Bill, how verified.
Parties defendant thereto.
Guardian ad litem to be appointed.
Bill, how answered.
Commissions for taking depositions to be awarded, &c.

verified by the oath of the guardian; and the infant, together with those who would be heirs to the estate if he or she were dead, shall be made parties defendant thereto. It shall be the duty of the court to appoint some fit and disinterested person to be guardian ad litem, for the infant, who shall answer such bill on oath; the infant, also, if above the age of fourteen years, shall answer the bill in proper person, on oath.

Sec. 2. *And be it further enacted*, That whether the answer to the plaintiff's bill admit the facts alleged or not, commissions for taking depositions shall be awarded; and before the court shall have authority, under this act, to decree any sale, every fact material to ascertain the propriety of the sale shall be proved by clear and credible evidence, given by disinterested witnesses; depositions to be taken in the presence of the guardian ad litem, or upon interrogatories agreed upon by him.

What required to render a decree of sale lawful.

Sec. 3. *And be it further enacted*, That if, upon hearing of the cause, it shall be proved, to the satisfaction of the court, by evidence taken as aforesaid, that the interest of the infant manifestly requires the sale of his real estate, or any part thereof, and the court shall be of opinion that, by such sale, the rights of others will not be violated, it shall be lawful to decree such sale, in such manner and upon such terms of credit as the court think right, always retaining a lien upon such estate for the payment of the purchase money.

Proceeds of sale to be applied to the benefit of the infant.

Sec. 4. *And be it further enacted*, That the proceeds of such sale shall be vested and applied for the benefit of the infant, either in the purchase of other real estate, or in such other manner as the court shall think best; but, in whatever hands the proceeds of the sale may be placed, the court shall require ample security that they shall be faithfully applied in such manner as the court may direct.

Disposition of proceeds in case of the infant dying.

Sec. 5. *And be it further enacted*, That if the infant, after such sale, shall die intestate, under the age of twenty-one years, the proceeds aforesaid, or so much thereof as may remain at his death, shall be considered as real estate, and shall pass accordingly to such person or persons as would have been entitled to the estate sold, if it had not been sold.

Costs of suit, how paid.
Guardians not allowed to purchase.

Sec. 6. *And be it further enacted*, That if a sale be decreed, the costs of the suit shall be paid out of the estate of the infant, otherwise the costs shall be paid by the plaintiff: *Provided*, That in no case where a sale shall be decreed shall the guardian of the said infant or infants, or the guardian ad litem, be admitted a purchaser, either by himself or by another, or in any manner whatever become the owner of the said land, during the infancy of the heir or devisee: *And provided, also*, That no sale of any infant's real estate shall be decreed, by virtue of this act, if the testator from whom such estate is derived, shall, by his last will and testament, have expressly directed otherwise.

No sale to be decreed if prohibited by the testator.

Act to take effect from its passage.

Sec. 7. *And be it further enacted*, That this act shall be in force from and after the passage thereof.

Approved, March 3, 1843.

Statute III.

March 3, 1843.

1844, ch. 54.

Chap. LXXXVIII.—*An Act directing the survey of the northern line of the reservation for the half-breeds of the Sochs* [*Sacs*] *and Fox tribes of Indians by the treaty of August one thousand eight hundred and twenty-four.*

Boundary line to be surveyed and suitably demarked.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Chief Engineer cause to be surveyed and suitably demarked the northern boundary line of the reservation for the use of the half-breeds of the Soch [Sacs] and Fox tribes of Indians, by the treaty of the fourth of August one thousand eight hundred and twenty-four, beginning at the point, which at the date of said treaty was known and recognised as the northwest corner of the State of Missouri, and running thence due east to the river Mis-

AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

sissippi, the section of said line lying between that stream and the river Des Moines being the northern boundary line of said reservation.

Approved, March 3, 1843.

Statute III.

March 3, 1843.

Chap. LXXXIX.—*An Act to provide for carrying into effect the treaty between the United States and Great Britain, concluded at Washington on the ninth day of August, one thousand eight hundred and forty-two.*

Commissioner to be appointed to run and mark the boundary line—his salary.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the commissioner to be appointed on the part of the United States for the purpose of running, tracing, and marking certain parts of the boundary line between the United States and the British possessions in North America, according to the sixth article of the treaty between the United States and Great Britain, concluded on the ninth of August, one thousand eight hundred and forty-two, shall be allowed and paid a salary at the rate of three thousand dollars per annum; and the said commissioner may employ a clerk, who shall be allowed and paid a salary at the rate of one thousand five hundred dollars per annum: *Provided*, That the salaries of said officers shall not commence until they shall have been severally ordered into service.

Commissioner allowed a clerk.

Proviso.

Officers of the topographical engineers may be employed to assist the commissioner.

Sec. 2. *And be it further enacted*, That it shall be lawful for the President of the United States to cause any one or more of the officers of the corps of topographical engineers, as the public service may require, to be employed to aid and assist the said commissioner in running, tracing, and marking the said line.

Appropriation for expenses of the commission.

Sec. 3. *And be it further enacted*, That for the payment of the said salaries, and for other expenses of said commission, including the purchase or repair of instruments, wages to persons employed, and other contingencies, there be appropriated, out of any money in the treasury not otherwise appropriated, the sum of fifteen thousand dollars.

Appropriation for Maine and Massachusetts.

Sec. 4. *And be it further enacted*, That the sum of three hundred thousand dollars be, and the same is hereby appropriated, out of any money in the treasury not otherwise appropriated, to be paid in equal moieties to the States of Maine and Massachusetts, in conformity with the provision of the fifth article of the said treaty.

Accounts of Maine and Massachusetts for certain expenses to be audited and paid.

Sec. 5. *And be it further enacted*, That it shall be the duty of the proper officers of the treasury to audit and pay the accounts of the States of Maine and Massachusetts for all claims for expenses incurred by them in protecting the heretofore disputed territory on the northeastern frontier of the United States, and making a survey thereof, as provided by the fifth article of said treaty; and the sum of, not exceeding ten thousand seven hundred and ninety-two dollars and ninety-five cents for Massachusetts, and two hundred and six thousand nine hundred and thirty-four dollars and seventy-nine cents for Maine, is hereby appropriated, out of any money in the treasury not otherwise appropriated, in satisfaction of the said accounts.

Appropriation therefor.

Naval appropriations to be applied to the execution of the provisions of the 8th article.

Sec. 6. *And be it further enacted*, That it shall be the duty of the President of the United States, in execution of the provisions of the eighth article of said treaty, to apply so much of the naval appropriations as may be necessary therefor, to the preparation, equipment, and maintenance of the naval force therein stipulated to be employed on the coast of Africa by the United States.

Approved, March 3, 1843.