

March 3, 1875.

CHAP. 188.—An act to amend the act entitled "An act for the restoration to homestead-entry and to market of certain lands in Michigan," approved June tenth, eighteen hundred and seventy-two, and for other purposes.

1872, c. 424, v. 17,
p. 381, amended.

Ottawa and
Chippewa tribes;
certain members
to have patents.

Residue of lands,
disposal of.

Indians settling
on certain sections
in Michigan, to
enter lands in lieu,
&c.

Settlers on lands
reserved by treaty
with Ottawa and
Chippewa Indians,
v. 11, p. 621.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the act approved June tenth, eighteen hundred and seventy-two, entitled "An act for the restoration to market of certain lands in Michigan," be, and hereby is, amended so as to authorize the Secretary of the Interior to cause patents to be issued to three hundred and twenty members of the Ottawa and Chippewa Indians of Michigan, for the selections found to have been made by them, but which were not, prior to the passage of said act, regularly reported and recognized by the Secretary of the Interior and Commissioner of Indian Affairs; and the remainder of said lands not disposed of, and not valuable mainly for pine-timber, shall be subject to entry under the homestead-laws, for one year from the passage of this act; and the lands remaining thereafter undisposed of shall be offered for sale at a price not less than two dollars and fifty cents per acre.

SEC. 2. That all Indians who have settled upon and made improvements on section ten, in township forty-seven north, of range two east, and section twenty-four in township forty-seven north, of range three west, Michigan, shall be permitted to enter not exceeding eighty acres each, at the minimum price of land, upon making proof of such settlement and improvement before the register of the land-office at Marquette, Michigan; and when said entries shall have been completed in accordance herewith, the remaining lands embraced within the limits of said sections shall be restored to market.

SEC. 3. That all actual, permanent, bona-fide settlers on any of the lands reserved for Indian purposes under the treaty with the Ottawa and Chippewa Indians of Michigan of July thirty-first, eighteen hundred and fifty-five, shall be entitled to enter not exceeding one hundred and sixty acres of land, either under the homestead-laws or to pay the minimum price of land, on making proof of his or her settlement and continued residence before the expiration of ninety days from the passage of this act: *Provided,* That such settlers do not claim any of the lands heretofore patented to Indians, or in conflict with the selections found to have been made by Indians referred to in the first section of this act, and shall have settled upon said lands prior to the first day of January, eighteen hundred and seventy-four.

Approved, March 3, 1875.

March 3, 1875.

CHAP. 189.—An act to correct a clerical error in the act granting the right of way through the public lands to the Denver and Rio Grande Railway Company, approved June eighth, eighteen hundred and seventy-two.

Denver and Rio
Grande Railway
Company.

Clerical error in
act 1872, c. 354, v.
17, p. 339, cor-
rected.

Words to be in-
serted.

Whereas in the third session of the Forty-second Congress, the committee of conference on the disagreeing votes of the two houses on the amendments to the bill (S. 984) granting the right of way through the public lands to the Denver and Rio Grande Railway Company, submitted as part of their report the recommendation that the second proviso in the amendment of the House of Representatives adding provisos to the end of the bill be stricken out and the following words be inserted:

"And provided further, That the said Denver and Rio Grande Railway Company is hereby recognized as a lawful corporation from the date of its incorporation under the laws of Colorado, and all the powers, privileges, and franchises by said laws conferred upon said company are hereby expressly ratified, confirmed, and legalized as existing from said date of incorporation; but beyond such recognition, ratification, and confirmation of and to said company, this act shall not be construed as affirming or denying the rights of Territories to pass laws for the incorporation

of railway-companies;" which report of said committee of conference was concurred in by both Houses; and

Whereas in transcribing the bill, the said second proviso in the amendment of the House of Representatives was not stricken out, and the above-quoted words were not inserted and do not appear in the law upon the statute-books: Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the said words above quoted shall be considered and taken as they were intended to be, and they are hereby made a part of said act approved June eighth, eighteen hundred and seventy-two.

Approved, March 3, 1875.

CHAP. 190.—An act to authorize the purchase of a site for a public building at Topeka, Kansas.

March 3, 1875.

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 authorized and directed to purchase at private sale, or procure by condemnation, a suitable tract of ground in the city of Topeka, Kansas, as a site for a fire-proof building for the accommodation of the United States district and circuit courts, post-office, pension agency, land office and other Government offices in said city; said tract of land not to exceed in cost the sum of ten thousand dollars, which sum is hereby appropriated out of any money in the Treasury not otherwise appropriated but the same shall not be available until a valid title to the land shall be vested in the United States, nor until the State of Kansas shall relinquish its jurisdiction over the same, and all right to tax or assess the same while owned by the United States.

Site for public building in Topeka, Kansas.

Appropriation.

Relinquishment of State jurisdiction, &c.

Approved, March 3, 1875.

CHAP. 191.—An act to set apart a certain portion of the island of Mackinac in the Straits of Mackinac, within the State of Michigan, as a national park

March 3, 1875.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the island of Mackinac, lying in the Straits of Mackinac, within the county of Mackinac, in the State of Michigan, as is now held by the United States under military reservation or otherwise, (excepting the Fort Mackinac and so much of the present reservation thereof as bounds it to the south of the village of Mackinac, and to the west, north and east respectively by lines drawn north and south, east and west, at a distance from the present fort flag-staff of four hundred yards,) hereby is reserved and withdrawn from settlement, occupancy, or sale under the laws of the United States, and dedicated and set apart as a national public park, or grounds, for health, comfort, and pleasure, for the benefit and enjoyment of the people; and all persons who shall locate or settle upon or occupy the same, or any part thereof, except as herein provided, shall be considered trespassers, and removed therefrom.

Part of Mackinac Island set apart as a national park.

Trespassers.

SEC. 2. That said public park shall be under the exclusive control of the Secretary of War, whose duty it shall be as soon as practicable, to make and publish such rules and regulations as he may deem necessary or proper for the care and management of the same. Such regulations shall provide for the preservation from injury or spoliation of all timber, mineral deposits, natural curiosities, or wonders within said park, and their retention in their natural condition. The Secretary may in his discretion, grant leases for building purposes, of small parcels of ground, at such places in said park as shall require the erection of buildings for

Control and management of park.

Regulations.

Leases.