

June 11, 1878.

CHAP. 184.—An act designating the times for the election of Representatives to the Forty-sixth and succeeding Congresses from the State of Colorado.

Colorado, election of representatives in.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the election of a Representative to the Forty-sixth Congress from the State of Colorado shall be held upon the day fixed by the constitution of said State for the election of its governor and other State officers in the year eighteen hundred and seventy-eight; and Representatives from said State to all succeeding Congresses shall be elected upon the Tuesday next after the first Monday in November as now provided in section twenty-five of the Revised Statutes of the United States; and all laws in conflict with this law are hereby repealed.

Approved, June 11, 1878.

June 14, 1878.

CHAP. 188.—An act making appropriations for the payment of invalid and other pensions of the United States for the year ending June thirtieth, eighteen hundred and seventy-nine.

Appropriations.

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 payment of pensions for the fiscal year ending June thirtieth, eighteen hundred and seventy-nine, and for other purposes:

Army pensions.

For pensions for Army invalids, thirteen million one hundred and fifty thousand dollars; for widows, minors, and dependent relatives, twelve million eight hundred and thirty thousand dollars; for survivors of the war of eighteen hundred and twelve, eight hundred thousand dollars; and for widows of the war of eighteen hundred and twelve, two hundred and eighty thousand dollars; and for fees of examining-surgeons, fifty thousand dollars, as provided by the several acts of Congress: *Provided,* That a fee of one dollar and no more shall be paid to examining surgeon for each examination of pensioner, as provided by law, except when the examination is made by a board of surgeons, in which case the fees now allowed by law shall be paid.

Surgeon's fee.

Navy pensions.

For Navy pensions to invalids, two hundred and ten thousand dollars; and for widows and dependent relatives, three hundred and thirty-four thousand six hundred dollars; for fees of examining-surgeons, one thousand dollars, as provided by the several acts of Congress: *Provided,* That the appropriations aforesaid for Navy pensions, and other expenditures under that head, shall be paid from the income of the Navy pension-fund, so far as the same may be sufficient for that purpose.

Proviso.

War of 1812.
1878, ch. 28,
Ante, p. 27.

For pensions payable under the act of March ninth, eighteen hundred and seventy-eight, namely, for survivors of the war of eighteen hundred and twelve, five hundred and thirty-two thousand dollars; for widows of the war of eighteen hundred and twelve, nine hundred and sixty-seven thousand nine hundred and seventy-four dollars: *Provided,* That so much of this sum as may be necessary shall be immediately available.

Proviso.

Pension agents.
Salary, fees, and
expenses.

That from and after July first, eighteen hundred and seventy-eight, agents for the payment of pensions shall, in lieu of the percentage, fees, pay, and allowances now provided by law, be allowed and paid the following compensation for their services, postage upon vouchers and checks sent to pensioners, and all the expenses of their offices:

First. A salary at the rate of four thousand dollars per annum.

Second. Fifteen dollars for each one hundred vouchers or at that rate for a fraction of one hundred prepared and paid by any agent in excess of four thousand vouchers per annum.

Third. Actual and necessary expenses for rent, fuel, and lights, and for postage on official matter directed to the departments and bureaus at Washington, to be approved by the Secretary of the Interior. And

the sum of two hundred and sixteen thousand dollars, or so much thereof as may be necessary, is hereby appropriated, to pay the salaries, fees, allowances, and expenses aforesaid, to said pension-agents. And all acts and parts of acts inconsistent with this act are hereby repealed.

Approved, June 14, 1878.

CHAP. 189.—An act for the relief of settlers on the public lands under the pre-emption laws.

June 14, 1878.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person who has made a settlement on the public lands under the pre-emption laws, and has subsequent to such settlement changed his filing in pursuance of law to that for a homestead entry upon the same tract of land shall be entitled subject to all the provisions of law relating to homesteads to have the time required to perfect his title under the homestead laws computed from the date of his original settlement heretofore made, or hereafter to be made, under the pre-emption laws.

Homestead title; time for perfecting.

Approved, June 14, 1878.

CHAP. 190.—An act to amend an act entitled "An act to encourage the growth of timber on the Western Prairies."

June 14, 1878.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the act entitled "An act to amend the act entitled 'An act to encourage the growth of timber on Western Prairies'", approved March thirteenth, eighteen hundred and seventy-four, be and the same is hereby amended so as to read as follows: That any person who is the head of a family, or who has arrived at the age of twenty-one years, and is a citizen of the United States, or who shall have filed his declaration of intention to become such, as required by the naturalization laws of the United States, who shall plant, protect, and keep in a healthy, growing condition for eight years ten acres of timber, on any quarter-section of any of the public lands of the United States, or five acres on any legal subdivision of eighty acres, or two and one half acres on any legal subdivision of forty acres or less, shall be entitled to a patent for the whole of said quarter-section, or of such legal subdivision of eighty or forty acres, or fractional subdivision of less than forty acres, as the case may be, at the expiration of said eight years, on making proof of such fact by not less than two credible witnesses, and a full compliance of the further conditions as provided in section two: *Provided further,* That not more than one quarter of any section shall be thus granted, and that no person shall make more than one entry under the provisions of this act.

Timber culture.

1874, ch. 55,
18 Stat., 21,
Amended.

Patents for land planted.

Limit of grant.

SEC 2. That the person applying for the benefits of this act shall, upon application to the register of the land-district in which he or she is about to make such entry, make affidavit, before the register or the receiver, or the clerk of some court of record, or officer authorized to administer oaths in the district where the land is situated; which affidavit shall be as follows, to wit: I, _____, having filed my application, number _____, for an entry under the provisions of an act entitled "An act to amend an act entitled 'An act to encourage the growth of timber on the Western prairies'" approved _____ 187—, do solemnly swear (or affirm) that I am the head of a family (or over twenty-one years of age), and a citizen of the United States (or have declared my intention to become such); that the section of land specified in my said application is composed exclusively of prairie lands, or other lands devoid of timber; that this filing and entry is made for the cultivation of timber, and for my own exclusive use and benefit; that I have made the said application in good faith, and not for the purpose of speculation, or directly or indirectly for the use or benefit of any other person or

Oath on application for entry.