

TITLE XI.

THE DEPARTMENT OF THE INTERIOR.

CHAPTER ONE.

THE DEPARTMENT.

Sec.	Sec.
437. Establishment of Department of the Interior.	439. His duties.
438. Assistant Secretary of the Interior.	440. Clerks and employés.

Establishment of Department of the Interior. SEC. 437. There shall be at the seat of Government an Executive Department to be known as the Department of the Interior, and a Secretary of the Interior, who shall be the head thereof.

3 Mar., 1849, c. 108, s. 1, v. 9, p. 395.

Assistant Secretary of the Interior. SEC. 438. There shall be in the Department of the Interior an Assistant Secretary of the Interior, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall be entitled to a salary of six thousand dollars a year, to be paid monthly. [See § 177.]

14 Mar., 1862, c. 41, s. 6, v. 12, p. 369.

3 Mar., 1873, c. 226, s. 1, v. 17, p. 486.

By act of January 20, 1874, c. 11, v. 18, p. 4, the salary was reduced to three thousand and five hundred dollars.

20 Jan. 1874, c. 11, v. 18, p. 4.

His duties.

14 Mar., 1862, c. 41, s. 6, v. 12, p. 369.

Clerks and employés.

3 Mar., 1849, c. 108, v. 9, pp. 395, 396.

25 April, 1812, c. 68, v. 2, p. 716.

4 July, 1836, c. 352, v. 5, pp. 107, 111.

3 Mar., 1853, c. 97, v. 10, pp. 189, 209.

2 Mar., 1867, c. 158, v. 14, p. 434.

3 Mar., 1873, c. 226, s. 1, v. 17, pp. 502, 503, 504.

8 July, 1870, c. 230, v. 16, p. 198.

SEC. 439. The Assistant Secretary of the Interior shall perform such duties in the Department of the Interior as shall be prescribed by the Secretary, or may be required by law.

SEC. 440. There shall also be in the Department of the Interior:

One chief clerk, at a salary of two thousand two hundred dollars a year.

A superintendent of the building, to be designated from the fourth-class clerks, who shall be paid two hundred dollars a year additional.

Three disbursing clerks.

The Secretary may, if he deem it necessary and proper, pay two hundred dollars a year additional to any four clerks of the fourth class.

Three messengers, at a salary of nine hundred dollars a year each.

One engineer, at a salary of one thousand four hundred dollars a year.

One captain of the watch, at one thousand two hundred dollars a year.

Twenty-eight watchmen for the general service of the Department building and all the bureaus therein, to be allotted to day or night service, as the Secretary may direct.

Public Documents: One superintendent, at a salary of two thousand five hundred dollars a year.

In the General Land-Office:

One chief clerk, at a salary of two thousand dollars a year.

One principal clerk, on account of military bounty-lands, at a salary of two thousand dollars a year. [See §§ 169, 173, 174, 176.]

One draughtsman, at a salary of one thousand six hundred dollars a year.

One assistant draughtsman, at a salary of one thousand four hundred dollars a year.

Two packers, at a salary of seven hundred and twenty dollars a year each.

In the office of the Commissioner of Indian Affairs:

One chief clerk, at a salary of two thousand dollars a year.

In the office of the Commissioner of Pensions:

One chief clerk, at a salary of two thousand dollars a year.

One engineer, at one thousand four hundred dollars a year.

One assistant engineer, at one thousand dollars a year.

In the Patent-Office:

One chief clerk, at a salary of two thousand five hundred dollars a year.

One examiner in charge of interferences, at a salary of two thousand five hundred dollars a year.

One examiner in charge of trade-marks, at a salary of two thousand five hundred dollars a year.

Twenty-four principal examiners, at a salary of two thousand five hundred dollars a year each.

Twenty-four first assistant examiners, at a salary of one thousand eight hundred dollars a year each.

Twenty-four second assistant examiners, (two of whom may be women,) at a salary of one thousand six hundred dollars a year each.

Twenty-four third assistant examiners, at a salary of one thousand four hundred dollars a year each.

One librarian, at a salary of two thousand dollars a year.

One machinist, at a salary of one thousand six hundred dollars a year.

Three skilled draughtsmen, at a salary of one thousand two hundred dollars a year each.

Thirty-five copyists of drawings, at a salary of one thousand dollars a year each.

One messenger and purchasing clerk, at a salary of one thousand dollars a year.

One skilled laborer, at a salary of one thousand two hundred dollars a year.

Eight attendants in the model-room, at a salary of one thousand dollars a year each.

Eight attendants in the model-room, at a salary of nine hundred dollars a year each.

In the Office of Education:

One chief clerk, at a salary of two thousand dollars a year.

One statistician, at a salary of eighteen hundred dollars a year.

One translator, at a salary of one thousand six hundred dollars a year.

CHAPTER TWO.

THE SECRETARY OF THE INTERIOR.

Sec.	Sec.
441. Duties of Secretary.	444. Expenditures of the Department.
442. Powers of Secretary.	445. Annual report to Congress.
443. Supervision of census.	

SEC. 441. The Secretary of the Interior is charged with the supervision of public business relating to the following subjects:

First. The census; when directed by law.

Second. The public lands, including mines.

Third. The Indians.

Fourth. Pensions and bounty-lands.

Fifth. Patents for inventions.

Sixth. The custody and distribution of publications.

Seventh. Education.

Eighth. Government Hospital for the Insane.

Ninth. Columbia Asylum for the Deaf and Dumb.

Duties of Secretary.

3 Mar., 1849, c. 108, ss. 3, 5, 6, 7, 8, 9, v. 9, p. 395.

8 July, 1870, c. 230, s. 1, v. 16, p. 198.

5 Feb., 1859, c. 22, s. 1, v. 11, p. 379.

20 July, 1868, c. 176, s. 1, v. 15, pp. 92, 106.

Maguire v. Tyler, 1 Bl., 195.

