

For medicine, medical supplies, and rations, twenty-five thousand dollars.

For clothing, two thousand five hundred dollars.

For collecting and payment of bounty and other claims to colored soldiers, sailors, marines, or their heirs, forty thousand dollars.

For rent of building, (outside of the District of Columbia,) four thousand five hundred dollars.

For stationery and printing, five thousand dollars.

For mileage and transportation of officers and agents, four thousand dollars.

For telegraphing and postage, one thousand dollars.

For unfulfilled contracts for the erection and repair of school buildings and asylums, forty thousand dollars.

Clothing.
Bounties.

School buildings.

NAVY DEPARTMENT.

Bureau of provisions and clothing: For provisions for the officers, seamen, and marines of the navy, five hundred thousand dollars.

Marine corps: For clothing for non-commissioned officers, musicians, and privates of the marine corps, fifty thousand dollars; for fuel, ten thousand dollars.

Territory of Washington. — That there be, and hereby is, appropriated, for amount to pay expenses of legislative assembly of Washington Territory, per diem and mileage of members, pay of officers, and printing for the session commencing October, eighteen hundred and sixty-nine, nine thousand one hundred and twenty-nine dollars and ninety-one cents, or so much thereof as may be necessary.

For deficiency in appropriation to pay the salary of governor, secretary, and judges of the Territory of Dakota, for the year ending June thirty, eighteen hundred and seventy, seventeen hundred dollars, or so much of the same as shall be necessary for that purpose.

For the payment during the fiscal year ending June thirty, eighteen hundred and seventy-one, of pensions under the act of February fourteen, eighteen hundred and seventy-one, granting pensions to certain soldiers and sailors of the war of eighteen hundred and twelve, and the widows of deceased soldiers and sailors, two hundred and forty thousand dollars: *Provided*, That the provisions of the act of Congress entitled "An act to define the duties of pension agents, to prescribe their manner of paying pensions, and for other purposes," approved July eight, eighteen hundred and seventy, shall be, and the same is hereby, declared to be applicable to all pensions granted by virtue of the said act approved February fourteen, eighteen hundred and seventy-one.

SEC. 2. That there be, and hereby is, appropriated, out of any money in the treasury not otherwise appropriated, the sum of two million seven hundred and fifty thousand dollars, for the expenses of collecting the revenue from customs, for each half-year from and after the thirtieth day of June, eighteen hundred and seventy, and, in addition thereto, such sums as may be received during said half-year from fines, penalties, and forfeitures connected with the customs, and from fees paid into the treasury by customs officers, and from storage, cartage, drayage, labor, and services; and the resolution "making appropriations for the expenses of collecting the revenue from customs," approved May three, eighteen hundred and sixty-six, is hereby repealed.

APPROVED, March 3, 1871.

Navy Department.

Bureau of provisions and clothing.
Marine corps.

Washington Territory.

Dakota Territory.

Pensions.
1871, ch. 50.
Ante, p. 411.

Provisions of act of 1870, ch. 225,
Ante, p. 193.

made applicable to act 1871, ch. 50.

Collection of revenue from customs.

Repeal of former resolution.
Vol. xiv. p. 354.

CHAP. CXVI. — *An Act making Appropriations for the Support of the Army for the Year ending June thirty, eighteen hundred and seventy-two, and for other Purposes.*

March 3, 1871.

