

and shall superintend the execution of all the printing and binding for the respective departments of the government now required by law to be executed at the government printing office, and shall, in all respects, be governed by the laws in force in relation to the superintendent of public printing and the execution of the printing and binding.

and how designated.
His duties.

SEC. 3. *And be it further enacted*, That, from and after the passage of this act and the election of a congressional printer in pursuance thereof, the office of superintendent of public printing shall be abolished, and the salary of the said officer shall be at the rate of four thousand dollars a year.

Office of superintendent of public printing abolished.
Salary.

SEC. 4. *And be it further enacted*, That this act shall take effect from and after its passage, and all laws inconsistent with its provisions are hereby repealed.

When act takes effect.
Repealing clause.

APPROVED, February 22, 1867.

CHAP. LX. — *An Act to alter the Places of holding the Circuit Courts of the United States for the Rhode Island District.*

Feb. 22, 1867.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the first day of July one thousand eight hundred and sixty-seven, the circuit courts of the United States for the district of Rhode Island shall commence and be held at the United States court-room in the city of Providence, on the fifteenth day of November, and on the fifteenth day of June, annually, instead of the places heretofore established by law: *Provided*, That when either of the days last named shall fall on Sunday, the session of said court then next to be held shall commence on the Monday next following.

Circuit court for the district of Rhode Island, where and when to be held

Proviso.

SEC. 2. *And be it further enacted*, That all indictments, informations, suits, or actions, and proceedings of every kind, whether of a civil or criminal nature, pending in the said circuit court on the first day of July, anno Domini eighteen hundred and sixty-seven, shall thereafter have day in court, and be proceeded in, heard, tried, and determined, on the days and at the place herein appointed for holding the said court, in the same manner, and with the same effect as if the said court had been holden on the days and at the places heretofore directed by law.

Provision for pending process.

SEC. 3. *And be it further enacted*, That all writs, suits, actions, or recognizances, or other proceedings, which are or shall be instituted, served, commenced, or taken to the said court to have been holden as heretofore, directed by law, shall be returnable to, entered in, heard, tried, and have day in court, in said court, to be holden at the times and place by this act directed, in the same manner as might and ought to have been done had the said court been holden at the times and places heretofore directed by law.

Same subject.

APPROVED, February 22, 1867.

CHAP. LXI. — *An Act to establish and to protect National Cemeteries.*

Feb. 22, 1867.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the arrangement of the national cemeteries established for the burial of deceased soldiers and sailors, the Secretary of War is hereby directed to have the same enclosed with a good and substantial stone or iron fence; and to cause each grave to be marked with a small headstone, or block, with the number of the grave inscribed thereon, corresponding with the number opposite to the name of the party, in a register of burials to be kept at each cemetery and at the office of the quartermaster-general, which shall set forth the name, rank, company, regiment, and date of death of the officer or soldier; or, if unknown, it shall be so recorded.

National cemeteries to be enclosed.

Graves to be marked.

Register to be kept.

SEC. 2. *And be it further enacted*, That the Secretary of War is here-

Porter's lodge to be erected at the principal entrance of each cemetery.

Superintendent, how selected, pay, &c.

An officer to be detailed to inspect annually all the cemeteries, and make reports.

Reports to be submitted to Congress, with estimates.

Penalty for wilfully defacing, removing, &c. any structure, or injuring, &c. any shrub, &c. in any national cemetery.

When to be prosecuted for.

Superintendent may arrest persons committing such acts, and take them before certain magistrates, &c.

The Secretary of War may purchase or take any real estate necessary for national cemeteries.

Proceedings where real estate is entered upon and appropriated.

Fee simple of such estate, upon payment, &c. of appraised

by directed to cause to be erected at the principal entrance of each of the national cemeteries aforesaid, a suitable building to be occupied as a porter's lodge; and it shall be his duty to appoint a meritorious and trustworthy superintendent who shall be selected from enlisted men of the army, disabled in service, and who shall have the pay and allowances of an ordnance sergeant, to reside therein, for the purpose of guarding and protecting the cemetery and giving information to parties visiting the same. The Secretary of War shall detail some officer of the army, not under the rank of major, to visit annually all of said cemeteries, and to inspect and report to him the condition of the same, and the amount of money necessary to protect them, to sod the graves, gravel and grade the walks and avenues, and to keep the grounds in complete order; and the said Secretary shall transmit the said report to Congress at the commencement of each session, together with an estimate of the appropriation necessary for that purpose.

SEC. 3. *And be it further enacted*, That any person who shall wilfully destroy, mutilate, deface, injure, or remove any monument, gravestone, or other structure, or shall wilfully destroy, cut, break, injure, or remove any tree, shrub, or plant within the limits of any of said national cemeteries, shall be deemed guilty of a misdemeanor, and upon conviction thereof before any district or circuit court of the United States within any State or district where any of said national cemeteries are situated, shall be liable to a fine of not less than twenty-five nor more than one hundred dollars, or to imprisonment of not less than fifteen nor more than sixty days, according to the nature and aggravation of the offence. And the superintendent in charge of any national cemetery is hereby authorized to arrest forthwith any person engaged in committing any misdemeanor herein prohibited, and to bring such person before any United States commissioner or judge of any district or circuit court of the United States within any State or district where any of said cemeteries are situated, for the purpose of holding said person to answer for said misdemeanor, and then and there shall make complaint in due form.

