

bursing officer out of the contingent fund, and his accounts therefor shall be allowed by the accounting officers of the Treasury Department. But nothing herein contained shall be so construed as to repeal the joint resolution of twentieth of July, eighteen hundred and fifty-four, "to fix the compensation of the employees in the legislative department of the government, and to prohibit the allowance of the usual extra compensation to such as receive the benefits hereof," which said resolution is hereby declared to be in full force and effect, except so far as herein provided for.

*Ante*, pp. 145, 146.  
Joint resolution of 1854 prohibiting extra compensation declared in force. vol. x. p. 594.

SEC. 3. *And be it further enacted*, That the provisions of the thirteenth section of "An act making appropriation for certain civil expenses of the government for the year ending the thirtieth of June, eighteen hundred and fifty-six," allowing to the several disbursing agents for the late California Land Commission the same compensation for the receipt and disbursement of moneys as are allowed to other disbursing officers of the government in California, was intended to apply and is hereby declared to apply, and give said compensation as well when the disbursing agent was a member of said commission as in other cases.

Pay of disbursing agents of California land commission. 1856, ch. 129, § 13.

*Ante*, p. 92.

APPROVED, March 3, 1857.

CHAP. CXI.—*An Act making Appropriations for the Naval Service for the Year ending the thirtieth of June, eighteen hundred and fifty-eight.*

March 3, 1857.

*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 they are hereby appropriated, to be paid out of any money in the treasury not otherwise appropriated, for the year ending the thirtieth of June, eighteen hundred and fifty-eight:

For pay of commission, warrant, and petty officers and seamen, including the engineer corps of the navy, three million eight hundred and fifty-five thousand four hundred and fifty dollars. And the Secretary of the Navy be and he is hereby authorized to enlist eight thousand five hundred men for the navy instead of seven thousand five hundred, and to expend so much of this amount as may, in his opinion, be necessary to transport officers and men to and from Panama, to relieve the officers and crews of ships in the Pacific.

Pay.  
Number of men increased.  
Transportation to and from Panama.

For provisions for commission, warrant, and petty officers and seamen, including engineers and marines attached to vessels for sea service, eight hundred and fifty thousand four hundred and fifty dollars.

Provisions.

For increase, repair, armament, and equipment of the navy, including the wear and tear of vessels in commission, fuel for steamers, and purchase of hemp for the navy, two million eight hundred and seventy-seven thousand dollars.

Increase, &c., of navy. Fuel, and hemp.

For ordnance and ordnance stores and small arms, including incidental expenses, three hundred and four thousand dollars.

Ordnance.

For contingent expenses that may accrue for the following purposes, viz: freight and transportation, printing and stationary, advertising in newspapers, books, maps, models, and drawings, purchase and repair of fire engines and machinery, repairs of and attending to steam engines in navy-yards, purchase and maintenance of horses and oxen, and drawing teams, carts, timber wheels, and the purchase and repairs of workmen's tools, postage of public letters, fuel, oil, and candles for navy-yards and shore stations, pay of watchmen, and incidental labor, not chargeable to any other appropriation, transportation to and labor attending the delivery of provisions and stores on foreign stations, wharfage, dockage, and rent, traveling expenses of officers and others under orders, funeral expenses, store and office rent, stationary, fuel, commissions and pay of clerks to navy agents and store-keepers, flags, awnings, and packing boxes, premiums and other expenses of recruiting, apprehending deserters, per

Contingencies.

diem pay to persons attending courts martial and courts of inquiry, and other services authorized by law, pay to judges advocate, pilotage and towage of vessels, and assistance to vessels in distress, bills of health and quarantine expenses of vessels of the United States navy in foreign ports, eight hundred and eighty thousand dollars: *Provided*, That the expenditures under the foregoing appropriations shall be so accounted for as to show the disbursements by each bureau, under each respective appropriation.

Each bureau to show its disbursements.

Arming and manning the Plymouth for practice.

Marine Corps.

To enable the Secretary of the Navy to arm and man the ordnance ship Plymouth at the Washington navy yard, with a view to the improvement of ordnance and gunnery practice, forty-nine thousand dollars.

