from your personal knowledge, and what from information, and the source of that information? If not, now show what is from information, and give its source.

2. State everything you know concerning this case favorable to either the government or the defendant.

Service of notice and copy of interrogatories.

SEC. 5. *And be it further enacted*, That the notice and copy of interrogatories may be served and returned in the same manner and by the same officers or persons as is provided by law for the service and return of a summons or subpœna in civil actions within the District of Columbia.

Commission, how to issue, and what to contain.

SEC. 6. *And be it further enacted*, That the commission shall issue in the name of the criminal court, and under its seal, and must be signed by the clerk, and need contain nothing but the authority conferred upon the commissioner and instructions to guide him, a statement of the cause in which the testimony is to be used, and a copy of all the interrogatories filed appended.

Duties of the commissioner.

SEC. 7. *And be it further enacted*, That the person before whom any of the depositions above contemplated are taken must cause the interrogatories appended to the commission to be written out, and the answers thereto to be inserted immediately underneath the respective questions; the whole, when completed, being read over by or to the witness, must be by him or her subscribed and sworn to in the usual manner.

Exhibits to be appended.

SEC. 8. *And be it further enacted*, That all exhibits produced before the person taking the deposition, or proved or referred to by any witness, or correct copies thereof, must be appended to the depositions, and returned with them, unless sufficient reasons be shown for not so doing.

Commissioner to attach his certificate.

Contents of certificate.

Return.

SEC. 9. *And be it further enacted*, That the person taking the deposition shall attach his certificate thereto, stating that it was subscribed and sworn to by the deponent at the time and place therein mentioned; the whole, including the commission and interrogatories, must then be sealed up and returned to the clerk of the criminal court of the District of Columbia, by mail, unless the defendant and the district attorney agree upon some other mode; and, when received by said clerk, he shall open the package and place the deposition on file in his office.

Substantial compliance with directions to be sufficient.

SEC. 10. *And be it further enacted*, That unimportant deviations from any of the above directions shall not cause the deposition to be excluded where no substantial prejudice could be wrought to the government by such deviation.

Court may establish further rules.

SEC. 11. *And be it further enacted*, That, subject to the regulations hereinbefore contained, the court may establish further rules for taking depositions and all other acts connected therewith.

APPROVED, March 3, 1865.

March 3, 1865.

CHAP. CVII. — *An Act supplemental to the Act approved first July, eighteen hundred and sixty-four, "for the Disposal of Coal Lands and of Town Property in the Public Domain."*

1864, ch. 205. *Ante*, p. 343.

Citizens actually engaged in coal mining on public lands may enter 160 acres, at $20 an acre.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the case of any citizen of the United States who, at the passage of this act, may be in the business of bona fide actual coal-mining on the public lands, except on lands reserved by the President of the United States for public uses, for purposes of commerce, such citizen, upon making proof satisfactory to the register and receiver to that effect, shall have the right to enter, according to legal subdivisions, a quantity of land not exceeding one hundred and sixty acres, to embrace his improvements and mining premises, at the minimum price of twenty dollars per acre, fixed in the coal and town property act of first July, eighteen hundred and sixty-four: *Provided*, That where the mining improvements and premises are on land surveyed at the passage of this act, a sworn declaratory statement descriptive of the tract and premises, showing also the extent and character of the improvements, shall be filed

Description of premises, when to be filed.

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Proof and payment.

within six months from the date of this act; and proof and payment shall be made within one year from the date of such filing; but where such mining premises may be on lands hereafter to be surveyed, such declaratory statement shall be filed within three months from the return to the district land-office of the official township plat; and proof and payment shall be made within one year from the date of such filing.

Town or city sites on the public lands.

SEC. 2. *And be it further enacted*, That in the case of any city or town which, at the passage of this act, may be existing on the public lands, in which the lots therein may be variant as to size from the limitation fixed in the said act of first July, eighteen hundred and sixty-four, and in which the lots and buildings as municipal improvements shall cover an area greater than six hundred and forty acres, such variance as to size of lots or excess in area shall prove no bar to such city or town claim, under said act of first July, eighteen hundred and sixty-four, effect to be given to this act according to such regulations as may be prescribed by the Secretary of the Interior: *Provided*, That the minimum price of each said lots in any such town or city, which may contain a greater number of square feet than the maximum named in the act to which this is an amendment, shall be increased to such reasonable amount as the Secretary of the Interior may by rule establish: *Provided, further*, That where mineral veins are possessed, which possession is recognized by local authority, and to the extent so possessed and recognized, the title to town lots to be acquired shall be subject to such recognized possession and the necessary use thereof: *Provided, however*, That nothing contained herein shall be so construed as to recognize any color of title in possessors for mining purposes as against the government of the United States.

Minimum price of lots.

Mineral veins.

No title recognized in possessors for mining purposes.

APPROVED, March 3, 1865.

March 3, 1865.

CHAP. CVIII. — *An Act to amend an Act entitled "An Act to amend an Act entitled 'An Act making a Grant of alternate Sections of Public Lands to the State of Michigan, to aid in the Construction of certain Railroads in said State, and for other Purposes.'"*

1864, ch. 110. *Ante*, p. 119.

Time for completing a certain railroad in Michigan extended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section one of an act entitled "An act to amend an act entitled 'An act making a grant of alternate sections of public lands to the State of Michigan, to aid in the construction of certain railroads in said state, and for other purposes,'" which said amendatory act was approved June seventh, eighteen hundred and sixty-four, be, and the same is hereby, amended so as to make the last proviso in said section to read as follows, to wit: *Provided, further*, That the time specified in the fourth section of the act hereby amended, for the completion of said road, shall be, and the same is hereby, extended eight years.

APPROVED, March 3, 1865.

March 3, 1865.

CHAP. CIX. — *An Act to authorize the Issuing of Patents for certain Lands in the Town of Stockbridge, State of Wisconsin, and for other Purposes.*

Patents may issue for certain lands in Stockbridge, Wisconsin.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, upon satisfactory proof being made that any occupant[s] of unpatented land in the town of Stockbridge, Calumet County, in the State of Wisconsin, which has, by treaty or otherwise, been allotted to any individual members of the Stockbridge or Munsee tribe of Indians, are the purchasers, grantees, or assignees of such members of said tribes, the President of the United States be authorized to issue patents for the land so occupied to such purchasers, grantees, or assignees, respectively: *Provided*, That in case of conflicting claims to any of the lots of land the commissioner of the general land-office is authorized to hear the proofs of the respective claimants, and to decide which of such claimants are justly entitled to said land, and patents shall be issued in accordance with such decision.

Conflicting claims.