State of California, in the suppression of Indian hostilities within the said State, prior to the first of January, Anno Domini eighteen hundred and fifty-four, and that the amount of such expenses, when so ascertained, be paid into the treasury of said State: *Provided*, That the sum so paid shall not exceed in amount the sum of nine hundred and twenty-four thousand two hundred and fifty-nine dollars and sixty-five cents; which amount is hereby appropriated out of any moneys in the treasury not otherwise appropriated. expended to suppress Indian hostilities.

Approved, August 5, 1854.

Chap. CCLXVIII.—*An Act making Appropriations for the Naval Service for the year ending the thirtieth of June, one thousand, eight hundred and fifty-five.* August 5, 1854.

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, one thousand eight hundred and fifty-five; Appropriations.

For pay of commission, warrant, and petty officers, and seamen, including the engineer corps of the navy, three million three hundred and sixty-seven thousand six hundred and forty-eight dollars;

For pay of superintendents, naval constructors, and all the civil establishments at the several navy yards and stations, one hundred and fifteen thousand three hundred and fifty dollars;

That at the navy yard at San Francisco, the pay of the commander shall be three thousand five hundred dollars per annum. One civil engineer, four thousand dollars per annum, and the pay of the navy agent, who shall discharge the duties of both purser and navy agent, shall be four thousand dollars per annum;

For provisions for commission, warrant, and petty officers, and seamen, including engineers and marines attached to vessels for sea service, six hundred and eighty-six thousand two hundred dollars;

For surgeon's necessaries and appliances for the sick and hurt of the navy, including the marine corps, thirty-five thousand five hundred and seventy-five dollars;

For repair of vessels in ordinary, and for wear and tear of vessels in commission, including fuel and purchase of hemp, two million five hundred and thirty-four thousand nine hundred and fifty dollars;

For ordnance and ordnance stores and small arms, including incidental expenses, two hundred thousand dollars;

For preparing for publication the American Nautical Almanac, twenty thousand eight hundred and eighty dollars: *Provided*, That any naval officer who may be charged with the preparation, superintendence or publication of the Nautical Almanac, shall receive no compensation for such duty beyond what he would receive while on duty at sea; Nautical Almanac.

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, twenty-three thousand dollars;

For printing and publishing sailing directions, hydrographical surveys, and astronomical observations, five thousand five hundred dollars;

For models, drawing and copying, postage, freight and transportation, and for working lithographic press, including chemicals; for keeping grounds in order; for fuel and lights, for repairs of buildings, and for all other contingent expenses of the hydrographical office, and United States observatory, six thousand one hundred dollars; Hydrographical Office. Observatory.

For continuing the publication of the series of wind and current charts, and for defraying all the expenses connected therewith, ten thousand dollars; Wind and current charts.

J. P. Espy.

To enable the Secretary of the Navy to pay the salary of Professor James P. Espy for the current fiscal year ending June thirtieth, eighteen hundred and fifty-five, two thousand dollars; the payment to be made in the same manner and under the like control as former appropriations for meteorological observations;

For the wages of persons employed at the observatory and hydrographical office, viz: One lithographer, one instrument maker, two watchmen, and one porter, three thousand one hundred and sixty dollars;

For contingent expenses that may accrue for the following purposes, viz: Freight and transportation, printing and stationery, 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 driving teams, carts, timber wheels, and the purchase and repair 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, labor attending the delivery of stores on civil stations, wharfage, dockage, and rent, travelling expenses of officers and others under orders, funeral expenses, store and office rent, stationery, 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 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 the United States navy in foreign ports, seven hundred and six thousand eight hundred and sixty dollars;

Testing improvements in boilers.

To enable the Secretary of the Navy to test any improvements in steam boilers or other improvements applicable to naval purposes, ten thousand dollars;

Naval Academy at Annapolis.

