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OFFICIAL.

LAW OF THE UNITED STATES.

Passed at the First Session of the Thirty-Ninth Congress.

AN ACT granting the right of way to ditch and canal owners over the public lands, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lands of the public domain, both surveyed and unsurveyed, are hereby declared to be free and open to exploration and occupation by all citizens of the United States, and those who have declared their intention to become citizens, subject to such regulations as may be prescribed by law, and subject also to the local customs or rules of miners in the several mining districts, so far as the same may not be in conflict with the laws of the United States.

SEC. 2. And be it further enacted, That whenever any person or association of persons claims a right of way to a ditch, canal, or other work in place, bearing gold, silver, cinnabar, or copper, having previously occupied and improved the same according to the local customs or rules of miners in the district where the same is situated, and having expended in actual labor and improvements thereon an amount of not less than one thousand dollars, and in regard to whose possession there is no controversy or opposing claim, it shall be the duty of the surveyor general, upon application of the party, to survey the premises and make a plat thereof, indorsed with his approval, designating the nature and extent of the claim, and the value of the labor and improvements, and the character of the vein exposed; and upon the payment to the proper officer of five dollars per acre, together with the cost of such survey, plat, and map, and giving notice to the claimant, together with a copy of the plat and map, to be posted on the claim during said period of ninety days, the register of the land office shall transmit to the general and local land offices a copy of the plat, map, and map, and issue for the same thereupon. But said plat, survey, or description shall in no case cover more than one vein or lode, and no patent shall issue for more than one vein or lode, which shall be expressed in the patent issued.

SEC. 3. And be it further enacted, That when such location and entry of a mine shall be upon unsurveyed lands, it shall and may be lawful, after the extension thereto of the public surveys, to adjust the same to the limits of the premises according to location and possession as aforesaid, and the surveyor general may, in extending the surveys, vary the same from a rectangular form to suit the circumstances of the country and the local rules, laws, and customs of miners. Provided, That the location hereafter made shall exceed two hundred feet in length along the vein for each locator, with an additional claim for discovery to the discover of the mine, with the right to the vein, and to the surface with all its dip, variations, and angles, together with a reasonable quantity of surface for the convenient working of the same as fixed by local rules: And provided further, That no person may make any location on the public lands, and no more than three thousand feet shall be taken in any one claim by any association of persons.

SEC. 4. And be it further enacted, That as a further condition of sale, in the absence of necessary legislation by Congress the local legislature of any State or Territory may provide rules for working mines involving easements, drainage, and other necessary means to their complete development; and those conditions shall be fully expressed in the patent issued.

SEC. 5. And be it further enacted, That whenever any adverse claimant to any mine located and claimed as aforesaid, shall appear before the approval of the survey, as provided in the third section of this act, all proceedings shall be stayed until a final settlement and adjudication in the courts of competent jurisdiction of the rights of possession to such claim, when a patent may issue as in other cases.

SEC. 6. And be it further enacted, That the President of the United States be, and he is hereby authorized to establish additional land districts and to appoint the necessary officers and clerks, whenever he may deem the same necessary for the public convenience in executing the provisions of this act.

SEC. 7. And be it further enacted, That the right of way for the construction of highways over public lands, not reserved for public uses, is hereby granted.

SEC. 8. And be it further enacted, That whenever, by priority of possession, rights to the use of water for mining, agricultural, manufacturing, or other purposes, have vested and accrued, and the same are recognized and acknowledged by the local customs, laws, and the decisions of courts, the possessors and owners of such vested rights shall be maintained and protected in the same; and the right of way for the construction of ditches and canals for purposes aforesaid is hereby acknowledged and confirmed: Provided, however, That whenever, after the passage of this act, any ditch or canal, or any other work, is constructed on any public land, or on land the possession of any ditch or canal, or any other work, is the party committing such injury or damage shall be liable to the party injured for such injury or damage.

SEC. 9. And be it further enacted, That whenever, prior to the passage of this act, upon the lands heretofore designated as mineral lands, which have been excluded from survey and sale, there have been homesteads made by citizens of the United States, or persons who have declared their intention to become citizens, which homesteads have been made, improved, and used for agricultural purposes, and upon which there have been no valuable mines of gold, silver, cinnabar or copper discovered, and which are properly agricultural lands, the said set-offers or owners of such homesteads shall have a right of pre-emption thereto, and shall be entitled to purchase the same at the price of one dollar and twenty-five cents per acre, and in quantity not to exceed one hundred and sixty acres; or said parties may avail themselves of the provisions of the act of Congress approved May twenty, eighteen hundred and eighty-two, and set apart such portions of the said lands as are clearly agricultural lands, which lands thereafter be subject to pre-emption and sale to all other public lands of the United States, and subject to all the laws and regulations applicable to the same.

SEC. 10. And be it further enacted, That upon the survey of the lands aforesaid, the Secretary of the Interior be, and he is hereby authorized to extend their canal to the Anacostia river at any point above Benning's bridge.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Chesapeake Bay and Potomac River Tide-water Canal Company, incorporated by the laws of Maryland, at the January session thereof, eighteen hundred and sixty-six, by an act entitled "An act to incorporate the Chesapeake Bay and Potomac River Tide-water Canal Company, and to extend their canal from the Chesapeake Bay to the Potomac River," be, and he is hereby authorized to extend their canal from the point where it strikes the boundary line of the District of Columbia, thence in and through the said District to the Anacostia river at any point thereon above Benning's bridge.