SEC. 442. The Secretary of the Interior shall hereafter exercise all the powers and perform all the duties in relation to the Territories of the United States that were, prior to March first, eighteen hundred and seventy-three, by law or by custom exercised and performed by the Secretary of State.

Powers of Secretary.

1 Mar., 1873, c. 217, v. 17, p. 484.

Supervision of
census.

3 Mar., 1849, c.
108, s. 7, v. 9, p. 395.

Expenditures of
the Department.

3 Mar., 1849, c.
108, s. 2, v. 9, p. 395.

Annual reports to
Congress.

29 May, 1872, c.
233, s. 7, v. 17, p.
190.

5 Feb., 1859, c.
22, s. 3, v. 11, p. 380.

SEC. 443. The Secretary of the Interior shall exercise supervisory and appellate powers in relation to all acts of marshals and others in taking and returning the census of the United States.

SEC. 444. The Secretary of the Interior shall sign all requisitions for the advance or payment of money, out of the Treasury, upon estimates or accounts for expenditures upon business assigned by law to his Department; subject, however, to adjustment and control by the proper accounting officers of the Department of the Treasury. [See §§ 3660-3665, 3669.]

SEC. 445. The Secretary of the Interior shall make annual reports to Congress as follows: [See §§ 195, 196.]

First. A report showing the nature, character, and amount of all claims presented to him during the preceding year under laws or treaty stipulations for compensation for depredations committed by Indians, whether allowed by him or not, and the evidence upon which his action was based.

Second. A report showing the quantity and kind of the copies of public journals, books, and documents which have been received by him for distribution on behalf of the Government, and showing, also, the time when, the place where, and the person to whom, any of the same have been distributed and delivered during the preceding year.

CHAPTER THREE.

THE GENERAL LAND-OFFICE.

Sec.

446. Commissioner of the General Land-Office.

447. Recorder of General Land-Office.

448. Principal clerks on private and public land-claims.

449. Principal clerk of the surveys.

450. Secretary to the President to sign land-patents.

451. Assistant secretary to sign land-patents.

452. Restriction upon officers, clerks, and employés.

Sec.

453. Duties of Commissioner.

454. Custody of seal, books, records, &c.

455. Plats of land surveyed.

456. Returns and accounts relative to lands.

457. Warrants for military lands.

458. Issue of patents for lands.

459. Duties of Recorder.

460. Copies of papers filed in the Department.

461. Fees for exemplifications of patents, &c.

Commissioner of
the General Land-
Office.

25 April, 1812, c.
68, s. 11, v. 2, p.
717.

SEC. 446. There shall be in the Department of the Interior a Commissioner of the General Land-Office, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall be entitled to a salary of four thousand dollars a year.

Recorder of General
Land-Office.

4 July, 1836, c.
352, s. 4, v. 5, p. 111.
3 Mar., 1837, c.
33, s. 1, v. 5, pp. 163, 164.

SEC. 447. There shall be in the General Land-Office an officer called the Recorder of the General Land-Office, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall be entitled to a salary of two thousand dollars a year.

Principal clerks
on private and pub-
lic land-claims.

4 July, 1836, c.
352, s. 2, v. 5, p. 109.

SEC. 448. There shall be in the General Land-Office a Principal Clerk of the Public Lands, and a Principal Clerk on Private Land-Claims, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall each be entitled to a salary of one thousand eight hundred dollars a year; and they shall perform such duties as may be assigned to them by the Commissioner of the General Land-Office. And the chief-clerk of the General Land-Office shall perform the duties of the Commissioner of the General Land-Office in case of a vacancy in said office, or of the absence or sickness of the Commissioner.

Principal clerk
of the surveys.

SEC. 449. There shall be in the General Land-Office a Principal Clerk of the Surveys, who shall be appointed by the President, by and with

the advice and consent of the Senate; and shall be entitled to a salary of one thousand eight hundred dollars a year. He shall direct and superintend the making of surveys, the returns thereof, and all matters relating thereto, which are done through the officers of the Surveyor-General, and perform such other duties as may be assigned to him by the Commissioner of the General Land-Office.

SEC. 450. The President is authorized to appoint, from time to time, by and with the advice and consent of the Senate, a secretary, at a salary of one thousand five hundred dollars a year, whose duty it shall be, under the direction of the President, to sign in his name, and for him, all patents for land sold or granted under the authority of the United States.

SEC. 451. If at any time the number of patents for lands sold or granted under the authority of the United States, is such that they cannot be signed within a reasonable time by the secretary appointed under the preceding section, the President may appoint an assistant secretary to sign the same, but such assistant shall be employed by the express direction of the President, and only for such time as may be necessary to bring up the arrears of patents which may be ready for signature.

SEC. 452. The officers, clerks, and employes in the General Land-Office are prohibited from directly or indirectly purchasing or becoming interested in the purchase of any of the public land; and any person who violates this section shall forthwith be removed from his office. [See §§ 243, 244.]

SEC. 453. The Commissioner of the General Land-Office shall perform, under the direction of the Secretary of the Interior, all executive duties appertaining to the surveying and sale of the public lands of the United States, or in anywise respecting such public lands, and, also, such as relate to private claims of land, and the issuing of patents for all [agents] [grants] of land under the authority of the Government.

223, v. 18, p. 62. 18 Feb., 1875, c. 80, v. 18, p. 317. Barnard's Heirs v. al., 18 How., 43. Bell v. Hearne et al., 19 How., 252. Maguire v. Tyler, 1 Black, 195.

SEC. 454. The Commissioner of the General Land-Office shall retain the charge of the seal heretofore adopted for the office, which may continue to be used, and of the records, books, papers, and other property appertaining to the Office.

