

Peter La Belle.

To Peter La Belle, dated February twenty-eighth, eighteen hundred and eighty-three, and described as follows, namely: The northeast quarter of the southeast quarter and the southwest quarter of the southeast quarter of section one, the southwest quarter of the southeast quarter of section ten, and the northwest quarter of the northeast quarter of section fifteen, in township one hundred and twenty eight north, of range fifty-four west of the fifth principal meridian in Dakota Territory, containing one hundred and sixty acres.

Vol. 24, p. 388.
Allotment of other lands.

Indians may surrender patents, and receive allotments in severalty.

Proviso.
Selection of other land.
Vol. 24, p. 388.

The same having been surrendered to the United States by the Indians named, who have respectively indorsed thereon their relinquishment of all their right, title, and interest in and to said lands, for the purpose of receiving allotments on said Sisseton and Wahpeton Reservation, Dakota, under the act of February eighth, eighteen hundred and eighty-seven, and to allot and patent to said Indians, under the act of February eighth, eighteen hundred and eighty-seven, such lands as they would be thereby entitled to had no previous patents to them severally been made.

SEC. 2. The Secretary of the Interior is hereby authorized, in his discretion, and whenever for good and sufficient reason he shall consider it to be for the best interest of the Indians, in making allotments under the statute aforesaid, to permit any Indian to whom a patent has been issued for land on the reservation to which such Indian belongs, under treaty or existing law, to surrender such patent with formal relinquishment by such Indian to the United States of all his or her right, title, and interest in the land conveyed thereby, properly indorsed thereon, and to cancel such surrendered patent: *Provided*, That the Indian so surrendering the same shall make a selection, in lieu thereof, of other land and receive patent therefor, under the provisions of the act of February eighth, eighteen hundred and eighty-seven.

Approved, October 19, 1888.

October 19, 1888.

CHAP. 1215.—An act to provide for the disposal of the Fort Wallace military reservation in Kansas.

Fort Wallace Reservation, Kans.
To be sold.

Exceptions.
Right of way to Union Pacific Railroad Company.

R. S., sec. 2387, p. 437.

Preference to Union Pacific Railroad Company to buy lands occupied by them.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the northwest quarter of section nineteen, township thirteen south, range thirty-eight west, and of the northeast quarter of section twenty-four, township thirteen south, range thirty-nine west, and the east half of the east half of the northwest quarter of section twenty-four, township thirteen south, range thirty-nine west, included within the limits of the Fort Wallace Reservation, excluding and excepting therefrom the right of way heretofore granted to the Union Pacific Railroad Company and excepting so much of the northeast quarter of section twenty-four, township thirteen south, range thirty-nine west, as may be conveyed to the Union Pacific Railroad Company, under the provisions of section two of this act, be, and is hereby, set apart for town-site purposes, and may be entered by the corporate authorities of the city of Wallace under and subject to the provisions and restrictions of section twenty-three hundred and eighty-seven of the Revised Statutes.

SEC. 2. That the Union Pacific Railroad Company is hereby granted the preference right, for the period of three months after the passage of this act, to purchase such portion of the northeast quarter of section twenty-four, township thirteen south, range thirty-nine west, as may embrace the improvements thereon of said company, and as may be necessary in the judgment of the Secretary of the Interior for the purposes of said company. All said lands to lie west of the east line of township thirteen south, range thirty-nine west, and to

embrace no lands in the actual possession of any settler or purchaser from the Wallace Town Company, and not to consist of over forty acres in all, the purchase price of the same to be thirty dollars per acre; and the Secretary of the Interior shall survey and establish by metes and bounds the exterior limits of said tract.

Price.

SEC. 3. That the Wallace Water-Works Company, a corporation organized under the laws of the State of Kansas, is hereby granted the preference right, for the period of three months after the appraisement herein provided for, to purchase the northwest quarter of the southeast quarter of section twenty-five, township thirteen south, range thirty-nine west, at such price as may be fixed thereon by the Secretary of the Interior, not less than two dollars and a half per acre; and said Water-Works Company is hereby granted the use of a right of way, not exceeding twenty-five feet in width, for the purpose of maintaining the line of pipes now laid and laying and repairing the same hereafter, and connecting said tract of land with the city of Wallace, the same to be approved by the Secretary of the Interior.

Wallace Water-Works Company given preference to buy certain lands.

Price.

Right of way.

SEC. 4. That the use of the southeast quarter of the southeast quarter of section twenty, township thirteen south, range thirty-eight west, heretofore set apart by the military authorities of Fort Wallace as a cemetery, is hereby granted to the city of Wallace for cemetery purposes, said grant to continue so long as the said tract is used as a cemetery, and when such use ceases the same shall revert to the Government: *Provided*, That bodies heretofore interred in said ground shall not be disturbed.

Cemetery.

Proviso.

SEC. 5. That the northeast quarter of section twenty-nine, township thirteen south, range thirty-eight west, being that portion of said reservation on which are situated the buildings constituting the Fort Wallace military post, shall be appraised under the direction of the Secretary of the Interior and sold at public or private sale, as he may deem to the best advantage of the Government, except that it shall not be sold at less than its appraised price.

Buildings at post to be sold.

SEC. 6. That the remainder of said reservation shall be disposed of under the homestead laws, except the privileges granted by section twenty-three hundred and one of said homestead laws: *Provided*, That the Secretary of the Interior may, in his discretion, limit the quantity of land which may be entered by one entryman, within one mile of the limits of the city of Wallace to a quantity not less than forty acres, and not exceeding one hundred and sixty acres.

Disposal of remainder.
R. S., sec. 2301, p. 421.
Proviso.
Limit to single purchaser.

Approved, October 19, 1888.

CHAP. 1216.—An act supplementary to the act approved February third, eighteen hundred and eighty-seven, entitled "An act to fix the day for the meeting of the electors of President and Vice-President, and to provide for and regulate the counting of the votes for President and Vice-President, and the decision of questions arising thereon."

October 19, 1888.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the certificates and lists of votes for President and Vice-President of the United States, mentioned in chapter one of title three of the Revised Statutes of the United States, and in the act to which this is a supplement, shall be forwarded, in the manner therein provided, to the President of the Senate forthwith after the second Monday in January, on which the electors shall give their votes.

Counting electoral vote for President.
R. S., Title III.
Vol. 24, p. 373.
Forwarding certificate and list of votes.

SEC. 2. That section one hundred and forty-one of the Revised Statutes of the United States is hereby so amended as to read as follows:

R. S., sec. 141, p. 23, amended.

"SEC. 141. Whenever a certificate of votes from any State has not been received at the seat of Government on the fourth Monday

Sending for certificate from district judge.