SEC. 2. And be it further enacted, That the said company are hereby authorized and empowered to take purchase, and hold, for the purpose of this act, so much real estate and other property as shall be necessarily required for the proper construction of the extension aforesaid, and for the construction of all proper convenient works, wharves, locks, locks, and wharves, to be connected with said extension. And where the said company shall not be able to procure such real estate by purchase from the owner thereof, or the owner thereof shall be unable to sell, then the Secretary of the Interior be, and he is hereby authorized to raise to the bureau of the hydrographic office attached to the bureau of navigation in the Navy Department, maps, charts, and nautical books relating to and required in navigation, and to publish and furnish them to navigators at the cost of printing and paper, and to purchase the plates and copy rights of such existing maps, charts, navigators, sailing directions and instructions, as he may consider necessary; and when he may deem it expedient to do so, and under such rules, regulations, and instructions as he may prescribe.

SEC. 3. And be it further enacted, That the moneys which may be received from the sale of moneys which may be received from the sale of all such maps, charts, and nautical books, shall be repaid by the Secretary of the Navy into the treasury of the United States, to be used in the further preparation and publication of maps, charts, navigators, sailing directions and instructions, for the use of seamen, and to be sold at the rates as set forth in the preceding section.

SEC. 4. And be it further enacted, That the Howard Institute and Home of the District of Columbia, be, and he is hereby authorized to incorporate the "Howard Institute and Home" of the District of Columbia, and as such shall have perpetual succession, with the power to receive, purchase and hold real or personal property, and to be able to sue and be sued, and to plead and be impleaded in all courts of law and equity in the United States, and to ordain and establish such by-laws, ordinances and regulations as may be deemed necessary to carry into effect this act, and promote the objects of the corporation hereby created.

SEC. 5. And be it further enacted, That the object for which this corporation is declared to be the establishment of a charitable institution for the instruction of freedmen in the industrial pursuits of life and fit them for independent self-support, and to afford a temporary home for such freedmen as may, from sickness, misfortune, age, or infirmity, require fostering care until otherwise relieved.

SEC. 6. And be it further enacted, That James M. Edmunds, Sayles J. Bowen, Cordial Storrs, Augustin Chester, John R. Elvans, J. Sayles Brown, and Linus D. Bishop, and their associates and successors, are hereby declared to be a body politic and corporate, under the name and style of "The Howard Institute and Home" of the District of Columbia, and as such shall have perpetual succession, with the power to receive, purchase and hold real or personal property, and to be able to sue and be sued, and to plead and be impleaded in all courts of law and equity in the United States, and to ordain and establish such by-laws, ordinances and regulations as may be deemed necessary to carry into effect this act, and promote the objects of the corporation hereby created.

SEC. 7. And be it further enacted, That the said board of managers shall have the exclusive control of all the property, real or personal, contributed or belonging to said corporation, and to appoint such officers as may be deemed requisite for the conduct of its business, for such time and such salaries as they may determine, and to change either at pleasure.

SEC. 8. And be it further enacted, That the corporation hereby created shall be established and maintained by voluntary contributions, gifts, donations, or bequests of money and other property, made to the same for that purpose. And the board of managers shall cause a reliable account to be kept of all such contributions, gifts, donations, and bequests, with the name, and residence of each person making the same, and of all expenditures made by said board for the establishment and conduct of said institute and home, and make an annual report of the same, exhibiting the several items of expenditure and objects thereof, and corporation, to the Secretary of the Interior, who shall report the same to each individual who shall have contributed not less than five dollars to said corporation during the year previous to the issuing of said report.

SEC. 9. And be it further enacted, That Congress may, at any time, alter, amend or annul this act.

Approved, June 21, 1866.

AN ACT to provide for and to regulate the weighing of exports, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon all weighable articles hereafter exported, upon all drags, and upon all goods withdrawn from bonded warehouses for export, there shall be levied and collected, by the collectors of the several ports, three cents per hundred pounds, to be determined by the returns of the weighers.

SEC. 2. And be it further enacted, That the office of measurer at the port of New York is hereby abolished, and the duties heretofore performed by them shall be performed by the weighers.

SEC. 3. And be it further enacted, That the weighers at the port of New York shall receive, from the district court, an annual salary of twenty-five hundred dollars: Provided, That the increase of compensation, over and above the present salary of said officers, shall not exceed, in any fiscal year, the amount of fees earned by them.

Approved, July 26, 1866.

AN ACT in relation to the appointment of clerks to the courts of Washington Territory.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each Judge of the district court shall appoint a clerk for each county in his district, who shall reside and keep his office at the place of holding said court, and exercise the powers now provided by law for the clerk of the supreme court of the Territory of Washington, and shall be subject to all the provisions of law, not inconsistent with this act, applicable to the clerk of said supreme court.

Approved, July 26, 1866.

AN ACT in relation to the unlawful tapping of government water pipes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the unlawful tapping of any water pipe laid down in the District of Columbia by authority of the United States is hereby declared to be a misdemeanor and an indictable offense, and any person who may be indicted for and convicted of such offense in the criminal court of the District of Columbia shall be subject to such fine as the court may think proper to impose, not exceeding five hundred dollars, or to imprisonment for a term not exceeding one year. And it is hereby made the special duty of the Commissioner of Public Buildings to bring to the notice of the attorney of the United States for the District of Columbia, or to the grand jury, any infraction of this law.