SEC. 455. The Commissioner of the General Land-Office shall, when required by the President or either House of Congress, make a plat of any land surveyed under the authority of the United States, and give such information respecting the public lands and concerning the business of his office as shall be directed.

SEC. 456. All returns relative to the public lands shall be made to the Commissioner of the General Land-Office; and he shall have power to audit and settle all public accounts relative to the public lands; and upon the settlement of any such account, he shall certify the balance, and transmit the account with the vouchers and certificate to the First Comptroller of the Treasury, for his examination and decision thereon.

SEC. 457. In all cases in which land has heretofore or shall hereafter be given by the United States for military services, warrants shall be granted to the parties entitled to such land by the Secretary of the Interior; and such warrants shall be recorded in the General Land-Office, in books to be kept for the purpose, and shall be located as is or may be provided by law; and patents shall afterwards be issued accordingly.

SEC. 458. All patents issuing from the General Land-Office shall be issued in the name of the United States, and be signed by the President, and countersigned by the Recorder of the General Land-Office; and shall be recorded in the Office, in books to be kept for the purpose.

SEC. 459. It shall be the duty of the Recorder of the General Land-Office, in pursuance of instructions from the Commissioner, to certify and affix the seal of the Office to all patents for public lands, and to attend

4 July, 1836, c. 352, s. 3, v. 5, p. 110.

Secretary to the President to sign land-patents.

4 July, 1836, c. 352, s. 6, v. 5, p. 111.

Assistant secretary to sign land-patents.

26 Jan., 1848, c. 4, v. 9, p. 209.

Restriction upon officers, clerks, and employes.

25 April, 1812, c. s. 14, v. 5, p. 112.

Duties of Commissioner.

25 April, 1812, c. 68, s. 1, v. 2, p. 716.

4 July, 1836, c. 352, s. 1, v. 5, p. 107.

6 June, 1874, c. Ashley's Heirs et al., 1 Black, 195.

Custody of seal, books, records, &c.

25 April, 1812, c. 68, ss. 4, 5, v. 2, p. 717.

Plats of lands surveyed.

25 April, 1812, c. 68, s. 6, v. 2, p. 717.

Returns and accounts relative to lands.

25 April, 1812, c. 68, s. 9, v. 2, p. 717.

Warrants for military lands.

25 April, 1812, c. 68, s. 7, v. 2, p. 717.

Issue of patents for lands.

25 April, 1812, c. 68, s. 8, v. 2, p. 717.

3 Mar., 1841, c. 26, s. 2, v. 5, p. 417.

Duties of Recorder.

25 April, 1812, c. 68, s. 8, v. 2, p. 717.
4 July, 1836, c. 352, s. 4, v. 5, p. 111.

to the correct engrossing, recording, and transmission of such patents. He shall prepare alphabetical indexes of the names of patentees, and of persons entitled to patents; and he shall prepare such copies and exemplifications of matters on file or recorded in the General Land-Office as the Commissioner may from time to time direct. Whenever the office of Recorder shall become vacant, or in case of his sickness or absence, the duties of his office shall be performed ad interim by the principal clerk on private land-claims.

Copies of papers filed in the Department.

23 Jan., 1823, c. 6, v. 3, p. 721.
4 July, 1836, c. 352, s. 7, v. 5, p. 111.

SEC. 460. Whenever any person claiming to be interested in or entitled to land, under any grant or patent from the United States, applies to the Department of the Interior for copies of papers filed and remaining therein, in anywise affecting the title to such land, it shall be the duty of the Secretary of the Interior to cause such copies to be made out and authenticated, under his hand and the seal of the General Land-Office, for the person so applying.

Fees for exemplifications of patents, &c.

2 July, 1864, c. 224, v. 13, p. 375.

SEC. 461. All exemplifications of patents, or papers on file or of record in the General Land-Office, which may be required by parties interested, shall be furnished by the Commissioner upon the payment by such parties at the rate of fifteen cents per hundred words, and two dollars for copies of township plats or diagrams, with an additional sum of one dollar for the Commissioner's certificate of verification with the General Land-Office seal; and one of the employes of the Office shall be designated by the Commissioner as the receiving clerk, and the amount so received shall, under the direction of the Commissioner, be paid into the Treasury; but fees shall not be demanded for such authenticated copies as may be required by the officers of any branch of the Government, nor for such unverified copies as the Commissioner in his discretion may deem proper to furnish.

CHAPTER FOUR.

THE COMMISSIONER OF INDIAN AFFAIRS.

Sec.

- 462. Commissioner of Indian Affairs.
- 463. Duties of Commissioner.
- 464. Accounts for claims and disbursements.
- 465. Regulations relating to Indian Affairs.

Sec.

- 466. Presentation and payment of claims for Indian depredations.
- 467. Sale of arms, &c., to Indians prohibited.
- 468. Commissioner to report annually to Congress.
- 469. Reports of Indian supplies.

Commissioner of Indian Affairs.

9 July, 1832, c. 174, s. 1, v. 4, p. 564.

Duties of Commissioner.

9 July, 1832, c. 174, s. 1, v. 4, p. 564.

27 July, 1868, c.

Accounts for claims and disbursements.

9 July, 1832, c. 174, s. 3, v. 4, p. 564.

Regulations relating to Indian affairs.

SEC. 462. There shall be in the Department of the Interior a Commissioner of Indian Affairs, who shall be appointed by the President, by and with the advice and consent of the Senate, and who shall be entitled to a salary of three thousand dollars a year.

SEC. 463. The Commissioner of Indian Affairs shall, under the direction of the Secretary of the Interior, and agreeably to such regulations as the President may prescribe, have the management of all Indian affairs, and of all matters arising out of Indian relations.

