

March 3, 1857. CHAP. CIII.—*An Act to amend "An Act granting Public Lands in alternate Sections to the State of Alabama to aid in the Construction of certain Railroads in said State."*

A different specification of the railroad.

1856, ch. 41, § 6.
Ante, p. 18.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sixth section of an act, granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State, approved second day of June, eighteen hundred and fifty-six, be and the same is hereby so amended, that in lieu of the words "Central Railroad from Montgomery to some point on the Alabama and Tennessee State line in the direction to Nashville, Tennessee," the words "Tennessee and Alabama Central Railroad" be and they are hereby substituted.

APPROVED, March 3, 1857.

March 3, 1857. CHAP. CIV.—*An Act to settle certain Accounts between the United States and the State of Mississippi and other States.*

Settlement of accounts with Mississippi for lands.

1855, ch. 139.
Vol. x. p. 630.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of the General Land-Office be and he is hereby required to state an account between the United States and the State of Mississippi, for the purpose of ascertaining what sum or sums of money are due to said State, heretofore unsettled, on account of the public lands in said State, and upon the same principles of allowance and settlement as prescribed in the "Act to settle certain accounts between the United States and the State of Alabama," approved the second March, eighteen hundred and fifty-five; and that he be required to include in said account the several reservations under the various treaties with the Chickasaw and Choctaw Indians within the limits of Mississippi, and allow and pay to the said State five per centum thereon, as in case of other sales, estimating the lands at the value of one dollar and twenty-five cents per acre.

And with other States.

SEC. 2. *And be it further enacted,* That the said commissioner shall also state an account between the United States and each of the other States upon the same principles, and shall allow and pay to each State such amount as shall thus be found due, estimating all lands and permanent reservations at one dollar and twenty-five cents per acre.

APPROVED, March 3, 1857.

March 3, 1857. CHAP. CV.—*An Act to establish a Port of Entry at Fernandina, in the State of Florida.*

Nassau County, (Fa.) made a collection district with Fernandina as a port of entry.

Salary of collector.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the county of Nassau, in the State of Florida, embracing all the waters, islands, bays, harbors, inlets, shores and rivers in the same, shall be a collection district, to be called the district of Fernandina, and that Fernandina shall be the port of entry for said district; and a collector for said district shall be appointed, who shall perform the same duties and receive the same compensation and fees as the collector for the district of St. John's in said State.

APPROVED, March 3, 1857.

March 3, 1857. CHAP. CVI.—*An Act making Appropriations for the Support of the Army for the Year ending the thirtieth June, eighteen hundred and fifty-eight.*

1858, ch. 4.
Post, p. 260.

Recruiting and reenlistment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be and the same are hereby appropriated, out of any money in the treasury not otherwise appropriated, for the support of the army for the year ending the thirtieth of June, eighteen hundred and fifty-eight.

For expenses of recruiting, transportation of recruits, three months'

extra pay to non-commissioned officers, musicians, and privates on re-enlistment, one hundred and ten thousand dollars.

For pay of the army, three million five hundred and fifty thousand and two dollars.

For commutation of officers' subsistence, nine hundred and ninety-nine thousand two hundred and one dollars.

For pay of officers of the Military Academy, one thousand six hundred and eighty dollars.

For commutation of subsistence of officers of the Military Academy, one thousand and twenty-two dollars.

For commutation of forage for officers' horses, one hundred and twenty-three thousand nine hundred and thirty-six dollars.

For payments to discharged soldiers for clothing not drawn, fifty thousand dollars.

For payments in lieu of clothing for officers' servants, thirty-nine thousand eight hundred and sixty dollars.

For subsistence in kind, one million nine hundred and eighty-nine thousand eight hundred and thirty-four dollars.

For clothing for the army, camp, and garrison equipage, eight hundred and ninety-five thousand six hundred and seven dollars and seventy-three cents, and that hereafter all the accounts and vouchers of the disbursing officers of the quartermaster's department of the army shall be audited and settled by the third auditor of the treasury.

