

Responsibilities of collector. collector, in the enrolment and licensing of vessels, shall be subject to the laws of the United States, and liable to all the penalties and responsibilities imposed upon collectors in like cases.

APPROVED, February 28, 1867.

March 1, 1867. CHAP. CXLIII. — *An Act to quiet Title to Land in the Towns of Santa Clara and Petaluma, in the State of California.*

Right of the United States to land in the towns of Santa Clara and Petaluma, Cal. relinquished to those towns, &c.

The grant not to extend to any reservation; nor prejudice adverse rights; nor preclude judicial examinations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all the right and title of the United States to the land situated within the corporate limits of the towns of Santa Clara and Petaluma, in the State of California, as defined in the acts of the legislature of that State incorporating said towns, be, and the same are hereby, relinquished and granted to the corporate authorities of said towns and their successors, in trust, for and with authority to convey so much of said land as is in the bona fide occupancy of parties upon the passage of this act, by themselves or tenants, to such parties: *Provided,* That this grant shall not extend to any reservation of the United States, nor prejudice any valid adverse right or claim, if such exist, to said land or any part thereof, nor preclude a judicial examination and adjustment thereof.

APPROVED, March 1, 1867.

March 2, 1867. CHAP. CXLIV. — *An Act making Appropriations for the Repair, Preservation, and Completion of certain Public Works heretofore commenced under the Authority of Law, and for other Purposes.*

Public works appropriation.

Examinations and surveys.

On Atlantic and Pacific coasts; northwestern lakes; western, &c. rivers.

Re-examinations, &c. to be made and plans may be changed. Other harbors to be examined to determine the improvements required and their cost.

Report to Congress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums of money be, and the same are hereby, appropriated, to be paid out of any money in the treasury not otherwise appropriated, to be expended under the direction and superintendence of the Secretary of War, for the repair, preservation, and completion of the following works heretofore commenced under the authority of law, and for the other purposes hereinafter named, that is to say: —

For examination and survey of works of improvement for which appropriations have been heretofore made, and concerning which no sufficient information is now in possession of the department, and for examination and survey at other points in the fourth and fifth sections of this act specified, that is to say: On the Atlantic coast, thirty thousand dollars; on the Pacific coast, twenty-five thousand dollars; on the northwestern lakes, seventy-five thousand dollars; on the western and northwestern rivers, one hundred and twenty-five thousand dollars. And the Secretary of War, when the public interests require it, shall cause examinations or re-examinations to be made, with suitable surveys, of the works aforesaid and all other works provided for by this act, and shall make such changes or modifications of the plans heretofore adopted for their improvement as shall be necessary and proper. And he shall cause such needful examination of other harbors and places in the fourth and fifth sections of this act specified, upon the sea and lake coasts and on western rivers, to be made as will enable him to determine what improvements thereof are required to render them safe and convenient for the navigation of the naval and commercial vessels of the United States, and the costs of such improvements; and he shall make full report thereof, and of the plans deemed advisable therefor, to Congress on the first Monday of December next, for such action as may be judged expedient and right. And if, upon such examination and survey of works first herein named, being works now existing or in process of completion, and concerning which no information is now in the possession of the department, there shall remain an unexpended balance of appropriation, properly applicable there-

to, from the sums herein appropriated, which may, in the judgment of the Secretary of War, be judiciously applied towards the economical and needful continuation or completion of such works, the Secretary of War shall direct such balance to be applied and used accordingly; but no moneys shall be used for such purposes, excepting from the balances remaining from appropriations herein made for the specific examination and survey of such works.

Balance of existing appropriations may be applied to continue &c. such works, when, &c.

For extending the pier at Erie harbor, Pennsylvania, and dredging channel through to outer bar, twenty-five thousand dollars. Erie harbor.

For improvement at mouth of Conneaut river, Ohio, ten thousand dollars. Conneaut river.

For improvement at Ashtabula harbor, Ohio, fifty-four thousand dollars. Ashtabula

For improvement of works at Grand River harbor, Ohio, sixty thousand dollars. Grand River.

For improvement of Sandusky river, from Fremont to Lake Erie, in Ohio, twenty thousand dollars. Sandusky river.

For improvement of Maumee bay, Ohio, twenty thousand dollars.

Maumee bay.