Approved, July 26, 1866.

AN ACT to establish a Hydrographic Office in the Navy Department.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be a hydrographic office attached to the bureau of navigation in the Navy Department, for the improvement of the means for navigating safely the vessels of the navy and of the mercantile marine, by providing, under the authority of the Secretary of the Navy, accurate and cheap nautical charts, sailing directions, navigators, and manuals of instructions, for the use of all vessels of the United States, and for the benefit and use of navigators generally.

SEC. 2. And be it further enacted, That the Secretary of the Navy be, and he is hereby authorized to raise to the bureau of the hydrographic office attached to the bureau of navigation in the Navy Department, maps, charts, and nautical books relating to and required in navigation, and to publish and furnish them to navigators at the cost of printing and paper, and to purchase the plates and copy rights of such existing maps, charts, navigators, sailing directions and instructions, as he may consider necessary; and when he may deem it expedient to do so, and under such rules, regulations, and instructions as he may prescribe.

SEC. 3. And be it further enacted, That the moneys which may be received from the sale of all such maps, charts, and nautical books, shall be repaid by the Secretary of the Navy into the treasury of the United States, to be used in the further preparation and publication of maps, charts, navigators, sailing directions and instructions, for the use of seamen, and to be sold at the rates as set forth in the preceding section.

Approved, June 21, 1866.

AN ACT to incorporate the "Howard Institute and Home" of the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That James M. Edmunds, Sayles J. Bowen, Cordial Storrs, Augustin Chester, John R. Elvans, J. Sayles Brown, and Linus D. Bishop, and their associates and successors, are hereby declared to be a body politic and corporate, under the name and style of "The Howard Institute and Home" of the District of Columbia, and as such shall have perpetual succession, with the power to receive, purchase and hold real or personal property, and to be able to sue and be sued, and to plead and be impleaded in all courts of law and equity in the United States, and to ordain and establish such by-laws, ordinances and regulations as may be deemed necessary to carry into effect this act, and promote the objects of the corporation hereby created.

SEC. 2. And be it further enacted, That the object for which this corporation is declared to be the establishment of a charitable institution for the instruction of freedmen in the industrial pursuits of life and fit them for independent self-support, and to afford a temporary home for such freedmen as may, from sickness, misfortune, age, or infirmity, require fostering care until otherwise relieved.

SEC. 3. And be it further enacted, That James M. Edmunds, Sayles J. Bowen, Cordial Storrs, Augustin Chester, John R. Elvans, J. Sayles Brown, and Linus D. Bishop, are hereby appointed a board of managers of said "Howard Institute and Home," from one year from the date of the passage of this act; and that thereafter a board of managers, consisting of seven persons, shall be elected from and by the contributors for such time and according to such rules as said corporation may establish. And said board of managers shall have the exclusive control of all the property, real or personal, contributed or belonging to said corporation, and to appoint such officers as may be deemed requisite for the conduct of its business, for such time and such salaries as they may determine, and to change either at pleasure.

SEC. 4. And be it further enacted, That the corporation hereby created shall be established and maintained by voluntary contributions, gifts, donations, or bequests of money and other property, made to the same for that purpose. And the board of managers shall cause a reliable account to be kept of all such contributions, gifts, donations, and bequests, with the name, and residence of each person making the same, and of all expenditures made by said board for the establishment and conduct of said institute and home, and make an annual report of the same, exhibiting the several items of expenditure and objects thereof, and corporation, to the Secretary of the Interior, who shall report the same to each individual who shall have contributed not less than five dollars to said corporation during the year previous to the issuing of said report.

SEC. 5. And be it further enacted, That Congress may, at any time, alter, amend or annul this act.

Approved, June 21, 1866.

AN ACT to regulate the appointment of Paymasters in the Navy, and explanatory of an Act for the better Organization of the Pay Department of the Navy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the appointments to be made under the act entitled "An act to provide for the better organization of the pay department of the Navy," May third, eighteen hundred and sixty-six, may be made from the number of acting assistant paymasters during the war, and who at the time of their appointment under this act shall not be over the age of thirty-two years.

SEC. 2. And be it further enacted, That the President of the United States be, and he is hereby authorized to waive the examination of such officers in the pay department of the navy as are on duty abroad, and cannot at present be examined, as required by law: Provided, that such examinations as are required by law shall be made as soon as practicable after the return of said officers to the United States, and no officer found to be disqualified shall receive the promotion contemplated in the act heretofore referred to.

Approved, June 21, 1866.

AN ACT to establish certain Post Roads.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following be established as post-roads:

NEW YORK.

From Tarrytown to White Plains.

From Buena Vista, via Mitchellville, to Cooperstown.

MASSACHUSETTS.

From Blackstone, via Passacon, Sistersville, Lebanon, and Mapleville, to Burrillville.

IOWA.

From Des Moines, via Indianola and Chariton to Lunenburg (State line).

From Des Moines, via McClain, Henry, Payton, Massville, and Benton, to Grove City.

WISCONSIN.

From Arcadia, via Burnside and Hale, to Sumner.

From Dodgeville, via Jame's Mill, Wm. S. Bean's, and Booth Hollow, to Avoca.

From Greenbush, via Armstrong's corners, Dundee, Prospect and Eble's Mills to Barton.

From Wrightstown, via East Wrightstown, Morrilstown, and Maple Grove, to Paquetta.

From Spring Green, via Plain and White Mound, to Kewburg.