For the regular supplies of the quartermaster's department, consisting of fuel for the officers, enlisted men, guard, hospitals, storehouses, and offices; forage in kind for the horses, mules, and oxen of the quartermaster's department at the several posts and stations, and with the armies in the field; for the horses of the two regiments of dragoons, the two regiments of cavalry, the regiment of mounted riflemen, the companies of light artillery, and such companies of infantry as may be mounted, and for the authorized number of officers' horses when serving in the field and at the outposts; of straw for soldiers' bedding, and of stationery, including company and other blank books for the army, certificates for discharged soldiers, blank forms for the pay and quartermaster's departments; and for the printing of division and department orders, army regulations, and reports, one million two hundred thousand dollars.

For the incidental expenses of the quartermaster's department, consisting of postage on letters and packages received and sent by officers of the army on public service; expenses of courts-martial and courts of inquiry, including the additional compensation to judge advocates, recorders, members, and witnesses, while on that service, under the act of March sixteenth, eighteen hundred and two; extra pay to soldiers employed under the direction of the quartermaster's department, in the erection of barracks, quarters, storehouses, and hospitals; the construction of roads and other constant labor, for periods of not less than ten days, under the acts of March second, eighteen hundred and nineteen, and August fourth, eighteen hundred and fifty-four, including those employed as clerks at division and department headquarters; expenses of expresses to and from the frontier posts and armies in the field; of escorts to paymasters, other disbursing officers and trains, when military escorts cannot be furnished; expenses of the interment of non-commissioned officers and soldiers; authorized office furniture; hire of laborers in the quartermaster's department, including hire of interpreters, spies, and guides, for the army; compensation of clerk to officers of the quartermaster's department; compensation of forage and wagon-masters, authorized by the act of July fifth, eighteen hundred and thirty-eight; for the apprehension of deserters, and the expenses incident to their pursuit; the following expenditures required for the two regiments of dragoons, the two regiments of cavalry, the regiment of mounted riflemen, and such companies of infantry as may

Pay.

Commutation of subsistence.

Military Academy.

Commutation of forage.

Clothing.

Subsistence in kind.

Clothing, &c.

Accounts, how audited and settled.

Quartermaster's department.

1802, ch. 9,
§ § 21, 22.
Vol. ii. p. 186.

1819, ch. 45.
Vol. iii. p. 488.
1854, ch. 247, § 6.
Vol. x. p. 576.

1838, ch. 162, § 10
Vol. v. p. 257.

be mounted, viz: the purchase of travelling forges, blacksmiths' and shoeing tools, horse and mules shoes and nails, iron and steel for shoeing, hire of veterinary surgeons, medicines for horses and mules, picket ropes, and shoeing the horses of those corps, four hundred and forty thousand dollars.

- Barracks, &c.** For constructing barracks and other buildings at posts which it may be necessary to occupy during the year; and for repairing, altering, and enlarging buildings at the established posts, including hire or commutation of quarters for officers on military duty; hire of quarters for troops, of storehouses for the safe keeping of military stores, and of grounds for summer cantonments; for encampments and temporary frontier stations, six hundred thousand dollars.
- Mileage of officers.** For mileage or allowance made to officers of the army for the transportation of themselves and their baggage, when travelling on duty without troops or escorts, one hundred and twenty thousand dollars.
- Transportation.** For transportation of the army, including baggage of the troops when moving either by land or water; of clothing, camp and garrison equipage from the depot at Philadelphia to the several posts and army depots; horse equipments and of subsistence from the places of purchase and from the places of delivery under contract, to such places as the circumstances of the service may require it to be sent; of ordnance, ordnance stores, and small arms, from the foundries and armories, to the arsenals, fortifications, frontier posts, and army depots; freights, wharfage, tolls, and ferrages; for the purchase and hire of horses, mules, and oxen, and the purchase and repair of wagons, carts, drays, ships, and other sea-going vessels and boats for the transportation of supplies, and for garrison purposes; for drayage and cartage at the several posts; hire of teamsters; transportation of funds for the pay and other disbursing departments; the expense of sailing public transports on the various rivers, the Gulf of Mexico, and the Atlantic and Pacific; and for procuring water at such posts as from their situation require that it be brought from a distance; and for clearing roads, and removing obstructions from roads, harbors, and rivers, to the extent which may be required for the actual operations of the troops on the frontier, one million eight hundred thousand dollars.
- Water.**
- Roads.**
- Horses.** For the purchase of horses for the two regiments of dragoons, the two regiments of cavalry, the regiment of mounted riflemen, the companies of light artillery, and such infantry as it may be found necessary to mount at the frontier posts, one hundred and ninety thousand dollars.
- Contingencies.** For contingencies of the army, thirteen thousand dollars.
- Medical, &c. department.** For the medical and hospital departments, one hundred and five thousand dollars.
- Miscellaneous.** For contingent expenses of the adjutant-general's department, at division and department headquarters, four hundred dollars.
- For compensation of the clerk and messenger in the office of the commanding general, two thousand dollars.
- For contingent expenses of the office of the commanding general, three hundred dollars.
- Fortifications.** For armament of fortifications, three hundred thousand dollars.
- Ordnance, &c.** For ordnance, ordnance stores, and supplies, including horse equipments for the mounted regiments, two hundred and fifty thousand dollars.
- For the current expenses of the ordnance service, one hundred and fifty thousand dollars.
- Arsenals, including one in California.** For arsenals, including fifty thousand dollars for arsenal in California, one hundred and thirty-seven thousand two hundred and fifty dollars.
- Purchase of land adjacent to Washington Arsenal.** To enable the Secretary of War to purchase, not exceeding seven hundred and fifty-two thousand seven hundred and fifty-one square feet of ground adjacent to the Washington Arsenal, and for the use thereof, at a price not exceeding ten cents per foot, and for the purchase of the improvements upon said ground, and for the necessary draining of a

