

March 3, 1869. CHAP. CXLVIII. — *An Act relating to the Time for finding Indictments in the Courts of the United States in the late Rebel States.*

Time for find-  
ing indictments  
in courts of the  
United States in  
the late rebel  
States for cer-  
tain crimes, ex-  
tended for two  
years from, &c.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the time for finding indictments in the courts of the United States in the late rebel States for offences cognizable by said courts, and which may have been committed since said States went into rebellion, be, and hereby is, extended for the period of two years from and after [the time when] said States are or may be restored to representation in Congress: *Provided, however,* That the provisions hereof shall not apply to treason or other political offences.

APPROVED, March 3, 1869.

March 3, 1869. CHAP. CXLIX. — *An Act relating to the Proof of Wills in the District of Columbia*

Commission  
may issue to  
take the depo-  
sition of a wit-  
ness to a will,  
&c. offered for  
probate in the  
District of Co-  
lumbia, who re-  
sides out of, or is  
absent from, the  
District.

Effect of depo-  
sition.

Will to ac-  
company com-  
mission, &c.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That whenever a will or codicil shall be exhibited for probate to the orphans' court of the District of Columbia, if any of the witnesses to the same shall reside out of said District, or be temporarily absent therefrom at the time when said will or codicil shall be so exhibited for probate, it shall and may be lawful for said court to issue upon personal notice of not less than twenty days to all parties in interest, a commission to one or more competent persons, to take the deposition of such absent witness or witnesses, in such form as said court may prescribe, touching the execution of such will or codicil, and the competency of the testator or testatrix, at the time of the execution thereof, and such deposition when returned to said court shall be received therein as competent evidence, and have the same force and effect as if said witness or witnesses were personally present and testifying in said court: *Provided,* That in all such cases the original will or codicil shall accompany such commission, and be exhibited to the witnesses so testifying.

APPROVED, March 3, 1869.

March 3, 1869. CHAP. CL. — *An Act granting Lands to the State of Oregon to aid in the Construction of a military Wagon Road from the navigable Waters of Coos Bay to Roseburg in said State.*

Land grant to  
Oregon for mili-  
tary wagon road  
from Coos Bay  
to Roseburg.

Lands granted,  
how to be ap-  
plied and dis-  
posed of.

Conditions of  
grant.

Lands hereto-  
fore reserved not  
included in this  
grant, except  
right of way.

Mineral lands,  
&c. not em-  
braced.

Lands granted  
not to be dis-  
posed of for oth-  
er 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 Oregon, to aid in the construction of a military wagon road from the navigable waters of Coos bay to Roseburg, alternate sections of public lands, designated by odd numbers, to the extent of three sections in width on each side of said road: *Provided,* That the lands hereby granted shall be exclusively applied to the construction of said road and to no other purpose, and shall be disposed of only as the work progresses: *Provided further,* That the grant of lands hereby made shall be upon the condition that the lands shall be sold to any one person only in quantities not greater than one quarter section, and for a price not exceeding two dollars and fifty cents per acre: *And provided further,* That any and all lands heretofore reserved to the United States, or otherwise appropriated by act of Congress or other competent authority, be, and the same are hereby, reserved from the operation of this act, except so far as it may be necessary to locate the route of said road through the same, in which case the right of way to the width of one hundred feet is granted: *And provided further,* That the grant hereby made shall not embrace any mineral lands of the United States, or any lands to which homestead or pre-emption rights have attached.

SEC. 2. *And be it further enacted,* That the lands hereby granted to said State shall be disposed of by the legislature thereof for the purpose aforesaid, and for no other; and the said road shall be and remain a

public highway for the use of the government of the United States, free from tolls or other charges upon the transportation of any property, troops, or mails of the United States.

SEC. 3. *And be it further enacted*, That said road shall be constructed with such width, graduation, and bridge as to permit of its regular use as a wagon road, and in such other special manner as the State of Oregon may prescribe.

SEC. 4. *And be it further enacted*, That the State of Oregon is authorized to locate and use in the construction of said road an additional amount of public lands, not previously reserved to the United States nor otherwise disposed of, and not exceeding six miles in distance from it, equal to the amount reserved from the operation of this act in the first section of the same, to be selected in alternate odd sections, as provided in section first of this act.

SEC. 5. *And be it further enacted*, That lands hereby granted to said State shall be disposed of only in the following manner, that is to say, when the governor of said State shall certify to the Secretary of the Interior that ten continuous miles of said road are completed, then a quantity of the land hereby granted, not to exceed thirty sections, may be sold, and so on from time to time, until said road shall be completed; and if said road is not completed within five years no further sales shall be made, and the lands remaining unsold shall revert to the United States: *Provided, however*, That the entire amount of public land granted by this act shall not exceed three sections per mile for each mile actually constructed.

SEC. 6. *And be it further enacted*, That the United States surveyor-general for the district of Oregon shall cause said lands, so granted, to be surveyed at the earliest practicable period after said State shall have enacted the necessary legislation to carry this act into effect.

APPROVED, March 3, 1869.

Road to be a public highway and free from tolls to the United States. Construction of road.

Oregon may use in the construction of the road an additional amount of public lands not, &c.

Lands granted, how only to be disposed of.

Road to be completed within five years; if not, then, &c. Whole grant not to exceed, &c.

Lands granted to be surveyed at earliest practicable period after, &c.

CHAP. CLI. — *An Act to define the Fees of Recorder of Deeds and to provide for the Appointment of Warden of the Jail in the District of Columbia, and for other Purposes.*

March 3, 1869.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That from and after the passage of this act the style of the "register of deeds of the District of Columbia" shall be "recorder of deeds of the District of Columbia."

SEC. 2. *And be it further enacted*, That the legal fees for the services of said recorder of deeds shall be as follows, viz :

The filing, recording, and indexing, or for making certified copy of any instrument containing two hundred words or less, fifty cents, and fifteen cents for each additional hundred words, to be collected at the time of filing, and when the copy is made.

For each certificate and seal, twenty-five cents.

For searching records extending back two years or less next preceding current date, twenty-five cents, and five cents for each additional year, to be paid by the party for whom the search may be made.

For recording a town plat, three cents for each lot such plat may contain.

For recording a plat or survey, five cents for each course such survey may contain.

For filing and indexing any paper required by law to be filed in his office, fifteen cents.

For each examination of title by the party or his attorney, fifty cents.

For taking any acknowledgment, fifty cents.

SEC. 3. *And be it further enacted*, That all deeds of conveyance, leases, powers of attorney, and other written instruments required by law to be filed and recorded, and all copies of instruments and records and certifi-

Register of deeds of the District of Columbia to be called recorder, &c. Legal fees of recorder.

Filing, recording, &c. or copy.

Certificate and seal. Searching records.

Recording plats.

Filing and indexing papers. Examination of title by party, &c.

Acknowledgment. Deeds, leases, &c. recorded, &c. by William