

Public lands in Alabama, etc., to be sold. by this act, shall be offered at public sale, as soon as practicable from time to time, and according to the provisions of existing law, and shall not be subject to private entry until they are so offered.

SAMUEL S. COX.

Speaker of the House of Representatives pro tempore.

T. W. FERRY

President of the Senate pro-tempore

Received by the President June 22, 1876.

[NOTE BY THE DEPARTMENT OF STATE.—The foregoing act having been presented to the President of the United States for his approval, and not having been returned by him to the house of Congress in which it originated within the time prescribed by the Constitution of the United States, has become a law without his approval.]

July 5, 1876.

CHAP. 166.—An act to extend the time for filing claims for additional bounty under the act of July twenty-eighth, eighteen hundred and sixty-six, which expired, by limitation, on January thirtieth, eighteen hundred and seventy-five, until July first, eighteen hundred and eighty.

Time for filing claims for additional bounty extended.

1866, ch. 296,
14 Stat., 322.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for filing claims for additional bounty under the act of July twenty-eighth, eighteen hundred and sixty-six, and which expired by limitation on the thirtieth day of January, eighteen hundred and seventy-five, be, and the same is hereby, revived and extended until the first day of July, eighteen hundred and eighty; and that all claims for such bounty filed in the proper department after the thirtieth day of January, eighteen hundred and seventy-five, and before the passage of this act, shall be, and the same are hereby declared to have been, filed in due time, and shall be considered and decided without refiling.

Approved, July 5, 1876.

July 5, 1876.

CHAP. 167.—An act to amend section twelve hundred and twenty-five of the Revised Statutes of the United States.

R. S., 1225, p. 215,
amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section twelve hundred and twenty-five of the Revised Statutes of the United States be so amended as to read, "But the number of officers so detailed shall not exceed thirty at any time," instead of twenty, as in said section provided.

Approved, July 5, 1876.

July 5, 1876.

CHAP. 168.—An act providing for the sale of the Kansas Indian lands in Kansas to actual settlers, and for the disposition of the proceeds of the sale.

Preamble.

1872, ch. 141,
17 Stat., 85.

12 Stat., 1111.

Whereas, the Secretary of the Interior, in pursuance of an act approved May eighth, eighteen hundred and seventy-two, has caused to be appraised the lands heretofore owned by the Kansas tribe of Indians, in the State of Kansas, which by the terms of the treaty made by the United States and said Indians, and proclaimed November seventeenth, eighteen hundred and sixty, were to be sold for the benefit of said Indians; which appraisement also includes all improvements on the same, and the value of said improvements; distinguishing between improvements made by members of said Indian tribe, the United States, and white settlers; and

Whereas the appraisement thus made was so high that neither set-

flers nor purchasers were able to pay the same, and the said land has remained unsold from the passage of the act ; Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each bona fide settler on any of the trust lands embraced in said act, heretofore reported as such by the commissioners appointed to make said appraisement, and the rejected claimants as bona fide settlers, who were recommended as such by Andrew C. Williams, acting under instructions to superintendent Hoag, from the Indian Office, dated October, twenty-fourth, eighteen hundred and seventy-two, be permitted to make payment of the appraised value of their lands to the local land-office at Topeka, Kansas, under such rules as the Commissioner of the General Land Office may adopt, in six equal annual instalments ; the first instalment payable on the first of January, eighteen hundred and seventy-seven, and the remaining instalments payable annually from that time, and drawing interest at six per centum per annum until paid: *Provided*, That where there is timber on any of the lands to be sold under the provisions of this act, the Secretary of the Interior shall require the purchaser to enter into bond, with approved security, that he shall commit no waste on the timber, or otherwise on said land until the last payment is made.

SEC. 2. That all the remainder of the trust-lands and of the undisposed portion of the diminished reserve shall be subject to entry at the local land office at Topeka, Kansas, in tracts not exceeding one hundred and sixty acres, unless a legal subdivision of a section shall be fractional and found to contain a greater number of acres, only by actual settlers, under such rules and regulations as the Commissioner of the General Land Office may prescribe. And the parties making such entries shall be required to make payment of the appraised value of the land entered and occupied by each, in the following manner: One sixth at the time that the entry is made, and the remainder in five equal annual payments, drawing interest at six per centum per annum, and the Secretary of the Interior shall withhold title until the last payment is made; and the Secretary of the Interior, where there is timber on the lands, shall, in addition, compel the purchaser to enter into bond, with approved security, to commit no waste by the destruction of timber or otherwise, on the premises, until final payment has been made; and the Secretary of the Interior shall cause patents in fee-simple to be issued to all parties who shall complete purchases under the provisions of this act: *Provided*, That if any person or persons applying to purchase land under the provisions of this act shall fail to make payment or to perform any other conditions required by the provisions of this act, or by rules and regulations that may be prescribed in the execution hereof, within ninety days after such payment shall become due, or performance be required by the terms hereof, or by the rules and regulations which may be prescribed in the execution hereof, such person or persons shall forfeit all rights under the provisions of this act, and all claim or right to reimbursement or compensation for previous action or payment by said person or persons under the provisions hereof; and the land proposed to be purchased by such person or persons shall again be subject to sale as though no action had been had in regard to the same.

