

jurisdiction within the county where the said cemetery is situated, shall be sentenced to undergo imprisonment in the penitentiary of the District of Columbia, at hard labor, for a term not less than one year, or more than five, and pay a fine of not less than one hundred dollars, at the discretion of the said court.

SEC. 8. *And be it further enacted*, That lots in the said cemetery shall be indivisible, and upon the death of any proprietor of any lot in the said cemetery, he or she being a member of said corporation, the devisee of such lot, or the heir at law, as the case may be, shall be entitled to all the privileges of membership as aforesaid; and if there be more than one devisee, or heir at law, of each lot, the board of managers for the time being shall designate which of the said devisees or heirs at law shall represent the said lot, and vote in the meetings of the corporation; which designation shall continue in force until by death, removal, or other sufficient cause, another designation shall become necessary; and in making such designation the managers shall, as far as they conveniently may, give the preference to males over females, and to proximity of blood, and priority of age, having due regard, however, to proximity of residence.

SEC. 9. *And be it further enacted*, That it shall be lawful for the said corporation to take and hold any grant, donation, or bequest, upon trust, to apply the income thereof, under the direction of the board of managers, for the embellishment, preservation, renewal, or repair of any tomb, monument, grave-stone, or other structure, fence, railing, or other enclosure, in or around any cemetery lot, or for the planting and cultivation of any trees, shrubs, flowers, or plants, in or around any cemetery lot, according to the terms of such grant, donation, or bequest; and any court having equity jurisdiction within the county in which said cemetery is situated shall have full power and jurisdiction to compel the due performance of such trust, or any of them, upon a bill filed by the proprietor of any lot in said cemetery for that purpose.

SEC. 10. *And be it further enacted*, That the said cemetery property shall be, and the same is hereby, declared to be forever inalienable by the said corporation, and to be exempted from all public assessments and taxes, so long as the same shall remain dedicated to the purposes of a cemetery.

APPROVED, March 3, 1849.

How lots in said cemetery shall descend on the death of proprietors thereof.

Grants, donations, bequests, &c., how to be held and applied.

Said cemetery property to be inalienable, and to be exempt from taxes, &c.

CHAP. CXXX.—*An Act for the Relief of James Hotchkiss.*

March 3, 1849.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That James Hotchkiss be, and he is hereby, authorized to enter at the Chicago Land Office, in the State of Illinois, at the minimum price, the north-east quarter of section thirty-one, in township thirty-nine north, and range eight east, of the third principal meridian: *Provided*, That said Hotchkiss, at the time of said entry and purchase, shall satisfy the register and receiver of said land district that there are no adverse or other claimants to said tract of land, or to any part thereof.

APPROVED, March 3, 1849.

James Hotchkiss authorized to enter a quarter section of land.

Proviso.

CHAP. CXXXI.—*An Act for the Relief of Mary Mac Rea, Widow of Lieutenant Colonel William Mac Rea, late of the United States Army, deceased.*

March 3, 1849.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in considera-

Pension to Mary Mac Rea for