

other than such as they would have in cases between individual citizens of the same State.

The provisions of this section shall not be held to affect the jurisdiction of the courts of the United States in cases commenced by the United States or by direction of any officer thereof, or cases for winding up the affairs of any such bank.

SEC. 5. That nothing in this act shall be held, deemed, or construed to repeal or affect any jurisdiction or right mentioned either in sections six hundred and forty-one, or in six hundred and forty-two, or in six hundred and forty-three, or in seven hundred and twenty-two, or in title twenty-four of the Revised Statutes of the United States, or mentioned in section eight of the act of Congress of which this act is an amendment, or in the act of Congress approved March first, eighteen hundred and seventy-five, entitled "An act to protect all citizens in their civil or legal rights."

Civil rights jurisdiction not affected.
R. S., secs. 641-643, pp. 115, 116; 722, p. 137. Title XXIV, pp. 347-349. Vol. 18, p. 472. Vol. 18, p. 336.

SEC. 6. That the last paragraph of section five of the act of Congress, approved March third, eighteen hundred and seventy-five, entitled "An act to determine the jurisdiction of circuit courts of the United States, and to regulate the removal of causes from State courts, and for other purposes," and section six hundred and forty of the Revised Statutes, and all laws and parts of laws in conflict with the provisions of this act, be, and the same are hereby repealed: *Provided*, That this act shall not affect the jurisdiction over or disposition of any suit removed from the court of any State, or suit commenced in any court of the United States, before the passage hereof except as otherwise expressly provided in this act.

Inconsistent laws repealed.
Vol. 18, p. 472.

R. S., sec. 140, p. 115.

Proviso.
Pending suits not affected.

SEC. 7. That no person related to any justice or judge of any court of the United States by affinity or consanguinity, within the degree of first cousin, shall hereafter be appointed by such court or judge to or employed by such court or judge in any office or duty in any court of which such justice or judge may be a member.

No relation of judge to be appointed as officer of his court.

Approved, March 3, 1887.

CHAP. 374.—An act to provide for the settlement of an account with the Vicksburg and Meridian Railroad Company for internal-revenue tax, and to refund the amount of said tax erroneously assessed and collected.

Mar. 3, 1885.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and required to examine and adjust the account with the Vicksburg and Meridian, formerly the Southern Railroad Company of Mississippi, for internal-revenue tax, and to refund to the said company the amount found by him to have been collected from said company as tax on its bonded debt for the years eighteen hundred and sixty-five and eighteen hundred and sixty-six; and a sufficient sum, not to exceed six thousand and twenty-five dollars and thirty-five cents, is hereby appropriated for that purpose, out of any money in the Treasury not otherwise appropriated.

Vicksburg and Meridian Railroad Company.

Refund of tax to.

Approved, March 3, 1887.

CHAP. 375.—An act to authorize the sale of the United States Barracks property in the city of Newport, Kentucky, and the purchase of a new site and the erection of buildings thereon.

Mar. 3, 1885.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed, to sell the property now owned by the United States in the city of Newport, State of Kentucky, known as the United States Barracks property, at public auction or private sale, as may be in his judgment most advantageous to the Government.

Newport Barracks, Kentucky. Secretary of War authorized to sell.

Before disposing of said property the Secretary of War shall cause the grounds to be subdivided and platted in blocks, streets and alleys, corresponding as nearly as may be, with the plat of that part of the city of Newport in which said grounds are situated, and having reference to the location of the buildings thereon. He shall cause the lots and parcels to be appraised separately and shall not sell any lot or parcel for a less amount than its appraised value. The expenses of advertisement, appraisement, survey and sale, shall be paid out of the proceeds of said sale, and the remainder shall be paid into the Treasury of the United States.

New site to be purchased. SEC. 2. That the Secretary of War is hereby authorized and directed to purchase, at as early a day as practicable, a suitable site for the location of barracks, officer's quarters, and other necessary buildings, in the county of Campbell, State of Kentucky, and as near the city of Newport as suitable grounds for that purpose can be procured, but the same shall not cost more than sixty thousand dollars, which sum, or so much thereof as may be necessary, is hereby appropriated for the purpose aforesaid, out of any money in the Treasury not otherwise appropriated.

Appropriation. SEC. 3. That the sum of one hundred thousand dollars is also hereby appropriated, out of any money in the Treasury not otherwise appropriated, to be expended under the direction of the Secretary of War, in the erection of necessary and suitable buildings and the construction of other necessary improvements upon the grounds purchased by him under the second section of this act; but before such purchase is completed the title to the ground proposed to be acquired shall be approved by the Attorney-General of the United States.

Appropriation for new buildings. SEC. 4. That the Secretary of War, shall transmit to Congress a report showing the amount realized from the sale of said property in the city of Newport, the expenses connected with such sale, the price paid for the new site, and the location and description of the same.

Report. SEC. 5. That the provisions of the first section of this act shall be inoperative until the Secretary of War shall have obtained for the Government of the United States the option of the right to purchase such suitable land as he may select for a site, at a price to be approved of by him.

Old barracks not to be sold until new site selected.

Approved, March 3, 1887.

Mar. 3, 1887.

CHAP. 376.—An act to provide for the adjustment of land grants made by Congress to aid in the construction of railroads and for the forfeiture of unearned lands, and for other purposes.

Land grants to railroads to be immediately adjusted. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and is hereby authorized and directed to immediately adjust, in accordance with the decisions of the Supreme Court, each of the railroad land grants made by Congress to aid in the construction of railroads and heretofore unadjusted.

Patents, etc., erroneously issued, to be cancelled.

SEC. 2. That if it shall appear, upon the completion of such adjustments respectively, or sooner, that lands have been, from any cause, heretofore erroneously certified or patented, by the United States, or for the use or benefit of any company claiming by, through, or under grant from the United States, to aid in the construction of a railroad, it shall be the duty of the Secretary of the Interior to thereupon demand from such company a relinquishment or reconveyance to the United States of all such lands, whether within granted or indemnity limits; and if such company shall neglect or fail to so reconvey such lands to the United States within ninety days after the aforesaid demand shall have been made, it shall thereupon be the duty of the Attorney-General to commence and prosecute in the proper courts the