

of the several counties and districts of the territory, to be taken by such persons and in such mode as the governor shall designate and appoint, and the persons so appointed shall receive a reasonable compensation therefor, to be paid out of the territorial treasury: *Provided, further,* That this act shall not be construed to divest any member of the council elected at the first election in said territory, of any rights he may have acquired by virtue of said election, who was elected from any county or district within the present limits of the Territory of Idaho.

Basis of apportionment.

Rights of members elect not impaired.

SEC. 2. *And be it further enacted,* That the annual election in said territory for the election of all officers provided for by the laws of said territory, for the year eighteen hundred and sixty-four, shall be held at such places as is now provided by law, and such other places as the governor may direct on the second Monday of October.

Time of annual election in 1864.

APPROVED, June 20, 1864.

CHAP. CXLII. — *An Act to confirm certain Entries of Land in the State of Missouri.*

June 20, 1864.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all entries heretofore made under the graduation act of August fourth, eighteen hundred and fifty-four, in township forty-five north, of range nine west, south of Missouri River, in the district of land subject to sale at St. Louis, Missouri, shall be, and are hereby, confirmed: *Provided, however,* That this act shall not extend to any entry of land aforesaid upon which there was an actual settler other than the purchaser at the date of such entry, and that it shall first be shown to the satisfaction of the Secretary of the Interior that the entry has been made in good faith, and is founded upon actual settlement and cultivation, or is for the use of an adjoining farm: *Provided, further,* That the lands shall be paid for in money, or in land warrants, to the amount of one dollar and twenty-five cents per acre.

Certain entries of land in Missouri confirmed. 1854, ch. 244. Vol. x. p. 574. Provisos.

APPROVED, June 20, 1864.

CHAP. CXLIII. — *An Act to detach the Counties of Calhoun and Branch from the Western Judicial District, and annex the same to the Eastern District of the State of Michigan.*

June 20, 1864.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the counties of Calhoun and Branch, in the State of Michigan, be, and the same are hereby, detached from the western judicial district and annexed to and made a part of the eastern judicial district of said state.

Counties of Calhoun and Branch made part of eastern judicial district of Michigan.

SEC. 2. *And be it further enacted,* That this act shall not in any manner affect any suit or proceeding now pending in the courts in the western judicial district of the State of Michigan, but the same shall be proceeded in and determined in said courts in the same manner as if this act had not been passed.

Pending process not affected.

APPROVED, June 20, 1864.

CHAP. CXLIV. — *An Act concerning Lands in the State of California.*

June 20, 1864.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, under the patent of the United States, issued on the 28th day of February, 1861, to Joseph S. Alemany, as the bishop of Monterey, and his successors, for the tract of land or rancho known as Canada de los Pinos, or College Rancho, situate in the County of Santa Barbara, State of California, as described in such patent, to have and to hold the same to him and them "in trust for the religious purposes and uses" therein mentioned, it shall be lawful for the said Joseph S. Alemany and his successors, as the grantees of said patent, to sell the said tract or rancho, or any part thereof, and all proper convey-

The land in Santa Barbara County, California, known as College Rancho, &c., may be sold, and proceeds applied in what manner.

ances in that behalf to make and deliver, and the proceeds thereof to apply, under the direction of the Roman Catholic archbishop of San Francisco, in the State of California, and his successors in office, or other proper authority of the Roman Catholic church in said state, for the purposes of education anywhere within said state, not inconsistent with the laws thereof; anything in such patent, or in the original grant or concession of said tract or rancho, or other title whereby the same was acquired from and under the authorities of Spain or Mexico, to the contrary notwithstanding; and all trusts, conditions, provisions, or covenants, precedent or subsequent, expressed or implied, in said patent, grant, concession, or title, to the contrary hereof, and all breaches of the same, are hereby wholly waived, abrogated, discharged, dispensed with, and released on the part of the United States, for the purposes of this act; and any conveyance or disposition made in pursuance thereof shall operate to pass all the right and interest of the United States in said lands to the grantee.

APPROVED, June 20, 1864.

Breaches of conditions, &c., waived by the United States.

June 20, 1864.

CHAP. CXLV. — *An Act to increase the Pay of Soldiers in the United States Army, and for other Purposes.*

Pay of non-commissioned officers and privates in the military service of the United States.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That on and after the first day of May, eighteen hundred and sixty-four, and during the continuance of the present rebellion, the pay per month of non-commissioned officers and privates in the military service of the United States shall be as follows, viz: Sergeant-majors, twenty-six dollars; quartermasters and commissary-sergeants of cavalry, artillery, and infantry, twenty-two dollars; first sergeants of cavalry, artillery, and infantry, twenty-four dollars; sergeants of cavalry, artillery, and infantry, twenty dollars; sergeants of ordnance, sappers and miners, and pontoniers, thirty-four dollars; corporals of ordnance, sappers and miners, and pontoniers, twenty dollars; privates of engineers and ordnance of the first class, eighteen dollars, and of the second class, sixteen dollars; corporals of cavalry, artillery, and infantry, eighteen dollars; chief buglers of cavalry, twenty-three dollars; buglers, sixteen dollars; farriers and blacksmiths of cavalry, and artificers of artillery, eighteen dollars; privates of cavalry, artillery, and infantry, sixteen dollars; principal musicians of artillery and infantry, twenty-two dollars; leaders of brigade and regimental bands, seventy-five dollars; musicians, sixteen dollars; hospital stewards of the first class, thirty-three dollars; hospital stewards of the second class, twenty-five dollars; hospital stewards of the third class, twenty-three dollars.

["Musicians," to include what. Pub. Res. No. 68. Post, p. 416.]

Army ration to remain the same.

Ration of pepper.

1863, ch. 78, § 11. Vol. xii. p. 744.

Non-commissioned officers and privates in regular army, enlisted before July 22, 1861, may reenlist and have certain bounties.

Pub. Res. No. 5. Post, p. 400.

SEC. 2. *And be it further enacted,* That the army ration shall hereafter be the same as provided by law and regulations on the first day of July, eighteen hundred and sixty-one: *Provided,* That the ration of pepper prescribed in the eleventh section of the "Act to promote the efficiency of the corps of engineers and of the ordnance department, and for other purposes," approved March three, eighteen hundred and sixty-three, shall continue to be furnished as heretofore. But nothing contained in this act shall be construed to alter the commutation value of rations as regulated by existing laws.

SEC. 3. *And be it further enacted,* That all non-commissioned officers and privates in the regular army, serving under enlistments made prior to July twenty-second, eighteen hundred and sixty-one, shall have the privilege of reenlisting for the term of three years in their respective organizations until the first day of August next; and all such non-commissioned officers and privates so reenlisting shall be entitled to the bounties mentioned in the joint resolution of congress approved January thirteen, eighteen hundred and sixty-four.

SEC. 4. *And be it further enacted,* That there be added to the battalion