For the erection and repair of buildings, for the improvement and preservation of the grounds, and for contingencies, at the naval academy at Annapolis, Maryland, thirty-nine thousand six hundred and seventy-eight dollars: *Provided*, That no part of this sum shall be expended for the workshop until a contract, with security, to be approved by the Secretary of the Navy, be entered into for the completion of the same at a sum not exceeding five thousand dollars, and herein provided for;

Barlow's Planetarium

For the purchase of Barlow's Planetarium for the use of the naval academy at Annapolis, Maryland, two thousand dollars;

At Navy Yards.

For construction, extension and completion of the following objects, and for contingent expenses at the several navy-yards, viz:

Portsmouth.

Portsmouth, New Hampshire.—For quay wall connecting with dock basin; completing engine-house and machinery; tools for machinists and smiths' launching and hauling up ways; cisterns for officers' quarters; extending ship-house number four; extension of ship-house and launching slip; and repairs of all kinds, sixty-three thousand five hundred and fifty dollars.

Boston.

Boston, Massachusetts. — For machine shop, smithery, foundry and forge shop, boiler house and chimney, new steam engine for dry dock, extension of ship-house and slip, and repairs of all kinds, one hundred and sixty-six thousand seven hundred and fifty dollars.

New York.

New York, New York. — Towards foundry and boiler shop; completing saw mill; continuation of quay wall; dredging channels; lightning conductors, water pipes, iron railing on wall along Navy street; extension of ship-house and slip; saw mill machinery; launching slip; balance due city of Brooklyn for lien on account of assessments; and repairs of all kinds, one hundred and seventy-one thousand six hundred and fifteen dollars: *Provided*, That so much of the first section of the act

making appropriations for the naval service for the year ending the thirtieth of June, one thousand eight hundred and fifty-four, approved third of March, one thousand eight hundred and fifty-three, as empowers and directs the Secretary of the Navy "to sell and convey to any purchaser, all that part of the navy-yard lands at Brooklyn, between the west side of Vanderbilt Avenue and the hospital grounds, containing about twenty-six and a half acres including Vanderbilt and Clinton Avenues," be, and the same is hereby repealed.

Philadelphia. *Philadelphia, Pennsylvania.* — For furnace for heating mast hoops; steam stove for boat shed; raising old steam box house; completing wharf number four; raising engine house; extension of ship-house and slip; and repairs of all kinds, thirty-seven thousand seven hundred and twenty-six dollars.

Washington. *Washington, District of Columbia.* — For completion of saw-mill; completion of ordance building; completion of marine railway; extending boiler shop; converting old ordnance to machine shop; quay wall, removing shears, extension of ship-house and slip, filling in around foundry and laboratory, dredging channels, machinery, steam hammer and slantting machine, and repairs of all kinds, two hundred and twenty-three thousand and sixty-seven dollars.

Norfolk. *Norfolk, Virginia.* — For brick saw sheds, completing store house number fourteen, sheds and machinery for saw-mill; setting up engine, boilers and machinery, culvert, continuation of quay walls, dredging channel reservoir; commencing foundry and machinery for the same, extension of ship-house and slip, gas fixtures and pipes for lighting grounds and buildings, and repairs of all kinds, one hundred and sixty-two thousand two hundred and eighty-one dollars.

Pensacola. *Pensacola, Florida.* — For continuation of permanent wharf, engine and blast pipes for smiths' and machine shop, and repairs of all kinds, one hundred and forty-three thousand five hundred dollars.

Navy Yard.

San Francisco. *San Francisco.* — For continuing blacksmiths shop, carpenter shop, storehouse, wharf, two hundred thousand dollars.

Sackett's Harbor. *Sackett's Harbor, New York.* — For raising end of ship-house and building pier; levelling and grading, and repairs of all kinds, five thousand and fifty dollars.

Magazines. For Magazines.

Boston. *At Boston.* — For filling room in number fifteen, and repairs of all kinds, one thousand three hundred and sixty-five dollars.