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

- Army appropriation for the year ending June 30, 1872. Commanding general's office. the same are hereby, appropriated, out of any moneys in the treasury not otherwise appropriated, for the support of the army for the year ending June thirty, eighteen hundred and seventy-two:—
- Recruiting. For expenses of the commanding general's office, five thousand dollars. For expenses of recruiting and transportation of recruits, one hundred and twenty thousand five hundred and eighty dollars.
- Adjutant-general's department. For contingent expenses of the adjutant-general's department at the headquarters of military divisions and departments, five thousand dollars.
- Signal service. For the expenses of the signal service of the army, five thousand dollars.
- Pay and clothing for discharged soldiers. Indian scouts. For pay of the army, and for payment to discharged soldiers for clothing not drawn, twelve million three hundred thousand dollars; of which sum one hundred thousand dollars, and no more, may be expended for pay of Indian scouts.
- Transportation for officers. For allowance to officers of the army for transportation of themselves and their baggage, when traveling on duty, without troops, escorts, or supplies, one hundred and fifty thousand dollars.
- General expenses. For general expenses, such as the additional compensation of judge advocates, recorders, members, and witnesses while on court-martial service, and traveling expenses of paymasters' clerks, and postage on letters and packages, and telegrams received and sent by officers of the army on public business, one hundred thousand dollars.
- Subsistence. Limit for Indian scouts. For subsistence of regular troops, engineers, and Indian scouts, two million nine hundred thousand dollars, of which sum fifty-five thousand dollars, and no more, may be expended for subsistence of Indian scouts.
- Quartermaster's department. For regular supplies of the quartermaster's department, to wit: For the regular supplies of the quartermaster's department, consisting of fuel for officers, enlisted men, guards, hospitals, storehouses, and offices; of forage in kind for the horses, mules, and oxen of the quartermaster's department at the several posts and stations, and with the armies in the field; for the horses of the several regiments of cavalry, the batteries of artillery, and such companies of infantry as may be mounted, and for the authorized number of officers' horses when serving in the field, and at the outposts, including bedding for the animals; of straw for soldiers' bedding; and of stationery, including blank books for the quartermaster's department, certificates for discharged soldiers, blank forms for the pay and quartermaster's departments, and for printing of division and department orders and reports, four million dollars.
- Incidental expenses of quartermaster's department. For extra pay to soldiers employed under the direction of the quartermaster's department, in the erection of barracks, quarters, storehouses, and hospitals, in the construction of roads, and other constant labor, for periods of not less than ten days, under the acts of March two, eighteen hundred and nineteen, and August four, eighteen hundred and fifty-four, including those employed as clerks at division and department headquarters; expenses of expresses to and from the frontier posts and armies in the field; of escorts to paymasters and other disbursing officers, and to trains where military escorts cannot be furnished; expenses of the interment of officers killed in action, or who die when on duty in the field, or at post on the frontiers, or at posts and other places when ordered by the Secretary of War, and of non-commissioned officers and soldiers; authorized office-furniture, hire of laborers in the quartermaster's department, including the hire of interpreters, spies, and guides for the army; compensation of clerks to officers of the quartermaster's department; compensation of forage and wagon-masters, authorized by the act of July five, eighteen hundred and thirty-eight; for the apprehension of deserters, and the expenses incident to their pursuit; and for the following expenditures required for the several regiments of cavalry, the batteries of light artil-

1838, ch. 162,
§ 10.
Vol. v. p. 257.

lery, and such companies of infantry as may be mounted, namely: The purchase of traveling forges, blacksmiths' and shoeing tools, horse and mule shoes and nails, iron, and steel for shoeing, hire of veterinary surgeons, medicines for horses and mules, picket ropes, and for shoeing the horses of the corps named; also, generally, the proper and authorized expenses for the movement and operations of an army not expressly assigned to any other department, nine hundred thousand dollars.

For purchase of horses for the cavalry and artillery, and for Indian scouts, four hundred and fifty thousand dollars. Cavalry and artillery horses.

For transportation of the army, including baggage of the troops when moving either by land or water; of clothing, camp and garrison equipage from the depots of Philadelphia and Jeffersonville to the several posts and army depots, and from those depots to the troops in the field; and of subsistence stores from the places of purchase, and from the places of *of* delivery under contract, to such places as the circumstances of the service may require them to be sent; of ordnance, ordnance stores, and small arms from the founderies and armories to the arsenals, fortifications, frontier posts, and army depots; freights, wharfage, tolls, and ferriages; the purchase and hire of horses, mules, oxen, and harness, and the purchase and repair of wagons, carts, and drays, and of ships and other sea-going vessels, and boats required for the transportation of supplies and for garrison purposes; for drayage and cartage at the several posts, hire of teamsters, transportation of funds for the pay and other disbursing departments; the expense of sailing public transports on the various rivers, the Gulf of Mexico, and the Atlantic and Pacific; for procuring water at such posts as, from their situation, require it to be brought from a distance; and for clearing roads and removing obstructions from roads, harbors, and rivers, to the extent which may be required for the actual operations of the troops in the field, four million dollars. Transportation.

For hire of quarters for officers on military duty, hire of quarters for troops, of storehouses for the safekeeping of military stores, and of grounds for summer cantonments; for the construction of temporary huts, hospitals, and stables; and for repairing public buildings at established posts, one million dollars. Public transports. Water. Obstructions, roads, harbors, rivers. Hire, &c. of quarters, huts, repairs, &c.

For heating and cooking stoves, five thousand dollars. Stoves.

