

ment of said projected alley compatible with the interests of the public: *Provided, however,* That said abandonment shall only be made upon the petition of a majority of the residents and owners of the property in said square.

On petition of owners, etc.

SEC. 2. That the Commissioners shall take steps to recover into the treasury of the District of Columbia any damages paid to any person or persons occupying or owning property in said square, where the property of said person or persons has been in no manner interfered with or damaged; and that, upon such recovery, said Commissioners shall refund any benefits assessed against any person or persons owning or occupying property in said square, provided such benefits shall have been paid.

Damages to be recovered.

Benefits to be refunded.

Approved, May 25, 1876.

CHAP. 118.—An act making certain transfers of appropriations in the provisions for the contingent expenses of the Department of Justice for the current year.

June 2, 1876.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provision for the Contingent Expenses of the Department of Justice, in the act approved March third one thousand eight hundred and seventy-five, making appropriations for the legislative, executive and judicial expenses of the government for the year ending June thirtieth, one thousand eight hundred and seventy-six, be amended by transferring to the appropriation for miscellaneous expenditure the following sums, from from other specific appropriations, to wit: three hundred dollars from the appropriation for "furniture and repairs" three hundred dollars from the appropriation for "care and subsistence of horses," and two hundred dollars from the appropriation for "repairs to carriages and harness," making the amount so transferred, eight hundred dollars.

1875, ch. 129, 18, Stat., 369.

Transfer of appropriations for Department of Justice authorized.

Approved, June 2, 1876.

CHAP. 119.—An act to permit the judge of the district court of the United States for the western district of Pennsylvania to retire.

June 2, 1876.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the provisions of section seven hundred and fourteen of the Revised Statutes be, and are hereby, extended and made applicable to Wilson McCandless, judge of the district court of the United States for the western district of Pennsylvania, in consequence of his physical disability, notwithstanding he has not attained the age of seventy years: *Provided,* That the said McCandless shall resign his office within six months next after the passage of this act.

R. S., 714, p. 135, extended to Wilson McCandless.

Proviso.

Approved, June 2, 1876.

CHAP. 120.—An act granting a site for an observatory to the trustees of the Lick Observatory of the astronomical department of the University of California.

June 7, 1876.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That whereas James Lick, of San Francisco, California, has, by deed of trust, given a large sum of money for the erection and equipment of an observatory, dedicating the same to the astronomical department of the University of California for scientific and educational purposes, and has selected Mount Hamilton, in the county of Santa Clara, and State aforesaid, as the site for said observatory, and which is situate on the public lands of the United

Site for Lick Observatory reserved from sale.

States, in township seven south, and range three east, Mount Diablo meridian, the following described land in said township is hereby reserved from sale or disposal under the general laws of the United States, to wit, section nine, the north half of section ten, the south half of section three, and the fractional section seventeen.

Grant of site.

SEC. 2. That so much of said land as is not already granted or disposed of by the United States, to wit, section nine, the north half of section ten, the south half of section three, and fractional section seventeen, be, and the same is hereby, granted to the trustees of the Lick Observatory of the astronomical department of the University of California, with authority and in trust to convey the same to the regents of the University of California, and their successors, in trust for the use and benefit of the astronomical department of the University of California: *Provided*, That if the land herein granted shall be used for any other purpose than the site of said observatory, and the necessary purposes in connection therewith, the same shall revert to the United States.

Proviso.

Approved, June 7, 1876.

June 10, 1876.

CHAP. 122.—An act transferring the custody of certain Indian trust-funds

Custody of Indian trust funds.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That all stocks, bonds, or other securities or evidences of indebtedness now held by the Secretary of the Interior in trust for the benefit of certain Indian tribes shall, within thirty days from the passage of this act, be transferred to the Treasurer of the United States, who shall become the custodian thereof; and it shall be the duty of said Treasurer to collect all interest falling due on said bonds, stocks, &c., and deposit the same in the Treasury of the United States, and to issue certificates of deposit therefor, in favor of the Secretary of the Interior, as trustees for various Indian tribes. And the Treasurer of the United States shall also become the custodian of all bonds and stocks which may be purchased for the benefit of any Indian tribe or tribes after the transfer of funds herein authorized, and shall make all purchases and sales of bonds and stocks authorized by treaty-stipulations or by acts of Congress when requested so to do by the Secretary of the Interior: *Provided*, That nothing in this act shall in any manner impair or affect the supervisory and appellate powers and duties in regard to Indian affairs which may now be vested in the Secretary of the Interior as trustee for various Indian tribes, except as to the custody of said bonds and the collection of interest thereon as hereinbefore mentioned.

Purchase and sale of Indian trust-funds.

Proviso.

Approved, June 10, 1876.

June 12, 1876.

CHAP. 123.—An act authorizing the residents and property-owners of Neville Township, county of Allegheny, and State of Pennsylvania, to close the channel of the Ohio River on the south side of Neville Island by the construction of an embankment or causeway from the head of said island to the southern shore of said river.

Channel of Ohio River on south side of Neville Island may be closed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the residents and property-owners of Neville Township, county of Allegheny, and State of Pennsylvania, be, and they are hereby, authorized and empowered to close the channel of the Ohio River on the south side of Neville Island, in said township, by the construction of an embankment or causeway from the head of said island to the southern shore of said river: *Provided, however*, That the Government of the United States shall not be liable for any expenses incurred in the performance of said work, or by reason thereof.

Proviso.

Approved, June 12, 1876.