

Approval by Secretary of War.

Protection.

Fee, etc., reserved.

use of said land shall be begun by the said town until after general plans of said improvement shall have been submitted to and approved by the Secretary of War.

Second. That said town of Castine shall have and exercise power to make and enforce police regulations concerning said tract and shall properly protect all said property from injury.

Third. That the United States reserves to itself the fee in said tract and the right to resume immediate and entire possession whenever either of the above provisions shall have been violated, and also to resume possession and occupy any portion thereof whenever, in the judgment of the President, the exigency arises that should require the use and appropriation of the same for public defense or otherwise, or for such other disposition as Congress may determine, without any claim for compensation to said town for improvement thereon or damage on account thereof.

Approved, July 30, 1894.

July 30, 1894.

**CHAP. 171.**—An Act To release a certain limitation existing in an Act of Congress touching the Episcopal Church at Saint Augustine, Florida.

Preamble.  
Vol. 4, p. 202.

Whereas in the provisions of section three of the Act of Congress entitled "An Act to provide for the confirmation and settlement of private land claims in east Florida, and for other purposes," approved February eighth, anno Domini eighteen hundred and twenty-seven, it was declared that the lands in Saint Augustine, Florida, relinquished and confirmed to the incorporated Episcopal Church of Saint Augustine should forever inure to the purposes for which they were confirmed, and should not be alienated without the consent of Congress; and

Whereas the growth of the city of Saint Augustine, and other physical and social conditions, have rendered the land so relinquished as aforesaid unsuitable for the purposes of the church aforesaid: Therefore,

St. Augustine, Fla.  
Sale of Episcopal  
Church lot authorized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby given to the said church at Saint Augustine, and to the corporation of The Protestant Episcopal Church in the Diocese of Florida, and to all other officers and authorities having charge over, or interest in, the said land, to sell and convey the same to the purchaser thereof free and discharged from the condition stated in the provisions of the statute referred to in the preamble of this Act. And the proper authorities of the said The Protestant Episcopal Church in the Diocese of Florida may use the proceeds of said sale in purchasing another lot in the city of Saint Augustine and erecting a church edifice thereon for the use and benefit of the church organization to which the old Episcopal Church lot was relinquished and confirmed by the Act of Congress hereinbefore mentioned.

Use of proceeds.

Approved, July 30, 1894.

July 30, 1894.

**CHAP. 172.**—An Act To amend sections four, six, and ten of the Act of February ninth, eighteen hundred and ninety-three, entitled "An Act to establish a court of appeals for the District of Columbia, and for other purposes."

Court of appeals,  
D. C.  
Vol. 27, p. 435.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section four of an Act entitled "An Act to establish a court of appeals for the District of Columbia, and for other purposes," approved February ninth, eighteen hundred and ninety-three, be, and the same is hereby, amended so as to read as follows:

Clerk.

"**SEC. 4.** That there shall be a clerk of said court of appeals, to be appointed by the court, who shall receive as compensation for his services

in the discretion of the court, an annual salary not to exceed the sum of three thousand dollars, payable monthly at the Treasury of the United States, and who shall give bond, such as the court may determine to be satisfactory, for the faithful performance of his duties, and his duties shall be such as the court may from time to time prescribe. That the said clerk of the court of appeals shall, with the approval of the court, appoint one assistant or deputy clerk, who shall receive as compensation for his services, in the discretion of the court, an annual salary not to exceed the sum of two thousand dollars, payable monthly at the Treasury of the United States, and who may sign the name of the clerk to any official act required by law, or by the practice of the court, to be performed by the clerk, and may authenticate said signature by affixing the seal of the court thereto, when the impress of the seal is necessary to its authentication. In such cases the signature shall be

\_\_\_\_\_, Clerk.  
By \_\_\_\_\_, Assistant Clerk.

The court shall regulate from time to time the fees to be charged by the said clerk, which shall be accounted for at least once in each quarter, and paid into the Treasury of the United States, and said clerk shall receive such allowance for necessary expenditures in the conduct of his office as the court may determine by special or general order in the premises, but not to exceed the sum of five hundred dollars in any one year, payable as aforesaid at the Treasury of the United States."

