

Act may be altered.

SEC. 6. *And be it further enacted*, That Congress shall have power at any time to alter, amend, or repea this act.

APPROVED, July 1, 1870.

July 1, 1870.
1868, ch. 256.
Vol. xv. p. 227.

CHAP. CXCVI. — *An Act amendatory of "An Act to protect the Rights of actual Settlers upon the public Lands of the United States," approved July 27, 1868, and for other Purposes.*

Agricultural college scrip to be received from actual settlers in payment of pre-emption claims, as, &c.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the act entitled "An act to protect the rights of actual settlers upon the public lands of the United States," approved July twenty-seven, eighteen hundred and sixty-eight, be, and the same is hereby, amended by adding thereto the following proviso, viz.: *Provided*, That all such agricultural college scrip shall be received from actual settlers in payment of pre-emption claims in the same manner and to the same extent as is now authorized by law in case of military bounty-land warrants: *And provided further*, That all locations of such scrip made within thirty days after the date of approval of said act of July twenty-seven, eighteen hundred and sixty-eight, if otherwise in conformity with law, are hereby legalized and made valid.

APPROVED, July 1, 1870.

Certain locations of such scrip made valid.

July 1, 1870.

CHAP. CXCVII. — *An Act to relinquish the Interest of the United States in certain Lands to the City and County of San Francisco.*

The interest of the United States in the Point San José military reservation relinquished to the city and county of San Francisco.
Purpose of release.
Streets.
Remainder to actual settlers, &c.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all the right and title of the United States to the military reservation in the city and county of San Francisco, in the State of California, known as the Point San José military reservation, be, and the same are hereby, relinquished and granted to the said city and county, and its successors, for the uses and purposes as follows: First. To maintain all streets and alleys as now laid out upon the official map of the city of San Francisco. Second. And then, in trust, to grant and convey the remainder of said lands to the parties severally who are at the date of the passage of this act in the actual bona fide possession thereof, by themselves or their tenants, and in such parcels as the same are so held and possessed by them; or who, if they have not such possession, were deprived thereof by the United States military authorities when they went into the occupancy of said military reservation, or were deprived thereof by intruders or trespassers, against whom possession may be recovered by legal process. Third. To have and to hold all the residue, if any, of said lands, for the use and benefit of said city, there being excepted from this relinquishment and grant all that certain piece or parcel of land, portion of said reservation, and which is bounded and described as follows, viz.: commencing at a point in the mean low-water shore-line of the bay or entrance to the bay of San Francisco, east of the promontory of Point San José, where the same is intersected by the westerly line of Van Ness Avenue; running thence southerly along the said westerly line of Van Ness Avenue to its intersection with the northern line of Bay Street; thence westerly along the north side of Bay Street to its intersection with the eastern line of Laguna Street; thence northerly along the said eastern line of Laguna Street to the westerly shore; thence in a northeasterly, easterly, southeasterly, and southerly direction, following the said shore-line, and including the entire water-front between Laguna Street and Van Ness Avenue, to the point or place of beginning.

Residue for city, except, &c.

Boundaries of reservation.

Valid adverse rights not prejudiced.

SEC. 2. *And be it further enacted*, That nothing in this act contained shall interfere with or prejudice any valid adverse right or claim, if such exist, to said land or any part thereof, whether derived from Spain, Mexico, or the United States, or preclude an examination and adjustment thereof by the courts.

SEC. 3. *And be it further enacted*, That all laws and parts of laws in conflict with the provisions of this act be, and the same are hereby, declared inapplicable to the lands herein above relinquished and granted.

Inconsistent laws declared inapplicable.

APPROVED, July 1, 1870.

CHAP. CXCVIII. — *An Act for the Disposal of the Lands within the Fort Ridgely Military Reservation, Minnesota.* July 1, 1870.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the War Department having abandoned the Fort Ridgely reservation, it shall be the duty of the Secretary of War, immediately upon the passage of this act, to cause to be appraised the government improvements upon said reservation, and shall report the value thereof to the commissioner of the general land office, designating the particular legal subdivision of land upon which the same exist; and the lands within said reservation not heretofore entered and patented shall be subject to disposal under the pre-emption laws of the United States, or at private entry after public offering, and for cash only, and persons entering upon or purchasing said lands shall pay the appraised value of the government improvements that may appear to exist on their respective claims at the date of proving up, or of purchase at private entry.

Lands within the Fort Ridgely military reservation, Minnesota, to be disposed of.

SEC. 2. *And be it further enacted*, That all entries which have been made on lands within the limits of the said reserve, and for which the general land office may have issued patents in regular form, not having, at the time, knowledge of said reserve, be, and the same are hereby, confirmed: *Provided*, That the value of the government improvements thereon have been, or shall be, paid for by the persons making said entries, or by their assigns: *And provided further*, That the same shall be paid for within one year from the passage of this act; and if the same are not paid for within the time designated, the Secretary of the Interior is hereby authorized to, and shall immediately thereafter, institute judicial proceedings against any and all of the said parties, or their assigns, failing to make said payment, with the view to vacate the patents which may have issued.

Certain entries confirmed.

Value of improvements to be paid for in one year, if not, &c.

SEC. 3. *And be it further enacted*, That all entries heretofore made on said lands, and not yet patented, are hereby declared, at the discretion of the commissioner, null and void, and directed to be cancelled by the said commissioner of the general land office, and the lands embraced therein shall be disposed of under the provisions of this act.

Certain entries heretofore made declared null.

APPROVED, July 1, 1870.

CHAP. CXCIX. — *An Act in Relation to certain unsold Lands in the Counties of Porter and Lake, in the State of Indiana.* July 1, 1870.

WHEREAS there is lying along the Little Calumet river, in the counties of Porter and Lake, in the State of Indiana, a body of lands supposed to contain about four thousand acres, which has never been sold or surveyed, and which was described in the original government surveys as impassable morass; and whereas the Calumet Draining Company has been organized under the laws of said State, for the purpose of draining the valley of said river including said morass: Therefore,

Preamble.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That said unsold lands shall be subject to a lien under the laws of the State of Indiana for its proper proportion of the cost of such drainage, and such lien may be enforced against said lands in the same manner and to the same extent as if the said lands were owned by private persons: *Provided*, That no claim shall be held to exist against the United States for such drainage.

Certain unsold lands on Little Calumet river, Indiana, declared subject to State lien for cost of drainage. Proviso.