

the same shall be proceeded in to final disposition as if this act had not been passed.

Approved, February 3, 1879.

**CHAP. 44.**—An act authorizing the Secretary of War to erect headstones over the graves of Union soldiers who have been interred in private, village, or city cemeteries. Feb. 3, 1879.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized to erect headstones over the graves of soldiers who served in the Regular or Volunteer Army of the United States during the war for the Union, and who have been buried in private village or city cemeteries, in the same manner as provided by the law of March third, eighteen hundred and seventy-three, for those interred in national military cemeteries; and for this purpose, and for the expenses incident to such work, so much of the appropriation of one million dollars, made in the act above mentioned, as has not been expended, and as may be necessary, is hereby made available.

Headstones for soldiers' graves in private cemeteries.

1873, ch. 229,  
17 Stat., 545.

Expenses.

The Secretary of War shall cause to be preserved in the records of his Department the names and places of burial of all soldiers for whom such headstones shall have been erected by authority of this or any former acts.

Records.

Approved, February 3, 1879.

**CHAP. 45.**—An act to amend section thirty-eight hundred and thirty-five of the Revised Statutes of the United States relating to deficiency in postmasters accounts. Feb. 4, 1879.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section thirty-eight hundred and thirty-five of the Revised Statutes is amended by adding the following:

R. S. 3335.

“Hereafter, when a deficiency shall be discovered in the accounts of any postmaster, who after the adjustment of his accounts fails, to make good such deficiency, it shall be the duty of the Sixth Auditor of the Treasury Department to notify the Postmaster-General of such failure, and upon receiving such notice the Postmaster-General shall forthwith deposit a notice in the post-office at Washington, District of Columbia, addressed to the sureties respectively upon the bond of said postmaster, at the office where he or they may reside, if known; but a failure to give or mail such notice shall not discharge such surety or sureties upon such bond.

Postmasters' accounts.

Notice to sureties of deficiencies.

Approved, February 4, 1879.

**CHAP. 46.**—An act making an appropriation for the purchase of a site, and for the erection thereon of a military post, at El Paso, Texas. Feb. 4, 1879.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of forty thousand dollars, or so much thereof as may be necessary, is hereby appropriated for the purchase of the necessary grounds, and the erection thereon of a military post, at El Paso, Texas, to be expended under the direction of the Secretary of War: *Provided,* That before the expenditure of any of the appropriation hereby made, good and sufficient title shall be made to the United States for the land contemplated by this act.

Appropriation.

Military post at El Paso, Texas.  
*Proviso.*

Approved, February 4, 1879.

Feb. 4, 1879.

**CHAP. 47.**—An act for the relief of the Domestic and Indian Missions and Sunday School Board of the Southern Baptist Convention

Appropriation.

Education of  
Pottawatomie In-  
dians.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of two thousand five hundred and forty-six dollars and eighty-seven cents is appropriated out of any money in the Treasury not otherwise appropriated, for the payment, to the Domestic and Indian Missions and Sunday School Board of the Southern Baptist Convention, the sum due under contract with the United States for clothing and tuition furnished to the pupils in the Pottawatomie mission-school in Kansas, for the quarters ending September thirtieth, eighteen hundred and sixty, and December thirty-first, eighteen hundred and sixty.

Approved, February 4, 1879.

Feb. 4, 1879.

**CHAP. 48.**—An act to create an additional land-district in the Territory of IdahoIdaho.  
Oneida land-dis-  
trict.

Proviso.

Register and re-  
ceiver.Unfinished busi-  
ness.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all that portion of the Territory of Idaho described and bounded as follows, namely: Commencing at the southeastern corner of said Territory: thence running west on the line between said Territory and the Territory of Utah to the line between ranges numbered twenty-three and twenty-four east, Boise meridian; thence north to the southern boundary of Lemhi County; thence west to the western line of said Lemhi County; thence north on said western line of said county to the line between the Territories of Idaho and Montana; thence easterly on said Territorial line to the eastern boundary of the Territory of Idaho; thence south on the line of the eastern boundary of Idaho Territory to the place of beginning, shall constitute a separate land district, to be called Oneida land-district, the office of which shall be located at Oxford, in Oneida County: *Provided,* The President of the United States may change the location of said land-office, from time to time, as the public interests may require.

**SEC. 2.** That the President shall appoint, by and with the advice and consent of the Senate, or during the recess thereof, a register and a receiver of public moneys for said district; and said officers shall reside in the place where said land-office is located, and shall have the same powers and responsibilities; and shall receive the same fees and emoluments as like officers now receive in other land-offices in said Territory.

**SEC. 3.** That all persons in said district who, prior to the opening of said Oneida land-office, shall have filed their declaratory statements, or application for pre-emption, homestead, or other land rights, in any land-office, in said Territory of Idaho, shall hereafter make proofs and entries at said Oneida land-office; and all unfinished business in any other land-office relating exclusively to lands in said Oneida land-district shall be transferred to said Oneida land-office when notified by the officers of the opening thereof.

Approved, February 4, 1879.

Feb. 6, 1879.

**CHAP. 49.**—An act declaratory of the law relating to descents and inheritance in the District of Columbia in certain cases.District of Co-  
lumbia.  
Law of inheri-  
tance and descent  
as to colored per-  
sons.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the issue of any marriage of colored persons, contracted and entered into according to any custom prevailing at the time in any of the States wherein the same occurred, shall, for all purposes of descent and inheritance and the transmission of both real and personal property within the District of Columbia, be deemed and held to be legitimate, and capable of inheriting and transmitting inheritance, and taking as next of kin and distributee according to law, from and to their parents, or either of them, and from and to