

shall be levied but once within one year, and when paid by such ship, vessel, or steamer, no further tonnage tax shall be collected within one year from the date of such payment.

SEC. 34. *And be it further enacted*, That all acts or parts of acts inconsistent with this act, and all acts and parts of acts imposing any tax upon advertisements, or the gross receipts of toll-roads, are hereby repealed: *Provided*, That this act shall not be construed to affect any act done, right accrued, or penalty incurred, under former acts, but every such right is hereby saved; and all suits and prosecutions for acts already done in violation of any former act or acts of Congress relating to the subjects embraced in this act may be commenced or proceeded with in like manner as if this act had not been passed; and all penal clauses and provisions in existing laws relating to the subjects embraced in this act shall be deemed applicable thereto.

APPROVED, March 2, 1867.

Tax on advertisements and gross receipts of toll-roads repealed.

Inconsistent acts repealed.

Saving clause.

CHAP. CLXXX.—*An Act making Appropriations for the Support of the Army for the Year ending June thirtieth, eighteen hundred and sixty-eight, and for other Purposes.*

March 2, 1867.

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 support of the army for the year ending the thirtieth of June, eighteen hundred and sixty-eight:—

Army appropriation.

For expenses of recruiting, transportation of recruits, and compensation to citizen surgeons for medical attendance, three hundred thousand dollars.

Recruiting and pay of citizen surgeons.

For pay of the army, fourteen million seven hundred and fifty-seven thousand nine hundred and fifty-two dollars.

Pay.

For commutation of officers' subsistence, two million two hundred and twenty-eight thousand nine hundred and eighty-two dollars.

Commutation of subsistence and forage.

For commutation of forage for officers' horses, one hundred and four thousand six hundred dollars.

For payments in lieu of clothing for officers' servants, two hundred and seventy-six thousand nine hundred and seventy-eight dollars.

Payments in lieu of clothing.

For payments to discharged soldiers for clothing not drawn, two hundred thousand dollars.

For contingencies of the army, one hundred thousand dollars.

Contingencies. Artificial limbs. Medical museum. Medical works.

For artificial limbs for soldiers and seamen, seventy thousand dollars.

For army medical museum, ten thousand dollars.

For medical works for library of surgeon-general's office, ten thousand dollars.

For expenses of commanding-general's office, ten thousand dollars.

Commanding-general's office.

For Repairs and Improvements of Armories and Arsenals.—For arsenal and armory at Rock Island, Illinois, six hundred and eighty-six thousand five hundred dollars.

Armories and arsenals.

For the erection of a bridge at Rock Island, Illinois, as recommended by the chief of ordnance, two hundred thousand dollars: *Provided*, That the ownership of said bridge shall be and remain in the United States, and the Rock Island and Pacific Railroad Company shall have the right of way over said bridge for all purposes of transit across the island and river, upon the condition that the said company shall, before any money is expended by the government, agree to pay and shall secure to the United States, first, half the cost of said bridge; and, second, half the expenses of keeping said bridge in repair, and upon guaranteeing said conditions to the satisfaction of the Secretary of War, by contract or otherwise, the said company shall have the free use of said bridge for purposes of transit, but without any claim to ownership thereof.

Rock Island. Bridge at Rock Island. Proviso.

Watervliet arsenal. For Watervliet arsenal, West Troy, New York, thirty-eight thousand two hundred dollars.

Ordnance service. For current expenses of the ordnance service, three hundred thousand dollars.

Arsenals. Allegheny; Champlain; Columbus; Fort Monroe; Fort Union; Frankford; Kennebec; Indianapolis; Leavenworth; New York; Pikesville; Saint Louis; Washington; Watertown. For Allegheny arsenal, Pittsburgh, Pennsylvania, thirty-four thousand dollars. For Champlain arsenal at Vergennes, Vermont, eight hundred dollars. For Columbus arsenal, Columbus, Ohio, one hundred and thirty-nine thousand six hundred and twenty-five dollars. For Fort Monroe arsenal, Old Point Comfort, Virginia, six thousand dollars. For Fort Union arsenal, Fort Union, New Mexico, ten thousand dollars. For Frankford arsenal, Bridesburg, Pennsylvania, thirty thousand dollars. For Kennebec arsenal, Augusta, Maine, one thousand five hundred and twenty-five dollars. For Indianapolis arsenal, Indianapolis, Indiana, one hundred and sixty-nine thousand six hundred and twenty-five dollars. For Leavenworth arsenal, Leavenworth, Kansas, fifteen thousand dollars. For New York arsenal, Governor's Island, New York, one thousand two hundred dollars. For Pikesville arsenal, Pikesville, Maryland, eight hundred dollars. For Saint Louis arsenal, Saint Louis, Missouri, sixty-five thousand dollars. For Washington arsenal, Washington, District of Columbia, fifty thousand dollars. For Watertown arsenal, Watertown, Massachusetts, twenty-one thousand six hundred and sixty-seven dollars.

