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when practicable; and said boards shall ascertain and report to the Secretary of the Navy, in writing, which of said vessels are unfit for further service, or, if the same are unfinished in any navy-yard, those which cannot be finished without great and disproportionate expense, and shall in such report state fully the grounds and reasons for their opinion. And it shall be the duty of the Secretary of the Navy, if he shall concur in opinion with said report, to strike the name of such vessel or vessels from the Navy Register and report the same to Congress

Report.

Condemned vessels, name of, to be stricken from Navy Register.

SEC. 3. No officer of the Navy whose pay is appropriated for in this bill shall be employed on any shore duty after October first eighteen hundred and eighty two, unless the Secretary of the Navy shall determine that the employment of an officer on such duty is required by the public interests, and shall so state in the order of employment, and also the duration of such service, beyond which time it shall not continue.

Shore duty of officers prohibited; exceptions.

Approved, August 5, 1882.

CHAP. 392.—An act authorizing the Secretary of the Interior to dispose of certain lands adjacent to the town of Pendleton, in the State of Oregon, belonging to the Umatilla Indian Reservation, and for other purposes.

August 5, 1882.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he hereby is, authorized to cause to be surveyed and laid out into lots and blocks so much of the Umatilla Indian Reservation, in the State of Oregon, lying and being contiguous to or in the vicinity of the town of Pendleton, as may be necessary to allow said town proper and needful extension and growth, not exceeding six hundred and forty acres. That the lands so authorized to be laid out into town-lots shall, in the plan and survey thereof, correspond as near as may be to the plans and survey of the said town of Pendleton, as laid out and established. That at the time of the said survey the Secretary of the Interior shall cause the said lots and blocks to be appraised by three disinterested persons, to be appointed by him, who, after taking and subscribing an oath before the county clerk of Umatilla County, Oregon to faithfully and impartially perform their duty as appraisers of said lots and blocks under the provisions of this act, which oath shall be returned with their appraisement, shall go in person upon the ground and determine the value of each lot and parcel thereof; making lists thereof particularly describing each lot, block, and parcel, with the appraised value thereof, as by them determined; which said list shall be verified by the affidavit of at least two of said appraisers, made before the said clerk of Umatilla County, Oregon, to the effect that said list is a correct list of the said lots, blocks, and parcels appraised by them, and that the appraisements thereof, are the true value of each parcel appraised, and that the same were determined by them after due and full inspection of each and every parcel thereof.

Sale of land on Umatilla Indian Reservation near Pendleton, Oreg.

Survey.

Appraisement.

SEC 2. That upon the return of said survey and the appraisement of said lands, if the same shall be approved, the Secretary of the Interior shall cause said lands to be offered for sale at public auction at the door of the court house in the town of Pendleton, which sale shall be advertised, for at least thirty days, in such manner as the said Secretary shall direct. The said sale shall be open, public, and to the highest bidder, and shall continue from day to day until all of the said lands shall have been sold or offered for sale. The said lands shall be offered in single lots and parcels, and no bid shall be received for any lot or parcel less than the appraised value of the same. Payment shall be made as follows: One third at the time of sale, one third in one year, and one third in two years; but no patent shall issue until full payment shall have been made. All lots, blocks, and parcels of said lands not sold at said public sale shall thereafter be subject to private entry at the appraised value thereof. Upon a failure of any purchaser to make any of the de-

Sale at public auction, after advertisement, to highest bidder.

Payments.

Land not sold at public sale, etc., subject to private entry.

ferred payments upon any lot or parcel of said land sold at public auction, for the period of thirty days after demand, the same shall be subject to private entry as unsold lots or parcels, and all payments made thereon shall be forfeited to the fund for the use and benefit of said Indians as hereinafter provided: *Provided*, That the title to so much of said lands as is covered by a patent issued by the United States to Moses E Goodwin, on the twentieth day of August, eighteen hundred and sixty-nine, for the north half of the northeast quarter of section ten, the southwest quarter of the southwest quarter of section two, and the northwest quarter of the northwest quarter of section eleven, township two north, range thirty-two east of the Willamette meridian, be, and the same is hereby confirmed to the heirs and legal representatives of the said Moses E Goodwin, now deceased, and to their assigns, upon compliance with the following condition and not otherwise: The heirs and legal representatives of the said Moses E Goodwin, or their assigns, shall pay for the use of said Indians the value of the said lands at the time of Goodwin's settlement thereon; which value shall be determined by the persons who shall be appointed to appraise the lots and blocks by this act authorized to be laid out and appraised; and the said appraisers shall certify and return their action in this respect in the same manner and at the same time as they do their action in respect of the lands laid out into town-lots: *And provided further*, That any right heretofore acquired by the Oregon Railway and Navigation Company for right of way for a line of railway and to lands for use and occupancy by said company for station or depot purposes, shall not be affected by this act.

Proviso.
Title to certain lands confirmed to heirs, etc., of Moses E. Goodwin.

Conditions of confirmation of title.

Proviso.

Oregon Railway and Navigation Company.

Proceeds of sale; disposition of.

SEC. 3. That the funds arising from the sale of said lands, after deducting the expenses of the survey, appraisement, and sale of the same, shall be deposited in the Treasury of the United States to the credit of the Indians belonging on said reservation, and shall bear five per centum per annum interest; and the Secretary of the Interior shall expend, from time to time, for the benefit and support of an industrial school for said Indians on said reservation, so much of the principal and accrued interest thereon as he shall see fit.

Secretary of Interior to make rules, etc.

Compensation of appraisers and surveyors.

SEC 4. That the Secretary of the Interior shall make all needful rules and regulations requisite to carry this act into effect, shall determine the compensation to be allowed the appraisers for their services in appraising said lands, and also the compensation of the surveyor for his services in laying out said lands into town-lots.

Consent of Indians to be obtained, etc.

SEC. 5. That before the Secretary of the Interior shall execute any part of the provisions of this act he shall obtain the full and free consent of the Indians upon the said reservation to the sale and disposition of the said lands in the manner and for the purposes in this act provided.

Appropriation.

SEC. 6. That the sum of fifteen hundred dollars is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of carrying this act into effect, which said sum, or so much thereof as may be expended, shall be reimbursed to the Treasury out of the sales of said lands.

Boundary line of reservation, etc.

SEC. 7. That the interior lines of the land by this act authorized to be laid out in town-lots and separating the same from the lands of said reservation shall from the date of the approval of said survey by the Secretary of the Interior, be and constitute the line of said reservation between the same and the town of Pendleton.

Approved, August 5, 1882.

August 5, 1882.

CHAP. 393.—An act relating to the registration of trade-marks.

Registration of trade-marks.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That nothing contained in the law entitled "An act to authorize the registration of trade-marks and