part thereof, eighty thousand four hundred and fifty dollars and ten cents.

For continuing the experiment of sinking Artesian wells upon the public lands, to be expended under the direction of the Secretary of War, one hundred thousand dollars.

Artesian wells.

For repairs and new machinery at Springfield armory, Massachusetts, sixty-eight thousand six hundred and eighty-five dollars.

Springfield Armory.

For the erection and completion of the water-shops at Springfield armory, seventy thousand nine hundred and eighty-five dollars.

For repairs and improvements and new machinery at Harper's Ferry, thirty-four thousand nine hundred and seventy dollars.

Harper's Ferry Armory.

For finishing and furnishing the armory for the militia of the District of Columbia, seven thousand eight hundred and twenty-seven dollars.

Armory in District of Columbia.

For surveys for military defences, geographical explorations, and reconnoissances, for military purposes, seventy-five thousand dollars.

Surveys.

For purchase and repairs of instruments, fifteen thousand dollars.

For continuing the survey of the northern and northwestern lakes, including Lake Superior, fifty thousand dollars.

For printing charts of lake surveys, five thousand dollars.

For machinery, tools, and fixtures required for an arsenal of construction at Fayetteville, North Carolina, including the cost of putting the machinery in place, fifty thousand three hundred and fifty dollars.

Arsenal at Fayetteville.

For repairs of the government bridge over mill creek, Old Point Comfort, Virginia, eight hundred dollars.

Bridge at Old Point Comfort.

For rebuilding the barracks at Carlisle, Pennsylvania, which were destroyed by fire on the twenty-second January, eighteen hundred and fifty-seven, twenty-five thousand dollars.

Barracks at Carlisle.

For the purchase of stoves for the quarters of officers and soldiers of the army, twenty-thousand dollars.

Stoves.

To enable the Secretary of War to settle the accounts of the three officers of the army who were sent to Europe in the year eighteen hundred and fifty-five to collect information on military affairs, four thousand six hundred and seven dollars and twenty-nine cents.

Officers sent to Europe in 1855.

For the purpose of making further tests of gun metal for heavy cannon, twenty-five thousand dollars.

Tests of gun metal.

For completing the Point Douglas and Saint Louis River road, thirty-one thousand four hundred and twenty-five dollars and fifty cents.

Point Douglas and St. Louis River road.

For completing the Point Douglas and Fort Ripley road, four thousand six hundred and ninety-five dollars and one cent.

Point Douglas and Fort Ripley road.

For repairing the bridge over Cannon River, two thousand dollars.

Bridge over Cannon River.

SEC. 2. *And be it further enacted*, That there shall be added to the quartermaster's department of the army five military storekeepers, who shall give the bond and security required by the existing law; and they and all other military storekeepers shall have in kind, and in kind only, the fuel and quarters of first lieutenant of the army.