259, s. 1, v. 15, p. 228. 15 Aug., 1876, c. 289, s. 3, v. 19, p. 199.

SEC. 464. All accounts and vouchers for claims and disbursements connected with Indian affairs shall be transmitted to the Commissioner for administrative examination, and by him passed to the proper accounting officer of the Department of the Treasury for settlement.

SEC. 465. The President may prescribe such regulations as he may think fit for carrying into effect the various provisions of any act relating to Indian affairs, and for the settlement of the accounts of Indian affairs.

30 June, 1834, c. 162, s. 17, v. 4, p. 738.

SEC. 466. The Secretary of the Interior shall prepare and cause to be published such regulations as he may deem proper, prescribing the manner of presenting claims arising under laws or treaty stipulations, for compensation for depredations committed by the Indians, and the degree and character of the evidence necessary to support such claims; he shall carefully investigate all such claims as may be presented, subject to the regulations prepared by him; and no payment on account of any such claims shall be made without a specific appropriation therefor by Congress.

Presentation and payment of claims for Indian depredations.

29 May, 1872, c. 233, s. 7, v. 17, p. 190.

SEC. 467. The Secretary of the Interior shall adopt such rules as may be necessary to prohibit the sale of arms or ammunition within any district or country occupied by uncivilized or hostile Indians, and shall enforce the same.

Sale of arms, &c., to Indians, prohibited.

14 Feb., 1873, c. 138, s. 1, v. 17, p. 457.

SEC. 468. The Commissioner of Indian Affairs shall annually report, separately, to Congress, a tabular statement showing distinctly the separate objects of expenditure under his supervision, and how much disbursed for each object, describing the articles and the quantity of each, and giving the name of each person to whom any part was paid, and how much was paid to him, and for what objects, so far as they relate to the disbursement of the funds appropriated for the incidental, contingent, or miscellaneous expenses of the Indian service, during the fiscal year next preceding each report. [See §§ 195, 196.]

Commissioner to report annually to Congress.

2 Mar., 1867, c. 173, s. 3, v. 14, p. 515.

15 Aug., 1876, c. 289, s. 3, v. 19, p. 199.

SEC. 469. The Commissioner of Indian Affairs shall embody in his annual report the reports of all agents or commissioners issuing food, clothing, or supplies of any kind to Indians, stating the number of Indians present and actually receiving the same.

Reports of Indian supplies.

14 Feb., 1873, c. 138, s. 7, v. 17, p. 463.

CHAPTER FIVE.

THE COMMISSIONER OF PENSIONS.

Sec.

470. Commissioner of Pensions.

471. Duties of the Commissioner.

472. Deputy Commissioner.

Sec.

473. Person to sign bounty-land warrants.

474. Investigation of attempts at fraud.

SEC. 470. There shall be in the Department of the Interior a Commissioner of Pensions, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall be entitled to receive a salary of four thousand dollars a year.

Commissioner of Pensions.

2 Mar., 1833, c. 54, s. 1, v. 4, pp. 619, 622.

3 Mar., 1835, c. 46, ss. 1, 2, 3, v. 4, p. 779. 3 Mar., 1837, c. 43, v. 5, p. 187. 4 Mar., 1840, c. 4, ss. 1, 2, 3, v. 5, p. 369. 4 Mar., 1840, c. 4, s. 4, v. 5, p. 370. 20 Jan., 1843, c. 4, v. 5, p. 597. 14 Jan., 1846, c. 4, s. 1, v. 9, p. 3. 19 Jan., 1849, c. 20, s. 1, v. 9, p. 341. 3 Mar., 1873, c. 226, s. 3, v. 17, p. 508.

SEC. 471. The Commissioner of Pensions shall perform, under the direction of the Secretary of the Interior, such duties in the execution of the various pension and bounty-land laws as may be prescribed by the President.

Duties of the Commissioner.

2 Mar., 1833, c. 54, s. 1, v. 4, pp. 619, 622.

3 Mar., 1835, c. 46, s. 2, v. 4, p. 779. 3 Mar., 1837, c. 43, s. 2, v. 5, p. 187. 4 Mar., 1840, c. 4, s. 2, v. 5, p. 369. 4 Mar., 1840, c. 4, s. 4, v. 5, p. 370. 20 Jan., 1843, c. 4, s. 2, v. 5, p. 597. 19 Jan., 1877, c. 27, v. 19, p. 224.

SEC. 472. There shall be in the Department of the Interior a Deputy Commissioner of Pensions, who shall be appointed by the President, by and with the advice and consent of the Senate, who shall be charged with such duties in the Pension Bureau as may be prescribed by the Secretary of the Interior, or may be required by law, and in case of death, resignation, absence, or sickness of the Commissioner, his duties shall devolve upon the Deputy Commissioner, until a successor is appointed or such absence or sickness ceases. The Deputy Commissioner shall be entitled to receive an annual salary of twenty-five hundred dollars.

Deputy Commissioner.

3 Mar., 1873, c. 234, s. 29, v. 17, p. 575.

Person to sign bounty-land warrants.

20 Feb., 1856, c. 1, v. 11, p. 1.

Investigation of attempts at fraud.

3 Mar., 1873, c. 234, s. 30, v. 17, p. 575.

SEC. 473. The Commissioner of Pensions is authorized, with the approval of the Secretary of the Interior, to appoint a person to sign the name of the Commissioner to certificates or warrants for bounty-lands; and certificates or warrants so signed shall be as valid as if signed by the Commissioner.

SEC. 474. The Commissioner of Pensions is authorized to detail, from time to time, any of the clerks in his Office to investigate any suspected attempts to defraud the United States, in or affecting the administration of any law relative to pensions, and to aid in prosecuting any person implicated, with such additional compensation as is customary in cases of special service. Any person so detailed shall have the power to administer oaths in the course of any such investigation.