MINNESOTA.

From Wilton, via Swan Lake, to Blue Earth City.

From Redwood Falls, on the Minnesota River, via Big Stone Lake, Fort Wadsworth, and Fort Berthold, to Fort Union, Montana Territory.

From De Luth to the Falls of Vermillion River.

From Little Falls, via Long Prairie, to Alexandria.

From Sank Centre, via Westport, Lake Amelia, Reno City, Lake Tokan, Big Stone Lake and Lake Traverse, to Fort Wadsworth, Dakota Territory.

From Saint Peter, via Lake Prairie, Keelo, and Dryden, to New Auburn.

From Shakopee, via Maple Glenn, New Dublin, New Market, and Cedar Lake, to Oral, returning thence by Helena, Lydia, and Marytown, to Shakopee.

From Winona, via Eau Claire, Chippewa, Mendovi, to Chippewa Falls, Wisconsin.

From Red Wing, via Thomas Carney's Mill, Wisconsin, to Ellsworth.

From Crow Wing, via Otter Tail City and Monticello, to Fort Abercrombie, Dakota Territory.

From Elk River, via Pleasant Valley, to Spencerbrook.

From Monticello, via Buffalo, to Watertown.

From Buffalo via Maple Lake to Fremont.

KANSAS.

From Junction City, via south side of Republican River, Quimby's Cain's Settlement, and Elk Creek, to Washington.

From Junction City to Batchelder.

From Pleasant Hill, Missouri, via High Blue, Aubrey, Squiresville, Kansas and Spring Hill, to Baldwin City.

From American City, via Sassaunah, to Vienna.

From Ottawa, via Beres, Mount Getind, and Oakwood, to Mount City.

MISSOURI.

From Kansas City, via Little Santa Fe, Aubrey, Kansas, Colby, Water Grove, Rockville, and Trading Post, to Fort Scott.

ARKANSAS.

From Fayetteville, via Rhea's Mill, Cincinnati, and Telegraph, to Fort Gibson.

MISSISSIPPI.

From Ripley to Salsbury Tennessee.

ALABAMA.

From Tuscaloosa via Foster's store, Union and Clinton, to Gainesville.

MONTANA TERRITORY.

From Sioux City, Iowa, via the Nebraska and Yellow Stone River routes, to Walla Walla, Washington Territory.

NEVADA.

From Wellington Station, via Mammoth and Lone, to Austin.

From Virginia City to American City.

From Aurora, via Columbus, to Silver Peak.

From Austin, via Kingston, Ophir Canon, and San Antonio, to Silver Peak.

From Lone, via Ophir Canon, Boiling Springs and San Antonio to Crystal Springs.

OREGON.

From Oregon City, via Cutting Mill, Glad Tidings, Silverton, Sublimity, and Scio to Lebanon.

From Portland, via Union School House, Philip Foster's on Clackamas, and Cuttingsville, to Silverton.

From Dallas, via Antelope Valley, Camp Watson, John Day City, Canyon City, Marysville, Union, Strawberry Valley, Camp Logan, and Willow Creek, to Boise City, Idaho Territory.

From Canyon City, via Susanville, Elk District True's Station, Ulin, Creek Independence, and Auburn, to Baker City.

CALIFORNIA.

From Los Angeles to Havilah City, in Tulare County.

From Drytown to Eldorado.

From Quincy, via Jamison City, Eureka Mills, Serenity Six, Red Olover Valley, Mahawk, Little Humburg, and Beckworth's, to Sierra Valley.

From Auburn, via Greenwood, to Georgetown.

From San Rafael, via Olema and Bolinas, to Petaluma.

From Woodland, via Cache Creek to Buckeye.

WEST VIRGINIA.

From Sistersville, in Tyler County, via Twigg, to Hebron, in Pleasants County.

From Sago, in Upsher County, to Huttonsville, in Randolph.

ILLINOIS.

From Winchester to Manchester.

From Elkart, in Logan County, direct to Sweet Water, in Menard County.

INDIANA.

From Nashville, in the County of Brown, to Morgantown, in the county of Morgan.

Approved, July 18, 1866.

AN ACT to create an additional Land District in the State of Oregon.

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 establish an additional land district in the State of Oregon, and to fix from time to time the boundaries thereof, which District shall be named after the place at which the office shall first be established; and the President shall be authorized hereafter from time to time, as circumstances may require, to adjust the boundaries of any and all the land districts in said State, and change the location of the land office from time to time when the same shall be expedient.

SEC. 2. And be it further enacted, That the President is hereby authorized to appoint, by and with the advice and consent of the Senate, or during the recess thereof, and until the end of the next ensuing session, a register and receiver for said land district, who shall be required to reside at the site of the office, shall be subject to the same laws and responsibilities, and whose compensation and fees shall be respectively the same per annum, as are now allowed by law to other land officers in said State.

Approved, July 3, 1866.

