seventh, eighteen hundred and eighty-two (Twenty-second United States Statutes at Large, page three hundred and forty-one), and March third, eighteen hundred and ninety-three (Twenty-third United States Statutes at Large, page six hundred and thirty), and shall be expended for the benefit of said Indians when and in such manner as in the opinion of the Secretary of the Interior shall be to their best interests, and pending such expenditure by the said Secretary the sums due the respective Indians shall be placed to the credit of the

Pro rata division of net proceeds.

Vol. 22, p. 341.

Vol. 27, p. 630.

Expenditure.

Interest.  
Payment to heirs of  
deceased Indians.

said Indians in the Treasury of the United States, and shall bear interest at the rate of five per centum per annum, but in the event of the death of any such Indian while there remains in the Treasury to his credit any part of the sum so deposited the said sum shall be paid at once to his heirs, who shall be determined by the Secretary of the Interior in accordance with the laws of descent in force in the State of Nebraska, and the action of the Secretary of the Interior in determining the legal heirs of any deceased Indian, as provided herein, shall in all respects be conclusive and final.

Appropriation.

SEC. 4. That for the purpose of carrying out the provisions of this Act there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the sum of three thousand dollars, or so much thereof as may be necessary, to be reimbursable out of the funds arising from the sale of said lands.

Reimbursable.

Approved, May 11, 1912.

May 11, 1912.  
[S. 6167.]  
[Public, No. 154.]

CHAP. 122.—An Act To authorize the Williamson and Pond Creek Railroad Company to construct a bridge across the Tug Fork of the Big Sandy River at or near Williamson, Mingo County, West Virginia.

Tug Fork of Big  
Sandy River.  
Williamson and  
Pond Creek Railroad  
Company may bridge,  
Williamson, W. Va.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Williamson and Pond Creek Railroad Company, a corporation organized under the laws of the State of Kentucky, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a bridge and approaches thereto across the Tug Fork of Big Sandy River at a point suitable to the interests of navigation or near Williamson, Mingo County, West Virginia, where the said Tug Fork forms the boundary line between the States of West Virginia and Kentucky, in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters," approved March twenty-third, nineteen hundred and six.

Vol. 84, p. 84.

Amendment.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, May 11, 1912.

May 11, 1912.  
[H. R. 1.]  
[Public, No. 155.]

CHAP. 123.—An Act Granting pensions to certain enlisted men, soldiers, and officers who served in the Civil War and the War with Mexico.

Pensions.  
Granted for service  
in Civil War to per-  
sons 62 years old or  
over.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That any person who served ninety days or more in the military or naval service of the United States during the late Civil War, who has been honorably discharged therefrom, and who has reached the age of sixty-two years or over, shall, upon making proof of such facts, according to such rules and regulations as the Secretary of the Interior may provide, be placed upon the pension roll and be entitled to receive a pension as follows: In case such person has reached the age of sixty-two years and served ninety days, thirteen dollars per month; six months, thirteen dollars and fifty cents per month; one year, fourteen dollars per month; one and a half years, fourteen dollars and fifty cents per month; two years, fifteen dollars per month; two and a half years, fifteen dollars and fifty cents per month; three years or over, sixteen dollars per month. In case such person has reached the age of sixty-six years and served ninety days, fifteen dollars per month; six months, fifteen dollars and fifty cents per month; one year, sixteen dollars per month; one and a half years, sixteen dollars and fifty cents per month; two years, seventeen dollars per month; two and a half years, eighteen dollars per month; three years or over, nineteen dollars

Service ratings.  
At 62.

At 66.