

Consular clerks.

Examination.

Not to be removed except for cause.

Repeal of § 3 of act of 1859, ch. 75.

Vol. xi. p. 404.

Fees of consul-general for British N. A. provinces, and subordinates, for certifying invoices, &c.

Certificate of growth not required in certain cases.

Office of commercial agent at Hakodadi may be changed to that of consul.

1356, ch. 127. Vol. xi. p. 52.

clerk shall be made, it shall be satisfactorily shown to the Secretary of State, after due examination and report by an examining board, that the applicant is qualified and fit for the duties to which he shall be assigned; and such report shall be laid before the President. And no clerk so appointed shall be removed from office except for cause stated in writing, which shall be submitted to congress at the session first following such removal.

SEC. 3. *And be it further enacted*, That the third section of an act entitled "An act making appropriations for the consular and diplomatic expenses of the government for the year ending the thirtieth of June, eighteen hundred and sixty," approved March third, eighteen hundred and fifty-nine, is hereby repealed. And the fee for certifying invoices to be charged by the consul-general for the British North American Provinces, and his subordinate consular officers and agents, for goods not exceeding one hundred dollars in value, shall be one dollar, and the same fee shall be charged for certifying the growth or production of goods made duty free by the reciprocity treaty: *Provided, however*, That no such certificate of growth or production shall be required for goods not exceeding in value the sum of two hundred dollars.

SEC. 4. *And be it further enacted*, That the office of commercial agent at Hakodadi, Japan, may, at the discretion of the Secretary of State, be changed to that of consul, to be classed with consuls other than those named in schedule B and C in the act approved August eighteen, eighteen hundred and fifty-six.

APPROVED, June 20, 1864.

June 20, 1864.

CHAP. CXXXVII. — *An Act granting Lands to the State of Michigan for the Construction of certain Wagon-Roads for Military and Postal Purposes.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there be, and hereby is, granted to the State of Michigan, for the construction of a wagon-road for military and postal purposes, from Saginaw City, in said state, by the shortest and most feasible route to the Straits of Mackinaw, every alternate or odd section of public land not mineral, for three miles in width on each side of said road to the extent of three sections to the mile. Also for a road from Grand Rapids, in said state, through Newaygo, Traverse City, and Little Traverse, to the Straits of Mackinaw, every alternate or odd section of public land, not mineral, for three sections in width on each side of said road to the extent of three sections to the mile. And it is hereby provided that in case it shall appear that the United States shall have (when the lines or routes of said roads are definitely established) sold or reserved any sections or parts of sections, granted as aforesaid, or that the rights of preëmption or homestead have attached to the same, so as to leave a deficiency in the amount to be selected within the limits designated, then it shall be the duty of the Secretary of the Interior to select such lands from the odd sections, or parts of sections, nearest to the three-mile limits aforesaid, such quantity as shall be necessary to make up the deficiency thus created: *Provided, further*, That the lands hereby granted shall be exclusively reserved, held, and applied in the construction of said roads, and shall be appropriated and disposed of only as the work progresses, in quantities and under such regulations and restrictions as the state shall provide; and in no event shall they be appropriated or disposed of for any other purpose whatsoever.

Lands granted to Michigan for wagon-road from Saginaw to the Straits of Mackinaw;

from Grand Rapids to Straits of Mackinaw.

If any lands granted are reserved, others to be given in lieu thereof.

Lands, how to be applied and disposed of.

Lands heretofore reserved, excepted from the operation of this act.

SEC. 2. *And be it further enacted*, That any and all lands heretofore reserved to the United States by any act of congress, or in any other manner by competent authority, for any public work, or for any other purpose whatsoever, be, and the same are hereby, reserved to the United States from the operation of this act, except so far as it may be necessary

to locate the routes of said roads through such reserved lands; in which case the rights of way shall be, and are hereby, granted, subject to the approval of the President of the United States.

Rights of way granted.

SEC. 3. *And be it further enacted*, That said roads shall be located, surveyed, and constructed, under the direction of such agents or commissioners as the governor may appoint, and shall be chopped out a uniform width of at least six rods. The road-bed proper to be not less than thirty-two feet wide, and constructed with ample ditches on both sides, so as to afford sufficient drains, with good and substantial bridges and proper culverts and sluices where necessary. All stumps and roots to be thoroughly grubbed out between the ditches the entire length of said road, the central portion of which to be sufficiently raised to afford a dry road-bed by means of drainage from the centre to the side ditches; the hills to be levelled and valleys raised so as to make as easy a grade as practicable.

Wagon-roads, how located and constructed.

SEC. 4. *And be it further enacted*, That when the governor of the State of Michigan shall furnish the Secretary of the Interior with maps and charts showing the definite location of the line of each of said roads, it shall be his duty to have the land granted to each of said roads withheld from market, and reserved exclusively for the purposes aforesaid. And when the said governor shall certify to the Secretary of the Interior that any ten consecutive miles of either of said roads have been completed under the provisions of this act, and in accordance with the third section thereof, stating definitely where said completed section of road commences and where it terminates, it shall be the duty of the said secretary to cause patents to issue to said state for three sections of land for each mile of road thus completed, as aforesaid, and so on until the whole of said roads is completed: *Provided*, That no patents shall be given for any of the aforesaid lands before the completion of ten consecutive miles of road, or for any road, or for any part of any road, made before the passage of this act, or for any greater quantity than thirty sections for each ten miles completed according to the provisions of this act. Nothing in this proviso, however, shall be construed so as to prevent the application of so much of the said three sections per mile as may be necessary to finish any part of said roads partly made before the passage of this act.

Land granted, when to be withheld from market.

Patents for granted lands, when to issue. Proviso.

SEC. 5. *And be it further enacted*, That this grant is made upon the express conditions that the roads shall be and remain public highways, free from all toll and other charges; and that if any portion of said roads shall remain uncompleted for a period of more than five years from the approval of this act by the President, the lands granted for such portion shall revert to the United States.

Express conditions of grant.

Roads to be public highways, and be completed in five years.

APPROVED, June 20, 1864.

CHAP. CXXXVIII. — *An Act to amend an Act entitled "An Act to provide for the Payment of the Claims of Peruvian Citizens, under the Convention between the United States and Peru of the twelfth of January, eighteen hundred and sixty-three," approved June first, eighteen hundred and sixty-four.*

June 20, 1864.

1864, ch. 101. Ante, p. 95.

*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 provide for the payment of the claims of Peruvian citizens, under the convention between the United States and, Peru of the twelfth of January, eighteen hundred and sixty-three, approved June first, eighteen hundred and sixty-four, be amended as follows: after the word January strike out the word last, and insert in lieu thereof the words eighteen hundred and sixty-three, and said law be, and is hereby, further amended so as to authorize the Secretary of State to pay to each of the persons mentioned in said act the interest that may be found due in accordance

Amendment of act providing for the payment of claims of Peruvian citizens.