Purchase of Willard Sears estate. For the purchase of the Willard Sears estate, adjoining the Watertown arsenal grounds, forty-nine thousand and seven hundred dollars, or so much thereof as may be necessary; and the Secretary of War is hereby authorized to sell at public auction a lot of land belonging to the United States situated in South Boston, if, in his opinion, the same is not needed for the public service, and pay the proceeds thereof into the treasury.

Bureau of Refugees, Freedmen, and Abandoned Lands. — For salaries of assistant commissioners, sub-assistant commissioners, and agents, one hundred and forty-seven thousand five hundred dollars.

Salaries. For salaries of clerks, eighty-two thousand eight hundred dollars.

Stationery and printing. For stationery and printing, sixty-three thousand dollars.

Quarters and fuel. For quarters and fuel, two hundred thousand dollars.

Commissary stores. For commissary stores, one million five hundred thousand dollars.

Medical department. For medical department, five hundred thousand dollars.

Transportation. For transportation, eight hundred thousand dollars.

School superintendents. For school superintendents, twenty-five thousand dollars.

Schools and asylums. For buildings for schools and asylums, including construction, rental, and repairs, five hundred thousand dollars.

Telegraphing and postage. For telegraphing and postage, eighteen thousand dollars: *Provided*, That the commissioner be hereby authorized to apply any balance on hand, at this date, of the Refugees and Freedmen's Fund, accounted for in his last annual report, to aid educational institutions actually incorporated for loyal refugees and freedmen: *And provided further*, That no agent or clerk not heretofore authorized by law shall receive a monthly allowance exceeding the sum of two hundred dollars.

SEC. 2. And be it further enacted, That the head-quarters of the General of the army of the United States shall be at the city of Washington, and all orders and instructions relating to military operations issued by the President or Secretary of War shall be issued through the

General of the army, head-quarters of, orders, &c.

General of the army, and, in case of his inability, through the next in rank. The General of the army shall not be removed, suspended, or relieved from command, or assigned to duty elsewhere than at said headquarters, except at his own request, without the previous approval of the Senate; and any orders or instructions relating to military operations issued contrary to the requirements of this section shall be null and void; and any officer who shall issue orders or instructions contrary to the provisions of this section shall be deemed guilty of a misdemeanor in office; and any officer of the army who shall transmit, convey, or obey any orders or instructions so issued contrary to the provisions of this section, knowing that such orders were so issued, shall be liable to imprisonment for not less than two nor more than twenty years, upon conviction thereof in any court of competent jurisdiction.

General of the army not to be removed, without, &c.

SEC. 3. *And be it further enacted*, That section three of the joint resolution relative to appointments to the military academy, approved June sixteen, eighteen hundred and sixty-six, be, and the same is hereby repealed.

Penalty for issuing orders contrary hereto.

SEC. 4. *And be it further enacted*, That the sum of one hundred and fifty thousand dollars be, and the same is hereby appropriated out of any moneys in the treasury not otherwise appropriated, to be disbursed by the Secretary of War, in the erection of fire-proof buildings at or near the city of Jeffersonville, in the State of Indiana, to be used as storehouses for government property.

Repeal of section three of resolution relating to appointments to military academy.

Ante, p. 359.
Fire-proof buildings in Jeffersonville, Indiana.

SEC. 5. *And be it further enacted*, That it shall be the duty of the officers of the army and navy, and of the Freedmen's Bureau, to prohibit and prevent whipping or maiming of the person, as a punishment for any crime, misdemeanor, or offence, by any pretended civil or military authority in any State lately in rebellion until the civil government of such State shall have been restored, and shall have been recognized by the Congress of the United States.

Whipping or maiming, as a punishment for crime, forbidden in, &c. until, &c.

SEC. 6. *And be it further enacted*, That all militia forces now organized or in service in either of the States of Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Louisiana, Mississippi, and Texas, be forthwith disbanded, and that the further organization, arming, or calling into service of the said militia forces, or any part thereof, is hereby prohibited under any circumstances whatever, until the same shall be authorized by Congress.

Militia forces organized or in service in certain rebel States to be disbanded, and their further organization prohibited.

SEC. 7. *And be it further enacted*, That the paymaster-general be authorized to pay under such regulations as the Secretary of War shall prescribe in addition to the amount received by them, for the travel[1]ing expenses of such California and Nevada volunteers as were discharged in New Mexico, Arizona, or Utah, and at points distant from the place or places of enlistment, such proportionate sum according to the distance travel[1]ed as have been paid to the troops of other States similarly situated; and such amount as shall be necessary to pay the same is hereby appropriated out of any moneys in the treasury not otherwise appropriated.

Payment of travelling expenses of certain California and Nevada volunteers.

APPROVED, March 2, 1867.

Appropriation.

CHAP. CLXXI.—*An Act making Appropriations for the Construction, Preservation, and Repairs of certain Fortifications and other Works of Defence for the fiscal Year ending June thirtieth, eighteen hundred and sixty-eight.*

March 2, 1867.

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 construction, preservation, and repair of certain fortifications and other works of defence for the year ending the thirtieth of June, eighteen hundred and sixty-eight:—

Appropriations for fortifications and other works of defence.

For Fort Scammel, Portland, Maine, fifty thousand dollars.

Appropriation for Fort Scammel.