New York. *At New York.* — For addition to magazine, repairs, and extension of shell-house, and repairs of all kinds, eleven thousand three hundred and fifty-nine dollars.

Washington. *At Washington.* — For ordnance works, and platform for shot, ten thousand nine hundred dollars.

Norfolk. *At Norfolk.* — For completing magazine at Fort Norfolk, and repairs of sheds, fourteen thousand six hundred dollars.

Hospitals. For Hospitals.

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

New York. *At New York.* — For piling and fencing boundary, and repairs of all kinds, four thousand three hundred dollars.

Philadelphia. *At Philadelphia.* — For water-rent for one thousand eight hundred and fifty-five, and repairs of all kinds, four thousand seven hundred and and forty-five dollars.

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

Pensacola. *At Pensacola.* — For lightning conductors, and repairs of all kinds, four thousand five hundred and eighty-one dollars;

Modification of act of 1843, ch. 83, respecting bids. That the law approved third March, eighteen hundred and forty-three, directing advertisements for materials for the navy, be, and is hereby so far modified, as to require the classes only of materials to be stated in the

advertisements, and bidders to be referred to the several navy agents and chiefs of bureaux, who will furnish them with printed schedules, giving a full description of each and every article, with dates of delivery, &c.

Marine corps.

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 re-enlistments and pay for unexpired terms of previous service, two hundred and thirty-seven thousand one hundred and sixteen dollars and forty-four cents;

That the non-commissioned officers, musicians, and privates of the United States marine corps, shall be entitled to, and receive the same pay and bounty for re-enlisting as are now or may hereafter be allowed to the non-commissioned officers, musicians, and privates in the infantry of the army;

For provisions for marines serving on shore, twenty-nine thousand nine hundred and eighty-four dollars and seventy-five cents;

For clothing, fifty-two thousand and sixty-four dollars;

For fuel, fourteen thousand one hundred and ninety-four dollars and fifty cents;

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

For contingencies, viz.: freight, ferriage, cartage, and wharfage; compensation to judges-advocate; per diem for attending courts martial and courts of enquiry; for constant labor, house rent in lieu of quarters, burial of deceased marines, printing, advertising, stationery, forage, postage, pursuit of deserters, candles, oil, straw, furniture, bed-sacks, spades, shovels, axes, picks, and carpenters' tools, expense of a horse for messenger, pay of matron, washerwoman, and porter, for the hospital at headquarters, twenty-five thousand dollars;

Reappropriation.

For the reappropriation of the following sum carried to the surplus fund, under the provisions of the tenth section of the act entitled "An act making appropriations for the civil and diplomatic expenses of the government for the year ending the thirtieth of June, one thousand eight hundred and fifty-three, and for other purposes," approved thirty-first of August, one thousand eight hundred and fifty-two, to be applied to the payment of all expenses incurred prior to the first day of July, one thousand eight hundred and fifty-two; for carrying into effect the provisions of the act providing for the prosecution of the war between the United States and the Republic of Mexico, twenty-six thousand one hundred and fifty-six dollars and fifty cents.

1852, ch. 108.

Pay of navy agent's clerk at Washington.

SEC. 2. "*And be it further enacted*, That the provisions, contained in the act of the twenty-second April, eighteen hundred and fifty-four, adding a per centage to the pay of the clerks employed at the navy-yard" in Washington city, be construed so as to include the clerks and messenger in the office of the Navy Agent for said yard, and the messenger in the Commandant's office.

1854, ch. 52.

Memphis.

SEC. 3. *And be it further enacted*, That all the grounds and appurtenances thereunto belonging, known as the Memphis Navy Yard, in Shelby county, Tennessee, be and the same is hereby ceded to the Mayor and Aldermen of the city of Memphis, for the use and benefit of said city, and that the Secretary of the Navy order the commandant of said Navy Yard at Memphis, to surrender to the Mayor of Memphis said property: *Provided*, That the accounting officers of the treasury, in settling the accounts of the late Navy Agent at Memphis, shall not deduct

Navy Yard ceded to Memphis.

