

# **A Compilation of the Messages and Papers of the Presidents eBook**

## **A Compilation of the Messages and Papers of the Presidents by Grover Cleveland**

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Title: A Compilation of the Messages and Papers of the Presidents Section 2 (of 2) of Volume 8: Chester A. Arthur

Author: James D. Richardson

Release Date: June 28, 2004 [EBook #12754]

Language: English

Character set encoding: ASCII

\*\*\* *Start of this project gutenber* EBOOK *Chester A. Arthur* \*\*\*

Produced by Juliet Sutherland, David Garcia and the Online Distributed Proofreading Team.

## A COMPILATION OF THE MESSAGES AND PAPERS OF THE PRESIDENTS

BY JAMES D. RICHARDSON

\* \* \* \* \*

Chester A. Arthur

September 19, 1881, to March 4, 1885

\* \* \* \* \*

### Chester A. Arthur

Chester Alan Arthur was born in Fairfield, Franklin County, Vt., October 5, 1830. He was the eldest son of Rev. William Arthur and Malvina Stone. His father, a Baptist minister, was born in Ireland and emigrated to the United States. Chester prepared for college at Union Village in Greenwich and at Schenectady, N.Y., and in 1845 entered the sophomore class of Union College. While in his sophomore year taught school for a term at Schaghticoke, Rensselaer County, and a second term at the same place during his last year in college. Joined the Psi Upsilon Society, and was one of six in a class of one hundred who were elected members of the Phi Beta Kappa Society, the condition of admission being high scholarship. After his graduation in 1848, at the age of 18, attended a law school at Ballston Spa, N.Y.; returned to Lansingburg, N.Y., where his father then resided, and continued his legal studies. Was principal of an academy at North Pownal, Bennington County, Vt., in 1851. In 1853 entered the law office of

Erastus D. Culver in New York City as a student; was admitted to the bar during the same year, and at once became a member of the firm of Culver, Parker & Arthur. Having formed from early associations sentiments of hostility to slavery, as a law student and after his admission to the bar became an earnest advocate for the slaves. Became a Henry Clay Whig, and cast his first vote in 1852 for Winfield Scott for President. Participated in the first Republican State convention, at Saratoga, and took an active part in the Fremont campaign of 1856. October 29, 1859, married Ellen Lewis Herndon, of Fredericksburg, Va. January 1, 1861, was appointed on Governor Edwin D. Morgan's staff as engineer in chief, with the rank of brigadier-general. Had previously taken part in the organization of the State militia, and had been judge-advocate of the Second Brigade. When the civil war began, in April, 1861, he became acting quartermaster-general, and as such began in New York City the work of preparing and forwarding

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the State's quota of troops. Was called to Albany in December for consultation concerning the defenses of New York Harbor. Summoned a board of engineers on December 24, of which he became a member, and on January 18, 1862, submitted an elaborate report on the condition of the national forts both on the seacoast and on the inland border of the State. Was appointed inspector-general February 10, 1862, with the rank of brigadier-general, and in May inspected the New York troops at Fredericksburg and on the Chickahominy. In June, 1862, Governor Morgan ordered his return from the Army of the Potomac, and he acted as secretary of the meeting of the governors of the loyal States which was held June 28 in New York City. At Governor Morgan's request, General Arthur resumed his former work, resigned as inspector-general, and on July 10 was appointed quartermaster-general. Retired from the office December 31, 1862, when Horatio Seymour succeeded Governor Morgan. Between 1862 and 1872 was engaged in continuous and active law practice—in partnership with Henry G. Gardner from 1862 till 1867, then for five years alone, and on January 1, 1872, formed the firm of Arthur, Phelps & Knevals. Was for a short time counsel for the department of assessments and taxes, but resigned the place. Continued during all this period to take an active part in politics. Was chairman in 1868 of the Central Grant Club of New York, and became chairman of the executive committee of the Republican State committee in 1879. Was appointed collector of the port of New York by President Grant on November 20, 1871; was reappointed on December 17, 1875, and confirmed by the Senate on the same day without reference to a committee, a courtesy never before extended to an appointee who had not been a Senator; retained the office until July 11, 1878, when he was suspended by President Hayes. On retiring from the office of collector resumed the practice of law with the firm of Arthur, Phelps, Knevals & Ransom. Advocated in 1880 the nomination of General Grant to succeed President Hayes. Was a delegate at large to the Chicago convention, which met June 2, 1880. After the nomination of General Garfield for the Presidency a general desire arose in the convention to nominate for Vice-President some advocate of General Grant and a resident of New York State. The New York delegation indicated their preference for General Arthur, and he was nominated on the first ballot. Was elected Vice-President November 2, 1880; took the oath of office March 4, 1881, and presided over the extraordinary session of the Senate that then began, which was very exciting. That body being equally divided, he was frequently called upon to exercise the right of casting the controlling vote. President Garfield was shot July 2, 1881, and died September 19. His Cabinet announced his death to the Vice-President, then in New York, and at their suggestion he took the oath as President on the 20th at his residence