CHAPTER SIX.

THE PATENT-OFFICE.

Sec.

475. Establishment of the Patent-Office.

476. Officers and employés.

477. Salaries.

478. Seal.

479. Bonds of Commissioner and chief clerk.

480. Restrictions upon officers and employés.

481. Duties of Commissioner.

482. Duties of examiners-in-chief.

483. Establishment of regulations.

484. Arrangement and exhibition of models, &c.

485. Disposals of models on rejected applications.

486. Library.

Sec.

487. Patent-agents may be refused recognition.

488. Printing of papers filed.

489. Printing copies of claims, laws, decisions, &c.

490. Printing specifications and drawings.

491. Additional specifications and drawings.

492. Lithographing and engraving.

493. Price of copies of specifications and drawings.

494. Annual report of the Commissioner.

495. Custody of collections of exploring expeditions.

496. Disbursements for Patent-Office.

Establishment of the Patent-Office.

8 July, 1870, c. 230, s. 1, v. 16, p. 198.

Officers and employés.

8 July, 1870, c. 230, s. 2, v. 16, p. 198.

Salaries.

8 July, 1870, c. 230, s. 4, v. 16, p. 199.

Seal.

8 July, 1870, c. 230, s. 12, v. 16, p. 200.

Bonds of Commissioner and chief clerk.

8 July, 1870, c. 230, s. 6, v. 16, p. 199.

Restrictions upon officers and employés.

SEC. 475. There shall be in the Department of the Interior an office known as the Patent-Office, where all records, books, models, drawings, specifications, and other papers and things pertaining to patents shall be safely kept and preserved.

SEC. 476. There shall be in the Patent-Office a Commissioner of Patents, one Assistant Commissioner, and three examiners-in-chief, who shall be appointed by the President, by and with the advice and consent of the Senate. All other officers, clerks, and employés authorized by law for the Office shall be appointed by the Secretary of the Interior, upon the nomination of the Commissioner of Patents. [See § 169.]

SEC. 477. The salaries of the officers mentioned in the preceding section shall be as follows:

The Commissioner of Patents, four thousand five hundred dollars a year.

The Assistant Commissioner of Patents, three thousand dollars a year. Three examiners-in-chief, three thousand dollars a year each.

SEC. 478. The seal heretofore provided for the Patent-Office shall be the seal of the Office, with which letters-patent and papers issued from the Office shall be authenticated.

SEC. 479. The Commissioner of Patents and the chief clerk, before entering upon their duties, shall severally give bond, with sureties, to the Treasurer of the United States, the former in the sum of ten thousand dollars, and the latter in the sum of five thousand dollars, conditioned for the faithful discharge of their respective duties, and that they shall render to the proper officers of the Treasury a true account of all money received by virtue of their offices.

SEC. 480. All officers and employés of the Patent-Office shall be incapable, during the period for which they hold their appointments, to ac-

quire or take, directly or indirectly, except by inheritance or bequest, any right or interest in any patent issued by the Office.

SEC. 481. The Commissioner of Patents, under the direction of the Secretary of the Interior, shall superintend or perform all duties respecting the granting and issuing of patents directed by law; and he shall have charge of all books, records, papers, models, machines, and other things belonging to the Patent-Office.

SEC. 482. The examiners-in-chief shall be persons of competent legal knowledge and scientific ability, whose duty it shall be, on the written petition of the appellant, to revise and determine upon the validity of the adverse decisions of examiners upon applications for patents, and for re-issues of patents, and in interference cases; and, when required by the Commissioner, they shall hear and report upon claims for extensions, and perform such other like duties as he may assign them.

SEC. 483. The Commissioner of Patents, subject to the approval of the Secretary of the Interior, may from time to time establish regulations, not inconsistent with law, for the conduct of proceedings in the Patent-Office.

SEC. 484. The Commissioner of Patents shall cause to be classified and arranged in suitable cases, in the rooms and galleries provided for that purpose, the models, specimens of composition, fabrics, manufactures, works of art, and designs, which have been or shall be deposited in the Patent-Office; and the rooms and galleries shall be kept open during suitable hours for public inspection.

SEC. 485. The Commissioner of Patents may restore to the respective applicants such of the models belonging to rejected applications as he shall not think necessary to be preserved, or he may sell or otherwise dispose of them after the application has been finally rejected for one year, paying the proceeds into the Treasury, as other patent-moneys are directed to be paid.

SEC. 486. There shall be purchased for the use of the Patent-Office a library of such scientific works and periodicals, both foreign and American, as may aid the officers in the discharge of their duties, not exceeding the amount annually appropriated for that purpose.

SEC. 487. For gross misconduct the Commissioner of Patents may refuse to recognize any person as a patent-agent, either generally or in any particular case; but the reasons for such refusal shall be duly recorded, and be subject to the approval of the Secretary of the Interior.

SEC. 488. The Commissioner of Patents may require all papers filed in the Patent-Office, if not correctly, legibly, and clearly written, to be printed at the cost of the party filing them.

SEC. 489. The Commissioner of Patents may print, or cause to be printed, copies of the claims of current issues, and copies of such laws, decisions, regulations, and circulars as may be necessary for the information of the public.

SEC. 490. The Commissioner of Patents is authorized to have printed, from time to time, for gratuitous distribution, not to exceed one hundred and fifty copies of the complete specifications and drawings of each patent hereafter issued, together with suitable indexes, one copy to be placed for free public inspection in each capitol of every State and Territory, one for the like purpose in the clerk's office of the district court of each judicial district of the United States, except when such offices are located in State or territorial capitols, and one in the Library of Congress, which copies shall be certified under the hand of the Commissioner and seal of the Patent-Office, and shall not be taken from the depositories for any other purpose than to be used as evidence.