For improvement of St. Clair flats, in Michigan, one hundred and fifty thousand dollars, to be expended in accordance with the plans and specifications of Colonel T. J. Cram, in his report of December tenth, eighteen hundred and sixty-six. St. Clair flats.

For improvement at mouth of Saginaw river, Michigan, twenty-eight thousand dollars. Saginaw river.

For improvement of St. Mary's river, Michigan, fifty thousand dollars. St. Mary's river.

For improving mouth of Au Sable river, Lake Huron, fifty thousand dollars. Au Sable river.

For improving Marquette harbor, Lake Superior, eighty-five thousand dollars. Marquette harbor.

For improving Eagle harbor, Lake Superior, sixty-five thousand dollars. Eagle harbor.

For improving harbor at Superior City, Wisconsin, sixty-three thousand dollars. Superior City.

For improving harbor of Aux Becs Scies, Michigan, ten thousand dollars. Aux Becs Scies.

For improvement of Grand River harbor, Michigan, forty thousand dollars. Grand River.

For improvement of Black Lake harbor, Michigan, fifty-one thousand dollars. Black Lake.

For improving harbor of St. Joseph, Michigan, twenty-three thousand dollars. St. Joseph.

For improving harbor at Racine, Wisconsin, forty-five thousand dollars. Racine.

For improving harbor of Sheboygan, Wisconsin, eight thousand dollars. Sheboygan.

For improving harbor of Manitowoc, Wisconsin, forty-five thousand dollars. Manitowoc.

For improving harbor of Green Bay, Wisconsin, forty-five thousand dollars. Green Bay.

For improving harbor of Manistee, Michigan, sixty thousand dollars. Manistee.

For improvement of White River harbor, Michigan, fifty-seven thousand dollars. White River.

For improvement of Muskegon harbor, Lake Michigan, fifty-nine thousand dollars. Muskegon.

For improving harbor of South Haven, Michigan, forty-three thousand dollars. South Haven.

For improving harbor of New Buffalo, Michigan, sixty thousand dollars. New Buffalo.

Dunkirk.	For improving harbor of Dunkirk, New York, one hundred thousand dollars.
Buffalo.	For improving harbor of Buffalo, New York, one hundred thousand dollars.
Olcott.	For improving harbor at Olcott, New York, at mouth of Eighteen-mile creek, sixty thousand dollars.
Oak Orchard.	For improvement at harbor of Oak Orchard, New York, eighty-seven thousand dollars.
Big Sodus bay.	For improving harbor of Big Sodus bay, New York, eighty thousand dollars.
Little Sodus bay.	For improving harbor of Little Sodus bay, New York, fifty thousand dollars.
Oswego.	For improving harbor at Oswego, New York, sixty thousand dollars.
Plattsburg.	For improving harbor of Plattsburg, New York, twenty-six thousand dollars.
Kennebec river.	For completing the improvement of the navigation of the Kennebec river, Maine, between Shepard's Point and Augusta, thirty thousand dollars.
Ogdensburg.	For improving harbor of Ogdensburg, New York, forty thousand dollars.
Burlington.	For improving the harbor of Burlington, Vermont, eighty thousand dollars.
Thames river.	For improvement of Thames river, Connecticut, thirty-six thousand dollars.
St. Croix river.	For the purpose of improving the navigation of the St. Croix river, Maine, above the ledge, fifteen thousand dollars: <i>Provided</i> , The province of New Brunswick shall contribute and pay to the proper disbursing officer a like sum for said purpose, said payment being made on condition that in no event shall the province of New Brunswick be called upon for more than half the sum actually expended for said purpose.
Province of New Brunswick to pay the like sum, &c.	
Hudson river.	For improvement of Hudson river, New York, from Troy to Baltimore, three hundred and five thousand one hundred and eighty-eight dollars.
Marcus Hook.	For improving harbor of Marcus Hook, Pennsylvania, ninety-four thousand dollars.
Chester harbor.	For improvement of Chester harbor, Pennsylvania, eleven thousand dollars.
Delaware breakwater.	For improvement of Delaware breakwater, Delaware bay, one hundred and nine thousand four hundred and ninety-three dollars and seventy cents.
Patapsco river.	For improvement of Patapsco river, Maryland, seventy-five thousand dollars.
Mississippi river.	For improvement of mouth of Mississippi river, two hundred thousand dollars.
Ohio river.	For improvement of Ohio river, one hundred thousand dollars.
Saco river.	For improvement of Saco river, Maine, forty thousand dollars.
Boston harbor.	For preservation and improvement of Boston harbor, Massachusetts, three hundred and seventy-five thousand dollars.
Improving the navigation of the Mississippi river at Des Moines; Canal to be free of tolls.	For improving navigation on the Mississippi river at Des Moines or Lower rapids, according to such plan as the Secretary of War shall on the report of a board of engineers approve, five hundred thousand dollars: <i>Provided, however</i> , That any canal that may be constructed around said Des Moines or Lower rapids of the Mississippi river shall be and forever remain free to the navigation and commerce of said river; and no tolls shall ever be collected thereon.
Rock Island rapids.	For improving navigation of Mississippi river at Rock Island rapids, two hundred thousand dollars.
Ontonagon harbor.	For improving harbor of Ontonagon, Michigan, ninety-seven thousand six hundred dollars.