*Marine Corps.*—For pay of the officers, non-commissioned officers, musicians, and privates, clerks, messengers, stewards, and servants, for rations and clothing for servants, subsistence and additional rations for five years' service of officers, for undrawn clothing and rations, bounties for reenlistments, and pay for unexpired terms of previous service, three hundred and fifty-nine thousand six hundred and ninety-one dollars and sixty-eight cents.

For provisions for marines serving on shore, fifty-four thousand five hundred and thirty-one dollars.

For clothing, fifty-five thousand two hundred and sixty-four dollars.

For fuel, twenty thousand two hundred and eighty-one dollars and eighty-seven cents.

For military stores, repairs of arms, pay of armorer, for accoutrements, ordnance stores, flags, drums, fifes, and musical instruments, nine thousand dollars.

For transportation of officers and troops, and expenses of recruiting, twelve thousand dollars.

For repairs of barracks, and rent of temporary barracks and offices, eight thousand dollars.

For contingencies, viz: freight, ferriage, toll, cartage and wharfage, compensation to judges advocate, per diem, for attending courts martial and courts of inquiry, for constant labor, house rent in lieu of quarters, burial of deceased marines, printing, stationary, postage, apprehension of deserters, oil, candles, gas, forage, straw, furniture, bed sacks, spades, shovels, axes, picks, carpenters' tools, keep of a horse for the messenger, pay of matron, washerwoman, and porter at the hospital head quarters, and for the building of two cisterns at head quarters, thirty-two thousand five hundred dollars.

Navy Yards.

Navy Yards.

For the construction and completion of works and for the current repairs at the several navy yards, viz:—

Portsmouth.

*Portsmouth, New Hampshire.*—For removing ledge, coal-house, offices and muster-room, tank shed, lodge for ordinary, engine-house, for preparing moorings for the deep basin, repairs of all kinds, one hundred and twenty-four thousand four hundred and twenty-two dollars.

Boston.

*Boston.*—For additional story to packing-house and purser's store; embarkment around machine shop; gutters for rope-walk; extension of dry-dock; for completion of foundry, machine and boiler shop; completing dock engine, dredge-boat and scows; reservoir; water-closets and floating stages; repairs of all kinds, three hundred and eighty thousand three hundred and ten dollars.

New York.

*New York.*—For reservoir, yard fence, water-closets, and lightning rods; paving and flagging; repairs of dry-dock; quay wall; dredging; engine-house; completing foundry, machine and boiler shop; completing smithery, saw-mill and carpenters' shop; timber shed; heating plumbers' and block shop; machinery for foundry, boiler shop, smithery, and coffee-mill; filling in new purchase; repairs of all kinds, three hundred and eighty-six thousand one hundred and seventy-two dollars.

For the construction of a sewer upon Flushing avenue to Vanderbilt's avenue, thence through the United States grounds to the Wallabout Water, sixty thousand dollars: *Provided*, That the city of Brooklyn shall pay one half of the cost of the same on Flushing avenue.

*Philadelphia*.—For addition to smithery, addition to engine-house, dredging channels, repairs of all kinds, seventy-three thousand and seventy-five dollars. Philadelphia.

*Washington*.—For completing slotting-machine; grading and filling yard; dredging; muster office; machinery and tools; repairs of all kinds, one hundred and nineteen thousand and eighteen dollars. Washington.

*Norfolk*.—For quay wall and dredging; extension of boiler and forge shop; a timber shed; commencing ship-house number forty-eight; commencing victualling establishment and purser's store; furnaces, cranes, and tools for foundry; spar shed; completing ship-house B; shed number forty-eight, and store-house number fourteen; completing dock-engine and carpenters' shop; repairs of all kinds, three hundred and fifty-eight thousand eight hundred and twelve dollars. Norfolk.

*Pensacola*.—For extension of granite wharf; foundry, dredging; launching ship; improving spar pond and railway to same; completing fire engine-house, rail tracks, steam, box, pitch, and oil houses; repairs of all kinds, two hundred and three thousand dollars. Pensacola.

*Mare Island*.—For timber shed with mould loft above; coopers' and paint shop, with tank shed; coppersmiths', tinner's and plumbers' shops; two blocks of officers' houses; two cisterns; permanent wharf, mooring piers, grading and paving; repairs of all kinds, three hundred and ninety-nine thousand eight hundred and eight dollars. Mare Island.