SEC. 491. The Commissioner of Patents is authorized to have printed such additional numbers of copies of specifications and drawings, certified as provided in the preceding section, at a price not to exceed the contract price for such drawings, for sale, as may be warranted by the actual

8 July, 1870, c. 230, s. 16, v. 16, p. 200.

Duties of Commissioner.

8 July, 1870, c. 230, s. 7, v. 16, p. 199.

3 Mar., 1875, c. 130, s. 12, v. 18, p. 402.

Duties of examiners-in-chief.

8 July, 1870, c. 230, s. 10, v. 16, p. 199.

Establishment of regulations.

8 July, 1870, c. 230, s. 19, v. 16, p. 200.

Arrangement and exhibition of models, &c.

8 July, 1870, c. 230, s. 13, v. 6, p. 200.

Disposals of models on rejected applications.

8 July, 1870, c. 230, s. 14, v. 16, p. 200.

Library.

8 July, 1870, c. 230, s. 15, v. 16, p. 200.

Patent-agents may be refused recognition.

8 July, 1870, c. 230, s. 17, v. 16, p. 200.

Printing of papers filed.

8 July, 1870, c. 230, s. 18, v. 16, p. 200.

Printing copies of claims, laws, decisions, &c.

8 July, 1870, c. 230, c. 328, v. 18, p. 105.

Printing specifications and drawings.

11 Jan., 1871, Res. No. 5, v. 16, p. 590.

20 June, 1874, c. 328, v. 18, p. 105.

3 Mar., 1875, c. 130, s. 12, v. 18, p. 402.

Additional specifications and drawings.

11 Jan., 1871, Res. No. 5, v. 16, p. 590.

20 June, 1874, c. 328, v. 18, p. 105.

Lithographing and engraving.

11 Jan., 1871, Res.

No. 5, v. 16, p. 590.

24 Mar., 1871, c.

5, s. 1, v. 17, p. 2.

Price of copies of specifications and drawings.

24 Mar., 1871, c.

5, s. 2, v. 17, p. 3.

Annual report of the Commissioner.

8 July, 1870, c.

230, s. 9, v. 16, p.

199.

Custody of collections of Exploring Expeditions.

4 Aug., 1854, c. 242, s. 8, v. 10, p. 572.

Disbursements to Patent-Office.

8 July, 1870, c. 230, s. 69, v. 16, p. 209.

demand for the same; and he is also authorized to furnish a complete set of such specifications and drawings to any public library which will pay for binding the same into volumes to correspond with those in the Patent-Office, and for the transportation of the same, and which shall also provide for proper custody for the same, with convenient access for the public thereto, under such regulations as the Commissioner shall deem reasonable.

SEC. 492. The lithographing and engraving required by the two preceding sections shall be awarded to the lowest and best bidders for the interests of the Government, due regard being paid to the execution of the work, after due advertising by the Congressional Printer under the direction of the Joint Committee on Printing; but the Joint Committee on Printing may empower the Congressional Printer to make immediate contracts for engraving, whenever, in their opinion, the exigencies of the public service will not justify waiting for advertisement and award; or if, in the judgment of the Joint Committee on Printing, the work can be performed under the direction of the Commissioner of Patents more advantageously than in the manner above prescribed, it shall be so done, under such limitations and conditions as the Joint Committee on Printing may from time to time prescribe.

SEC. 493. The price to be paid for uncertified printed copies of specifications and drawings of patents shall be determined by the Commissioner of Patents, within the limits of ten cents as the minimum and fifty cents as the maximum price.

SEC. 494. The Commissioner of Patents shall lay before Congress, in the month of January, annually, a report, giving a detailed statement of all moneys received for patents, for copies of records or drawings, or from any other source whatever; a detailed statement of all expenditures for contingent and miscellaneous expenses; a list of all patents which were granted during the preceding year, designating under proper heads the subjects of such patents; an alphabetical list of all the patentees, with their places of residence; a list of all patents which have been extended during the year; and such other information of the condition of the Patent Office as may be useful to Congress or the public. [See §§ 95, 96.]

SEC. 495. The collections of the Exploring Expedition, now in the Patent-Office, shall be under the care and management of the Commissioner of Patents.

SEC. 496. All disbursements for the Patent-Office shall be made by the disbursing clerk of the Interior Department.

CHAPTER SEVEN.

THE SUPERINTENDENT OF PUBLIC DOCUMENTS.

Sec.

497. Custody and distribution of public documents.

498. Statutes and reports of Supreme Court.

499. Register of publications received.

500. Manner of delivery.

501. Distribution of copies of journals, books, &c.

502. Same subject.

503. Distribution of journals of Senate and House.

Sec.

504. Distribution to legations and consulates.

505. Distribution of surplus volumes, &c.

506. Books, &c., not to be removed from proper offices.

507. Superintendent of public documents.

508. Duties of the superintendent of public documents.

509. Rooms for public documents.

510. Preparation of the Biennial Register.

511. Distribution of Biennial Register.

Custody and distribution of public documents.

SEC. 497. The Secretary of the Interior is charged with receiving, arranging, and safe-keeping for distribution, and of distributing to the persons entitled by law to receive the same, all printed journals of the

two Houses of Congress, and all other books and documents of every nature whatever, already or hereafter directed by law to be printed or purchased for the use of the Government, except such as are directed to be printed or purchased for the particular use of Congress, or of either House thereof, or for the particular use of the Executive or of any of the Departments, and any person whose duty it shall be by law to deliver any of the same, shall deliver them at the rooms assigned by the Secretary of the Interior therefor.

