

increased, or reduced by acts 1866, ch. 235, Vol. xiv. p. 230. 1868, ch. 264. Vol. xv. p. 235.

of July twenty-seventh, eighteen hundred and sixty-eight, entitled "An act relating to pensions," shall be so construed as to increase the amount directed to be paid in any special act of Congress granting a pension; nor shall said acts be construed so as to reduce the same whenever such act fixes definitely the amount of pension to which the person therein named shall be entitled, in excess of the rate fixed by general law for the rank in respect to which such special pensions may have been or may hereafter be granted.

Sums heretofore withheld to be paid over.

SEC. 2. *And be it further enacted*, That this act shall have the effect to restore to the persons affected hereby any sums heretofore withheld from them by the construction hereinbefore prohibited.

APPROVED, July 7, 1870.

July 7, 1870.

CHAP. CCXIV. — *An Act to change the Times of holding the Circuit and District Courts of the United States in the northern District of Ohio.*

Terms of circuit and district courts in Ohio.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, instead of the times now fixed by law, the circuit and district courts of the United States for the northern district of Ohio shall hereafter be held as follows: at Cleveland, Ohio, on the first Tuesdays in the months of January, April, and October, in each year; and all recognizances, indictments, or other proceedings, civil and criminal, now pending in either of said courts, shall be entered and have day in court, and be heard and tried according to the times of holding said courts as herein provided.

APPROVED, July 7, 1870.

July 8, 1870.

CHAP. CCXXIV. — *An Act to incorporate the United States Freehold Land and Emigration Company, and to confirm certain Legislation in Colorado Territory.*

United States Freehold Land and Emigration Company incorporated in Colorado and New Mexico.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That William Gilpin, Ambrose E. Burriside, S. L. M. Barlow, Charles A. Lambard, William H. Reynolds, Hiram Hitchcock, Henry W. Gray, Morton C. Fisher, and such other persons as may be associated with them and their successors, are hereby created a body politic and corporate, in the Territories of Colorado and New Mexico, by the name, style, and title of the "United States Freehold Land and Emigration Company," and by that name shall have succession, and shall be able to sue and be sued, plead and be impleaded, defend and be defended, in all proper courts of law and equity, and may make and have a common seal.

Powers.

Seal.

Capital stock.

Shares, and how transferable.

SEC. 2. *And be it further enacted*, That the capital stock of the said corporation shall be two and one half millions of dollars, divided into shares of one hundred dollars each, and the same shall be deemed to be personal property and transferable on the books of the company only, and such capital stock may be increased from time to time to the extent necessary to carry out the objects for which said company is formed, not exceeding in the whole the sum of ten million dollars, upon a vote of two thirds in amount of the stock for the time being in favor of such increase.

By-laws.

Proviso.

SEC. 3. *And be it further enacted*, That the said company shall have power to make such by-laws as it deems proper for the disposition of its property and estate, and for the management of its business and affairs, for the regulation of the term of office of its officers and their duties, and to carry out the general objects of the corporation, and the same to amend or repeal at pleasure: *Provided*, That such by-laws shall not conflict with any law of the United States, or of the Territories of Colorado and New Mexico, or the States which may be formed therein.

Corporators to be first directors.

SEC. 4. *And be it further enacted*, That the corporators named in this act shall be the directors for the first year from the organization of the company, and until others are elected; and thereafter annual elections of

directors, not less than five or more than nine in number, shall be held by the stockholders, at meetings to be called for that purpose, at which each share of stock present in person or by proxy shall be entitled to one vote, and the majority thereof shall elect.

Number of directors.
Proxies.

SEC. 5. *And be it further enacted*, That the general objects of such corporation are, and are hereby declared to be, as follows: To promote and encourage emigration to and establish settlements on the lands of said company in the San Louis Park, in the Territories of Colorado and New Mexico, and in connection therewith, to establish such agencies as it may deem desirable; to purchase, hold, lease, sell, and mortgage any real estate situate in the San Louis Park in said Territories, or either of them, now owned or contracted for by any of the persons named in the first section of this act, with any co-tenant thereof, his or their heirs or assigns; to survey, lay out, and improve the same; to establish, maintain, and operate wagon roads to and upon its property; to construct and maintain a railroad and telegraph line from any point on lands of said company in the San Louis Park, to the nearest and most practicable point on either the Kansas Pacific railroad, the Union Pacific railroad, the Denver Branch railroad, or the Atchison, Topeka and Santa Fé railroad, and the said company, for the purpose of building and operating such railroad, shall have the right of way through the public lands of the United States from and between the points aforesaid, the said right of way being to the extent of two hundred feet on each side of said railroad line; and such corporation shall possess all the franchises necessary to enable it to build and operate such railroad for the transportation of freight and passengers, and to collect and receive compensation therefor; and the powers, privileges, and franchises conferred on corporations by and under the provisions of chapter eighteen of the revised statutes of Colorado, or of any and all amendments thereto, are hereby confirmed to and invested in said corporation, subject to said statutes for the purposes of this act: *Provided*, That this act shall not be construed to permit said company to acquire title to any other lands or real estate than such as is above mentioned.

Objects of corporation.

Proviso.

SEC. 6. *And be it further enacted*, That such corporation may make and dispose of its bonds or other obligations in such amounts, at such rates, and on such terms as it may deem most for its interest, for the purpose of borrowing money for the purposes aforesaid, and may secure the same by a mortgage upon all or any part of its property and all its franchises, and may make the same and the interest thereon payable at such place or places as it may deem proper, and may hold and transfer such real estate aforesaid and personal property as may be necessary for the carrying out of its general purposes, and may issue its stock and bonds for property and again exchange its property for its bonds or stock, and may convert any of its obligations, at the option of the holders, into stock of the company without further action of the stockholders.

Corporation may issue bonds secured by mortgage;

may issue stock.

SEC. 7. *And be it further enacted*, That this act shall take effect immediately, and shall at all times be subject to amendment or repeal by Congress, and said corporation shall be subject to the general laws of said Territories, and the States formed therein, operating upon all corporations equally.

Act when to take effect, and to be subject to State laws.

APPROVED, July 8, 1870.

CHAP. CCXXV. — *An Act to define the Duties of Pension Agents, to prescribe the Manner of paying Pensions, and for other Purposes.*

July 8, 1870.
1871, ch. 115.
Post, p. 521.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That within fifteen days immediately preceding the fourth day of March, June, September, and December in each year, the several agents for the payment of pensions shall prepare a quarterly voucher for each and every person whose pension is

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Pension agents to send by mail quarterly to each pensioner whose pension