AN ACT to amend the fifth Section of an Act entitled "An act donating Public Lands to the several States and Territories which may provide Colleges for the Benefit of Agriculture and the Mechanic Arts," approved July 2, 1862, so as to extend the time within which the Provisions of said Act shall be accepted and such Colleges established.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time in which the several States may comply with the provisions of the act of July two, eighteen hundred and sixty two, entitled "An act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts," is hereby extended so that the acceptance of the benefits of said act may be expressed within three years from the passage of this act, and the colleges required by the said act may be provided within five years from the date of the filing of such acceptance with the commissioner of the general land office: Provided, That when any Territory shall become a State and be admitted into the Union, such new State shall be entitled to the benefits of said act of July two, eighteen hundred and sixty two, by expressing the acceptance thereof in required within three years from the date of its admission into the Union and providing the college or colleges within five years after such acceptance, as prescribed in this act: Provided further, That any State which has heretofore expressed its acceptance of the act herein referred to shall have the period of five years within which to provide at least one college, as described in the fourth section of said act, after the time for providing said college, according to the act of July second, eighteen hundred and sixty two, shall have expired.

Approved, July 23, 1866.

AN ACT to fix the Number of Judges of the Supreme Court of the United States, and to change certain Judicial Circuits.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no vacancy in the office of associate justice of the supreme court shall be filled by appointment until the number of associate justices shall be reduced to six; and thereafter the said Supreme court shall consist of a chief justice of the United States and six associate justices, any four of whom shall be a quorum; and the said court shall hold one term annually at the seat of government, and such adjourned or special terms as it may find necessary for the dispatch of business.

SEC. 2. And be it further enacted, That the first and second circuits shall remain as now constituted; that the districts of Pennsylvania, New Jersey and Delaware, shall constitute the third; that the districts of Maryland, West Virginia, Virginia, North Carolina and South Carolina, shall constitute the fourth circuit; that the districts of Georgia, Florida, Alabama, Mississippi, Louisiana, and Texas shall constitute the fifth circuit; that the districts of Ohio, Michigan, Kentucky, and Tennessee, shall constitute the sixth circuit; that the districts of Indiana, Illinois, and Wisconsin shall constitute the seventh circuit; that the districts of Minnesota, Iowa, Missouri, Kansas, and Arkansas shall constitute the eighth circuit; and the districts of California, Oregon, and Nevada shall constitute the ninth circuit.

Approved, July 23, 1866.

AN ACT to authorize the extension, construction and use of the Baltimore and Ohio Railroad Company of a railroad from Knoxville and the Monocacy Junction into and within the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Baltimore and Ohio Railroad Company, incorporated by the laws of Maryland, be, and he is hereby authorized to extend and improve the road authorized to be built by them, by an act of the general assembly of that State, entitled "An act to authorize the Baltimore and Ohio Railroad Company to build a railroad from a point on the line of its road between Knoxville and Monocacy Junction, through Frederick and Montgomery counties, to have and exercise the same powers, rights and privileges, and be subject to the same restrictions, in the extension and construction of the said road, into and within the said District, as they have, exercise, or possess, or are subject to within the State of Maryland, under and by virtue of their charter or act of incorporation from the State of Maryland; and shall be entitled to the same franchises, rights, compensation, benefits and immunities in the use of the said road as are provided in the said charter: Therefore—

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Baltimore and Ohio Railroad Company shall be, and they are hereby, authorized to extend into and within the District of Columbia, the road aforesaid, to such point or points, terminus or termini, as may be agreed upon between the said company and the corporation of Washington, in respect of a road within the limits of Washington, and between the said company and the corporation of Georgetown, as respects a road within the limits of Georgetown. And the said Baltimore and Ohio Railroad Company are hereby authorized to have and exercise the same powers, rights and privileges, and be subject to the same restrictions, in the extension and construction of the said road, into and within the said District, as they have, exercise, or possess, or are subject to within the State of Maryland, under and by virtue of their charter or act of incorporation from the State of Maryland; and shall be entitled to the same franchises, rights, compensation, benefits and immunities in the use of the said road as are provided in the said charter: Therefore—

SEC. 2. And be it further enacted, That all the provisions of the several acts of Congress relating to the lateral road authorized to be built into and within the District of Columbia by an act passed March second, eighteen hundred and thirty-one, and entitled "An act to authorize the extension, construction, and use of a lateral branch of the Baltimore and Ohio Railroad Company into and within the District of Columbia," and the supplements thereto, be, and they are hereby, declared to apply to the Baltimore and Ohio Railroad Company so far as they are severally applicable to the location, construction, and use of the lateral road authorized to be built into and within the District of Columbia, and they are hereby, declared to apply to the Baltimore and Ohio Railroad Company shall commence the construction of said extension of said road within one year,

LEGISLATIVE.—The following bills, memorial, etc., have been passed in the Council: An act to provide for the assessing and collecting of Territorial and county revenue. An act in relation to roads in Sobomish county. Memorial relative to Homestead Act. An act to repeal "an act to prevent the depreciation of Legal Tender notes."

Passengers by the Josie McNair to Seattle, Jan. 17, 1867; P. Sweeney, M. Foster, G. Bever, Dr. Robertson, G. Ralph, A. J. Werten. Very stormy weather during the whole trip.

Mr. Crosby, Purser of the McNair, has again laid us under obligations for files of Leslie's Illustrated Newspaper, San Francisco Times and Victoria papers.

DROWNED.—On the 9th inst. the body of a man by the name of Wm. Gorey was found near Miller's old mill, in the vicinity of Olympia. The drowned man was a native Portsmouth, England.

We were wrongly informed last week in regard to Governor Pickering having given way to his successor. He still holds on—waiting till Governor Cole is confirmed.

Capt. Finch, of steamer Anderson, will please accept our thanks for many favors.

The weather during a part of last week was stormy with high winds prevailing from the southwest.