SEC. 498. The Secretary of the Interior is required to furnish to the head of the Department of Justice, from time to time as they may be published, a sufficient number of the statutes of the United States and the reports of the Supreme Court of the United States, to be by him distributed to such officers of the courts of the United States as are now or may hereafter be by law entitled to receive them.

SEC. 499. A register of all publications received at the Department of the Interior for safe-keeping and distribution shall be kept, under the direction of the Secretary, showing the quantity and kind at any time received by him; and he shall cause to be entered in such register, at the proper time, the time when, the place where, and the person to whom any of such publications have been distributed or delivered.

SEC. 500. The publications received by the Secretary of the Interior for distribution shall be delivered out only on the written requisition of the heads of Departments, Secretary of the Senate, Clerk of the House of Representatives, Librarian of Congress, and other officers and persons who are by law authorized to receive the same, except where by law the Secretary of the Interior is required, without such requisition, to cause the same to be sent and delivered; and in either of such cases it shall be the duty of the Secretary of the Interior to cause the same to be sent and delivered, the expenses thereof, except when otherwise directed, to be charged on the contingent fund of the Department.

SEC. 501. The copies of journals, books, and public documents which are or may be authorized to be distributed to incorporated bodies, institutions, and associations within the States and Territories, shall be distributed to such bodies as shall be designated to the Secretary of the Interior by each of the Senators from the several States respectively, and by the Representatives in Congress from each congressional district, and by the Delegate from each Territory. The distribution shall be made in such manner that the quantity distributed to each congressional district and Territory shall be equal; except that whenever the number of copies of any publication is insufficient to supply therewith one institution, upon the designation of each member of the Senate and House of Representatives, the copies at the disposal of the Secretary may be distributed to such incorporated colleges, public libraries, athenæums, literary and scientific institutions, boards of trade, or public associations, as he may select.

SEC. 502. The selection of an institution to receive the documents ordered to be published or procured at the first session of any Congress shall control the documents of the entire Congress, unless another designation be made before any distribution has taken place under the selection first made. Where the same work is printed by order both of the Senate and House of Representatives, the duplicates may be sent to different institutions, if so desired, by the member whose right it is to direct the distribution. And the public documents to be distributed by the Secretary of the Interior shall be sent to the institutions already designated, unless he shall be satisfied that any such institution is no longer a suitable depository of the same. Congressional journals and public documents, authorized to be distributed to institutions on the designation of members of Congress, shall be sent to such libraries and institutions only as shall signify a willingness to pay the cost of their transportation.

SEC. 503. So many copies of the public journals of the Senate, and of the House of Representatives, shall be transmitted by the Secretary of

5 Feb., 1859, c. 22, ss. 1, 5, 7, v. 11, pp. 379, 380.

Statutes and reports of Supreme Court.

3 Mar., 1873, c. 238, s. 2, v. 17, p. 578.

Register of publications received.

5 Feb., 1859, c. 22, s. 3, v. 11, p. 380.

Manner of delivery.

5 Feb., 1859, c. 22, s. 4, v. 11, p. 380.

3 Mar., 1877, c. 103, s. 7, r. 19, p. 336.

Distribution of copies of journals, books, &c.

28 Jan., 1857, Res. No. 5, s. 3, v. 11, p. 253.

5 Feb., 1859, c. 22, s. 5, v. 11, p. 380.

2 Mar., 1861, c. 87, s. 1, v. 12, p. 244.

Same subject.

2 Mar., 1861, c. 87, s. 2, v. 12, p. 245.

Distribution of journals of Senate and House.

27 Dec., 1813, Res.
1, v. 3, p. 140.
20 July, 1840, Res.
5, v. 5, p. 409.

Distribution to
legations and con-
sulates.

22 May, 1872, c.
194, v. 17, p. 144.

Distribution of
surplus volumes,
&c.

17 Feb., 1871, Res.
36, v. 16, p. 597.

Books, &c., not
to be removed from
proper offices.

5 Feb., 1859, c. 22,
s. 10, v. 11, p. 381.
Superintendent of
public documents.

3 Mar., 1869, c.
121, s. 1, v. 15, p. 292.

Duties of the
superintendent of
public documents.

3 Mar., 1869, c.
121, s. 1, v. 15, pp.
283, 292.

Rooms for public
documents.

3 Mar., 1869, c.
121, s. 1, v. 15, pp.
283, 292.

Preparation of
Biennial Register.

27 April, 1816,
Res. No. 6, ss. 1, 2,
v. 3, p. 342.

14 July, 1832, Res.
No. 11, v. 4, p. 608.

3 Mar., 1851, c. 32,
s. 1, v. 9, p. 600.

2 Mar., 1861, c. 87,
s. 4, v. 12, p. 245.

the Interior to the executives of the several States and Territories, as shall be sufficient to furnish one copy to each executive, one copy to each branch of every State and territorial legislature, one copy to each university and college in each State, and one copy to the Historical Society incorporated, or which shall be incorporated, in each State. Fifty copies of the documents ordered by Congress to be printed shall be used for the purpose of exchange in foreign countries; the residue of the copies shall be deposited in the Library of the United States, subject to the future disposition of Congress.

SEC. 504. Only such of the books published by the Government, and usually known by the name of "public documents," shall hereafter be supplied to any legation or consulate of the United States as are first designated by the Secretary of State, by an order to be recorded in the State Department, as suitable for and required by such legation and consulate.

SEC. 505. Whenever there are in the custody of the Department of the Interior any set of the documents of any session of Congress, or other documents or odd volumes, not necessary to supply deficiencies or losses that may happen in the Library of Congress, or in that of either of the Executive Departments, or in State or territorial libraries, the Secretary of the Interior shall distribute the same as equally as practicable to the several Senators, Representatives, and Delegates in Congress, for distribution to public libraries and other literary institutions in their respective districts.

