

in said building; and such action may be maintained by any person or persons now authorized by law to sue, as in other cases for injuries caused by neglect of duty.

SEC. 4. That all acts or parts of acts inconsistent with this act are hereby repealed.

Approved. January 26, 1887.

Jan. 26, 1887.

CHAP. 46.—An act to regulate insurance in the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no company hereafter organized or incorporated within the District of Columbia shall transact the business of insurance in any of its branches unless the whole capital of such company be not less than one hundred thousand dollars, actually and in good faith paid up in full, in cash, excepting life-insurance companies which issue to their members policies or certificates agreeing to pay benefits or sums of money which are to be realized by assessments levied upon the members; no other capital than such assessments shall be required of them. The Commissioners of said District, or any two of them, shall ascertain and determine such facts, upon evidence satisfactory to them to be filed in their office, and thereupon shall issue to such companies authority to transact business.

Insurance companies, District of Columbia.

Capital required.

Assessment companies

Annual statements to be made.

Special statements.

Companies not filing statements prohibited from doing business.

Money penalty.

Assets. Fire insurance companies.

Inland and marine insurance companies.

Life insurance companies.

SEC. 2. That every insurance company doing business in said District must transmit to the Commissioners of the District a statement of its condition and business for the year ending on the preceding thirty-first day of December, which statement shall be rendered on the first day of January following or within sixty days thereafter, except that foreign companies shall transmit their statements of business, other than that done in the United States, prior to the following first day of July, which statements must be in form and state the particulars required by the blanks prescribed by the Commissioners; and the Commissioners, or any two of them, may require at any time statements from any company doing business within the District, or from any of its officers or agents, on such points as they may deem necessary and proper to elicit a full exhibit of its business and standing, all of which statements herein required must be verified by the signatures and oaths of the president or vice-president, or the secretary or actuary. No company having neglected to file a statement required of it within the time and manner prescribed shall do any business, after notification by the Commissioners, or any two of them, while such neglect continues; and any company or association neglecting to make and transmit any statement required shall forfeit one hundred dollars for each day's neglect.

SEC. 3. That every fire-insurance company, to entitle itself to the written authority by this act required to transact business in the District, shall have assets equal to its liabilities, including a reinsurance reserve liability equal to fifty per centum of premiums received upon one year-risk, and an amount proportioned to the unexpired time upon all other fire risks. Every company doing an inland or marine business shall have assets equal to its liabilities, including a reinsurance reserve liability equal to the total premiums charged upon all unexpired inland or marine risks. Every life-insurance company, excepting those organized upon the plan of assessments on their members, shall have assets equal to its liabilities, including a reserve liability computed upon the basis of the American experience table of mortality, at four and one-half per centum interest. Before issuing any written authority to any company to transact business in the District, the Commissioners, or a majority of them, shall satisfy themselves that such company has complied with the law; and at any time thereafter they shall revoke such authority when satisfied that such company has fallen below such requirements.

SEC. 4. That no insurance company organized or incorporated under the laws of any of the United States of America, or of any foreign state or country, shall transact the business of insurance in any of its branches within the District of Columbia until such company shall have duly constituted some proper person domiciled in the District their agent and attorney-in-fact for the purpose of receiving for them summonses, writs, and processes issuing out of any court having any jurisdiction in said District, and until the evidence of such appointment of such agent and attorney-in-fact, authenticated in a manner satisfactory to the Commissioners of the District, or any two of them, shall be filed in the office of such Commissioners.

Foreign insurance companies not to transact business until an attorney in fact be appointed.

SEC. 5. That any insurance company, or any officer or agent of any insurance company, effecting any contract of insurance in behalf of such company when the written authority required by this act shall not have been given by said Commissioners, or after such authority has been revoked, shall be subject to a penalty of one hundred dollars for every offense, to be recovered by due process in the courts of the District.

Penalty for transacting business without authority.

SEC. 6. That each insurance company doing business in the District of Columbia shall attach to each policy issued by such company a copy of the application made by the insured, so that the whole contract may appear in said application and policy.

Application to be attached to policy.

SEC. 7. That this act shall take effect and be in full force after ninety days from its passage.

To take effect in 90 days.

Approved, January 26, 1887.

CHAP. 47.—An act to amend the third section of an act entitled "An act to provide for the sale of the Sac and Fox and Iowa Indian Reservations, in the States of Nebraska and Kansas, and for other purposes," approved March third, eighteen hundred and eighty-five.

Jan. 26, 1887.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section three of the act entitled "An act to provide for the sale of the Sac and Fox and Iowa Reservations, in the States of Nebraska and Kansas, and for other purposes," approved March third, eighteen hundred and eighty-five, be, and the same is hereby, amended so as to read as follows:

Sale of Sac and Fox and Iowa Indian reservations.

Vol. 23, p. 352, amended.

"SEC. 3. That if any member of said Sac and Fox or Iowa tribe of Indians, properly enrolled at the Pottawatomie and Great Nemaha Agency, shall elect to remain upon the reservation of his respective tribe, he shall be allowed to select an allotment of land in quantity as follows: If he be the head of a family, one hundred and sixty acres; if a single person over eighteen years of age, or orphan child under eighteen years of age, eighty acres; and if a minor child under eighteen years of age, forty acres; heads of families selecting the land for themselves and minor children, and the United States Indian agent for orphan children. The lands so selected shall be held from sale as provided for herein, and shall be accepted at their fair valuation, to be ascertained by the Secretary of the Interior, in part satisfaction of his interest in and to said reservation, and of the moneys or fund realized from the sale thereof: *Provided,* That his right to share in the other funds and credits of the tribe shall not be impaired thereby; and the Secretary of the Interior shall cause a patent to issue to each of the allottees, under the provisions of this act, and the act to which this act is an amendment, for the lands selected by or for such allottee, which patent shall be of the legal effect, and declare that the United States does and will hold the land thus patented for the period of twenty-five years, in trust for the sole use and benefit of the allottee, or, in case of his decease, of his heirs according to the laws of the State in which said land is situated, and that at the expiration of said period the United States will convey the same by patent to said Indian, or his heirs as

Enrolled Indians allowed to select allotment of land.

Head of family.
Single person.
Minor child.

Lands selected to be held from sale.

Proviso.
Distributive share not impaired.
Patent to issue.

Lands to be held in trust for 25 years.

Fee then conveyed free of incumbrances.