thereon shall be conclusive. And should this charter be so adjudged forfeited, the monument and other improvements and property held under the same shall be placed by the President of the United States under the care and custody of the Commissioner of Public Buildings, or such other officer of the United States as he may designate or appoint for the time being.

If charter is forfeited.

SEC. 5. *And be it further enacted*, That the said corporation and body politic, hereinbefore created, shall, by the name and style of the "Washington National Monument Society," have perpetual succession; shall be capable to sue or to be sued, to plead or be impleaded in any court of law or equity in the United States; may have and use a common seal, and the same may destroy, alter, and renew at pleasure, and shall have power to purchase, take, receive, and enjoy, to them and their successors, any and all property, of any kind and description whatsoever, for the purpose of completing the erection of said monument; to dispose of the same as they shall deem most conducive to the object of completing the erection, now in progress, of the monument aforesaid; to elect, so soon after the passage of this act as may be convenient, such officers as they may deem proper, and to make and ordain such constitution, by-laws, ordinances, and regulations consonant to the objects of this charter as they may deem expedient and proper, and which shall not be repugnant to the constitution and laws of the United States; and to repeal, alter, and amend the same: *Provided, always*, That the President of the United States, for the time being, shall be *ex officio* president; and the governors, for the time being of the several States of the United States shall be respectively *ex officio* vice-presidents of the said society, corporation, and body politic, and that all meetings thereof shall be held, and all records and papers thereof kept at the said city of Washington.

Powers of corporation.

May sue and be sued.

Common seal.

Property.

Officers and by-laws.

Proviso. President of the United States to be *ex officio* president, and governors of States, vice-presidents.

Place of meetings, &c.

SEC. 6. *And be it further enacted*, That this act may at any time be altered, amended, or repealed by the Congress of the United States.

Act may be amended or repealed.

SEC. 7. *And be it further enacted*, That all laws, acts, or resolutions, or any part of any law, act, or resolution, inconsistent with this act, shall be, and the same are hereby, repealed.

Inconsistent provisions of law repealed.

SEC. 8. *And be it further enacted*, That this act shall be in force from and after the passing thereof.

To take effect from its passage.

SEC. 9. *And be it further enacted*, That nothing in this act shall be so construed as to authorize this said corporation to issue any note, token, device, scrip, or other evidence of debt to be used as a currency.

Cannot issue notes, &c. as currency.

SEC. 10. *And be it further enacted*, That each of the corporators in said corporation shall be held liable, in his individual capacity, for all the debts and liabilities of said corporation, however contracted or incurred, to be recovered by suit, as other debts or liabilities, before any court of competent jurisdiction. *Provided, however*, That nothing herein contained shall be so construed as to render said corporators in said corporation individually liable for any debt or liability contracted in the name, or behalf of, the Washington National Monument Society at any time prior to the twentieth day of October, one thousand eight hundred and fifty-eight.

Corporators individually liable for debts contracted since October 20, 1858.

Proviso.

APPROVED, February 26, 1859.

CHAP. LXIV.—*An Act to amend an Act entitled "An Act authorizing Repayment for Land erroneously sold by the United States."*

Feb. 28, 1859.

1825, ch. 5.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the act of Congress, "authorizing repayment for lands erroneously sold by the United States," approved January twelfth, eighteen hundred and twenty-five, be, and the same is hereby amended, so as to authorize the Secretary of the Interior, upon proof being made to his satisfaction, that any tract of land has been erroneously sold by the United States, so that from any cause whatever,

Act of 1825 ch. 5, (vol. iv. p. 80,) amended.

Where sale of land by U. S.

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cannot be confirmed, purchase-money to be repaid.

the sale cannot be confirmed, to repay to the purchaser or purchasers, or to the legal representatives or assignees of the purchaser or purchasers thereof, the sum or sums of money, which may have been paid therefor, out of any money in the treasury not otherwise appropriated.

Where purchase-money is invested in stocks, &c., stocks may be sold, &c.

SEC. 2. [*And*] *be it further enacted*, That, whenever any tract of land has been erroneously sold, as aforesaid, and the sum or sums of money which may have been paid for the same, shall have been invested in any stocks held in trust, or shall have been paid into the treasury of the United States, to the credit of any trust fund, it shall be lawful by the sale of such portion of the said stocks as may be necessary for that purpose, or out of said trust fund, for repayment of the purchase-money to be made to the parties entitled thereto.

APPROVED, February 28, 1859.

Feb. 28, 1859.

CHAP. LXV.—*An Act giving the Assent of Congress to a Law of the Missouri Legislature for the Application of the reserved two per cent. Land Fund of said State.*

Assent of Congress given to an act of the legislature of Missouri.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the assent of Congress be, and the same is hereby, given to the act of the legislature of the State of Missouri, entitled "An act supplemental to an act to amend 'An act to secure the completion of certain railroads in this State, and for other purposes,'" approved on the nineteenth day of November, eighteen hundred and fifty-seven, appropriating the two per centum of the net proceeds of sales of public lands in said State, reserved by existing laws to be expended under the direction of Congress, but hereby relinquished to that State; and that the proper accounting officers of the government are hereby authorized and required to audit and pay the accounts for the same, as in the case of the three per centum land fund of said State.

Accounts to be audited, &c.

APPROVED, February 28, 1859.

Feb. 28, 1859.

CHAP. LXVI.—*An Act making Appropriations for the current and contingent Expenses of the Indian Department, and for fulfilling Treaty Stipulations with various Indian Tribes, for the Year ending June thirtieth, eighteen hundred and sixty.*

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, out of any money in the treasury not otherwise appropriated, for the purpose of paying the current and contingent expenses of the Indian department and fulfilling treaty stipulations with the various Indian tribes.

Appropriation.

For the current and contingent expenses of the Indian department, viz:—

1850, ch. 16. 1850, ch. 82. 1851, ch. 14. 1852, ch. 11. 1853, ch. 104. 1854, ch. 167. 1855, ch. 204. 1856, ch. 128. 1857, ch. 90. 1858, ch. 155. *Ante*, p. 329.

For the pay of superintendents of Indian affairs and of the several Indian agents, per acts of fifth June, eighteen hundred and fifty, twenty-eighth September, eighteen hundred and fifty, twenty-seventh February, eighteen hundred and fifty-one, third March, eighteen hundred and fifty-two, third March, eighteen hundred and fifty-three, thirty-first July, eighteen hundred and fifty-four, third March, eighteen hundred and fifty-five, eighteenth August, eighteen hundred and fifty-six, third March, eighteen hundred and fifty-seven, and twelfth June, eighteen hundred and fifty-eight, eighty-seven thousand seven hundred and fifty dollars.

Sub-agents. 1854, ch. 167. Vol. x. p. 315.

For the pay of the several Indian sub-agents, per act of thirty-first July, eighteen hundred and fifty-four, ten thousand five hundred dollars.

1846, ch. 34. Vol. ix. p. 20.

For the pay of clerk to superintendent at St. Louis, Missouri, per act of twenty-seventh June, eighteen hundred and forty-six, one thousand two hundred dollars.

1852, ch. 11. Vol. x. p. 2.

For the pay of clerk to superintendent in California, per act of third March, eighteen hundred and fifty-two, one thousand eight hundred dollars.