For building and operating two dredges and snag-boats, to be used on the Mississippi river between Fort Snelling and Rock Island rapids, ninety-six thousand dollars.

Dredges and snag-boats on the Mississippi river;

For building and operating one dredge or snag-boat on the Wisconsin river, forty thousand dollars.

the Wisconsin river.

For improving harbor of Pentwater, Lake Michigan, fifty-five thousand dollars.

Harbor of Pentwater;

For improving harbor of Pere Marquette, Lake Michigan, fifty thousand dollars.

Pere Marquette.

To improve the navigation of the Willamette river, Oregon, below the city of Portland, thirty thousand dollars.

Willamette river.

For removing snags and boulders throughout the Minnesota river, thirty-seven thousand five hundred dollars.

Snags, &c. in the Minnesota river.

For improvement of Providence river, Rhode Island, off Pawtuxet bar, and at the Crook, twenty-five thousand dollars.

Providence river.

For improvement of the Pawtucket river, Rhode Island, seventeen thousand dollars.

Pawtucket river.

SEC. 2. *And be it further enacted*, That the appropriation of seventy-five thousand dollars for constructing works, and improving the entrance into the harbor of Michigan City, Indiana, made in and by the act approved June twenty-third, eighteen hundred and sixty-six, shall be expended for the purposes aforesaid, upon the terms, and in the manner hereinafter provided for other appropriations under this act: *Provided*, That it shall be first shown to the satisfaction of the Secretary of War that the sum of one hundred thousand dollars has been expended by the Michigan City Harbor Company in the construction of a safe and convenient harbor at that place: *And provided*, That the passage of vessels to and from said harbor shall be free, and not subject to toll or charge, and the money appropriated by this act shall be so applied as to complete or make the nearest approximation to completing the work for which each specific appropriation is made; and it shall be the duty of the Secretary of War to apply the sums herein appropriated for other purposes than for examinations and surveys by contract: *Provided, however*, That when, from the nature of the work to be done, the same cannot, in the judgment of the Secretary, be made the subject of contract, the necessary expenditure may be otherwise ordered: *Provided*, That no contract shall be made except after public advertisement for proposals, in such form and manner as to secure general notice thereof, and the same shall only be made with the lowest responsible bidder therefor, upon security deemed sufficient in the judgment of the Secretary. And it shall be the duty of the said Secretary, at the earliest practicable time, to report to Congress the result of any survey or resurvey, with the plan adopted and the items of expenditure under said plan; and he shall make report of all action taken under the provisions of this act, and he shall accompany said report with a statement of the amount and date of all former appropriations for each work, and a full estimate for its entire and permanent completion, with the amount that can be profitably expended in the next fiscal year; and he shall also state in what collection district each work is located, and at or near what port of entry, lighthouse, or port, what amount of revenue was collected at the nearest port of entry for the last fiscal year, and, as far as practicable, what amount of commerce and navigation would be benefited by the completion of each particular work: *Provided*, That he shall continue to make such a report the first Monday of December, annually, until the works herein provided for shall be completed.

Former appropriation for harbor at Michigan City how to be expended.

1866, ch. 138. Ante, p. 73.

Double the amount must have been expended by the Michigan City Harbor Company.

Vessels not to be subject to toll.