Proviso as to accounts of the late navy agent at Memphis.

the sum of two thousand nine hundred and sixty-four dollars and fifty-nine cents already received by him and passed to his credit on the books of the Treasury Department, from his salary as acting purser, provided for by an act making appropriations for the naval service of the country *for the* for the year ending the thirtieth of June, eighteen hundred and fifty-three. 1852, ch. 109.

SEC. 4. *And be it further enacted*, That the two "General orders" of the Secretary of the Navy, dated August thirty-one, eighteen hundred and forty-six, and May twenty-seven, eighteen hundred and forty-seven, upon relative rank, shall have the force and effect of law. Two general orders respecting rank, to have the force of law.

SEC. 5. *And be it further enacted*, That the pay of the boatswains, gunners, carpenters, and sailmakers of the navy, shall be as follows: Pay of boatswains, gunners, carpenters, and sailmakers.

On leave, or waiting orders, per annum, six hundred dollars; shore duty, seven hundred dollars; sea service, nine hundred dollars. An addition of two per centum upon the foregoing rates for every year's sea service, and an addition upon sea pay of ten per centum when serving in ships with four hundred men, and twenty per centum, when serving in ships with nine hundred men. 1855, ch. 198, § 5.

APPROVED, August 5, 1854.

CHAP. CCLXIX. — *An Act to carry into effect a Treaty between the United States and Great Britain, signed on the fifth day of June, eighteen hundred and fifty-four.* Aug. 5, 1854.

1855, ch. 144.
Post, p. 727.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever the President of the United States shall receive satisfactory evidence that the Imperial Parliament of Great Britain and the Provincial Parliaments of Canada, New Brunswick, Nova Scotia, and Prince Edward's Island, have passed laws on their part to give full effect to the provisions of the treaty between the United States and Great Britain, signed on the fifth of June last, he is hereby authorized to issue his proclamation, declaring that he has such evidence, and thereupon, from the date of such proclamation, the following articles, being the growth and produce of said provinces of Canada, New Brunswick, Nova Scotia, and Prince Edward's Island; to wit: After proclamation by the President, certain articles, the growth or produce of Canada, New Brunswick, Nova Scotia, and P. Ewds. Island, to be duty free.

Grain, flour, and breadstuffs of all kinds; animals of all kinds; fresh, smoked, and salted meats; cotton-wool; seeds and vegetables; undried fruits; dried fruits; fish of all kinds; products of fish and all other creatures living in the water; poultry; eggs; hides, furs, skins or tails undressed; stone or marble in its crude or unwrought state; slate; butter, cheese, tallow; lard; horns; manures; ores of metals of all kinds; coal; pitch, tar, turpentine; ashes; timber and lumber of all kinds, round, hewed and sawed, unmanufactured in whole or in part; fire-wood, plants, shrubs, and trees; pelts; wool; fish oil; rice; broom-corn and bark; gypsum, ground or unground; hewn or wrought or unwrought burr or grindstones; dye-stuffs; flax, hemp, and tow, unmanufactured; unmanufactured tobacco; rags; —

Shall be introduced into the United States free of duty so long as the said treaty shall remain in force — subject, however, to be suspended in relation to the trade with Canada, on the condition mentioned in the fourth article of the said treaty; And all the other provisions of the said treaty shall go into effect, and be observed on the part of the United States.

SEC. 2. *And be it further enacted*, That whenever the island of Newfoundland shall give its consent to the application of the stipulations and provisions of the said treaty to that Province, and the Legislature thereof and the Imperial Parliament shall pass the necessary laws for that purpose, the above enumerated articles shall be admitted free of duty from that Province into the United States, from and after the date of a procla- Same provision to apply to Newfoundland on certain conditions.