When by final survey school sections are not in Mexican grants.

SEC 2. That where indemnity school selections have been made and certified to said State, and said selection shall fail by reason of the land in lieu of which they were taken not being included within such final survey of a Mexican grant, or are otherwise defective or invalid, the same are hereby confirmed, and the sixteenth or thirty-sixth section in lieu of which the selection was made shall, upon being excluded from such final survey, be disposed of as other public lands of the United States: *Provided*, That if there be no such sixteenth or thirty-sixth section, and the land certified therefor shall be held by an innocent purchaser for a valuable consideration, such purchaser shall be allowed to prove such facts before the proper land-office, and shall be allowed to purchase the same at one dollar and twenty-five cents per acre, not to exceed three hundred and twenty acres for any one person: *Provided*, That if such person shall neglect or refuse, after knowledge of such facts, to furnish such proof and make payment for such land, it shall be subject to the general land-laws of the United States.

Innocent purchasers of land certified for school sections protected.

Proviso.

Confirmation not to extend to claims of actual settlers.

If settlement made in good faith.

SEC 3. That the foregoing confirmation shall not extend to the lands settled upon by any actual settler claiming the right to enter not exceeding the prescribed legal quantity under the homestead or pre-emption laws: *Provided*, That such settlement was made in good faith upon lands not occupied by the settlement or improvement of any other person, and prior to the date of certification of said lands to the State of California by the Department of the Interior: *And provided further*, That the claim of such settler shall be presented to the register and receiver of the district land-office, together with the proper proof of his settlement and residence, within twelve months after the passage of this act, under such rules and regulations as may be established by the Commissioner of the General Land-Office.

Time for proof of settlement, etc., limited.

Not to apply to mineral lands, etc.

SEC 4. That this act shall not apply to any mineral lands, nor to any lands in the city and county of San Francisco, nor to any incorporated city or town, nor to any tide, swamp, or overflowed lands.

Approved, March 1, 1877.

March 2, 1877.

CHAP. 82.—An act to provide for the preparation and publication of a new edition of the Revised Statutes of the United States.

Commissioner to prepare new edition of Revised Statutes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby, authorized to appoint, by and with the advice and consent of the Senate, one person, learned in the law, as a commissioner, for the purpose of preparing and publishing a new edition of the first volume of the Revised Statutes of the United States.

Duty of commissioner.

1874, ch. 333, 18 Stat., 113.

SEC. 2. That in performing this duty, said commissioner shall be required to incorporate into the text of the Revised Statutes as published in the year anno Domini eighteen hundred and seventy-five, under the act of June twentieth, eighteen hundred and seventy-four, all the amendments which have been made in the revision so published since the first day of December, eighteen hundred and seventy-three, and all that shall be made up to the close of the present session of Congress, with marginal references to such amendatory acts, and to all the decisions of the several courts of the United States, (as far as the same may have been published,) which may have been made subsequent to those already cited in the margin of the present revision, and may include also citations to such judicial decisions of the various State courts as he may deem important; and he shall also make marginal references to the various statutes passed by Congress since the first day of December, eighteen hundred and seventy-three, not expressly therein declared to be amendments to the Revised Statutes, but which, in the opinion of said commissioner, may in any manner affect or modify any of the provisions of the said Revised Statutes, or any of the amendments thereto, indicating in such marginal notes by a difference in type the references

Amendments to be incorporated. References.

References to subsequent legislation.

to statutes of this kind, and he shall revise the indexes and incorporate therein references to the additions herein required.

Revision of indexes.

SEC. 3. That there shall also be included in said edition the Articles of Confederation, the Declaration of our National Independence, the Ordinance of seventeen hundred and eighty seven for the government of the Northwestern Territory, the Constitution of the United States, with foot notes referring to decisions of the federal courts thereon, the "Act to provide for the revision and consolidation of the statute laws of the United States," approved June twenty-seventh, eighteen hundred and sixty-six, and the "Act providing for publication of the Revised Statutes and the laws of the United States," approved June twentieth, eighteen hundred and seventy-four, as well as the present act.

Additional matter to be included.

1866, ch. 140, 14 Stat., 74, 1874, ch. 333, 18 Stat., 113.

SEC. 4. That said new edition shall be completed in manuscript by said commissioner by the first day of January anno Domini eighteen hundred and seventy-eight, and by him presented to the Secretary of State for his examination and approval, who is hereby required to examine and compare the same as amended, with all the amendatory acts, and, within two months after having been submitted to him, and when the same shall be completed, the said Secretary shall duly certify the same under the seal of the Secretary of State, and when printed and promulgated as herein provided the printed volume shall be legal and conclusive evidence of the laws and treaties therein contained, in all the courts of the United States, and of the several States and Territories, and said Secretary shall cause fifteen thousand copies of the same to be printed and bound at the Government Printing Office, under the supervision of said commissioner, at the expense of the United States, and without unnecessary delay.

When to be completed in manuscript.

To be presented to Secretary of State for approval.

Certificate of examination.

Declared legal evidence.

Number to be printed.

SEC. 5. That said commissioner shall receive, as full compensation for all services above required to be performed by him, the sum of five thousand dollars.

Compensation for commissioner.

Approved, March 2, 1877.

CHAP. 83.—An act for the relief of the board of trustees of the Antietam National Cemetery

March 2, 1877.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of discharging the balance of the indebtedness incurred by the board of trustees of the Antietam National Cemetery in establishing the same and improving the grounds thereof and the proper burial therein of the soldiers who fell on the battle-field of Antietam, there be appropriated the sum of fifteen thousand dollars, out of any money in the Treasury not otherwise appropriated, or so much thereof as may be necessary, to be expended under the direction of the Secretary of War, in the liquidation of such indebtedness; and it shall be the duty of the Secretary of War to hereafter provide for the preservation and superintendence of the said cemetery as one of the national cemeteries of the United States under the laws now in force in regard to such national cemeteries: *Provided*, That the said sum of fifteen thousand dollars, or so much thereof as may be necessary, to discharge the present existing indebtedness shall not be paid until the legal title to the said property shall be vested in the United States.

Appropriation.

Payment of debt of Antietam National Cemetery.

Cemetery to be one of the United States national cemeteries.

Proviso.

Approved, March 2, 1877.

CHAP. 84.—An act to authorize the board of trustees of the city of Cheyenne, Wyoming Territory, to enter and purchase for the use of said city certain public lands.

March 2, 1877.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the board of trustees of the city of Cheyenne, in the Territory of Wyoming, are hereby authorized and empowered to enter and purchase, for the use of said city in

Cheyenne, W. T., may enter and purchase certain land.