

under this Act, or under the laws of Congress relating to Oklahoma, shall be found to have been occupied by actual settlers or for town-site purposes or homesteads prior to March sixteenth, eighteen hundred and ninety-six, an equal quantity of indemnity lands may be selected as provided by law.

SEC. 5. That all lands which on March sixteenth, eighteen hundred and ninety-six, are occupied for church, cemetery, school, or other charitable or voluntary purposes, not for profit, not exceeding two acres in each case, shall be patented to the proper authorities in charge thereof, under such rules and regulations as the Secretary of the Interior shall establish, upon payment of the Government price therefor, excepting for school purposes.

SEC. 6. That there shall be a land office established at Mangum, in said county, upon the passage of this Act.

SEC. 7. That the provisions of this Act shall apply only to Greer County, Oklahoma, and that all laws inconsistent with the provisions of this Act, applying to said territory in said county, are hereby repealed; and all laws authorizing commutations of homesteads in Oklahoma shall apply to Greer County.

SEC. 8. That this Act shall take effect from its passage and approval. Approved, January 18, 1897.

Lands occupied for religious, etc., uses.

Land office at Mangum.

Inconsistent laws repealed.

Commutations.

Effect.

CHAP. 66.—An Act To provide an American register for the steamer Kahului.

January 20, 1897.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of Navigation is hereby authorized and directed to cause the foreign-built steamer Kahului, purchased and owned by Charles Nelson, a citizen of the United States, and repaired in the United States, to be registered as a vessel of the United States.

"Kahului," steamer. Granted American register.

SEC. 2. That the Secretary of the Treasury is hereby authorized and directed to cause the inspection of said vessel, steam boilers, steam pipes, and their appurtenances, and to cause to be granted the usual certificate issued to steam vessels of the merchant marine, without reference to the fact that said steam boilers, steam pipes, and appurtenances were not constructed pursuant to the laws of the United States, and were not constructed of iron stamped pursuant to said laws; and the tests in the inspection of said boilers, steam pipes, and appurtenances shall be the same in all respects as to strength and safety as are required in an inspection of boilers constructed in the United States for marine purposes.

Inspection, etc.

Approved, January 20, 1897.

CHAP. 67.—An Act To amend an Act entitled "An Act to amend section forty-one hundred and seventy-eight, Revised Statutes, in relation to the marking of vessels' names at bow and stern, and also to provide for marking the draft," approved February twenty-first, eighteen hundred and ninety-one.

January 20, 1897.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to amend section forty-one hundred and seventy-eight, Revised Statutes, in relation to the marking of vessels' names at bow and stern, and also to provide for marking the draft," approved February twenty-first, eighteen hundred and ninety-one, is hereby amended to read as follows:

Shipping. Marking vessels' names. Vol. 26, p. 765.

"That section forty-one hundred and seventy-eight of the Revised Statutes be, and the same is hereby, amended to read entire as follows:

R. S., sec. 4178, p. 805, amended.

"SEC. 4178. The name of every documented vessel of the United States shall be marked upon each bow and upon the stern, and the home port shall also be marked upon the stern. These names shall be painted

Name of vessels to be marked on bow and stern.

or gilded, or consist of cut or carved or cast roman letters in light color on a dark ground, or in a dark color on a light ground, secured in place, and to be distinctly visible. The smallest letters used shall not be less in size than four inches. If any such vessel shall be found without these names being so marked the owner or owners shall be liable to a penalty of ten dollars for each name omitted: *Provided, however,* That the names on each bow may be marked within the year eighteen hundred and ninety-seven.

Penalty.
Proviso.
Marking on bow.

Draft to be marked.

"SEC. 2. That the draft of every registered vessel shall be marked upon the stem and stern post, in English feet or decimeters, in either arabic or roman numerals. The bottom of each numeral shall indicate the draft to that line."

Approved, January 20, 1897.

January 20, 1897.

CHAP. 68.—An Act To withdraw from the Supreme Court jurisdiction of criminal cases not capital and confer the same on the circuit courts of appeals.

United States courts.
Appeals in criminal
cases not capital with-
drawn from Supreme
Court to circuit courts
of appeals.
Vol. 26, p. 827.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of section five of the Act entitled "An Act to establish circuit courts of appeals and to define and regulate in certain cases the jurisdiction of the courts of the United States, and for other purposes," approved March third, eighteen hundred and ninety one, as reads "in cases of conviction of a capital or otherwise infamous crime," be amended by striking out the words "or otherwise infamous," so that the same will read "in cases of conviction of a capital crime;" and that appeals or writs of error may be taken from the district courts or circuit courts to the proper circuit court of appeals in cases of conviction of an infamous crime not capital: *Provided,* That no case now pending in the Supreme Court or in which an appeal or writ of error shall have been taken or sued out before the passage of this Act shall be hereby affected, but in all such cases the jurisdiction of the Supreme Court shall remain, and said Supreme Court shall proceed therein as if this Act had not been passed.

Proviso.
Pending cases not
affected.

Approved, January 20, 1897.

January 20, 1897.

CHAP. 69.—An Act To approve and ratify the construction of a bridge across the Red River, between the States of Arkansas and Texas, at a point above the town of Fulton, in Arkansas, on said river, built by the Texarkana Northern Railway Company, but now owned and operated by the Texarkana and Fort Smith Railway Company, and to authorize the latter company to maintain said bridge over said waterway, subject to certain stipulations and conditions.

Bridge across Red
River, Fulton, Ark.,
by Texarkana and
Fort Smith Railway
Company approved.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the construction by the Texarkana Northern Railway Company, a corporation formed for the purpose of constructing and operating a railroad northward from the town of Texarkana, in the States of Texas and Arkansas, but which has been merged into and succeeded by the corporation known as the Texarkana and Fort Smith Railway Company, of the bridge over the Red River, between the States of Arkansas and Texas, above the town of Fulton, in Arkansas, on the said river, be, and the same hereby is, approved and ratified, subject to the stipulations and conditions hereinafter set forth.

Lawful structure
and post route.

SEC. 2. That said bridge, so long as maintained according to the limitations of this Act, shall be a lawful structure, and shall be known and recognized as a post route, and the same is hereby declared to be a post route, upon which no higher charge shall be made for the transmission over the same of the mails, the troops, and the munitions of war of the United States, or for through passengers or freight passing over the same, than the rate per mile paid for their transportation over