

Determination of price. SEC. 3. That the price at which the Secretary of the Navy is hereby authorized to sell said land, whether under water or not, to the city of Brooklyn, for the purpose above mentioned, shall not be less than forty-one thousand dollars per acre; and the question of excess of value, if any, over and above the sum herein named shall be submitted to and determined by a board of three competent appraisers, such board to be appointed by the Secretary of the Navy, and the report of such appraisers shall be subject to the approval of the Secretary of the Navy.

Appraisalment. SEC. 4. That within ninety days from their appointment the said appraisers, or a majority of them, shall report in writing to the Secretary of the Navy and to the mayor of the city of Brooklyn the value agreed upon by them of the plat of land hereinbefore described, and that if within six months after the filing of such report the mayor of the city of Brooklyn shall notify the Secretary of the Navy that the city of Brooklyn will purchase said property for market purposes and for slips, canals, and piers, and other public works in connection with such market purposes, the Secretary of the Navy shall, upon receipt of the purchase money, execute and deliver to the city of Brooklyn a full and sufficient deed of conveyance of such property.

Report of appraisers. SEC. 5. That the Secretary of the Navy, after deducting the expenses of surveys and appraisals and conveyance, shall pay into the Treasury of the United States the net amount received by him from the sale of the said land.

Completion of purchase.

Disposal of proceeds.

Approved, December 22, 1892.

December 22, 1892.

CHAP. 10.—An act to provide an American register for the barge Sea Bird, of Perth Amboy, New Jersey.

"Sea Bird."
Granted American
register.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of Navigation is hereby authorized and directed to cause the wrecked barge Sea Bird, purchased and rebuilt by John Scully, a citizen of the United States, at the port of Perth Amboy, New Jersey, to be registered as a vessel of the United States under the name of the barge Canary.

Approved, December 22, 1892.

December 22, 1892.

CHAP. 11.—An act to extend to Duluth, Minnesota, the privileges of the first section of an act entitled "An act to amend the statutes in relation to immediate transportation of dutiable goods, and for other purposes," approved June tenth, eighteen hundred and eighty.

Duluth, Minn.
Immediate transpor-
tation privileges to.

Vol. 21, p. 173.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the first section of an act entitled "An act to amend the statutes in relation to immediate transportation of dutiable goods, and for other purposes," approved June tenth, eighteen hundred and eighty, be, and the same are hereby, extended to the port of Duluth, Minnesota.

Approved, December 22, 1892.

December 22, 1892.

CHAP. 12.—An act to provide for the disposal of certain abandoned military reservations in the State of Wyoming.

Fort Fetterman,
Wyo.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all public lands now remaining undisposed of within the abandoned military reservations in the

State of Wyoming, known as Fort Fetterman hay reservation, the Fort Fetterman old wood reserve, situated in township thirty-two north, ranges seventy-four and seventy-five west, established August twenty-ninth, eighteen hundred and seventy-two, and the Fort Fetterman new wood reserve, situated in townships twenty-eight and twenty-nine, range seventy-one west, are hereby made subject to disposal under the homestead law only: *Provided*, That actual occupants thereon upon the first day of January, eighteen hundred and ninety-two, shall have the preference right to make one entry not exceeding one quarter section under existing land laws if qualified, which shall include their respective improvements: *Provided further*, That any of such lands as are occupied for town-site purposes and any of the lands that may be shown to be valuable for coal or minerals shall be disposed of as now provided for lands subject to entry and sale under the town-site, coal, or mineral-land laws, respectively.

Abandoned reservations opened to homestead entry.

Provisos.
Preference to occupants.

Mineral lands.

Approved, December 22, 1892.

CHAP. 14.—An act to amend and enlarge the act approved June eighteenth, eighteen hundred and seventy-eight, entitled “An act to provide for the distribution of the awards made under the convention between the United States of America and the Republic of Mexico, concluded on the fourth day of July, eighteen hundred and sixty-eight.”

December 28, 1892.

Whereas the Secretary of State, after investigating the charge of fraud presented by the Mexican Government as to the case of La Abra Silver Mining Company, has heretofore reported that the “honor of the United States requires” that said case “should be further investigated by the United States, to ascertain whether this Government has been made the means of enforcing upon a friendly power claims of our citizens based upon or exaggerated by fraud,” but that “the executive Government is not furnished with means of instituting and pursuing methods of investigation which can coerce the production of evidence or compel the examination of parties and witnesses,” and that “the authority for such an investigation must proceed from Congress;” and

Preamble.

Whereas the President of the United States has transmitted to Congress the recommendation of the Secretary of State that said case “be referred to the Court of Claims, or such other court as may be deemed proper, in order that the charge of fraud made in relation to said claim may be fully investigated:” Therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in further execution of the purpose of said act the Attorney-General of the United States be, and he is hereby, authorized and directed to bring a suit or suits in the name of the United States in the Court of Claims against La Abra Silver Mining Company, its successors and assigns, and all persons making any claim to the award or any part thereof in this act mentioned, to determine whether the award made by the United States and Mexican Mixed Commission in respect to the claim of the said La Abra Silver Mining Company was obtained, as to the whole sum included therein or as to any part thereof, by fraud effectuated by means of false swearing or other false and fraudulent practices on the part of the said La Abra Silver Mining Company, or its agents, attorneys, or assigns; and, in case it be so determined, to bar and foreclose all claim in law or equity on the part of said La Abra Silver Mining Company, its legal representatives or assigns, to the money, or any such part thereof, received from the Republic of Mexico for or on account of such award; and any defendant to such suit who can not be found in the District of Columbia shall be notified and required to appear in such suit by publication as the court may direct, in accordance with law, as applicable to cases in equity.

La Abra Silver Mining Company.

Claim to award against Mexico to be tried in Court of Claims.
Vol. 20. p. 144.

Determination whether award was obtained by fraud.

Notification of absent defendants.