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in New York City before Judge John R. Brady, of the New York supreme court. On the 22d the oath was formally administered again in the Vice-President's room in the Capitol at Washington by Chief Justice Waite. President Arthur's name was presented to the Republican Presidential convention which met at Chicago June 3, 1884. On the first ballot he received 278 votes against 540 for all others, 276 on the second, 274 on the third, and 207 on the fourth, which resulted in the nomination of James G. Blaine. In the canvass which ensued Mr. Arthur rendered all possible assistance to the Republican cause and candidates. Died suddenly at his residence in New York City November 18, 1886, and was buried in Rural Cemetery at Albany.

### **INAUGURAL ADDRESS.**

For the fourth time in the history of the Republic its Chief Magistrate has been removed by death. All hearts are filled with grief and horror at the hideous crime which has darkened our land, and the memory of the murdered President, his protracted sufferings, his unyielding fortitude, the example and achievements of his life, and the pathos of his death will forever illumine the pages of our history.

For the fourth time the officer elected by the people and ordained by the Constitution to fill a vacancy so created is called to assume the Executive chair. The wisdom of our fathers, foreseeing even the most dire possibilities, made sure that the Government should never be imperiled because of the uncertainty of human life. Men may die, but the fabrics of our free institutions remain unshaken. No higher or more assuring proof could exist of the strength and permanence of popular government than the fact that though the chosen of the people be struck down his constitutional successor is peacefully installed without shock or strain except the sorrow which mourns the bereavement. All the noble aspirations of my lamented predecessor which found expression in his life, the measures devised and suggested during his brief Administration to correct abuses, to enforce economy, to advance prosperity, and to promote the general welfare, to insure domestic security and maintain friendly and honorable relations with the nations of the earth, will be garnered in the hearts of the people; and it will be my earnest endeavor to profit, and to see that the nation shall profit, by his example and experience.

Prosperity blesses our country. Our fiscal policy is fixed by law, is well grounded and generally approved. No threatening issue mars our foreign intercourse, and the wisdom, integrity, and thrift of our people may be trusted to continue undisturbed the present assured career of peace, tranquillity, and welfare. The gloom and anxiety which have enshrouded the country must make repose especially welcome now. No demand for speedy legislation has been heard; no adequate occasion is apparent for an unusual session of Congress.

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The Constitution defines the functions and powers of the executive as clearly as those of either of the other two departments of the Government, and he must answer for the just exercise of the discretion it permits and the performance of the duties it imposes. Summoned to these high duties and responsibilities and profoundly conscious of their magnitude and gravity, I assume the trust imposed by the Constitution, relying for aid on divine guidance and the virtue, patriotism, and intelligence of the American people.

