

CHAP. 226.—An act making appropriations for the support of the Army for the fiscal year ending June thirtieth, eighteen hundred and seventy-seven, and for other purposes.

July 24, 1876.

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 the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the support of the Army, for the year ending June thirtieth, eighteen hundred and seventy seven as follows:

Appropriations for support of Army for year ending June 30, 1877.

For expenses of the Commanding General's Office three thousand dollars.

Commanding General's Office.

For expenses of recruiting and transportation of recruits, ninety thousand dollars. And no money appropriated by this act shall be paid for recruiting the Army beyond the number of twenty five thousand enlisted men, including Indian scouts and hospital stewards. Nothing, however, in this act shall be construed to prevent enlistments for the Signal Service, which shall hereafter be maintained as now organized, and as provided by law with a force of enlisted men not exceeding four hundred after present terms of enlistment have expired.

Recruiting.
No money paid for recruiting beyond 25,000 men.
Post, pp. 131, 204.
Enlistments in Signal Service not interfered with.

For contingent expenses of the Adjutant-General's Department at the headquarters of military divisions and departments, three thousand dollars.

Adjutant-General's Department.

For expenses of the signal service of the Army, purchase, equipment, and repair of electric field telegraphs and signal equipments, ten thousand five hundred dollars.

Signal Service.

PAY DEPARTMENT.—For pay of the commissioned and non-commissioned officers, privates, military storekeepers, medical storekeepers musicians and veterinary surgeons, artificers, farriers, saddlers, and wagoners, except as hereinafter enumerated, nine million nine hundred and eighteen thousand five hundred and seventy-four dollars and fifty cents.

Pay of Army.

For the pay proper of three hundred privates employed as Indian scouts forty six thousand eight hundred dollars.

Indian scouts.
Post, p. 131.

MISCELLANEOUS:—For the pay of contract surgeons one hundred and sixty one thousand six hundred and thirty seven dollars.

Contract surgeons.

For the pay of fifty-two paymasters' clerks sixty two thousand four hundred dollars.

Paymasters' clerks.

For the pay of two hundred hospital stewards seventy two thousand dollars.

Hospital stewards.

For the pay of two hundred hospital matrons, twenty-four thousand dollars.

Hospital matrons.

For one hundred and forty eight commissary sergeants, sixty thousand three hundred and eighty-four dollars.

Commissary sergeants.

For messengers to paymasters fifteen thousand dollars.

Messengers to paymasters.

For extra duty pay to enlisted men, thirty thousand dollars.

Extra-duty pay.

For travel-pay and commutation of subsistence to discharged soldiers, five hundred thousand dollars.

Travel-pay, etc., to soldiers.

For retained pay to discharged men, seven hundred and three thousand eight hundred and sixty dollars.

Retained pay.

For pay to soldiers for clothing not drawn three hundred and sixty thousand dollars

Clothing not drawn.

For additional pay to enlisted men, three hundred and fifty-six thousand five hundred and twenty dollars.

Additional pay to enlisted men.

For mileage of officers of the Army when travelling under orders two hundred and thirty thousand dollars.

Mileage.

For postage on letters and packages received and sent by officers of the Army, on public service; cost of telegrams; compensation of citizen witnesses attending upon courts-martial, military commissions, courts of inquiry; travelling expenses of paymasters' clerks, eighty thousand dollars: *Provided*, That the appropriations under the head of "Pay Department" in this act shall be accounted for by disbursing

Postage, telegrams, etc.

Proviso.

officers under the title of "Pay, &c. of the Army, eighteen hundred and seventy-seven," so that the total amount appropriated for that purpose shall not be exceeded.

Subsistence.

SUBSISTENCE DEPARTMENT:—For subsistence of regular troops, Indian scouts, and Indian prisoners, two million two hundred thousand dollars.

Regular supplies,
Quartermaster's
Department.

QUARTERMASTER'S DEPARTMENT:—For the regular supplies of the Quartermaster's Department, consisting of stoves for heating and cooking; 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 and scouts as may be mounted, and for the authorized number of officers' horses, 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, three million seven hundred and fifty thousand dollars.

Incidental ex-
penses, Quarter-
master's Depart-
ment.

For incidental expenses, to wit: For postage and telegrams or dispatches; 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 second, eighteen hundred and nineteen, and August fourth, 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 posts on the frontiers, or when travelling on orders, 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 fifth, eighteen hundred and thirty-eight; for the apprehension of deserters, and the expense incident to their pursuit; and for the following expenditures required for the several regiments of cavalry, the batteries of light artillery, and such companies of infantry and scouts as may be mounted, to wit: hire of veterinary surgeons, medicine for the 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 the Army not expressly assigned to any other department, eight hundred and fifty thousand dollars.