Sailed.—The Oak Hill sailed from Port Blakley for San Francisco on 17th instant.

An honest farmer writes to an agricultural society, "Gents, please put me down on your list of cattle for a bull."

A New York correspondent of the Chicago Republican tells the following rich story:

A well known journalist, who was formerly a Washington correspondent, says that while there, during the war, he one day asked Secretary Seward his opinion of Horace Greeley. "Horace Greeley," said Seward, "is a great man—a man so full of genius and of such power, that if he had a particle of common sense we should have to hang him. But he's a d—d fool, therefore harmless."

After coming to New York, the journalist, dining with the editor of the Tribune, inquired his opinion of Seward. "Seward has brains enough," was the reply, "to govern this country. No man has a clearer or better head; but the trouble with Seward is that he is such an infernal scoundrel."

Notice.

THE PUBLIC, AND ESPECIALLY ALL persons who have heretofore transacted business with WELLS, FARGO & CO., are notified that a consolidation of interests and business between WELLS, FARGO & CO., the PIONEER STAGE CO., THE OVERLAND MAIL AND EXPRESS CO., THE OVERLAND MAIL CO., AND THE AMERICAN EXPRESS CO., has taken place, and been effected under a Charter granted by the Territorial Legislature of Colorado, and that all the business heretofore done by either of these Companies west of the Mississippi river, or between New York, San Francisco and the China Seas, will hereafter be carried on by WELLS, FARGO & CO., under the Act of Incorporation referred to.

LOUIS McLANE, President of Wells, Fargo & Co., New York, December 10, 1866 no44-1m

NOTICE.

ALL persons having accounts against the undersigned are requested to present them for payment, and all persons indebted to me are requested to settle before the first day of February next and save cost, as after that time they will be left in the hands of the proper officers for collection. D. HORTON.

Seattle, Jan. 9, 1867.

Pay up! Pay Up!

THOSE indebted to the estate of CHARLES J. PLUMMER, deceased, by note or account MUST pay the same without further delay, or they will find them in the hands of the proper officers for collection.

FRANKLIN MATTHIAS, Adminstr. WILLIAM DE SHAW, no43-3w

NOTICE!

HELEBY GIVEN that I have, by power of Attorney, authorized Franklin Matthias to transact my business. All persons indebted to me are requested to call upon him immediately and settle. CHAS. C. TERRY.

Seattle, Jan. 7th 1867. no42-3w

NEW FIRM.

THE undersigned having purchased the entire stock of merchandise formerly owned by D. Horton, will continue the business of Wholesale and Retail dealers in general merchandise, at his old stand, Corner of

Commercial and Washington Streets, Seattle.

Never having conferred any favors upon the public that we are aware of, we shall NOT respectfully solicit their patronage; neither have we received any "past favors" to be thankful for.

We have embarked in our mercantile career EVEN with the world. We have engaged

No Credit

as rider and

Ready Pay

as judge, and we have no doubt but that we shall win in the race.

If any one doubts the correctness of our conclusions let them come and purchase our wares and we think the most skeptical will be ready to concede that we are AHEAD.

We have now on hand and shall continue to keep the

Largest and Best Stock of Goods

ever on Puget Sound, consisting of

Domestic and Foreign, plain and Fancy Marinos, Silks, Poppins, Delaines, and Velvets, Flannels, Brown and Bleached Cottons, Trimmings, Embroideries, &c., &c.

Fine and Heavy Clothing, Boots, Shoes and Wheelbarrows. Hats, Caps and Boiler Iron. Feed-cutters, Plows and Provisions. Iron, steel and Groceries. A general assortment of Crockery Glass and Stoneware. Paints, Oils and Varnish.

HARDWARE & POCKET CUTLERY.

together with divers and sundry other things too numerous to mention.

Willamette Woolen Goods.

We are also agents for the Willamette Woolen Manufacturing Company, and shall keep constantly on hand a large assortment of cloths, such as TWEEDS, CASSIMERES AND FLANNELS; also YARN and BLANKETS.

GOODS AT HIGHEST RATES given in exchange for CASH or PRODUCE.

ATKINS & SMOUDY, no43

Best and Shoe Shop!

THE UNDERSIGNED have just received a large assortment of the best French calf and kip leather that was ever exhibited in Seattle, suitable for making from the finest to the heaviest dress boots.

We have also on hand a large supply of Santa Cruz Sole Leather, Philadelphia Kip and California Kip.

Cash Prices:

Best fine boots, French calf, sewed, with Napoleon tap 15 00 Best ditto without Napoleon tap, 13 00 " pegged, with " 11 00 French Kip, " " 11 00 " without " 10 00 Good coarse Kip, with tap, " 9 00 " without " 8 00 Shoes, or boys boots in proportion.

All our work is warranted to give satisfaction. Please give us a call and examine our stock. Shop on Commercial street, opposite Mr. Horton's store.

WOLD BROS.

P. S. All persons wishing to purchase Good Leather are requested to give us a call, as we now have on hand and are constantly receiving from San Francisco, new supplies of French Kalf, California Kip, and Santa Cruz Sole Leather. Seattle, Jan. 5th, 1867. no42-4f

SILVESTER'S Seed Warehouse,

317 Washington Street, Between Battery and Front.

Garden Seeds.

