

and shall convey all the rights, properties, and franchises of such company as therein expressed.

Amendment.  
Assignment, etc., of  
right of way.

SEC. 11. That Congress may at any time amend, add to, or alter this Act; and the right of way herein and hereby granted shall not be assigned or transferred in any form whatever prior to the construction and completion of the railway, except as to mortgages or other liens that may be given or secured thereon to aid in the construction thereof.

Approved, March 23, 1898.

March 23, 1898.

CHAP. 88.—An Act Granting a right of way through the naval station, New London, in the State of Connecticut, to the Norwich and Worcester Railroad Company.

Norwich and Worcester Railroad Company granted right of way, etc., New London, Conn.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby granted to the Norwich and Worcester Railroad Company a right of way for an extension of its railroad, on such route and of such width and on such terms as the Secretary of the Navy may designate, through the naval station at New London, in the State of Connecticut. If said railroad shall not be built across said naval station within three years next after the passage of this Act this grant shall absolutely cease and determine.

Approved, March 23, 1898.

March 23, 1898.

CHAP. 89.—An Act To require certain writs to be directed to and executed by the marshal of the District of Columbia.

District of Columbia.  
Writs of execution on police court judgments to be directed, etc., to marshal.  
R. S. D. C., sec. 1079, p. 124, amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the police courts of the District of Columbia shall have power to issue executions on all forfeited recognizances, upon motion of the proper prosecuting officer; and hereafter all writs of fieri facias, or other writs of execution on judgments, issued by the police court of the District of Columbia, shall be directed to and executed by the marshal of the District of Columbia; and all laws and parts of laws inconsistent herewith are hereby repealed.

Approved, March 23, 1898.

March 26, 1898.

CHAP. 100.—An Act Granting the right to the Omaha Northern Railway Company to construct a railway across, and establish stations on, the Omaha and Winnebago reservations, in the State of Nebraska, and for other purposes.

Omaha Northern Railway granted right of way across Omaha and Winnebago Indian reservations, Nebr.

—width.

Materials for construction.

Grounds for buildings.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby granted and existing under and by virtue of the laws of the State of Nebraska, and its successors and assigns, the right of way for the construction of its proposed railroad through the Omaha and Winnebago Indian reservations in said State. Such right of way shall be fifty feet in width on each side of the center line of said railroad, except where such width shall be insufficient for the construction of said line of railroad, or the materials thereon shall be insufficient or objectionable for use in the construction of said railroad, the said company shall have the right to occupy, or to take from, any lands adjacent to the line of said railroad, any material, stones and earth necessary for the construction, maintenance or operation of said railroad; also grounds adjacent to such right of way, for station buildings, depots, machine shops, side tracks, turn-outs and water stations, not to exceed in amount one hun-

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.