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eight hundred feet, more or less, along a circular curve, to the right, whose radius shall be one thousand nine hundred and ten feet to a point on the northwesterly boundary of said lot, one hundred and twenty-five feet, more or less, northerly from the southwesterly corner; said right of way as thus described containing seventy-three one-hundredths of an acre, more or less: *Provided*, That the Ocean Shore Railway Company, its successors and assigns, shall place a suitable fence on each side of the said right of way, with proper gates and cattle guards, and shall also place a watering trough with pipe one inch in diameter laid eighteen inches under the surface, with suitable cocks and fittings, joining said trough with the water tank now at or near the northwest corner of said "nine-acre lot," all to be placed and maintained to the satisfaction of the Secretary of Commerce and Labor and without expense to the United States; and the officers, employees, and agents of the United States shall have the right of ingress and egress to and from the right of way herein granted, and shall at all times have access to the water pipes laid underground across said right of way: *Provided further*, That the Ocean Shore Railway Company, its successors and assigns, shall deliver light-house freight shipped over that road and billed to Pigeon Point light-station as near the said "nine-acre lot" as practicable, and not in any case to exceed one-fourth of a mile from said "nine-acre lot."

Provisos.
Fences, etc.

Right of ingress and egress reserved.

Light-house freight.

SEC. 2. That Congress expressly reserves the right to alter, amend, or repeal this Act, in whole or in part, without liability on the part of the United States for any damages or losses sustained by said company.

Amendment.

SEC. 3. That said right of way shall be used for railroad purposes only, and if at any time it ceases to be so used then and in that event said grant shall be terminated and said property revert to the United States; and the right herein granted shall be forfeited by said company, its successors and assigns, unless the road shall be constructed through the said reservation within three years after the passage of this Act.

Reversion.

Time of completion.

Approved, June 28, 1906.

CHAP. 3580.—An Act Authorizing the patenting of certain lands to school district number fifty-seven, Nez Perces County, Idaho.

June 28, 1906.
[H. R. 15506.]
[Public, No. 329.]

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 is hereby authorized and directed to cause patent to issue to school district number fifty-seven, in the county of Nez Perces, State of Idaho, for the use and benefit of said district, for the following-described tract of land within said county, to wit: Commencing on the east line of the right of way of the Lapwai branch of the Northern Pacific Railroad where it crosses the section line between sections two and eleven, of township thirty-five north, range four west, of the Boise meridian, Idaho, marked by a stone sixteen by ten by eight inches, set twelve inches in the ground and marked by a cross on top, from which the corner to sections two, three, ten, and eleven bears south eighty-nine degrees fifty-four minutes west three thousand two hundred and forty-two feet distant; thence running south ten degrees twenty-five minutes east along the east line of said right of way thirteen chains seventy links to the north line of the county road to a cedar post set three feet in the ground; thence north eighty degrees east along the north line of the county road to the east line of the former Fort Lapwai military reserve to a mound of rock two feet high; thence north twenty-six degrees west along the east line of said former reserve to the line between sections two and eleven, marked by

Public lands.
Granted to school district No. 57 in Nez Perces County, Idaho.

Description.

a stone fifteen by ten by ten inches and set ten inches in the ground and marked with cross on top, from which corner to sections one, two, eleven, and twelve bears north eighty-nine degrees fifty-four minutes east twenty-six chains distant; thence south eighty-nine degrees fifty-four minutes west three hundred and seventeen feet to the place of beginning, containing three and one-half acres, more or less, and located on the northwest quarter of the northeast quarter of section eleven, township thirty-five north, of range four west, Boise meridian.

Approved, June 28, 1906.

June 18, 1906.
[H. R. 16785.]
[Public, No. 330.]

CHAP. 3581.—An Act Giving preference right to actual settlers on pasture reserve numbered three to purchase land leased to them for agricultural purposes in Comanche County, Oklahoma.

Oklahoma.
Actual settlers may purchase agricultural lands in Comanche County.
Ante, p. 213.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That persons who are now in possession of land under leases approved by the Secretary of the Interior on pasture reserve numbered three, open for settlement by act approved June eighth, nineteen hundred and six, the same being situate in township one north and one south, in range eight west, Indian meridian, Territory of Oklahoma, be given a right to purchase said lands, as follows: That the land so leased shall be appraised by a commission of three persons to be appointed by the Secretary of the Interior, one upon the recommendation of the Kiowa and Comanche Indians through their agent; said commissioners to receive such compensation as the Secretary of the Interior may direct, the same to be paid from the funds received from the sale of said lands, and said appraisement when made to be approved by the Secretary of the Interior; said land to be appraised without regard to any improvements that have been placed thereon, except such as are required by the provisions of said leases, and the said lessee to have the privilege to purchase at its appraised value the amount of land covered by his lease within sixty days after notice of said appraisement, one-fifth of the price of the same to be paid at the time of notice of acceptance of said purchase and the balance of the purchase price to be paid in four equal annual installments, bearing interest at the rate of six per centum per annum; and in case any purchaser fails to make the annual payment when due all rights in and to the land covered by his or her purchase shall at once cease and be forfeited, and any payment theretofore made shall be forfeited. The funds received from said sales to be placed to the credit of the Indians the same as other funds provided for in said Act approved June eighth, nineteen hundred and six: *Provided*, That the Secretary shall appoint said commissioners within thirty days from the passage of this Act, and said commissioners shall make said appraisement and file their report within thirty days from the date of their appointments.

Appointment of commission to appraise lands.

Compensation.

Payments.

Interest.

Forfeiture.

Proceeds.

Proviso.
Time limit for appointment of commission.

Report.

Approved, June 28, 1906.

June 28, 1906.
[H. R. 18443.]
[Public, No. 331.]

CHAP. 3582.—An Act To amend the Act to provide a government for the Territory of Hawaii, approved April thirtieth, nineteen hundred.

Hawaii.
Provisions for government of.
Vol. 31, p. 158, amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section eighty-five of an Act entitled "An Act to provide a government for the Territory of Hawaii," approved April thirtieth, nineteen hundred, shall be amended to read as follows:

Delegate to Congress.

"SEC. 85. That a Delegate to the House of Representatives of the United States, to serve during each Congress, shall be elected by the voters qualified to vote for members of the house of representatives of