*Sackett's Harbor*.—For repairs of ship-house, fences and other build- Sackett's Harbor.  
ings, one thousand dollars.

Hospitals.

For the construction and completion of works, and for the current repairs of the several naval hospitals: Hospitals.

*Boston*.—For repairs of buildings, two thousand five hundred dollars. Boston.

*New York*.—For completing cemetery, repairs of buildings and fences, seven thousand two hundred dollars. New York.

*Naval Asylum, Philadelphia*.—For south wall on Shippen street; grad- ing, paving, and curbing Shippen street; repairs of furnaces, grates, cleaning, and whitewashing; gas, water rent, and furniture; repairs of all kinds, fifteen thousand eight hundred dollars. Philadelphia.

*Norfolk*.—For building and completing surgeon's house; repairs of brick walk, and current repairs of buildings, twenty-two thousand one hundred and fifteen dollars. Norfolk.

*Pensacola*.—For draining and filling ponds, and for general repairs of buildings, sixteen thousand dollars. Pensacola.

Magazines.

For the construction and completion of works, and for the current re- pairs of the several naval magazines: Magazines.

*Portsmouth, New Hampshire*.—For fitting and furnishing ordnance building and conductors, and for repairs of all kinds, four thousand two hundred and twenty-three dollars. Portsmouth.

*Boston*.—For repairs of all kinds, one thousand dollars. Boston.

*New York*.—For completion of armory, loaded shell house and gun- carriage shed; sighting ground for cannon; new gun ground; small row- boat and shed; repairs of wharf; new pier and boat slip at Ellis's Island; repairs of all kinds, thirty-six thousand two hundred and thirty-eight dollars. New York.

*Philadelphia*.—For building wharf at Fort Mifflin, and repairs of all kinds, ten thousand one hundred and seven dollars. Philadelphia.

*Washington*.—For repairs of ordnance building, four thousand eight hundred dollars. Washington.

- Norfolk. *Norfolk*.—For ordnance building, engine and machinery, sea-wall at Fort Norfolk, and repairs of all kinds, fifty-six thousand and ninety dollars.
- Pensacola. *Pensacola*.—For repairs of all kinds, one thousand dollars.
- Civil establishments at navy yards and stations. For pay of superintendents, naval constructors, and all the civil establishments at the several navy yards and stations, one hundred and twenty-eight thousand three hundred and eighty-two dollars.
- Instruments, books, maps, &c. For the purchase of nautical instruments required for the use of the navy; for repairs of the same, and also of astronomical instruments; and for the purchase of nautical books, maps, and charts, and for backing and binding the same, eighteen thousand dollars.
- Printing, &c. For printing and publishing sailing directions, hydrographical surveys, and astronomical observations, fifteen thousand dollars.
- Wind and current charts. For continuing the publication of the series of wind and current charts, and for defraying all the expenses connected therewith, eighteen thousand dollars.
- Contingencies of observatory and hydrographical office. For models, drawings, and copying; postage, freight, and transportation; for working lithographic press, including chemicals; for keeping grounds in order; for fuel and lights; and for all other contingent expenses of the United States Naval Observatory and Hydrographical Office, eight thousand dollars.
- For the wages of persons employed at the United States Naval Observatory and Hydrographical Office, viz: one lithographer, one instrument maker, two watchmen, and one porter, three thousand one hundred and sixty dollars.
- Naval Academy at Annapolis. For erection, improvement, and repairs of buildings and grounds, and support of the Naval Academy at Annapolis, Maryland, forty-two thousand three hundred and seven dollars and twenty-two cents.
- Almanac. For preparing for publication the American Nautical Almanac, twenty-six thousand eight hundred and eighty dollars.
- Publication of surveys of North Pacific Ocean, &c. expedition and charts of La Plata expedition. For preparing for publication the surveys of the late expedition to the North Pacific Ocean and Bhering's Straits, and for finishing the publication of the charts made by the late expedition for the exploration and survey of the River La Plata and tributaries, six thousand seven hundred and sixty dollars: *Provided*, That the whole expense shall not exceed the sum hereby appropriated.
- Thomas Barnum. For the reappropriation of this sum, (carried to the surplus fund,) being the amounts due Thomas Barnum, of Connecticut, for prize money, as appears from the prize list of the Erie squadron on file in the office of the Fourth Auditor of the Treasury, two hundred and fourteen dollars and eighty-nine cents.
- Testing inventions and discoveries. SEC. 2. *And be it further enacted*, That to enable the Secretary of the Navy to test useful inventions and discoveries applicable to and designed to advance the efficiency of the navy, the sum of ten thousand dollars is hereby appropriated out of any moneys in the treasury not otherwise appropriated, and the same is subject to his control.
- Supervision of the almanac. SEC. 3. *And be it further enacted*, That hereafter it shall be lawful for the Secretary of the Navy to place the supervision of the compilation and publication of the Nautical Almanac in charge of any officer or professor of mathematics of the navy of competent qualifications: *Provided*, That such officer or professor when so employed shall receive no higher pay than the duty pay to which his grade shall entitle him.
- Pay. SEC. 4. *And be it further enacted*, That the acts making appropriations for the naval service of the fifth of August, eighteen hundred and fifty-four, and of the third of March, eighteen hundred and fifty-five, shall be so construed as to allow to the boatswains, gunners, sailmakers, and carpenters of the navy, when on shore duty, the same per centage for sea service as is allowed to them when on sea duty.
- Pay of boatswains, &c. on shore duty. SEC. 5. *And be it further enacted*, That the Secretary of the Navy be

