

Copies of books and transcripts to be evidence.
Clerk to commissioners.

Construction of act 1861, ch. 45, § 13.
Ante, p. 297.
Exemption from taxation.

duly verified by said commissioners, and said books when said commission shall expire, shall be filed in the office of the Secretary of the Treasury of the United States, and said books and transcripts, and copies of said books and transcripts duly certified by the Secretary of the Treasury, shall be evidence in any court in the United States. The said commissioners may employ a clerk, whose compensation shall be twelve hundred dollars per annum.

SEC. 15. *And be it further enacted*, That the thirteenth section of the act of August fifth, eighteen hundred and sixty-one, entitled "An act to provide increased revenue from imports, to pay interest on the public debt, and for other purposes," shall be so construed as not to exempt from taxation property above the value of five hundred dollars, but to exempt from taxation property of the value of five hundred dollars, or less, owned by individuals, notwithstanding the provisions of said act.

SEC. 16. *And be it further enacted*, That this act shall take effect from and after its passage.

APPROVED, June 7, 1862.

June 10, 1862.

CHAP. XCIX. — *An Act to incorporate the Mount Olivet Cemetery Company, in the District of Columbia.*

Mount Olivet Cemetery Company incorporated.

Powers of corporation.

Corporation may hold real and personal estate.

Limitation.

Burial lots may be sold, &c.

Title to lots.

Record.

Lots not subject to debts or taxes.

Managers of corporation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Edward A. Knight, Charles J. White, and Charles D. Bowling, and their successors, be and they are hereby created a body politic and corporate by the name and title of "the Mount Olivet Cemetery Company," and by that name may have perpetual succession, may sue and be sued in the courts of law and equity, and other competent tribunals, may have and use a common seal, and the same may destroy, alter, and renew at pleasure, may associate with them such other persons in said company to any number not exceeding nine, may fill all vacancies which may occur in their own body, and may from time to time ordain such by-laws, not inconsistent with the laws in force in the District of Columbia, as they may deem necessary or proper for said company.

SEC. 2. *And be it further enacted*, That said corporation may acquire, hold, and dispose of such estate, real, personal, and mixed, as may be necessary or proper for the purposes of said corporation: *Provided*, The said corporation shall not own at any one time more than one hundred acres of land in the county of Washington, and without the limits of the city of Washington: *And provided further*, That at least thirty acres in one body be set apart and used for the purposes of a cemetery.

SEC. 3. *And be it further enacted*, That burial lots in said cemetery may be sold, leased, or otherwise disposed of by said corporation to the lot-holders, upon such conditions and subject to such regulations as said corporation or the board of managers may prescribe, and a certificate under the seal of said corporation, of the ownership or other interest in any lot aforesaid, shall in all respects have the same effect as any conveyance from said corporation of said lot would have, if executed, acknowledged, and recorded as conveyances of real estate are required by law to be; which certificate shall be entered in a book kept by said corporation for that purpose, the same to be open to the inspection of all persons interested; and burial lots in said cemetery shall not be subject to the debts of the lot-holders thereof, and the land of the said corporation dedicated to the purposes of a cemetery shall not be subject to taxation of any kind.

SEC. 4. *And be it further enacted*, That the affairs of said corporation may be conducted by such board of managers as the said corporation may ordain, to be composed of the corporators, or any selected number thereof, and such other persons as the said corporation may elect.

SEC. 5. *And be it further enacted*, That no streets, lanes, alleys, roads,

or canals, of any sort, shall be opened through the property of said corporation exclusively appropriated and used for the purposes of a cemetery: *Provided*, That nothing herein contained shall be so construed as to authorize said corporation to obstruct any public road, or street, or lane, or alley now actually opened and used as such.

Streets, &c., not to be opened through cemetery.

SEC. 6. *And be it further enacted*, That any person who shall wilfully destroy, mutilate or deface, injure or remove any tomb, monument, gravestone, or other structure or work placed in said cemetery, or any fence, railing, or work for protection or ornament of said cemetery, or any tomb, monument, gravestone, or other structure or work thereon, or shall wilfully destroy, cut, break, or remove any tree, shrub, or plant, within the limits of said cemetery, shall be considered guilty of a misdemeanor, and, on conviction thereof before any magistrate or justice of the peace, shall be punished by fine, at the discretion of the justice, according to the aggravation of the offence, of not less than five nor more than fifty dollars.

Penalty for defacing or destroying gravestones, monuments, fences, shrubs, &c.

SEC. 7. *And be it further enacted*, That the said corporation shall provide for the return, from time to time, to the Corporation of Washington, of reports of all interments made in said cemetery, of persons who may have died within the limits of the city of Washington, in such manner as may be prescribed from time to time by said Corporation of Washington.

Reports of interments to be made.

SEC. 8. *And be it further enacted*, That nothing in this act shall be so construed as to authorize said corporation to issue any note, token, device, scrip, or other evidence of debt, to be used as a currency; and each of the corporators in said corporation shall be held liable, in his individual capacity, for all the debts and liabilities of said corporation, however contracted or incurred, to be recovered by suit as other debts or liabilities before the court or tribunal having jurisdiction of the case.

Corporation not to issue notes as currency.

Corporators individually liable.

SEC. 9. *And be it further enacted*, That it shall be lawful for Congress, at any time hereafter, to alter, amend, or repeal the foregoing act.

Act may be altered or repealed.

APPROVED, June 10, 1862.

CHAP. CL.—*An Act to protect the Property of Indians who have adopted the Habits of civilized Life.* June 14, 1862.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever any Indian, being a member of any band or tribe with whom the Government has or shall have entered into treaty stipulations, being desirous to adopt the habits of civilized life, shall have had a portion of the lands belonging to his tribe allotted to him in severalty, in pursuance of such treaty stipulations, it shall be the duty of the agent and superintendent of such tribe to provide that such Indian shall be protected in the peaceful and quiet occupation and enjoyment of the lands so allotted to him.

Certain Indians to be protected in their allotments of land.

SEC. 2. *And be it further enacted*, That whenever any person of Indian blood belonging to a band or tribe who receive, or are entitled to receive, annuities from the Government of the United States, and who has not adopted the habits and customs of civilized life, and received his lands in severalty by allotment, as mentioned in the foregoing section of this act, shall commit any trespass upon the lands or premises of any Indian who has received his lands by allotment, as aforesaid, it shall be the duty of the superintendent and agent of such band or tribe to ascertain the damages resulting from such trespass; and the sum so ascertained shall be withheld from the payment next thereafter to be made, either to the band or tribe to which the party committing such trespass shall belong, as in the discretion of the superintendent he shall deem proper, and the sum so retained shall be paid over by the said agent or superintendent to the party injured, with the approval of the Secretary of the Interior.

Damage for trespass thereon, to be assessed on the band or tribe of the trespasser, if, &c.

Amount to be withheld, &c.,

and paid to person injured

SEC. 3. *And be it further enacted*, That in case the trespasser shall be