Horses.

For purchase of horses for the cavalry and artillery, and for the Indian scouts, and for such infantry as may be mounted, two hundred and fifty thousand dollars: *Provided*, That cavalry regiments may be recruited to one hundred men in each company, and kept as near as practicable at that number; and a sufficient force of cavalry shall be employed in the defense of the Mexican and Indian frontier of Texas: *Provided* That such assignment of recruits shall not increase the total aggregate of the Army beyond the number of twenty-five thousand enlisted men, as provided in this act.

Proviso.

Proviso.

Transportation.

For transportation of the Army, including baggage of the troops, when moving either by land or water; of clothing and 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; of horse equipments and of subsistence-stores from the places of purchase and from the places 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 for removing obstructions from roads, harbors, and rivers, to the extent which may be required for the actual operations of the troops in the field, three million five hundred thousand dollars.

For hire of quarters for officers on military duty, hire of quarters for troops, of storehouses for the safe-keeping of military stores, of offices, and of grounds for camp and summer cantonments, and for temporary frontier stations; for the construction of temporary huts and stables; and for repairing public buildings at established posts, one million one hundred and fifty thousand dollars.

Quarters.

For hire of quarters for officers on military duty, hire of quarters for troops; of store houses; for the safe keeping of military stores, offices, and of grounds for camps and summer cantonments, and for temporary frontier stations; for the construction of temporary huts and stables; and for repairing public buildings at established posts, being a deficiency for the fiscal year eighteen hundred and seventy-one and prior years seventy-three thousand three hundred and forty-four dollars and eighty-two cents.

Quarters, deficiency.

For purchase of horses for the cavalry and artillery, and for Indian scouts, and for such infantry as may be mounted, being a deficiency for the fiscal year eighteen hundred and seventy-one and prior years; twenty-eight thousand three hundred and ninety-seven dollars and fifty-eight cents.

Horses, deficiency.

For construction and repair of hospital, one hundred thousand dollars.

Hospitals.

For purchase and manufacture of clothing and camp and garrison equipage, and for preserving and repacking stock of clothing and camp and garrison equipage and materials on hand at the Philadelphia, Jeffersonville, and other depots of the Quartermaster's Department, four hundred thousand dollars.

Clothing.

For the pay of seventy superintendents of national cemeteries, fifty-seven thousand seven hundred and fifty dollars.

Superintendents national cemeteries.

For maintaining and improving national military cemeteries, one hundred and twenty-five thousand dollars: *Provided*, The Secretary of War shall provide for the care and maintenance of the National Military Cemeteries and for this purpose shall submit an estimate with his annual estimates to Congress and Section four thousand eight hundred and seventy-six of the Revised Statutes is hereby repealed.

Maintenance national cemeteries. Proviso.

R. S. 4876, p. 951.

For all contingent expenses of the Army not provided for by other estimates, and embracing all branches of the military service, to be expended under the immediate orders of the Secretary of War, fifty thousand dollars.

Contingent, Army.

MEDICAL DEPARTMENT.

For purchase of medical and hospital supplies, medical care and treatment of officers and soldiers on detached duty, expenses of purveying-depots, advertising, and other miscellaneous expenses of the Medical Department, one hundred and seventy-five thousand dollars.

Medical and hospital supplies.

For the Army Medical Museum, and for medical and other works for the library of the Surgeon-General's office, ten thousand dollars

Army Medical Museum.

Surgical appli-
ances.

For providing surgical appliances for the relief of persons disabled in the military or naval service of the United States, and not included within the terms of any law granting artificial limbs or other special relief, five thousand dollars.

ENGINEER DEPARTMENT.

Engineer depot
at Willet's Point.

For engineer depot at Willet's Point, New York, namely:

For remodeling portions of bridge-equipage to make it correspond with the new patterns; for necessary materials for properly drilling the engineer-companies in field-duties; for incidental expenses of the depot, fuel, forage, chemicals, stationery, extra-duty pay, purchase of animals, and ordinary repairs, five thousand dollars.

ORDNANCE DEPARTMENT.

Ordnance-serv-
ice.

For the ordnance-service, required to defray the current expenses at 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, one hundred thousand dollars:

Proviso.

Provided, That none of the money hereby appropriated shall be expended, directly or indirectly, for any use not strictly necessary for, and directly connected with, the military service of the Government; and this restriction shall apply to the use of public animals, forage, and vehicles: *And provided further*, That none of the money hereby appropriated shall be expended for the construction or repair of buildings.

Proviso.

Metallic ammuni-
tion.

For manufacture of metallic ammunition for small-arms, seventy-five thousand dollars.

Preserving new
stores.

For overhauling, cleaning, and preserving new ordnance stores on hand at the arsenals, thirty thousand dollars.

