

CHAP. CCIX. — *An Act to establish an additional Land District in the State of Kansas.* July 7, 1870.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all that portion of the "western district" land district, created by the act approved March three, eighteen hundred and fifty-seven, entitled "An act to establish three additional land districts in the Territory of Kansas," which is situated north of the township line dividing townships ten and eleven, south, in said State, shall constitute a new land district to be called the Republican land district.

Republican land district established in Kansas.
1857, ch. 94.
Vol. xi. p. 187.

SEC. 2. *And be it further enacted,* That the President be, and he is hereby, authorized, whenever the public interests shall require, to appoint, by and with the advice and consent of the Senate, or during the recess thereof, and until the end of the next session of Congress after such appointment, a register and a receiver for the district hereby created, who shall respectively be required to reside at the site of their offices, have the same powers, responsibilities, and emoluments, and be subject to the same acts and penalties, which are or may be prescribed by law in relation to other land officers of the United States in said State.

Register and receiver.

SEC. 3. *And be it further enacted,* That the public lands in said district shall be subject to sale and disposal upon the same terms and conditions as other public lands of the United States: *Provided,* That all sales and locations made at the office of the old district of lands situated within the limits of the new district, which shall be valid and right in other respects, up to the day on which the new office shall go into operation, be, and the same are hereby, confirmed.

Public lands subject to sale and disposal.
Proviso.

APPROVED, July 7, 1870.

CHAP. CCX. — *An Act for the Improvement of Water Communication between the Mississippi River and Lake Michigan, by the Wisconsin and Fox Rivers.* July 7, 1870.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to adopt for the improvement of the navigation of the Wisconsin river such plan as may be recommended by the chief of the Bureau of Engineers.

Secretary of War may adopt plan for improvement of navigation of Wisconsin river; to ascertain, within, &c. amount which should equitably be paid to the Green Bay and Mississippi Canal Company for transfer of its property.

SEC. 2. *And be it further enacted,* That the Secretary aforesaid is hereby authorized to ascertain at any time he shall deem proper within three years from the passage of this act, the sum which ought in justice to be paid to the Green Bay and Mississippi Canal Company, a corporation existing under the laws of Wisconsin, as an equivalent for the transfer of all and singular its property and rights of property in and to the line of water communication between the Wisconsin river aforesaid and the mouth of the Fox river, including its locks, dams, canals, and franchises, or so much of the same as shall, in the judgment of said Secretary, be needed; and to that end is authorized to join with said company in appointing a board of disinterested and impartial arbitrators, one of whom shall be selected by the Secretary aforesaid, another by said company, and the third by the two arbitrators so selected. The Secretary aforesaid is authorized to employ a competent agent or attorney to represent the interests of the United States upon the hearing before such board: *Provided,* That in making their award the said arbitrators shall take into consideration the amount of money realized from the sale of lands heretofore granted by Congress to the State of Wisconsin to aid in the construction of said water communication, which amount shall be deducted from the actual value thereof as found by said arbitrators.

Arbitrators.

Attorney for the United States.

Amount to be deducted from award.

SEC. 3. *And be it further enacted,* That no money shall be expended on the improvement of the Fox or Wisconsin river until the Green Bay and Mississippi Canal Company shall make and file with the Secretary of War an agreement in writing, whereby it shall agree to grant and convey

No expenditure to be made for the improvement of the Fox and Wisconsin river until, &c.

Report of arbitrators to be submitted to Congress.

Proviso.

Tolls and revenues to be paid into the United States treasury.

Tolls to be reduced when, &c.

Secretary of War to report to Congress annually the progress made in the improvements, &c.

to the United States the property and franchises mentioned in the foregoing section, upon the terms awarded by the arbitrators. It is hereby made the duty of the Secretary of War to transmit to Congress a copy of the report of the arbitrators, upon which Congress may, at its then present session, elect to take such property upon making an appropriation to pay the amount awarded: *Provided*, That if the Secretary of War shall not transmit to Congress a copy of the report of the arbitrators at least sixty days before the close of its session, Congress may at its next session make such election and appropriation.

SEC. 4. *And be it further enacted*, That all tolls and revenues derived from the improvements made or acquired under the provisions of this act, after providing for the current expenses of operating and keeping the same in repair, shall be paid into the treasury of the United States, and whenever the United States shall be reimbursed for all sums advanced for the same, with interest thereon, then the tolls aforesaid shall be reduced to the least sum which, together with other revenues properly applicable thereto, if any, shall be sufficient to operate and keep the improvements in repair.

SEC. 5. *And be it further enacted*, That the Secretary of War shall annually report to Congress the progress made in the completion of said improvements, the amount expended thereon, the amount, if any, required for the succeeding fiscal year, and the amount of revenue derived therefrom.

APPROVED, July 7, 1870.

July 7, 1870. CHAP. CCXI.—*An Act to constitute Omaha, in the State of Nebraska, a Port of Delivery.*

Omaha, in Nebraska, made a port of delivery.

Surveyor of customs, salary, duties, &c.

1831, ch. 87. Vol. iv. p. 480.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Omaha, in the State of Nebraska, shall be, and is hereby, constituted a port of delivery, within the collection district of New Orleans; and there shall be appointed a surveyor of customs, to reside at said port, who shall, in addition to his own duties, perform the duties and receive the salary and emoluments prescribed by the act of Congress, approved on the second of March, eighteen hundred and thirty-one, for importing merchandise into Pittsburg, Wheeling, and other places.

APPROVED, July 7, 1870.

July 7, 1870. CHAP. CCXII.—*An Act to amend the Laws regulating the Assessment of Taxes in the City of Washington.*

Transcript of assessment of taxes in Washington, D. C. to be filed in collector's office.

Collector to put in books each year all taxes due upon real estate, and collect same.

Taxes levied and collected to be kept separate.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be the duty of all officers of the corporation of the city of Washington, in the District of Columbia, now empowered by law to make assessments of taxes upon the real estate therein, to file forthwith, in the office of the collector of taxes of said city, a transcript of such assessment.

SEC. 2. *And be it further enacted*, That it shall be the duty of said collector in each year to embrace in the tax books of the current year all taxes of every kind then assessed and due upon or against the real estate in said city, and including that of the previous year then unpaid, and to collect all taxes so assessed and certified as aforesaid at his office in said city.

SEC. 3. *And be it further enacted*, That it shall not be lawful for the mayor or city councils of the city of Washington, or any person charged with the disbursements of money in the District of Columbia, to divert from its legitimate object any money levied or collected as taxes from the people of said District, but all such taxes so levied or collected shall be kept separate and distinct, each item under its own proper head, as named