For purchase and manufacture of clothing, camp and garrison equipage, and for preserving and repacking stock of clothing, camp and garrison equipage, and materials on hand at the Schuylkill arsenal and other depots, five hundred thousand dollars. Clothing and camp equipage.

For establishing and maintaining national cemeteries, two hundred thousand dollars. National cemeteries.

For army contingencies, namely: Such expenses as are not provided for by other estimates, embracing all branches of the military service, fifty thousand dollars. Contingencies.

For purchase of medical and hospital supplies, pay of private physicians employed in emergencies, hire of hospital attendants, expenses of purveying depots, of medical examining boards, and incidental expenses of the medical department, two hundred thousand dollars. Medical and hospital supplies, &c.

For the Army Medical Museum and medical and other necessary works for the library of the surgeon-general's office, seven thousand dollars. Army Medical Museum.

For trials with torpedoes for harbor and land defence and to instruct the engineer troops in their practical construction and application, ten thousand dollars. Trials with torpedoes for harbor, &c. defence.

For completion of barracks and officers' quarters at the engineer depot at Willet's Point, New York, twenty-five thousand dollars. Barracks at Willet's Point.

For repairs and preservation of bridge equipage, ten thousand dollars. Bridge equipage.

For purchase and supply of material and labor for repairs of quarters and barracks at engineer posts, two thousand dollars. Barracks, &c. at engineer posts.

For the ordnance service required to defray the current expenses at

Ordnance service.

the arsenals; of receiving stores and issuing arms and other ordnance supplies; of police and office duties; of rents, tolls, fuel, and lights; of stationery and office furniture; of tools and instruments for use; of public animals, forage, and vehicles; incidental expenses of the ordnance service, including those attending practical trials and tests of ordnance, small-arms, and other ordnance supplies, two hundred thousand dollars.

Metallic ammunition for small-arms.

For manufacturing metallic ammunition for small-arms, one hundred thousand dollars.

Ordnance stores in arsenals.

For overhauling, preserving, and cleaning new ordnance stores on hand in the arsenals, seventy-five thousand dollars.

Sea-coast cannon.

For sea-coast cannon, and carriages for the same, two hundred thousand dollars.

For purchase and manufacture of other ordnance stores, to fill requisition of troops, fifty thousand dollars.

Manufacture of arms.

For manufacture of arms at the national armory, one hundred and fifty thousand dollars.

President to appoint three commissioners of claims; their term of office and duties.

SEC. 2. That the President of the United States shall be, and he is hereby, authorized to nominate, and, by and with the advice and consent of the Senate, appoint a board of commissioners, to be designated as commissioners of claims, to consist of three commissioners, who shall be commissioned for two years, and whose duty it shall be to receive, examine, and consider the justice and validity of such claims as shall be brought before them, of those citizens who remained loyal adherents to the cause and the government of the United States during the war, for stores or supplies taken or furnished during the rebellion for the use of the army of the United States in States proclaimed as in insurrection against the United States, including the use and loss of vessels or boats while employed in the military service of the United States. And the said commissioners in considering said claims shall be satisfied from the testimony of witnesses under oath, or from other sufficient evidence, which shall accompany each claim, taken under such rules and regulations as the commissioners may adopt, of the loyalty and adherence of the claimant to the cause and the government of the United States before and at the time of the taking or furnishing of the property for which any claim shall be made, and of the quantity, quality, and value of the property alleged to have been taken or furnished, and the time, place, and material circumstances of the taking or furnishing of the same. And, upon satisfactory evidence of the justice and validity of any claim, the commissioners shall report their opinion in writing in each case, and shall certify the nature, amount, and value of the property taken, furnished, or used as aforesaid. And each claim which shall be considered, and rejected as unjust and invalid, shall likewise be reported, with the reasons therefor; and no claimant shall withdraw any material evidence submitted in support of any claim.

Claims of loyal citizens for, &c. Vol. xvii. p. 12.

Commissioners to be satisfied from evidence of the loyalty of the claimants, &c.;

to report in writing in each case.

Rejected claims to be reported and reasons for rejection.

Material evidence not to be withdrawn.

Commissioners to take oath.

One to be designated as president.

Vacancies. Commissioners may administer oaths, &c.; to organize and hold sessions at Washington. Quorum.

Rules. Vol. xvii. p. 6.