SEC. 2. That section six of the Act aforesaid be, and the same is hereby, amended so as to read as follows:

"SEC. 6. That said court of appeals shall establish by rule of court such terms of the court in each year as to it may seem necessary: *Provided, however,* That there shall be at least three terms in each year, and it shall make such rules and regulations as may be necessary and proper for the transaction of its business and the taking of appeals to said court. And said court of appeals shall have power to prescribe what part or parts of the proceedings in the court below shall constitute the record on appeal and the form of bills of exception, and to require that the original papers shall be sent to it instead of copies thereof, and generally to regulate all matters relating to appeals whether in the court below or in said court of appeals. If any member of the court shall be absent on account of illness or other cause during the season thereof, or shall be disqualified from hearing and determining any particular cause by having been of counsel therein, or by having as justice of the supreme court of the District of Columbia previously passed upon the merits thereof, or if for any reason whatever it shall be impracticable to obtain a full court of three justices, the member or members of the court who shall be present shall designate the justice or justices of the supreme court of the District of Columbia to temporarily fill the vacancy or vacancies so created, and the justice or justices so designated shall sit in said court of appeals and perform the duties of a member thereof while such vacancy or vacancies shall exist: *Provided,* That no justice of the supreme court of the District of Columbia shall, while on the bench of said court of appeals, sit in review of any judgment, decree, or order which he shall himself have entered or made: *Provided also,* That if the parties to any cause shall so stipulate in writing by their attorneys and solicitors, such cause may be heard and determined by two justices of the court without calling in any of the justices of the supreme court of the District of Columbia: *And provided also,* That all motions to dismiss appeals and other motions may be heard by two justices, in the event of the absence or disqualification of any one of the justices as aforesaid: *And provided further,* That if in any cause heard before two justices as aforesaid the court shall be divided in its opinion, then the judgment or decree of the lower court shall stand affirmed."

Salary.  
Bond.  
Appointment of a  
assistant clerk.

Duties.

Fees.  
Office expenses.

Terms.  
*Provisos.*  
Rules, etc.

Record, etc.

Temporary vacancies.

Justice of supreme court to serve.

Not to review their own judgments, etc.

Hearing by two judges.

Motions.

Divided opinions.

Vol. 27, p. 436.

Opinions.

Reporter to publish opinions.

SEC. 3. That section ten of said Act be, and the same is hereby, amended so as to read as follows:

"SEC. 10. That the opinion of the said court of appeals in every case shall be rendered in writing, and shall be filed in such case as a part of the record thereof, and that the said court of appeals is hereby authorized to appoint a reporter, who shall serve during the pleasure of the court and without compensation, and whose duty shall be to report, edit, and publish, in form to be prescribed by the court, its opinions."

Approved, July 30, 1894.

July 31, 1894.

CHAP. 174.—An Act Making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-five, and for other purposes.

Legislative, executive, and judicial expenses appropriations.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, in full compensation for the service of the fiscal year ending June thirtieth, eighteen hundred and ninety-five, for the objects hereinafter expressed, namely:*

Legislative.

## LEGISLATIVE.

Senate.

## SENATE.

Pay of Senators.  
*Proviso.*  
Commencement of certain salaries.

For compensation of Senators, four hundred and forty thousand dollars: *Provided*, That the salaries of Senators elected or appointed to fill vacancies in the Senate and of Senators elected for a full term subsequent to the commencement of such term, shall commence on the date of their election or appointment.

Mileage.

For mileage of Senators, forty-five thousand dollars.

Compensation, officers, etc.

For compensation of the officers, clerks, messengers, and others in the service of the Senate, four hundred and twenty-six thousand three hundred and eighteen dollars and ninety cents, namely:

Vice-President's office.

OFFICE OF THE VICE-PRESIDENT: For secretary to the Vice-President, two thousand two hundred and twenty dollars; for messenger, one thousand four hundred and forty dollars; telegraph operator, one thousand two hundred dollars; one telegraph page, six hundred dollars; in all, five thousand four hundred and sixty dollars.

Chaplain.

CHAPLAIN: For Chaplain of the Senate, nine hundred dollars.

Secretary of the Senate, clerks, etc.

OFFICE OF SECRETARY: For Secretary of the Senate, five thousand dollars, including compensation as disbursing officer of the contingent fund of the Senate, and for compensation as disbursing officer of salaries of Senators, three hundred and ninety-six dollars; hire of horse and wagon for the Secretary's office, seven hundred dollars; chief clerk and financial clerk, at three thousand dollars each; principal clerk, minute and journal clerk, and enrolling clerk, at two thousand five hundred and ninety-two dollars each; assistant financial clerk, and reading clerk, at two thousand four hundred dollars each; librarian, two thousand two hundred and twenty dollars; assistant librarian, one thousand four hundred and forty dollars; six clerks, at two thousand two hundred and twenty dollars each; five clerks, at two thousand one hundred dollars each; keeper of stationery, two thousand one hundred and two dollars and forty cents; assistant keeper of stationery, one thousand eight hundred dollars; assistant in the stationery room, one thousand dollars; two messengers, at one thousand four hundred and forty dollars each; five laborers, at seven hundred and twenty dollars each; one page, nine hundred and twelve dollars and fifty cents; in all, sixty-four thousand four hundred and forty-six dollars and ninety cents.