CHAP. XXXVIII.—*An Act to authorize the Vestry of Washington Parish to take and enclose certain Parts of Streets in the City of Washington, for the Purpose of extending the Washington Cemetery; and for other Purposes.* May 18, 1858.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Vestry of Washington parish shall be, and are hereby, authorized, with the consent of the corporation of the city of Washington, to take, enclose, and use forever those parts of Eighteenth and Nineteenth streets east, which lie between the north side of G street south and the north side of Water street; and also those parts of south G and south H streets which lie between Seventeenth and Twentieth streets east, for the purpose of enlarging the Washington Cemetery: *Provided*, That the power hereby conferred shall not be exercised as regards such particular portion of either of the aforesaid streets as may pass in front of any lot of ground not owned by the said vestry, until the said vestry shall become the owners of such lot of ground: *And provided further*, That the said vestry shall not sell for any purpose whatever any of the aforesaid parts of streets, but the United States shall retain and hold such parts thereof as may be laid out for burial purposes for the interment of members of Congress or such officers of the government as may die in Washington.

Certain streets may be inclosed to enlarge the cemetery.

Proviso.

SEC. 2. *And be it further enacted*, That no canal, railroad, street, or alley shall ever be laid out or opened into or through the Washington Cemetery, except such avenues or walks as may be laid out by the vestry of Washington parish, for the use and purposes of the said cemetery.

No canal, &c. to be opened through the cemetery.

SEC. 3. *And be it further enacted*, That the Washington Cemetery shall be forever free from taxation.

Not to be taxed.

APPROVED, May 18, 1858.

CHAP. XXXIX.—*An Act to provide for the Collection and Safe-keeping of Public Archives in the State of California.* May 18, 1858.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be the duty of the Secretary of the Interior to cause to be collected and deposited in the Surveyor-General's office in California, all official books, papers, instruments of writing, documents, archives, official seals, stamps, or dies, that may be found in the unauthorized possession of any individual, relating to and used in the administration of government and public affairs in the department of Upper California, and which belonged to the government during the existence of Spanish or Mexican authority in Upper California; and the same, when deposited in his office, shall be safely and securely kept by the Surveyor-General in the archives of his office; and copies thereof, authenticated by the Surveyor-General under the seal of his office, shall be evidence in all cases where the originals would be evidence; *Provided*, That at the time of depositing said books, papers, writings, and documents in said archives, a schedule and accurate description thereof shall be made by the Surveyor-General, with a statement of the time and place where the same were found, and when they were deposited in the archives, which shall be certified under the seal of the Surveyor-General, and filed in his office; and a certified copy of said schedule shall be transmitted to the Commissioner of the General Land-Office, and also to the Attorney-General.

Secretary of Interior to collect all official books, &c.

Copies under the seal of the Surveyor-General to be evidence.

Proviso.

Schedule and description of said books to be made, &c.

SEC. 2. *And be it further enacted*, That if the Surveyor-General shall have cause to suspect a concealment of any such official books, papers, writings, documents, archives, or official seals, stamps, or dies aforesaid, in any particular dwelling-house, building, or place, any judge or commissioner of the United States may, on affidavit showing the facts and circumstances upon which such suspicions are founded, grant to the Surveyor-General, or to any marshal of the United States, a warrant to enter such

Surveyor-General may have search-warrant for concealed books, &c.

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