SEC. 4. *And be it further enacted*, That it shall be the duty of the Secretary of War to purchase from the owner or owners thereof, at such price as may be mutually agreed upon between the Secretary and such owner or owners, such real estate as in his judgment is suitable and necessary for the purpose of carrying into effect the provisions of this act, and to obtain from said owner or owners title in fee simple for the same. And in case the Secretary of War shall not be able to agree with said owner or owners upon the price to be paid for any real estate needed for the purpose of this act, or to obtain from said owner or owners title in fee simple for the same, the Secretary of War is hereby authorized to enter upon and appropriate any real estate, which, in his judgment, is suitable and necessary for the purposes of this act.

SEC. 5. *And be it further enacted*, That the Secretary of War or the owner or owners of any real estate thus entered upon and appropriated are hereby authorized to make application for an appraisement of said real estate thus entered upon and appropriated to any district or circuit court within any State or district where such real estate is situated; and any of said courts is hereby authorized and required upon such application, and in such mode and under such rules and regulations as it may adopt, to make a just and equitable appraisement of the cash value of the several interests of each and every owner of the real estate and improvements thereon entered upon and appropriated for the purposes of this act, and in accordance with its provisions.

SEC. 6. *And be it further enacted*, That the fee simple of all real estate thus entered upon and appropriated for the purposes of this act, and of which appraisement shall have been made under the order and direction of any of said courts, shall, upon payment to the owner or owners, respec-

tively, of the appraised value, or in case said owner or owners refuse or neglect for thirty days after the appraisement of the cash value of the said real estate or improvements by any of said courts to demand the same from the Secretary of War, upon depositing the said appraised value in the said court, making such appraisement to the credit of said owner or owners, respectively, be vested in the United States, and its jurisdiction over said real estate shall be exclusive and the same as its jurisdiction over real estate purchased, ceded, or appropriated for the purposes of navy yards, forts, and arsenals. And the Secretary of War is hereby authorized and required to pay to the several owner or owners, respectively, the appraised value of the several pieces or parcels of real estate, as specified in the appraisement of any of said courts, or to pay into any of said courts by deposit, as hereinbefore provided, the said appraised value; and the sum necessary for such purpose may be taken from any moneys appropriated for the purposes of this act.

value, to be vested in the United States.

Jurisdiction exclusive, &c.

Owner to be paid the appraised value.

SEC. 7. *And be it further enacted*, That the sum of seven hundred and fifty thousand dollars is hereby appropriated to carry out the purposes of this act out of any moneys in the treasury not otherwise appropriated.

Appropriation.

APPROVED, February 22, 1867.

CHAP. LXII. — *An Act to amend an Act entitled "An Act to incorporate the National Soldiers' and Sailors' Orphan Home," approved July twenty-fifth, eighteen hundred and sixty-six.*

Feb. 22, 1867.
1866, ch. 249.
Ante, p. 247.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the board of trustees of the National Soldiers' and Sailors' Orphan Home shall hereafter consist of seven persons, a majority of whom shall constitute a quorum to do business; and D. K. Carter, Henry D. Cooke, Amos B. Eaton, J. W. Alvord, Horatio Bridge, Byron Sunderland, and Franklin A. Dick are hereby declared to be the trustees of said corporation, and they and their successors shall have the entire control and management of all property, moneys, and other securities now held or used for the benefit of said corporation, or which shall hereafter belong to it; and the said board of trustees shall have power to fill any vacancies occurring by death, resignation, or otherwise.

Board of trustees of National Soldiers' and Sailors' Orphan Home.
Number.
Quorum.
Names.
Powers.

Vacancies.

SEC. 2. *And be it further enacted*, That immediately upon their organization the trustees shall elect a board of lady managers, consisting of thirteen persons, who shall have power to superintend and manage the internal affairs of the asylum, and to fill vacancies in their own board, to make their own by-laws, rules, and regulations, to hold their offices till the second Wednesday in January, eighteen hundred and sixty-eight; their successors to be elected annually by the board of managers in the manner which their by-laws shall prescribe.

Board of lady managers.
Election.
Powers, by-laws, &c.
Vacancies.
Term of office.

SEC. 3. *And be it further enacted*, That the surviving parent or legal guardian of any child placed under charge of said corporation may withdraw such child therefrom, and any minor over sixteen years of age, upon his or her request in writing, shall be discharged therefrom, at the discretion of the managers.

Parents, &c. may withdraw children.
Minors over sixteen to be discharged on their written request.
Repealing clause.

SEC. 4. *And be it further enacted*, That so much of the act to which this is amendatory as is inconsistent with this act be, and the same is hereby, repealed.

APPROVED, February 22, 1867.

CHAP. LXIII. — *An Act to regulate Proceedings before Justices of the Peace in the District of Columbia, and for other Purposes.*

Feb. 22, 1867.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That justices of the peace in the District of Columbia shall have jurisdiction in all cases where the

Civil jurisdiction of Justices