

Thirtieth Congress,
First Session.

BE IT ENACTED

By the Senate and House of Representatives of the United States of America in
 Congress Assembled.

That the President and directors of the Ohio and Mississippi Railroad Company be, and they are hereby, authorized to survey and mark through the public lands of the United States, in Indiana and Illinois, a line of railroad, on the most direct and practicable route between the city of Cincinnati and the city of Saint Louis: and such width as may be necessary for the construction of said road, not greater than the extent of top and bottom widths hereafter specified, shall be reserved from sale on part of the United States, and the use thereof forever vested in the said president and directors of the Ohio and Mississippi Railroad Company, and for no other purpose whatever: Provided, That the top and bottom widths of said road shall not be greater than four times the depth of cutting or filling at each point of said road, together with sixty-six feet added thereto.

Sec. 2. And be it further enacted, That if the said president and directors of the Ohio and Mississippi Railroad Company shall not survey and locate said road and furnish the Commissioner of the General Land Office a map thereof, through said public lands, within

four years from and after the date of this act, designating the depths of cutting and filling at at least ^{each} one hundred feet of said line, and the top and bottom widths of said road; or if the said rail road should not be completed within twenty years or if ever; said land hereby granted shall cease to be occupied for a rail road, the reservation and grant aforesaid shall be void and of no effect, so far as the said road is not completed or abandoned.

Sec. 3. And be it further enacted, That the said president and directors of said railroad company, shall be permitted to use for the purpose of constructing the rail road, such timber, stone and earth as may be necessary for such construction, on any of the public lands in said States of Indiana and Illinois along the line of said road, so long as the same may remain public lands.

Sec. 4. And be it further enacted, And it is hereby made an express condition of this act, that the assent of the several States through which said railroad may pass shall, in the first place, be had and obtained to its construction, in conformity with the terms of this act: Provided, That nothing herein contained shall be so construed as to grant anything more to said company than the right of way, the property of said land remaining in the United States until paid for at the fixed prices of the public lands.

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And Provided further, That this grant of the right of way, is made upon the condition that the said company shall carry the United States mails on the lowest terms paid for similar services to other Railroad Companies; and if the said Company shall fail to carry the same, then this grant shall become null and void.

Passed the House of Representatives
August 3^d. A.D. 1848.

Attest

Thos. J. Campbell
Clerk.

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Mon Act

To grant the right of way through the
public lands in Indiana & Illinois
to the Ohio and Mississippi Rail
road Company.

In the Senate of the U. States

Resolved, That this bill

Attest,

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Secretary.