

of the Pasadena and Mount Wilson Railway Company, which point is north twenty-seven degrees thirty minutes west nine hundred feet from the point where said right-of-way line crosses the north line of section three, township one north, range twelve west; running thence north sixty-two degrees forty minutes east five hundred feet; thence north twenty-seven degrees thirty minutes west one thousand eight hundred and fifty feet; thence west three hundred and fifty feet, more or less, to the easterly line of the right of way aforesaid; thence southeasterly along said right of way to the place of beginning, containing twenty acres, more or less.

Also the unsurveyed lands described as the west half of the west half of the southeast quarter and the east half of the east half of the southwest quarter of section twenty-six, township two north, range twelve west, San Bernardino meridian, when regularly protracted, containing eighty acres, more or less.

Also a tract of land consisting of forty acres at the terminus of said right of way at Mount Lowe: *Provided*, That all minerals, including coal, in all of said right of way and lands hereby granted are reserved to the United States.

Minerals, etc., excepted.

SEC. 3. That the said right of way and lands for stations, hotels, astronomical observatories, seminaries of learning, and other purposes granted hereby are intended for the use of said Pasadena and Mount Wilson Railway Company, its successors and assigns, and in case of the sale of said Pasadena and Mount Wilson Railway and its appurtenances by act of the corporation or under decree of court, all of the rights and benefits hereby granted shall vest in the owner or owners for the time being of said railway line and appurtenances.

Right of way, etc., to vest in successor, etc.

Approved, February 28, 1899.

**CHAP. 224.**—An Act Granting the right of way to the Pensacola and Northwestern Railroad Company over and through the United States naval and military reservations near Pensacola, in the State of Florida.

February 28, 1899.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Pensacola and Northwestern Railroad Company, a company organized under the laws of the States of Florida and Alabama, is hereby granted the right of way one hundred feet in width through the reservations lying near Pensacola, in the State of Florida, known as the naval and military reservations.

Pensacola and Northwestern Railroad granted right of way through naval, etc., reservations, Pensacola, Fla.

SEC. 2. That the line and location of the right of way to the said the Pensacola and Northwestern Railroad Company through the naval and military reservations near Pensacola, Florida, shall be subject to the approval and under the control of the Secretary of the Navy and the Secretary of War: *Provided*, That the said railroad company, on notification by the Secretaries of the Navy and War, shall, within a reasonable time thereafter, construct, maintain, and operate, at its own expense, a spur track or tracks to enter into and be located at such place or places within the present limits of the navy-yard inclosure on said reservation, and also on the military reservation, as may be designated by the Secretary of the Navy and Secretary of War, respectively: *And provided further*, That the Secretaries of the Navy and War be, and are hereby, authorized to allow the use by the said company, in the accommodation of its general traffic and the maintenance of a coaling station, of so much of the land and water front of the said reservation lying west of and outside of the present navy-yard inclosure as in their judgment will not be required for naval or army purposes, and as will not be a hinderance to the public defense nor prejudicial to the health of those residing on the Government reservation, and not to exceed in any one case three hundred feet of water front, which width may extend back along the line of said road not more than one thousand feet, the value of the use of land to be appraised by a board of naval officers to

Secretary of Navy, etc., to approve location, etc.

*Proviso.* Construction of spur tracks.

Use of land on water front outside inclosure.

Reimbursement of residents of reservation for damages.

Completion of construction.

Authority to remove structures, etc.

Amendment.

be appointed by the Secretary of the Navy: *And provided further*, That said company shall reimburse the residents of said reservation for any damages to their property or tenements caused by the construction, excavation, or operation of said road, such damage in all cases to be fixed by the said board: *And provided further*, That the right of way and other privileges granted in this section shall be subject to the regulation and control of the said Secretaries, and shall be inoperative, null, and void unless the said railroad company shall complete the construction of and have in use its tracks within five years from the date of the passage of this Act.

SEC. 3. That the Secretaries of the Navy and War, at any time they shall deem it necessary for the public good, may cause to be removed or destroyed all or any of the tracks, embankments or other structures hereby permitted on the naval and military reservations near Pensacola, Florida, without liability for damages; and the said company shall not erect or allow the use of any residences on said reservation, nor shall it erect any structures of any kind thereon except such as the Secretaries of the Navy and War shall approve; and all approvals in this Act required shall be in writing.

SEC. 4. That Congress expressly reserves the right to alter, amend, or repeal this Act, in whole or in part, without any liability on the part of the United States for any damages or losses sustained by said company.

Approved, February 28, 1899.

February 28, 1899.

**CHAP. 225.**—An Act Authorizing the Sioux City and Omaha Railway Company to construct and operate a railway through the Omaha and Winnebago Reservation, in Thurston County, Nebraska, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Sioux City and Omaha Railway Company, a corporation created under and by virtue of the laws of the State of Nebraska, be, and the same is hereby, authorized and invested and empowered with the right of locating, constructing, owning, equipping and operating, using and maintaining a railway and telegraph and telephone line through the Omaha and Winnebago Reservation in Nebraska, beginning at a point to be selected by said railway company at or near the town of Decatur, Burt County, Nebraska, and running thence in a northerly and westerly direction, over the most practicable and feasible route, through the Omaha and Winnebago Reservation, to a point on the north line of the Omaha and Winnebago Reserve, in Thurston County, with the right to construct, use, and maintain such tracks, turn-outs, sidings, and extensions as said company may deem to its interests to construct and maintain along and upon the right of way and depot grounds herein provided for.

SEC. 2. That said corporation is authorized to take and use, for all purposes of a railway, for its main line and branch line, and for no other purpose, a right of way one hundred feet in width through said Omaha and Winnebago Reservation, and to take and use a strip of land two hundred feet in width, with a length of three thousand feet, in addition to the right of way, for stations, for every ten miles of road, with the right to use such additional ground where there are heavy cuts or fills as may be necessary for the construction and maintenance of the road-bed, not exceeding one hundred feet in width on each side of said right of way, or as much thereof as may be included in said cut or fill: *Provided*, That no more than said addition of land shall be taken for any one station: *Provided further*, That no part of the lands herein authorized to be taken shall be sold by the company, and they shall not be used except in such manner and for such purposes only as shall be necessary for the construction and convenient operation of said railway, telegraph, and telephone lines; and when any portion thereof shall

Width.

Additional land for stations, etc.

*Provided*.

—limit.

Restricted use.

Reversion.

Sioux City and Omaha Railway granted right of way through Omaha and Winnebago Reservation, Nebr.