Appropriations to be so applied as to complete the works;

for other purposes than for examinations, &c. by contract;

how to be expended when the work cannot be the subject of contract.

Contracts not to be made until, &c.

Secretary of War to report results of surveys to Congress with plans, &c.

Report to state what;

to be continued until works are completed.

SEC. 3. *And be it further enacted*, That whenever the Secretary of War shall invite proposals for any works, or for any material or labor for any works, there shall be separate proposals and separate contracts for each work, and also for each class of material or labor for each work, and he shall report to Congress, on the first Monday of December next,

Separate proposals and contracts for each work and each class of works, &c.

Disbursing officers except, &c. to give bonds.

United States officers not to receive commissions for disbursements.

Appropriations to be at the disposal of the Secretary of War.

Examinations, or surveys, or both, to be made at various points, and the purpose of the examinations;

to be continued at certain other points.

all the bids with the names of the bidders. All persons not holding commissions in the regular army of the United States, who shall be intrusted with the disbursement of the funds appropriated for the works named in this act, shall be required to give bond and ample security for the faithful application of the same, and no such disbursing officer in the army of the United States shall receive any commission or compensation for making such disbursements. And the moneys hereinbefore appropriated shall remain and be at the disposal of the Secretary of War, and subject to his control for the purposes named in this act, until the several works and improvements herein provided for are completed, any law or regulation to the contrary notwithstanding.

SEC. 4. *And be it further enacted*, That the Secretary of War is hereby directed to cause examinations or surveys, or both, as afore-said, to be made at the following points, namely: At the harbor of San Francisco, California, with a view to the removal of "Blossom Rock," if the same should be found necessary and essential to commerce; at Crescent city harbor, California; at Duxbury beach, Massachusetts; at mouth of Menomonee river, Green bay; at Saugatuck harbor, mouth of Kai[am]azoo river, in Michigan; at Port Clinton, in Ohio; at Pultneyville, Lake Ontario, New York; and of the Tennessee river, from Chattanooga to its mouth; at Reedy island and Liston (tree) point, in the Delaware river and bay; at Richmond's island, Cape Elizabeth, the Union river and the Gut opposite the city of Bath, Maine; the Connecticut river, between Hartford and its mouth; at Block Island, in the State of Rhode Island, the reefs in Lake Michigan, near the harbor of Racine, in Wisconsin, with a view to a lighthouse and breakwater thereon; and the Potomac river, in the District of Columbia.

SEC. 5. *And be it further enacted*, That the Secretary of War is hereby directed to cause a continuance of examinations or surveys, or both, at the following points, namely: Of the Mississippi river, above the Falls of Saint Anthony and between the Falls of Saint Anthony and Rock Island rapids; of the Wisconsin river, and to continue the survey of the Illinois river, in accordance with the recommendation of General J. H. Wilson, in his report of January twelve, eighteen hundred and sixty-seven. And he is also directed to cause plans and estimates to be made of the most practicable and effective mode of improving the harbor at Galveston, Texas, and of erecting suitable breakwater at that point.

APPROVED, March 2, 1867.

March 2, 1867. CHAP. CXLV. — *An Act to provide for a temporary Increase of the Pay of Officers in the Army of the United States, and for other Purposes.*

Pay of army officers below the rank of major-general to be increased one third for two years;

of field and mounted officers;

Increased pay of non-commissioned officers and soldiers to be continued for three years from, &c.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for two years from the first day of July, eighteen hundred and sixty-six, all officers of the army below the rank of major-general, including the professors at West Point, shall be paid an addition of thirty-three and one third per centum to their present pay proper; and the pay and emoluments of all field and other mounted officers shall hereafter be the same as is now provided by law for cavalry officers of like grades.

SEC. 2. *And be it further enacted*, That section one of the act entitled "An act to increase the pay of soldiers in the United States army, and for other purposes," approved June twenty, eighteen hundred and sixty-four, be, and the same is hereby, continued in full force and effect for three years from and after the close of the rebellion, as announced by the President of the United States by proclamation, bearing date the twentieth day of August, eighteen hundred and sixty-six.

SEC. 3. *And be it further enacted*, That the provisions of the joint resolution approved July twenty-fifth, eighteen hundred and sixty-six, en-

1864, ch. 145, § 1.
Vol. xiii. p. 144.
Post, p. 808.