

An act to grant a right of way to the Kavanaugh Coal and Mining Company.

1. Be it enacted by the General Council of the Choctaw Nation assembled, that a right-of-way one hundred feet in width is hereby granted to the Kavanaugh Coal and Mining Company to construct and operate a Branch Railroad making a junction with the St Louis and San Francisco Railway at Poteau Station on said railway, in Sugar Loaf County, Choctaw Nation, and running thence in a northerly direction a distance of five or six miles to coal veins or mines which have been leased by the said Kavanaugh Coal and Mining Company from the National Agent of the Choctaw Nation - said coal veins or mines being owned by J. S. Page, Robert Page, Joe H. Kincaid and Lyman Bohanan - with branches to reach the several veins or mines aforesaid, with the right to it or its assigns to construct and maintain such tracks, branches, sidings and

extensions, telegraph and telephone lines as may be necessary, along and upon the right of way herein granted.

2. The right of way terminals at the said coal mines, and the station connections with the St Louis and San Francisco Railway at or near Poteau Station may be enlarged in addition to the right of way to a width of 300 feet by 3000 feet in length for depot purposes to facilitate the handling and shipping of coal: provided however that if the franchise herein granted shall be assigned by the said Kavanaugh Coal and Mining Company to the said St Louis and San Francisco Railway Company, then all of the rights, privileges and liabilities set forth in the Act of Congress granting the right of way to the St Louis and San Francisco Railway Company shall extend to and include this Branch railroad.

3. This grant shall not authorize the entrance or intrusion upon any citizen's claim without his or her consent, shall not be construed to convey

the fee in the land, or to grant any more right than to occupy the land while coal is being transported to market over it, and shall cease and revert to the Choctaw Nation whenever it is abandoned or whenever the transportation of coal over it is discontinued.

4 If the construction of this Branch ^{herein provided for} shall not have been entered upon in two years from the passage of this act this grant shall be void, and this act shall take effect and be in force from and after its passage.

Proposed by J. J. Brown

such tracks, branches, sidings and

No. 73.

An Act to grant
Right of Way to
Cavanaugh & W. Co.

Approved

Nov. 7th 1888

B. F. Smallwood

Prin Chief

C.N.

Filed in my
office this Nov. 7. 1888.

(A. T. Lee)

Nat. Secy.

m.

Bill read interpreted
referred to the
Senate

Bill passed and
referred to Senate
Nov 7/1888

J. W. Bryant
Speaker

Reads interpreted
& bill passed the Senate

Nov. 7. 1888.

W. W. Hampton

President Senate

S. W. Hampton,
Clerk.