SEC. 506. All such books and documents, when received at the proper offices, libraries, and other depositories, as provided by law, shall be kept there and not removed from such places.

SEC. 507. There shall be in the Department of the Interior a superintendent of public documents, who shall be appointed by the Secretary, and shall be entitled to receive a salary of twenty-five hundred dollars a year.

SEC. 508. The superintendent of public documents shall be charged, subject to the general direction of the Secretary of the Interior, with the duty of collecting, arranging, preserving, packing, and distributing the publications received at the Department of the Interior for distribution; and with the duty of compiling and supervising the Biennial Register.

SEC. 509. Suitable rooms in the Department of the Interior shall be from time to time assigned by the Secretary for the journals, books, and documents.

SEC. 510. As soon as practicable after the last day of September in each year in which a new Congress is to assemble, a register shall be compiled and printed under the direction of the Secretary of the Interior, of which seven hundred and fifty copies shall be published, and which shall contain the following lists, made up to such last day of September:

1. Correct lists of all the officers, clerks, employés, and agents, civil, military, and naval, in the service of the United States, including cadets and midshipmen, which lists shall exhibit the amount of compensation, pay, and emoluments allowed to each, the State or country in which he was born, the State or Territory from which he was appointed to office, and where employed.

2. A list of the names, force, and condition of all the ships and vessels belonging to the United States, and when and where built.

3. Lists of all printers of the laws of the United States, and of all printers employed by Congress or by any Department or officer of the Government, during the two years preceding the last day of September up to which such list is required to be made, with the compensation allowed to each, and designating the Department or officer causing the printing to be executed.

4. A statement of all allowances made by the Postmaster-General, within the same period of two years, to each contractor on contracts for

carrying the mail, discriminating the sum paid as stipulated by the original contract and the sums paid as additional allowance.

SEC. 511. On the first Monday in January, in each year when a new Congress is assembled, there shall be delivered to the President, the Vice-President, each head of a Department, each member of the Senate and House of Representatives, one copy of the Biennial Register; to the Secretary of the Senate and the Clerk of the House of Representatives, ten copies each, for the use of the respective Houses; to the Library of Congress, twenty-five copies; and to the secretary of state of each State, one copy; and the residue of the copies shall be disposed of as Congress shall, from time to time, direct.

Distribution of
Biennial Register.

27 April, 1816, Rec.
6, s. 3, v. 3, p. 342.
3 Mar., 1851, c.
32, s. 1, v. 9, p. 600.

CHAPTER EIGHT.

THE RETURNS OFFICE.

Sec.

512. Returns Office.

513. Clerk to file returns.

Sec.

514. Indexes.

515. Copies of returns.

SEC. 512. The Secretary of the Interior shall from time to time provide a proper apartment, to be called the Returns Office, in which he shall cause to be filed the returns of contracts made by the Secretary of War, the Secretary of the Navy, and the Secretary of the Interior, and shall appoint a clerk of the first class to attend to the same. [See §§ 3744-3747.]

Returns Office.

2 June, 1862, c. 93,
s. 4, v. 2, p. 412.

SEC. 513. The clerk of the Returns Office shall file all returns made to the Office, so that the same may be of easy access, keeping all returns made by the same officer in the same place, and numbering them in the order in which they are made.

Clerk to file re-
turns.

2 June, 1862, c. 93,
s. 4, v. 12, p. 412.

SEC. 514. The clerk of the Returns Office shall provide and keep an index-book, with the names of the contracting parties, and the number of each contract opposite to the names; and shall submit the index-book and returns to any person desiring to inspect it.

Indexes.

2 June, 1862, c. 93,
s. 4, v. 12, p. 412.

SEC. 515. The clerk of the Returns Office shall furnish copies of such returns to any person paying therefor at the rate of five cents for every one hundred words, to which copies certificates shall be appended in every case by the clerk making the same, attesting their correctness, and that each copy so certified is a full and complete copy of the return.

Copies of returns.

2 June, 1862, c. 93,
s. 4, v. 12, p. 412.

CHAPTER NINE.

THE OFFICE OF EDUCATION.

Sec.

516. Office of Education.

517. Commissioner of Education.

Sec.

518. Duties of Commissioner.

519. Rooms for Office of Education.

SEC. 516. There shall be in the Department of the Interior a Bureau called the Office of Education, the purpose and duties of which shall be to collect statistics and facts showing the condition and progress of education in the several States and Territories, and to diffuse such information respecting the organization and management of schools and school-systems, and methods of teaching, as shall aid the people of the United States in the establishment and maintenance of efficient school-systems, and otherwise promote the cause of education throughout the country.

Office of Educa-
tion.

2 Mar., 1867, c. 158,
s. 1, v. 14, p. 434.
20 July, 1868, c.
176, s. 1, v. 15, pp.
92, 106.

SEC. 517. The management of the Office of Education shall, subject to the direction of the Secretary of the Interior, be intrusted to a Commissioner of Education, who shall be appointed by the President, by and

Commissioner of
Education.

2 Mar., 1867, c. 158,
s. 2, v. 14, p. 434.

20 July, 1868, c. 176, s. 1, v. 15, pp. 92, 106. with the advice and consent of the Senate, and shall be entitled to a salary of three thousand dollars a year.

Duties of Commissioner. SEC. 518. The Commissioner of Education shall present annually to Congress a report embodying the results of his investigations and labors,

2 Mar., 1867, c. 158, s. 3, v. 14, p. 434. together with a statement of such facts and recommendations as will, in his judgment, subserve the purpose for which the office is established.

Rooms for Office of Education. SEC. 519. The Chief of Engineers shall furnish proper offices for the use of the Office of Education.

2 Mar., 1867, c. 158, s. 4, v. 14, p. 434. 2 Mar., 1867, c. 167, s. 2, v. 14, p. 466.