Fresh Supplies of the New Crop received by every steamer, from the most reliable sources in the East and Europe, making the largest and most complete stock of seeds on the Coast. The undersigned offers, at wholesale or retail, the following varieties of:

GRASS AND CLOVER SEEDS: Ky. Blue Grass; Eng. Rye Grass; Red Top Grass; Mixed Lawn Grass; White Clover; Red Clover; Alfalfa, best quality; Millet; Timothy or Headsgrass, etc. etc.

BULBOUS ROOTS: Hyacinths, assorted; Tulips, assorted; Crocus, assorted; Crown Imperials; Jonquills; Lily of the Valley; Tuberoses; Gladiolas; Anemones; Narcissus; Iris, Ixias, etc.

FLOWER SEEDS, OF GREAT VARIETY.

PRUNING AND BUDDING KNIVES, and a general assortment of

Garden and Agricultural Implements.

Our Annual Catalogue will be ready for distribution about the middle of December. Orders by mail or express will receive prompt and faithful attention. Address,

GEO. F. SILVESTER, Seedsman,

317 Washington street, between Battery and Front Dec. 30, 1866-n41 3m

Notice.

NOTICE is hereby given that, on the 23 day of January, 1867, the following articles were seized at Olympia for violation of the Revenue Laws, viz: 7 pairs pants, 2 women cloaks, 3 Quincey frocks, 40 white under shirts, 40 grey under shirts, 12 striped under shirts, 2 dozen ladies' hose, 34 vests, 66 reefing jackets, 4 ragslans, 11 frock coats, 4 velvet capes, 1 box ass'd neck ties, 19 packages linen hadk's, 12 dozen spool cotton, 4 over coats.

Any person or persons claiming the above articles will come forward within twenty days and file their claims according to law. Custom House, Port Townsend, District of Puget Sound 103, Jan. 3, 1867.

F. A. WILSON, Collector.

Good News

NORTH PACIFIC BREWERY,

Just established in Seattle.

This magnificent Brewery having been completed is now manufacturing

PORTER.

LAGER BEER.

Which will be sold at the lowest cash prices.

Legal tenders taken at market value.

Give us a Call—try for yourselves.

SCHMIEG & BROWN, Seattle, Ap. 1st, 1866. no1-4f

SEATTLE TANNERY.

THE UNDERSIGNED have on hand and for sale of their own manufacture, a fine stock of

LEATHER.

consisting of

SOLE LEATHER,

UPPER LEATHER,

HARNESS LEATHER,

BRIDLE LEATHER,

BELTING LEATHER,

SKIRTING LEATHER,

RUSSET LEATHER,

CALF and KIP SKINS

BUCKSKINS, &c. &c

All of which we will sell cheaper than they can be purchased at any other establishment North of San Francisco.

M. D. WOODEN, IRA B. WOODEN, Seattle, April 5th, no1-4f

DESIRABLE PROPERTY

FOR SALE.

I will sell cheap, for cash, the two story building, formerly the Union Hotel, together with the ground on which it stands, at the corner of Commercial and Main streets, in Seattle, W. T.

Also, a farm of one hundred and sixty acres, about two miles from Seattle, at the mouth of the Duwamish river; a most desirable location.

I wish to sell out for the reason that I desire to return to the Atlantic States.

Apply to Dr. J. SETTLE, Seattle, W. T.

Or to J. J. MOSE, Port Orchard.

BARBER SHOP,

BATH HOUSE

Commercial St. Seattle.

Two doors from the corner of Hill and Commercial streets.

Shaving, Shampooing Hair Cutting and Dressing, Hair Dyeing and Baths.

ARCHY FOX, Nov 5, 1866-n33-4f

LAST CALL!

ALL persons indebted to the undersigned are requested to call and settle their accounts before the first of February 1867, and by so doing save costs, as all bills not settled by that time will be placed in the hands of an Attorney for collection. H. L. YESLER, Seattle, Nov. 24, 1866-5m

M. W. WAITT & CO,

(With Hibber & Co.)

Booksellers,

Stationers,

Government Street, VICTORIA V. I.

DEALERS IN

FANCY GOODS,

Sheet Music,

PERIODICALS,

GOLD PENS, CUTLERY, ETC. April 6th, 1866. no1-4f

Ahead of All Others in the

Martha Washington

HAIR RESTORER.

It is used by all and is acknowledged to be superior to any preparation in market.

It keeps the hair soft and glossy.

It changes the hair to its original color.

It prevents the hair falling out.

It prevents premature baldness.

It makes old heads look young, and, in fact, it will do all expected of a good genuine Hair restorative.

Do not be humbugged by buying any other preparation. Try it, by all means try it, and you will never regret it.

N. B.—Be sure to ask for the "MARTHA WASHINGTON" HAIR RESTORER, and take no other.

REDINGTON & Co. Sole Agents, 416 and 418 Front St. San Francisco. Sept. 1, 1866-n24-6m

SEATTLE CLOTHING STORE.

WELCH & GREENFIELD

SEATTLE, W. T.,

KEEP CONSTANTLY ON HAND for sale a large assortment of

Ready Made and Custom

CLOTHING

GENTS' FURNISHING GOODS,

LADIES' HATS, COATS, and RIDING DRESSES,

Of the Latest Style.

We have, also, on hand a large assortment of

FRENCH, ENGLISH, AND AMERICAN CLOTHS, CASIMERES AND VESTINGS,

Which we will make up to order on the most reasonable terms.

Oregon Cloths for sale at the lowest market value.

Orders from abroad strictly attended to

Terms Cash.