Five additional military storekeepers.

Pay of storekeepers.

SEC. 3. *And be it further enacted*, That the master armorers at the national armories shall receive fifteen hundred dollars each per annum.

Pay of master armorers.

SEC. 4. *And be it further enacted*, That the provisions of the act approved March third, eighteen hundred and nineteen, entitled "An act authorizing the sale of certain military sites," be and they are hereby extended to all military sites, or to such parts thereof which are or may become useless for military purposes: *Provided, nevertheless*, That nothing in this act, nor in the act above mentioned, shall be so construed as to impair in any wise the right of the State within which any such site or reservation may be situated to impose taxes on the same, in like manner as upon other lands or property owned by individuals within the State after such sale.

Act of 1819, ch. 88, as to sale of sites, extended. Vol. iii. p. 520.

Such sites to be subject to taxation after sale.

SEC. 5. *And be it further enacted*, That [there be appropriated] for pay, subsistence, and commuted allowance of six companies of volunteers,

New Mexico volunteers in 1855.

called into the service of the United States in New Mexico, in the year eighteen hundred and fifty-five, one hundred and fifteen thousand dollars ; and for forage, transportation, camp and garrison equipage, and incidental expenses of said troops while in service, seventy-two thousand five hundred dollars ; and for reimbursement of the quartermaster's department, for the expenses of a spy company, called into service by Brigadier-General Garland, in the year eighteen hundred and fifty-four, ten thousand five hundred and ninety dollars and sixty cents.

Spy company in 1854.

The appropriation for military roads, 1855, ch. 110, extended. Vol. x. p. 610.

SEC. 6. *And be it further enacted,* That the appropriations contained in the "Act making appropriations for improving certain military roads in the Territory of Minnesota," approved February seventeen, eighteen hundred and fifty-five, shall be understood to apply, and are hereby made applicable, to the improvement of the said roads as may be judged necessary by the Secretary of War, as well as to the purpose of "cutting out the timber," as specified in said act.

Barracks and quarters at some post to be selected in the northern part of Minnesota.

SEC. 7. *And be it further enacted,* That for the construction of barracks and quarters at a military post to be established in the northern part of Minnesota Territory, for the protection of the settlements on the Red River of the North, fifteen thousand dollars be appropriated, in addition to the sum of five thousand dollars appropriated by the act entitled "An act for the erection of a military post on or near the Pembina River, in the Territory of Minnesota, and for other purposes," approved the seventeenth of February, eighteen hundred and fifty-five ; said post to be located and constructed under the direction of the Secretary of War, the location to be at such point as he shall deem best adapted for the protection of said settlement ; and so much of the aforesaid act, approved February seventeen, eighteen hundred and fifty-five, as indicates the location of said post, is hereby repealed.

1855, ch. 106, repealed so far as location is concerned.

Vol. x. p. 608.

Act of 1854, ch. 247, increasing pay, to include all enlisted men.

Vol. x. p. 575.

SEC. 8. *And be it further enacted,* That the words "non-commissioned officers, musicians, and privates," in the first section of the act entitled "An act to increase the pay of the rank and file of the army and to encourage enlistments," approved August fourth, eighteen hundred and fifty-four, shall be construed to include all enlisted men of the army of the United States.

Payment to Arkansas.

SEC. 9. *And be it further enacted,* That the Secretary of War be and he is hereby authorized and required to pay to the State of Arkansas, out of any money in the treasury not otherwise appropriated, such sums of money as were paid by said State, under the authority of the act of the legislature of that State, approved January fifth, eighteen hundred and forty-nine, to the Benton county militia, called into service by Colonel W. R. Ogden in July, eighteen hundred and forty-six, under requisition of the governor of that State, to resist incursions of the Cherokee Indians : *Provided,* that the amount so to be paid shall not exceed the sum of twelve hundred and twelve dollars.

Western Military Asylum to be abolished and site, &c. to be sold and proceeds restored to the fund.

SEC. 10. *And be it further enacted,* That the Secretary of War be and he is hereby authorized and directed to abolish the Western Military Asylum, located at Harrodsburg, Kentucky, and under the direction of the President of the United States to sell the said site, fixture, and other property belonging to the same, at such time and in such manner as may seem best, and the amount arising out of such sale shall be restored to the Military Asylum Fund.

