

to which proof is to be presented or before an officer designated by the Act of May twenty-sixth, eighteen hundred and ninety, within the county in which the land is situated; but such claimant may have his or her personal evidence taken by a United States court commissioner or a clerk of any court of record under such rules and regulations as the Secretary of the Interior may prescribe.

Approved, March 4, 1896.

March 4, 1896.

CHAP. 41.—An Act To amend an Act entitled “An Act to grant to the Gainesville, McAlester and Saint Louis Railroad Company a right of way through the Indian Territory.”

Indian Territory.
Right of way to
Gainesville, McAlester
and St. Louis Rail-
road Company amend-
ed.

Time extended.
Vol. 27, p. 524.
Terminus at Fort
Smith, Ark.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section nine of the Act entitled “An Act to grant to the Gainesville, McAlester and Saint Louis Railroad Company a right of way through the Indian Territory,” approved March first, eighteen hundred and ninety-three, be, and the same hereby are, extended for a further period of three years.

SEC. 2. That section one of said Act be so amended as to make the city of Fort Smith the terminus of said road on the western border of the State of Arkansas.

SEC. 3. That section two of said Act be amended to read as follows:

Right of way.
Width reduced, etc.

“**SEC. 3.** That a right of way of one hundred feet in width through said Indian Territory is hereby granted to the Gainesville, McAlester and Saint Louis Railway Company and a strip of land one hundred feet in width, with a length of two thousand feet in addition to the right of way is granted for such stations as may be established, but such grant shall be allowed but once for every ten miles of the road, no portion of which shall be sold or leased by the company, with the right to use such additional grounds where there are heavy cuts or fills as may be necessary for the construction and maintenance of the roadbed, not exceeding fifty 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 granted shall be used except in such manner and for such purposes only as shall be necessary for the construction and convenient operation of said railroad, telegraph, and telephone line, and when any portion thereof shall cease to be so used such portion shall revert to the nation or tribe of Indians from which the same shall have been taken.”

Provisos.
Limit for stations.
Reversion, etc.

SEC. 4. That section six of said Act be amended by striking out all after the word “*Provided*,” and inserting the following: “That a map of definite location showing the entire route of said road through the Indian Territory shall be filed and approved by the Secretary of the Interior before any part of the said road shall be constructed.”

Approved, March 4, 1896.

March 6, 1896.

CHAP. 42.—An Act Granting to the Columbia and Red Mountain Railway Company a right of way through the Colville Indian Reservation, in the State of Washington, and for other purposes.

Columbia and Red
Mountain Railway
Company granted
right of way Colville
Reservation, Wash.

Location, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there be, and is hereby, granted to the Columbia and Red Mountain Railway Company, a corporation organized under the laws of the State of Washington, a right of way to the extent of one hundred feet on each side of the center line of said railway across the Colville Indian Reservation, in the State of Washington, commencing at a point at or near the Little Dalles on the Columbia River, in Stevens County, in said State, and running thence in a northerly direction by the most feasible route to the international boundary line between the United States and British Columbia, together

with all the rights granted to railroads by the Act of Congress entitled "An Act granting to railroads a right of way through the public lands of the United States," approved March third, eighteen hundred and seventy-five; and for the purposes of this grant and the construction of said railway all the provisions of said Act are hereby declared to be applicable thereto to the same extent as though the lands in said reservation were open to settlement and sale.

Approved, March 6, 1896.

Vol. 18, p. 482.

CHAP. 46.—An Act Making appropriations for the payment of invalid and other pensions of the United States for the fiscal year ending June thirtieth, eighteen hundred and ninety-seven, and for other purposes.

March 6, 1896.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the payment of pensions for the fiscal year ending June thirtieth, eighteen hundred and ninety-seven, and for other purposes, namely:

Pensions appropriations.

For Army and Navy pensions, as follows: For invalids, widows, minor children, and dependent relatives, army nurses, survivors and widows of the war of eighteen hundred and twelve and with Mexico, and the survivors and widows of the Indian wars of eighteen hundred and thirty-two to eighteen hundred and forty-two, inclusive, one hundred and forty million dollars: *Provided*, That the appropriation aforesaid for Navy pensions shall be paid from the income of the Navy pension fund, so far as the same may be sufficient for that purpose: *Provided further*, That the amount expended under each of the above items shall be accounted for separately.

Invalid, etc., pensions.

Provisos.
Navy pensions.

Accounts.

That whenever a claim for pension under the Act of June twenty-seventh, eighteen hundred and ninety, has been, or shall hereafter be, rejected, suspended, or dismissed, and a new application shall have been, or shall hereafter be, filed, and a pension has been, or shall hereafter be, allowed in such claim, such pension shall date from the time of filing the first application, provided the evidence in the case shall show a pensionable disability to have existed, or to exist, at the time of filing such first application, anything in any law or ruling of the Department to the contrary notwithstanding.

Pensions restored after rejection, etc., to date from first filing.
Vol. 26, p. 182.

For fees and expenses of examining surgeons for services rendered within the fiscal year eighteen hundred and ninety-seven, seven hundred and fifty thousand dollars. And each member of each examining board shall, as now authorized by law, receive the sum of two dollars for the examination of each applicant whenever five or a less number shall be examined on any one day, and one dollar for the examination of each additional applicant on such day: *Provided*, That if twenty or more applicants appear on one day, no fewer than twenty shall, if practicable, be examined or said day, and that if fewer examinations be then made, twenty or more having appeared, then there shall be paid for the first examinations made on the next examination day the fee of one dollar only until twenty examinations shall have been made: *Provided further*, That no fee shall be paid to any member of an examining board unless personally present and assisting in the examination of applicant: *Provided*, That the report of such examining surgeons shall specifically state the rating which in their judgment the applicant is entitled to.

Examining surgeons. Fees, etc.

Provisos.
Examinations.

No fee unless service rendered.

Rating.

Agents' salaries.

For salaries of eighteen agents for the payment of pensions, at four thousand dollars each, seventy-two thousand dollars.

For clerk hire, four hundred and fifty thousand dollars: *Provided*, That the amount of clerk hire for each agency shall be apportioned as nearly as practicable in proportion to the number of pensioners paid at each agency, and the salaries paid shall be subject to the approval of the Secretary of the Interior.

Clerk hire. *Proviso.*
Apportionment.

For fuel, two hundred and fifty dollars.

Fuel.