Repairing ord-
nance.

For repairing ordnance and ordnance-stores in the hands of troops and for issue at the arsenals and depots, thirty-five thousand dollars.

Ordnance stores.

For purchase and manufacture of ordnance-stores, to fill requisitions of troops, and for alteration of carriages now in use in sea-coast forts, one hundred thousand dollars.

Equipments.

For infantry, cavalry, and artillery equipments, consisting of valises, haversacks, canteens, and great-coat straps, and for recovering cavalry-saddles with leather, and of manufacture of saddle-bags, and repairing horse equipments for cavalry troops, ninety thousand dollars.

New breech-load-
ing muskets.
1872, ch. 316,
17 Stat., 261.

For manufacture, at national armories, of the new model breech-loading musket and carbine, adopted for the military service on recommendation of the board of officers convened under act of June sixth, eighteen hundred and seventy-two, one hundred thousand dollars.

Army officers to
have mileage.

SEC. 2. That when any officer travels under orders, and is not furnished transportation by the Quartermaster's Department, or on a conveyance belonging to or chartered by the United States, or on any railroad on which the troops and supplies of the United States are entitled to be transported free of charge he shall be allowed eight cents a mile, and no more, for each mile actually traveled under such order, distances to be calculated by the shortest usually traveled route; and so much of section twelve hundred and seventy-three of the Revised Statutes, or of any act as conflicts with the provisions of this section, is hereby repealed; and no part of the sum appropriated by this act shall be used for the payment of any officer of the field or line who, by appointment or otherwise, shall be in the performance of any duties of a civil nature in or about any of the Executive Departments of the Government other than for his pay and allowances as an officer of the Army.

R. S., 1273, p. 220,
amended.

Army officers not
to have additional
pay for civil duties.

Military post-
traders.

SEC. 3. That every military post may have one trader, to be appointed by the Secretary of War, on the recommendation of the council of administration, approved by the commanding officer who shall be subject in all respects to the rules and regulations for the government of the Army.

SEC. 4. That the whole subject matter of reform and reorganization of the Army of the United States shall be referred to the commission hereinafter provided for, who shall carefully and thoroughly examine into the matter with reference to the demands of the public service, as to the number and pay of men and officers and the proportion of the several arms and also as to the rank pay and duties of the several staff corps, and whether any and what reductions can be made either in the line or staff, in numbers or in pay, by consolidation or otherwise consistently with the public service having in view a just and reasonable economy in the expenditure of public money, the actual necessities of the military service, and the capacity for rapid and effective increase in time of actual war. The Commission hereby created shall consist of two members of the Senate and two members of the House of Representatives to be appointed by the presiding officers of each House respectively of the Secretary of War, and two officers of the Army one from the line and one from the Staff Corps, to be selected by the President with special reference to their knowledge of the organization, and experience in service. Such Commission shall assemble as soon as practicable and proceed to the consideration of the matters with which they are charged, and make report to Congress by the first day of the next session through the President of the United States, with all the evidence record or otherwise which they shall have received and considered. And the sum of one thousand dollars is hereby appropriated from the Contingent fund of the War Department to defray the expenses of such commission to be expended under the direction of the President of said Commission.

Reform and organization of Army.

Post, pp. 216, 409.

Commission constituted.

Duties.

Expenses.

Approved, July 24, 1876.

CHAP. 227.—An act to declare forfeited to the United States certain lands granted to the State of Kansas in aid of the construction of railroads by act of Congress approved March third, eighteen hundred and sixty three.

July 24, 1876.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all lands which were granted by act of Congress approved March third, eighteen hundred and sixty three, to the State of Kansas to aid in the construction of a railroad, commencing at Leavenworth, Kansas, and running, by way of the town of Lawrence and the Ohio City crossing of the Osage River, to the southern line of the State, in the direction of Galveston Bay, in Texas, with a branch from Lawrence, by the Valley of the Wakarusa River, to a point on the Atchison, Topeka, and Santa Fe Railroad, where said road intersects the Neosho River, and which have not been patented to said railroad company by the United States under said grant or earned by the completion of said road and to which said company are not lawfully entitled, are hereby declared forfeited to the United States, and shall hereafter be subject to entry only under the provisions of the homestead laws of the United States.

Lands granted to Kansas for railroad forfeited.

1863, ch. 98,
12 Stat., 772.

Approved, July 24, 1876.

CHAP. 228.—An act to continue the public printing

July 24, 1876.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congressional Printer is hereby authorized to continue the work required by law in advance of appropriations to be hereafter made; and this act shall continue in force for ten days.

Public printing continued for ten days.

Ante, pp. 65, 91.
Post, p. 122.

Approved, July 24, 1876.