Accounts of Florida to be audited and settled.

SEC. 11. *And be it further enacted,* That the Secretary of War be and he is hereby authorized and required to cause to be audited and settled the accounts of the State of Florida against the United States for money advanced by that State in payment of volunteers called into service for the suppression of Indian hostilities in eighteen hundred and forty-nine and eighteen hundred and fifty-two : *Provided,* It shall be satisfactorily shown that said claims have been actually allowed and paid by the State.

SEC. 12. *And be it further enacted*, That the Secretary of War be and he is hereby authorized and directed to settle the actual and necessary expenses incurred by the militia called into service in the Territory of New Mexico by acting Governor Messervey, in the year eighteen hundred and fifty-four, to suppress Indian hostilities in said territory, upon the presentation by the governor of said territory, to the said secretary, a full, accurate, and detailed statement or estimate of the actual and necessary expenses incurred by said militia, accompanied by proper vouchers and satisfactory proof of the correctness thereof, authenticated in conformity with the usages of the department, and that the sum of twenty-five thousand dollars be and the same is hereby appropriated, out of any money in the treasury not otherwise appropriated, to carry the provisions of this section into effect: *Provided*, That the said secretary shall be first satisfied that the calling out of said militia was necessary and proper for the defence of the territory.

Payment of expenses of militia of New Mexico, called out in 1854.

SEC. 13. *And be it further enacted*, That the Secretary of War be authorized and directed to pay to the commissioners appointed by him under the provisions of the eleventh section of an act making appropriations for certain civil expenses of the government for the year ending the thirtieth of June, eighteen hundred and fifty-seven, approved August eighteenth, eighteen hundred and fifty-six, such sums of money for their services and expenses as he may deem reasonable and just, provided the sum does not exceed in the aggregate the sum of twelve thousand dollars: *Provided*, that such of these commissioners as were officers in the army be not paid in both capacities.

Payment of commissioners on military expenses in Oregon.

1856, ch. 129, § 11.

Ante, p. 92.

SEC. 14. *And be it further enacted*, That for the purpose of carrying into effect the joint resolution entitled "Joint resolution directing the payment of certain volunteers and militia, under the limitations therein prescribed," approved August eight, eighteen hundred and forty-six, so much money as will be sufficient to pay said volunteers who have not been paid, not exceeding four thousand dollars.

Pay of expenses of volunteers in war with Mexico.

Vol. ix. p. 115.

SEC. 15. *And be it further enacted*, That for payment of the arrearages of salary due to the late clerk of the Board of Army officers appointed under the act of thirty-first August, eighteen hundred and fifty-two, at the time it was dissolved, two thousand four hundred and sixty-five dollars.

Pay of clerk of board of army officers on supplies to Fremont's volunteers.

1852, ch. 110, § 6. Vol. x. p. 108.

SEC. 16. *And be it further enacted*, That the joint resolution, approved February fifteen, eighteen hundred and fifty-five, "authorizing the President of the United States to confer the title of lieutenant-general by brevet," shall be so construed from and after March twenty-ninth, eighteen hundred and forty-seven in favor of the brevet lieutenant-general appointed under said act, while exercising command according to that rank, as to entitle him to the pay, allowances, and staff specified in the fifth section of the act, approved May twenty-eight, seventeen hundred and ninety-eight, "authorizing the President to raise a provisional army," and also the allowances described in the sixth section of the act approved August twenty-third, eighteen hundred and forty-two, "granting additional rations to certain officers:" *Provided, however, and it is hereby declared*, That the brevet lieutenant-general shall not, except in time of war, be entitled to more than two aids and one secretary; nor shall this act, nor the above-mentioned resolution of the fifteenth of February, eighteen hundred and fifty-five, have any retrospective effect in regard to those who were the aids or staff of General Scott antecedently to his appointment to the rank of brevet lieutenant-general.

Construction of the joint resolution, authorizing the title of lieutenant general.

Vol. x. p. 723.

1798, ch. 47, § 5. Vol. i. p. 558.

1842, ch. 186, § 6. Vol. v. p. 513.

Aids and secretary of lieutenant-general.

APPROVED, March 3, 1857.