SEC. 3. That said commissioners shall each take the oath of office provided by law to be taken by all officers of the United States, and shall proceed without delay to discharge their duties under this act. The President of the United States shall designate in his appointment one of said commissioners to be president of the board, and shall be authorized to fill any vacancy which may occur, by reason of death or resignation, in said board; and each commissioner shall have authority to administer oaths and affirmations, and to take the depositions of witnesses in all matters pertaining to their duties. The said commissioners shall meet and organize said board, and hold their sessions at Washington. Two members of the board shall constitute a quorum for the transaction of business, and the agreement of two shall decide all questions in controversy. The said commissioners shall have authority to make and publish rules for their procedure, not inconsistent with this act, and shall publish notice of

their sessions. They shall keep a journal of their proceedings, to be signed by the president of the board, and a register of all claims brought before the board, showing the date of presentation, number, name, and residence of claimant, subject-matter and amount of claim, and the amount, if any, allowed; which records shall be open to the inspection of the President and Attorney-General of the United States, or of such officer as the President may designate.

Journal.
Register of claims.
Records to be open for inspection.

SEC. 4. That said commissioners shall make report of their proceedings, and of each claim considered by them, at the commencement of each session of Congress, to the Speaker of the House of Representatives, who shall lay the same before Congress for consideration; and all claims within this act and not presented to said board shall be barred, and shall not be entertained by any department of the government without further authority of Congress.

Commissioners to report at the beginning of each session of Congress.
Claims not presented to be barred.

SEC. 5. That the commissioners of claims shall be paid quarterly under this act, at the rate of five thousand dollars per annum each, and they shall have authority to appoint one clerk and one short-hand reporter, to be paid quarterly at the rate of two thousand five hundred dollars per annum each, and one messenger, to be paid at the rate of one thousand two hundred dollars per annum, who shall perform the services required of them respectively, and said board shall be further allowed the necessary actual expenses of office rent, furniture, fuel, stationery, and printing, to be certified by the president of the board, and to be audited on vouchers, and paid as other judicial expenses are.

Pay of commissioners; clerk, short-hand reporter, and messenger.

Office rent, printing, &c.

SEC. 6. That a sufficient appropriation to carry this act into effect is hereby made, out of any money in the treasury not otherwise appropriated.

Appropriation.

SEC. 7. That the Secretary of War be, and he is hereby, authorized and directed to negotiate with a responsible party to build and operate a telegraph line from Yancton, Dakota Territory, to Fort Randall, Dakota, and thence to Fort Sully, if, in the opinion of the Secretary of War, the public service demands such extension. And upon the completion of each hundred miles of said line to the satisfaction of the Secretary of War, he is authorized to pay the party constructing the same the sum of eight thousand dollars; and upon the completion of the whole line he shall pay, as aforesaid, the sum of eighty dollars per mile for any number of miles the same may extend over the number of even hundreds: *Provided*, That the money so paid shall be refunded to the United States in the use of said telegraph line at rates not higher than charged private individuals, nor higher than may, in the opinion of said Secretary, be just: *Provided, also*, That when the money advanced by the said Secretary of War shall be refunded, as above provided, the United States shall have no title to nor lien upon said line, but may at all times use the same for public purposes at such rates as may be just.

Secretary of War to negotiate for construction and operation of telegraph line from Yancton to Fort Randall, and Fort Sully, if, &c.
Pay for portions, and for whole of line.

Money so paid to be refunded in use of line;

when refunded United States to have no lien.

SEC. 8. That an amount necessary to enable the Secretary of War to carry into effect the provisions of the foregoing section is hereby appropriated out of any moneys in the treasury not otherwise appropriated.

Appropriation.

SEC. 9. That, in accordance with the fifth section of the act approved July two, eighteen hundred and sixty-four, entitled "An act to amend an act entitled 'An act to aid in the construction of a railroad and telegraph line from the Missouri river to the Pacific Ocean, and to secure to the government the use of the same for postal, military, and other purposes,' approved July first, eighteen hundred and sixty-two," the Secretary of the Treasury is hereby directed to pay over in money to the Pacific Railroad companies mentioned in said act, and performing services for the United States, one half of the compensation at the rate provided by law for such services, heretofore or hereafter rendered: *Provided*, That this section shall not be construed to affect the legal rights of the government or the obligations of the companies, except as herein specifically provided.

Secretary of Treasury to pay over to Pacific Railroad companies one half of compensation, &c.
1862, ch. 120.
Vol. xii. p. 489.
1864, ch. 216.
Vol. xiii. p. 356.

Legal rights of parties not otherwise affected.

APPROVED, March 3, 1871.