and he is hereby authorized to cause to be constructed for the United States navy, at as early a day as practicable consistent with a due regard for economy and efficiency, five sloops of war, to be provided with screw propellers, and properly armed and equipped for service; said vessels and machinery to be built by contract or in the government navy yards as the Secretary of the Navy may think most advisable for the public interest; and that there be and is hereby appropriated, to be expended under the direction of the Secretary of the Navy for the purpose above specified, the sum of one million dollars, out of any money in the treasury not otherwise appropriated.

Five steam sloops of war to be built by contract or in the navy yards.

\$1,000,000 appropriated.

SEC. 6. *And be it further enacted*, That the Secretary of the Navy is hereby authorized to sell at public auction the wharf at the Naval Asylum at Philadelphia, and also the plat of ground cut off from the asylum by Shippen street, if in his opinion a fair price can be obtained for it, the proceeds to be carried to the credit of the Naval Hospital fund, from which fund they were purchased.

Part of land of Naval Asylum at Philadelphia to be sold.

SEC. 7. *And be it further enacted*, That the Secretary of the Navy be and he is hereby directed to have prepared, and to report to Congress at its next session for its approval, a code of regulations for the government of the navy, which shall embrace such general orders and forms for the performance of all the necessary duties incumbent on the officers thereof, both ashore and afloat, including rules for the government of courts martial and courts of enquiry, as well as to establish the rank and precedence of each grade of officers in the line of promotion, and the relative rank and precedence ashore and afloat between them and non-combatants, and between officers and petty officers of all grades not in the line of promotion.

Secretary of the navy to have prepared and report to Congress rules for the navy.

Post, p. 318.

SEC. 8. *And be it further enacted*, That the sum of seventy-one thousand dollars be and the same is hereby appropriated, out of any money in the treasury not otherwise appropriated, to be applied in carrying out the provisions of the third section of the act to amend an act entitled "An act to promote the efficiency of the navy," granting one year's duty pay to the dropped officers who shall not be restored to the navy; and that all of said dropped officers shall be entitled to receive the same forthwith; and if restored to the navy the amount so received under this provision shall be deducted from the pay to which they will be entitled under the sixth section of the said act to amend the "act to promote the efficiency of the navy."

Appropriation for dropped officers.

1855, ch. 127.  
Vol. x. p. 616.  
1857, ch. 12, § 3.  
Ante, p. 154.

SEC. 9. *And be it further enacted*, That the Secretary of the Navy be and he is hereby authorized to cause to be extended and completed the exploration of the Parana and the tributaries of the Paraguay River: *Provided*, That the expense thereof shall not exceed twenty-five thousand dollars, which are hereby appropriated for that purpose out of any money in the treasury not otherwise appropriated.

Exploration of the Parana and the tributaries of the Paraguay authorized.

