

manner of Indian life the issue of such co-habitation shall be, for the purpose aforesaid, taken and deemed to be the legitimate issue of the Indians so living together, and every Indian child, otherwise illegitimate, shall for such purpose be taken and deemed to be the legitimate issue of the father of such child: *Provided*, That the provisions of this act shall not be held or construed as to apply to the lands commonly called and known as the "Cherokee Outlet": *And provided further*, That no allotment of lands shall be made or annuities of money paid to any of the Sac and Fox of the Missouri Indians who were not enrolled as members of said tribe on January first, eighteen hundred and ninety; but this shall not be held to impair or otherwise affect the rights or equities of any person whose claim to membership in said tribe is now pending and being investigated.

Approved, February 28, 1891.

February 28, 1891.

CHAP. 384.—An act to amend sections twenty-two hundred and seventy-five and twenty-two hundred and seventy-six of the Revised Statutes of the United States providing for the selection of lands for educational purposes in lieu of those appropriated for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections twenty-two hundred and seventy-five and twenty-two hundred and seventy-six of the Revised Statutes of the United State be amended to read as follows:

Public lands.
Homestead settle-
ment on, and selec-
tions to supply defi-
ciencies in, school
lands.

R. S., sec. 2275, p.
417, amended.

Settlements, before
survey, on sections 16
or 36, subject to set-
tlers' claims.

Lieu lands, where
school lands thus
taken.

Where school lands
are otherwise disposed
of.

Provisos.

Waiver of right to
school lands by select-
ing lieu lands.

Fractional deficien-
cies of school lands,
etc.

Secretary of Interior
to ascertain townships
included in certain res-
ervations.

Limitation.

Awaiting restoration
of reservations to pub-
lic domain, for school
sections.

"SEC. 2275. Where settlements with a view to pre-emption or home-
stead have been, or shall hereafter be made, before the survey of the
lands in the field, which are found to have been made on sections
sixteen or thirty-six, those sections shall be subject to the claims of
such settlers; and if such sections, or either of them, have been or
shall be granted, reserved, or pledged for the use of schools or col-
leges in the State or Territory in which they lie, other lands of equal
acreage are hereby appropriated and granted, and may be selected
by said State or Territory, in lieu of such as may be thus taken by
pre-emption or homestead settlers. And other lands of equal acre-
age are also hereby appropriated and granted, and may be selected
by said State or Territory where sections sixteen or thirty-six are
mineral land, or are included within any Indian, military, or other
reservation, or are otherwise disposed of by the United States: *Pro-
vided*, Where any State is entitled to said sections sixteen and thirty-
six, or where said sections are reserved to any Territory, notwith-
standing the same may be mineral land or embraced within a military,
Indian, or other reservation, the selection of such lands in lieu thereof
by said State or Territory shall be a waiver of its right to said sec-
tions. And other lands of equal acreage are also hereby appropriated
and granted, and may be selected by said State or Territory to com-
pensate deficiencies for school purposes, where sections sixteen or
thirty-six are fractional in quantity, or where one or both are want-
ing by reason of the township being fractional, or from any natural
cause whatever." And it shall be the duty of the Secretary of the
Interior, without awaiting the extension of the public surveys, to
ascertain and determine, by protraction or otherwise, the number of
townships that will be included within such Indian, military, or
other reservations, and thereupon the State or Territory shall be
entitled to select indemnity lands to the extent of two sections for
each of said townships, in lieu of sections sixteen and thirty-six
therein; but such selections may not be made within the boundaries
of said reservations: *Provided, however*, That nothing herein con-
tained shall prevent any State or Territory from awaiting the
extinguishment of any such military, Indian, or other reservation
and the restoration of the lands therein embraced to the public

domain and then taking the sections sixteen and thirty-six in place therein; but nothing in this proviso shall be construed as conferring any right not now existing.

"SEC. 2276. That the lands appropriated by the preceding section shall be selected from any unappropriated, surveyed public lands, not mineral in character, within the State or Territory where such losses or deficiencies of school sections occur; and where the selections are to compensate for deficiencies of school lands in fractional townships, such selections shall be made in accordance with the following principles of adjustment, to wit: For each township, or fractional township, containing a greater quantity of land than three-quarters of an entire township, one section; for a fractional township, containing a greater quantity of land than one-half, and not more than three-quarters of a township, three quarters of a section; for a fractional township, containing a greater quantity of land than one quarter, and not more than one half of a township, one-half section; and for a fractional township containing a greater quantity of land than one entire section, and not more than one-quarter of a township one-quarter section of land: *Provided*, That the States or Territories which are, or shall be entitled to both the sixteenth and thirty-sixth sections in place, shall have the right to select double the amounts named, to compensate for deficiencies of school land in fractional townships."

Approved, February 28, 1891.

Existing rights.

R. S., sec. 2276, p. 417, amended.

Principles governing selections to supply deficiencies of school sections and in fractional townships.

Proviso.

Double lieu lands.

CHAP. 385.—An act to prohibit the granting of liquor licenses within one mile of the Soldiers' Home.

February 28, 1891.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after the passage of this act no license for the sale of intoxicating liquor at any place within one mile of the Soldiers' Home property in the District of Columbia shall be granted.

Approved, February 28, 1891.

Liquor licenses prohibited within one mile of Soldiers Home, D. C.

CHAP. 492.—An act to authorize the building of a railroad bridge at Little Rock, Arkansas.

March 2, 1891.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be lawful for the Little Rock Bridge and Terminal Railway Company, a corporation organized under the laws of the State of Arkansas, to construct and maintain a bridge and approaches thereto over the Arkansas River, at a point on said river at or near the city of Little Rock, in the State of Arkansas, and to lay on or over said bridge a railroad track or tracks for the more perfect connection of any railroad or railroads that are or shall hereafter be constructed to the said river, on either or both sides thereof, at or opposite said point, under the limitations and conditions hereinafter provided; said bridge shall be constructed to provide for the passage of railway trains, and, at the option of the owners or builders thereof, may be used for the passage of wagons or vehicles of all kinds, for the transit of animals of all kinds, and for foot passengers, for such reasonable rates of toll as may be approved from time to time by the Secretary of War.

SEC. 2. That any bridge built under this act and subject to its limitations, shall be a lawful structure, and shall be recognized and known as a post route, upon which no higher charge shall be made for the transmission over the same of the mails, troops, and munitions of war, or other property of the United States, than the rate

Little Rock Bridge and Terminal Railway Company may bridge Arkansas River at Little Rock, Ark.

Railroad tracks.

Railway, or railway, wagon, and foot bridge.

Lawful structure and post route.