

SEC. 5. That all civil suits and proceedings now pending in the circuit or district court of said district of Kansas which would if instituted after the passage of this act, be required to be brought in the third division of said district, may be transferred by consent of all the parties to said third division of said district, and there disposed of in the same manner and with like effect as if the same had been there instituted, and all process, writs, and recognizances relating to such suits and proceedings so transferred shall be considered as taken at and returnable to the term of court in the third division of said district in the same manner and with like effect as if they had been issued or taken in reference thereto originally.

Transfer of pending causes.

Approved, May 3, 1892.

CHAP. 60.—An act to prohibit the coming of Chinese persons into the United States.

May 5, 1892.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all laws now in force prohibiting and regulating the coming into this country of Chinese persons and persons of Chinese descent are hereby continued in force for a period of ten years from the passage of this act.

Chinese exclusion extended ten years. Vol. 22, p. 58; Vol. 23, p. 115; Vol. 25, p. 504.

SEC. 2. That any Chinese person or person of Chinese descent, when convicted and adjudged under any of said laws to be not lawfully entitled to be or remain in the United States, shall be removed from the United States to China, unless he or they shall make it appear to the justice, judge, or commissioner before whom he or they are tried that he or they are subjects or citizens of some other country, in which case he or they shall be removed from the United States to such country: *Provided*, That in any case where such other country of which such Chinese person shall claim to be a citizen or subject shall demand any tax as a condition of the removal of such person to that country, he or she shall be removed to China.

Removal of Chinese illegally in the United States.

*Provido.* Chinese claiming citizenship in other countries.

SEC. 3. That any Chinese person or person of Chinese descent arrested under the provisions of this act or the acts hereby extended shall be adjudged to be unlawfully within the United States unless such person shall establish, by affirmative proof, to the satisfaction of such justice, judge, or commissioner, his lawful right to remain in the United States.

Person arrested must prove lawful residence.

SEC. 4. That any such Chinese person or person of Chinese descent convicted and adjudged to be not lawfully entitled to be or remain in the United States shall be imprisoned at hard labor for a period of not exceeding one year and thereafter removed from the United States, as hereinbefore provided.

Punishment for illegal residence.

SEC. 5. That after the passage of this act on an application to any judge or court of the United States in the first instance for a writ of habeas corpus, by a Chinese person seeking to land in the United States, to whom that privilege has been denied, no bail shall be allowed, and such application shall be heard and determined promptly without unnecessary delay.

Bail not allowed in habeas corpus proceedings.

SEC. 6 And it shall be the duty of all Chinese laborers within the limits of the United States, at the time of the passage of this act, and who are entitled to remain in the United States, to apply to the collector of internal revenue of their respective districts, within one year after the passage of this act, for a certificate of residence, and any Chinese laborer, within the limits of the United States, who shall neglect, fail, or refuse to comply with the provisions of this act, or who, after one year from the passage hereof, shall be found within the jurisdiction of the United States without such certificate of residence, shall be deemed and adjudged to be unlawfully within the United States, and may be arrested, by any United States customs official, collector of internal revenue or his deputies, United States marshal or his deputies, and taken before a United States judge, whose duty it shall be to

Certificates of residence to be obtained.

Arrest on failure to obtain certificate, etc.

Trial.

- order that he be deported from the United States as hereinbefore provided, unless he shall establish clearly to the satisfaction of said judge, that by reason of accident, sickness or other unavoidable cause, he has been unable to procure his certificate, and to the satisfaction of the court, and by at least one credible white witness, that he was a resident of the United States at the time of the passage of this act; and if upon the hearing, it shall appear that he is so entitled to a certificate, it shall be granted upon his paying the cost. Should it appear that said Chinaman had procured a certificate which has been lost or destroyed, he shall be detained and judgment suspended a reasonable time to enable him to procure a duplicate from the officer granting it, and in such cases, the cost of said arrest and trial shall be in the discretion of the court. And any Chinese person other than a Chinese laborer, having a right to be and remain in the United States, desiring such certificate as evidence of such right may apply for and receive the same without charge.
- SEC. 7.** That immediately after the passage of this act, the Secretary of the Treasury shall make such rules and regulations as may be necessary for the efficient execution of this act, and shall prescribe the necessary forms and furnish the necessary blanks to enable collectors of internal revenue to issue the certificates required hereby, and make such provisions that certificates may be procured in localities convenient to the applicants, such certificates shall be issued without charge to the applicant, and shall contain the name, age, local residence and occupation of the applicant, and such other description of the applicant as shall be prescribed by the Secretary of the Treasury, and a duplicate thereof shall be filed in the office of the collector of internal revenue for the district within which such Chinaman makes application.
- SEC. 8.** That any person who shall knowingly and falsely alter or substitute any name for the name written in such certificate or forge such certificate, or knowingly utter any forged or fraudulent certificate, or falsely personate any person named in such certificate, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum not exceeding one thousand dollars or imprisoned in the penitentiary for a term of not more than five years.
- SEC. 9.** The Secretary of the Treasury may authorize the payment of such compensation in the nature of fees to the collectors of internal revenue, for services performed under the provisions of this act in addition to salaries now allowed by law, as he shall deem necessary, not exceeding the sum of one dollar for each certificate issued.
- Approved, May 5, 1892.
- Lost certificates.
- Certificates for persons not laborers.
- Secretary of the Treasury to make rules, etc.
- Contents of certificates.
- Penalty for forging certificates, etc.
- Fees for services.
- Limit.

May 9, 1892.

**CHAP. 61.**—An act authorizing the Leavenworth and Platte County Bridge Company to sell, transfer, and assign to the Leavenworth Terminal Railway and Bridge Company the rights and franchises as granted by acts of Congress approved February twenty-fifth and March second, eighteen hundred and eighty-nine, and by act of Congress approved July twenty-fifth, eighteen hundred and ninety.

Leavenworth and Platte County Bridge Company may sell its rights to bridge Missouri River, etc., to Leavenworth Terminal Railway and Bridge Company.

Vol. 25, pp. 691, 883.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That permission be, and is hereby, granted to the Leavenworth and Platte County Bridge Company, a corporation duly organized and existing under the laws of the State of Kansas, to sell, transfer, and assign to the Leavenworth Terminal Railway and Bridge Company, a corporation duly organized and existing under the laws of the State of Kansas, its successors and assigns, all of the rights and franchises granted to the said Leavenworth and Platte County Bridge Company by an act of Congress entitled "An act to authorize the construction of a bridge across the Missouri River between the city of Leavenworth, in the State of Kansas and Platte County, in the State of Missouri," approved February twenty-fifth, eighteen hundred and eighty-nine, and by an act of Congress entitled "An act to authorize the construction of a bridge across the