SEC. 10. *And be it further enacted*, That the Secretaries of War and the Navy be authorized, under the direction of the President, to employ such officers of the army and navy as may be necessary for the purpose to make exploration and verification of the surveys already made of a ship canal near the Isthmus of Darien, to connect the waters of the Pacific and Atlantic by the Atrato and Turando rivers: *Provided*, That the expense shall not exceed twenty-five thousand dollars, which are hereby appropriated therefor out of any money in the treasury not otherwise appropriated.

Ship canal near Isthmus of Darien.

SEC. 11. *And be it further enacted*, That for preparing, arranging, classifying, and labelling the specimens of natural history brought home by the North Pacific exploring and surveying expedition, and for reporting the same to Congress, with the appropriate drawings and catalogues; the sum of fifteen thousand dollars be and the same is hereby appropriated out of any money in the treasury not otherwise appropriated, subject to the control of the Secretary of the Navy.

Preparing, &c., specimens of natural history brought home by the North Pacific expedition.

Surviving officers of Texas Navy to have pay for five years from annexation.

Acceptance of such pay to be a renunciation of all further claim for pay or position.

SEC. 12. *And be it further enacted*, That the surviving officers of the navy of the Republic of Texas, who were duly commissioned as such at the time of annexation, shall be entitled to the pay of officers of the like grades, when waiting orders, in the navy of the United States, for five years from the time of said annexation, and a sum sufficient to make the payment is hereby appropriated out of any money in the treasury not otherwise appropriated: *Provided*, That the acceptance of the provisions of this act by any of the said officers shall be a full relinquishment and renunciation of all claim on his part to any further compensation on this behalf from the United States government, and to any position in the navy of the United States.

APPROVED, March 3, 1857.

March 3 1857.

CHAP. CXII.—*An Act for the Relief of certain actual Settlers and Cultivators who purchased Lands subject to Graduation, within the Limits of the Choctaw Cession of eighteen hundred and thirty, at a less Rate than the true graduated Price, under the "Act to graduate and reduce the Price of the Public Lands to actual Settlers and Cultivators," approved the fourth of August, eighteen hundred and fifty-four, and for other Purposes.*

1854, ch. 244.  
Vol. x. p. 574.

Relief of *bonâ fide* settlers on the Choctaw cession.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That any person or persons who may have entered, in good faith, lands subject to graduation within the limits of the Choctaw cession of eighteen hundred and thirty, before the correct graduation lists had been received at the local land-offices, at a less rate than the true graduation price, and who settled upon and improved the lands entered, or who entered the same for the benefit of an adjoining farm, and who continue to occupy the same, shall be entitled (provided the entries are regular in all other respects) to receive patents for the lands so entered, settled upon, and occupied, without any additional payment being required of them, upon their making the proof required by the circulars from the General Land-Office, dated the twenty-third of January and the seventh of April, eighteen hundred and fifty-six, any law to the contrary notwithstanding: *Provided*, That no proof shall be required which is not necessary to carry into effect the provisions of this act.

Act of 1852, ch. 35, respecting school lands in Mississippi, to apply to those heretofore reserved.  
Vol. x. p. 6.

SEC. 2. *And be it further enacted*, That the act of May nineteen, one thousand eight hundred and fifty-two, entitled "An act to authorize the legislature of the State of Mississippi to sell the lands heretofore appropriated for the use of schools in that State, and to ratify and approve the sales already made," be so construed as to apply to lands heretofore reserved for school purposes in the State of Mississippi.

APPROVED, March 3, 1857.

March 3, 1857.

CHAP. CXIII.—*An Act making Appropriation for the Transportation of the United States Mail, by Ocean Steamers and otherwise, during the fiscal Year ending the thirtieth of June, eighteen hundred and fifty-eight.*

Appropriations for mail steamers.

*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 to be paid out of any money in the treasury not otherwise appropriated, for the year ending the thirtieth of June, eighteen hundred and fifty-eight:

To Liverpool.  
To New Orleans, Charleston, Savannah, Havana, and Chagres.  
From Panama to California and Oregon.

For transportation of the mails from New York to Liverpool and back, three hundred and forty-six thousand five hundred dollars.

For transportation of the mails from New York to New Orleans, Charleston, Savannah, Havana, and Chagres, and back, two hundred and sixty-one thousand dollars.

For transportation of the mails from Panama to California and Oregon, and back, three hundred and twenty-eight thousand three hundred and fifty dollars.