SEC. 3. That the Secretary of the Interior shall inquire into the correctness of the appraisement of these lands; and if he be satisfied that they have been appraised at more than their present cash value, he may appoint a new commission of three persons to re-appraise the same; the per diem and expenses of which, at the rates heretofore paid to such commissioners, shall be deducted from the proceeds of said lands.

SEC. 4. That in preparing or giving their testimony, all settlers or purchasers of land under the provisions of this act may have such testimony taken, after due and legal notice to the opposing party in interest, before any notary public or person qualified to administer an oath, and may forward such testimony with their application to the land

Bona-fide settlers on Kansas Indian lands may make payment for their lands.

When payable.

Proviso, no waste on timber-lands.

Remainder of trust-lands subject to entry by actual settlers.

How payment to be made.

Bond to be taken where land is timbered.

Failure to make payment.

Re-appraisement, when, etc.

Expense of, deducted.

Testimony on part of settlers and purchasers, how taken and forwarded.

offices or parties authorized to dispose of said lands, which testimony shall be received as if taken before the officers of such land office.

Net proceeds, how owned and used.

SEC. 5. That the net proceeds arising from such sales, after defraying the expenses of appraisement and sale, which have heretofore or may hereafter be incurred, and also the outstanding indebtedness, principal and interest, of said Kansas tribe of Indians, which has heretofore been incurred under treaty stipulations, shall belong to said tribe in common, and may be used by the Commissioner of Indian Affairs, under direction of the President of the United States, in providing and improving for them new homes in the Indian Territory, and in subsisting them until they become self-sustaining; and the residue, not so required, shall be placed to their credit on the books of the Treasury, and bear interest at the rate of five per centum per annum, and be held as a fund for their civilization, the interest of which, and the principal, when deemed necessary by the President of the United States, may be used for such purpose: *Provided*, that no proceedings shall be taken under this act until the said Kansas Indians shall file their assent thereto with the Secretary of the Interior

Residue placed at interest.

Proceedings under this act, when to be had.

Approved, July 5, 1876.

July 6, 1876.

CHAP. 169.—An act to authorize the construction of a ponton-bridge across the Mississippi River from some feasible point in La Crosse County, in the State of Wisconsin, to some feasible point in Houston County, in the State of Minnesota.

Pile and ponton bridge may be built by city of La Crosse.

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 city of La Crosse to construct a pile and ponton bridge across the Mississippi River at some feasible point in La Crosse County in the State of Wisconsin, so as to connect with the opposite shore of the said river, in the State of Minnesota; said bridge to be built subject, except as herein modified, to all the terms, requirements, and limitations contained in the act entitled "An act to legalize and establish a ponton-railway-bridge across the Mississippi River at Prairie du Chien, and to authorize the construction of a similar bridge at or near Clinton, Iowa," approved June sixth, eighteen hundred and seventy-four, so far as they may be applicable thereto.

How to be built.

1874, ch. 224, 18 Stat., 62. Width of ponton-draw.

SEC. 2. That the bridge shall be constructed with one suitable ponton-draw of not less than four hundred feet in width, located over the main channel of the river: *Provided*, That said bridge shall not be built or commenced until the plan and specifications for its construction have been submitted to the Secretary of War for his approval, nor until he shall approve the plan and the location of said bridge; and if any change be made in the plan of construction of said bridge at any time, such change shall be subject to the approval of the Secretary of War; and any change in the construction or any alteration of said bridge that may be directed at any time by Congress or the Secretary of War shall be made at the cost and expense of the owners thereof: *And provided further*, That the right is hereby reserved to Congress to alter amend or repeal this act; and in case of the repeal of this act, the bridge shall be removed without expense to the United States, and if this act be amended any change or alteration required of the bridge shall be without cost to the United States.

Approval of plan by Secretary of War.

Changes in construction.

Right to alter, amend, or repeal.

Alterations without cost to United States.

Approved, July 6, 1876.

July 8, 1876.

CHAP. 172.—An act authorizing the Nebraska City Bridge Company to construct a ponton railway-bridge across the Missouri River at Nebraska City in Otoe County, Nebraska.

Ponton railway-transit and wagon bridge at Nebraska City.

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 Nebraska City Bridge Company, a corporation having authority from the State of Nebraska and from the State of Iowa, its successors and