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right of way for station buildings, depots, machine shops, side tracks, turn-outs, and water stations, not to exceed in amount two hundred feet in width and three thousand feet in length for each station, and to an extent not exceeding one station for each ten miles of road within the limits of said reservations: *Provided*, That no part of such lands herein granted shall be used except in such manner and for such purposes only as are necessary for the construction and convenient operation of said railroad line, and when any portion thereof shall cease to be used, such portion shall revert to the nation or tribe of Indians from which the same shall be taken.

Stations, etc.

Proviso.
Reversion for non-user.

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 such occupant or claimant 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 United States district court at Saint Paul or Duluth, Minnesota, shall have jurisdiction upon petition of either party to determine such just compensation in accordance with the laws of Minnesota provided for determining the damage when property is taken for railroad purposes; and the amount of damages resulting to the tribe or tribes of Indians pertaining to said reservations in their tribal capacity, by reason of the construction of said railroad through such lands of the reservations as are not occupied in severalty, shall be ascertained and determined in such manner as the Secretary of the Interior may direct, and be subject to his final approval: *Provided, however*, That said railroad company may file with the Secretary of the Interior a bond, in such amount and with such sureties as the Secretary shall approve, conditioned for the payment of just compensation for said right of way to said individual occupants and to said tribe or tribes, as hereinfore provided, and said company may thereupon proceed to construct and operate its railroad across said reservations.

Damages to individuals.

Litigation.

Proviso.
Work may begin on filing bond.

SEC. 3. That said company shall cause maps, showing the route of its line through said reservations, and including the grounds for station buildings, depots, machine shops, side tracks, turn-outs, and water stations, to be filed in the office of the Secretary of the Interior before constructing any portion of said railroad.

Maps, etc., to be filed.

SEC. 4. That said company is hereby authorized to enter upon said reservations for the purpose of surveying and locating its line of railroad: *Provided*, That said railroad shall be located and constructed with due regard to the rights of the Indians, and under such rules and regulations as the Secretary of the Interior shall prescribe.

Surveys.

Proviso.
Regulations.

SEC. 5. That the right herein granted shall be forfeited by said company, unless the road shall be constructed through the said reservations within three years after the passage of this act.

Construction.

Approved, August 27, 1894.

CHAP. 343.—An Act To amend an Act entitled "An Act to amend an Act entitled 'An Act granting the right of way to the Hutchison and Southern Railroad Company through the Indian Territory.'"

August 27, 1894.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section two of the Act entitled "An Act to amend 'An Act granting the right of way to the Hutchison and Southern Railroad Company through the Indian Territory,'" approved February third, eighteen hundred and ninety-two, be, and the same hereby are, extended for a further period of three years.

Hutchison and Southern Railroad Company.
Time for right of way extended.
Vol. 26, p. 488; Vol. 27, p. 2.

Approved, August 27, 1894.