Seattle, April 5th. no1-4f

SIRE'S

PIONEER HOTEL,

PORT TOWNSEND.

DAVID SIRE'S, Proprietor.

THE ABOVE WELL-KNOWN and popular House, having been thoroughly renovated, and newly furnished, is now prepared to accommodate guests with greater comfort, and in a more accommodating manner than any House in this city.

The House will be conducted on the

RESTAURANT PRINCIPLE

BREAKFAST, from 6 to 11 o'clock. DINNER, " 12, " 2 " SUPPER, " 5, " 8 "

Persons arriving on boats, accommodated at all hours, day or night.

Connected with the Hotel is

A SPLENDID BAR

always stocked with the BEST WINES LIQUORS and CIGARS, in the mark

Also— one of Phelan's New Style Four Pocket BILLIARD TABLES

We would call the attention of passengers to the sign of the "Big Lantern," which is kept burning as long as the house is open.

Sept. 24th, 1866. no17-4f

HENRY M. MCGILL,

ATTORNEY

AND

COUNSELOR AT LAW,

PORT TOWNSEND W. T.

18,3mo

Occidental

HOTEL,

Seattle, King Co., W. T.

A. E. MILLER, & Co., Proprietors.

THIS NEW AND COMMODIOUS HOTEL is now open for the accommodation of the public. It is fitted up with all the conveniences of a

FIRST CLASS HOUSE

The rooms being handsomely furnished in the best of style. The

CULINARY DEPARTMENT

is under the management of an experienced cook, and the table will always be supplied with the best in the market.

Rates of Board:

Board per week, \$5 per day, " 1.50 Meals, " .50

Board Payable in Advance. OPEN AT ALL HOURS OF THE DAY OR NIGHT.

AN ELEGANT BAR constantly supplied with the best of Wines, Liquors Cigars, &c., &c.

Also—

A SPLENDID BILLIARD TABLE,

With Marble Bed and Combination Cushions, is connected with the above establishment for the accommodation of its customers and the public generally.

A LIVERY STABLE

is attached to the house, where all who desire them, will find good horses, and where feed can be found for those who wish to stable their animals.

Seattle, Apr. 5, 1866. no1-4f

W. H. ROBERTSON, M. D.

PHYSICIAN AND SURGEON,

SEATTLE, W. T.

Offers his professional services to the inhabitants of Seattle and vicinity in the various branches of Medicine and Surgery.

Thankful for past patronage he hopes to merit a continuance of the same.

April 5th, 1866. no1-4f

Wm. De Shaw

DEALER IN GENERAL MERCHANDISE.

AT THE POINT AGATE STORE,

KEEPS ON HAND

DRY GOODS,

GROCERIES,

HARDWARE,

PROVISIONS,

BOOTS & SHOES,

CLOTHING,

CIGARS,

WINES AND LIQUORS, etc., etc.

Wm. De Shaw, Point Agate, Feb. 16, 1866. no1

REDINGTON & CO'S.

Essence of Jamaica Ginger.

This valuable preparation containing in a highly concentrated form all the properties of the Jamaica Ginger, has become one of the most popular domestic remedies for all diseases of the stomach and digestive organs.

As a tonic it will be found invaluable to all persons recovering from debility, whether produced by fever or otherwise, for whilst it imparts to the system all the glow and vigor that can be produced by wine or brandy, it is entirely free from the reactionary effects that follow the use of spirits of any kind.

It is also an excellent remedy for females who suffer from difficult menstruation, giving almost immediate relief to the system that so frequently accompany that period. It gives immediate relief to nausea, caused by riding in a railroad-car, or by sea-sickness, or other causes.

It is also valuable as an external application for Gout, Rheumatism, Neuralgia, etc.

REDINGTON & CO, SOLE AGENTS FOR THE PACIFIC COAST. no23-6mo

ST. GEORGE

HOTEL,

VICTORIA, V. I.

THE undersigned would respectfully announce to the residents of Washington Territory, that he has leased for a term the above

ELEGANT FIRE-PROOF

FAMILY HOTEL,

Having had sixteen years' experience on the Pacific Coast, he confidently guarantees to give satisfaction to all who may favor him with a call.

Domestic Arrangements are under the IMMEDIATE SUPERVISION OF

MRS. HOLDEN,

and Families will find the Comforts of Home Every Department is Conducted in FIRST CLASS STYLE, and the

Charges Moderate.

E. C. HOLDEN, Nov. 25, 1866-n36-1m.

LINCOLN HOUSE,

CORNER FIRST AND WASHINGTON STS., PORTLAND, OREGON.

FIRST CLASS HOTEL,

LARGEST IN THE STATE

Try it, and if not satisfied, your baggage will be taken to any other house west of OREGON.

N. C. MATTHISSON, (Of the well known St. Nicholas Hotel, Victoria, V. I.) PROPRIETOR.

HOT & COLD BATHS IN THE HOUSE. Dec. 5, 1866-n37-4f

MILLINERY ESTABLISHMENT!

MRS. LIBBY.

Commercial Street, SEATTLE, W. T.

Have opened a Milliner, Dress Making and Ladies' Furnishing Establishment where will always be found a fine assortment of

Ladies' Furnishing Goods,

Comprising Bonnets, Hats, Hoop-skirts, Ribbons, Trimmings Flowers, etc., all of the latest styles.

Milliner's Work, Plain and Fancy Sewing done to order. The Ladies of Seattle and vicinity are invited to call and see them.

