Those now held to be discharged on filing a common appearance.

APPROVED, February 3, 1853.

Feb. 8, 1853.

CHAP. LVIII.—An Act for the Relief of Brevet Brigadier-General Bennett Riley, and to enable him to settle his Accounts with the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the act approved the third of March, eighteen hundred and forty-nine, entitled “An act to provide for the settlement of the accounts of public officers, and others who may have received moneys arising from military contributions or otherwise in Mexico,” be and they are hereby applied to Brevet Brigadier-General Bennett Riley, in reference to all moneys raised and collected by him, for contributions, penalties, internal assess-
ments, duties, or other objects in California, from the commencement of the late war with Mexico, to the twelfth day of November, eighteen hundred and forty-nine, and the said Riley shall account for, settle, and pay into the Treasury of the United States, for general purposes, any balance of moneys shown to be in his hands, upon such settlement; and all papers, vouchers, and other documents connected with the levying and collecting of any money as aforesaid, shall be filed with the accounts rendered for settlement by the said Riley.

SEC. 2. And be it further enacted, That in settling the accounts of said Riley as aforesaid, the accounting officers of the Treasury be, and they are hereby authorized and required to credit him with any sum or sums of money paid or advanced by him for defraying the expenses of the Convention of California, called to frame a State Constitution, and also the sum or sums of money advanced by him, for the relief of destitute overland emigrants to California, and such credits shall be allowed only on the production of proper vouchers, in such form as may be approved by the Secretary of the Treasury of the United States; and the said officers of the Treasury shall in said settlement further credit the said Riley, with all sums of moneys expended by him for the support of the actual government of California after the ratification of the treaty of peace with Mexico and before the formation of the State Government, and which expenses may appear to have been proper and necessary, but not authorized by any law of the United States; Provided, That before crediting him the said last mentioned expenditures, they shall be approved by the President of the United States.

SEC. 3. And be it further enacted, That in settling the accounts of said Riley as aforesaid, the accounting officers of the Treasury be, and they are hereby authorized and required to credit him with any sum or sums of money paid or advanced by him for defraying the expenses of the Convention of California, called to frame a State Constitution, and also the sum or sums of money advanced by him, for the relief of destitute overland emigrants to California, and such credits shall be allowed only on the production of proper vouchers, in such form as may be approved by the Secretary of the Treasury of the United States; and the said officers of the Treasury shall in said settlement further credit the said Riley, with all sums of moneys expended by him for the support of the actual government of California after the ratification of the treaty of peace with Mexico and before the formation of the State Government, and which expenses may appear to have been proper and necessary, but not authorized by any law of the United States; Provided, That before crediting him the said last mentioned expenditures, they shall be approved by the President of the United States.

SEC. 4. And be it further enacted, That the Secretary of the Treasury be, and he is hereby directed to cause proper defence to be made, at the expense of the United States to any suit or suits, now pending, or that hereafter may be instituted against the said Riley, for any moneys raised and collected by him in California, and to which this act is applicable.

APPROVED, February 5, 1853.

CHAP. LIX.—An Act Granting the Right of Way and Making a Grant of Land to the States of Arkansas and Missouri, to Aid in the Construction of a Railroad from a point on the Mississippi, opposite the mouth of the Ohio River, via Little Rock, to the Texas Boundary near Fulton, in Arkansas, with Branches to Fort Smith and the Mississippi River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the right of way through the public lands be and the same is hereby granted to the States of Arkansas and Missouri, for the construction of a railroad from a point on the Mississippi River, opposite the mouth of the Ohio River, via Little Rock, to the Texas boundary line near Fulton, in Arkansas, with branches from Little Rock, in Arkansas, to the Mississippi River and to Fort Smith, in said State, with the right to take necessary materials of earth, stone, timber, etc., for the construction there- of; Provided, That the right of way shall not exceed one hundred feet on each side of the length thereof, and a copy of the survey of said road, made under the direction of the Legislatures of the said States, shall be forwarded to the proper local land offices respectively, and to the General Land Office at Washington city, within ninety days after the completion of the same.