*September 22, 1881.*

### **PROCLAMATIONS.**

**BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

*A proclamation.*

Whereas in His inscrutable wisdom it has pleased God to remove from us the illustrious head of the nation, James A. Garfield, late President of the United States; and

Whereas it is fitting that the deep grief which fills all hearts should manifest itself with one accord toward the throne of infinite grace, and that we should bow before the Almighty and seek from Him that consolation in our affliction and that sanctification of our loss which He is able and willing to vouchsafe:

Now, therefore, in obedience to sacred duty and in accordance with the desire of the people, I, Chester A. Arthur, President of the United States of America, do hereby appoint Monday next, the 26th day of September—on which day the remains of our honored and beloved dead will be consigned to their last resting place on earth—to be observed throughout the United States as a day of humiliation and mourning; and I earnestly recommend all the people to assemble on that day in their respective places of divine worship, there to render alike their tribute of sorrowful submission to the will of Almighty God and of reverence and love for the memory and character of our late Chief Magistrate.

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed,

[Seal.]

Done at the city of Washington, the 22d day of September, A.D. 1881, and of the Independence of the United States of America the one hundred and sixth.

*Chester A. Arthur.*

By the President:  
*James G. Blaine,*  
*Secretary of State.*

## **BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

*A proclamation.*

Whereas objects of interest to the United States require that the Senate should be convened at an early day to receive and act upon such communications as may be made to it on the part of the Executive:

Now, therefore, I, Chester A. Arthur, President of the United States, have considered it to be my duty to issue this my proclamation, declaring that an extraordinary occasion requires the Senate of the United States to convene for the transaction of business at the Capitol, in the city of Washington, on Monday, the 10th day of October next, at 12 o'clock noon on that day, of which all who shall at that time be entitled to act as members of that body are hereby required to take notice.

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[Seal.]

Given under my hand and the seal of the United States, at Washington, the 23d day of September, A.D. 1881, and of the Independence of the United States the one hundred and sixth.

*Chester A. Arthur.*

By the President:

*James G. Blaine,  
Secretary of State.*

### SPECIAL MESSAGES.

*Washington, October 26, 1881.*

*To the Senate of the United States:*

I transmit herewith to the Senate a communication from the Secretary of State, submitting the text, in the English and French languages, of the proceedings of the International Sanitary Conference, provided for by the joint resolution of the Senate and House of Representatives of the United States of America, held at Washington in the early part of 1881.

*Chester A. Arthur.*

*To the Senate.*

I transmit herewith the report of the Secretary of State in answer to the resolution of the Senate of October 14, with accompanying document.[1]

*Chester A. Arthur.*

*October 24, 1881.*

[Footnote 1: letter of instruction to United States ministers in Europe relative to protecting the rights and interests of the United States in the projected interoceanic canal at Panama.]

*Washington, October 26, 1881.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a convention between the United States and His Majesty the King of Roumania, defining the rights, immunities, and privileges of consular officers, signed on the 17th day of June, 1881.

*Chester A. Arthur.*

## **PROCLAMATION.**

**BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

*A proclamation.*

It has long been the pious custom of our people, with the closing of the year, to look back upon the blessings brought to them in the changing course of the seasons and to return solemn thanks to the all-giving source from whom they flow. And although at this period, when the falling leaf admonishes us that the time of our sacred duty is at hand, our nation still lies in the shadow of a great bereavement, and the mourning which has filled our hearts still finds its sorrowful expression toward the God before whom we but lately bowed in grief and supplication, yet the countless benefits which have showered upon us during the past twelvemonth call for our fervent gratitude and make it fitting that we should rejoice with thankfulness that the Lord in His infinite mercy has most signally favored our country and our people. Peace without and prosperity within have been vouchsafed to us, no pestilence has visited our shores, the abundant privileges

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of freedom which our fathers left us in their wisdom are still our increasing heritage; and if in parts of our vast domain sore affliction has visited our brethren in their forest homes, yet even this calamity has been tempered and in a manner sanctified by the generous compassion for the sufferers which has been called forth throughout our land. For all these things it is meet that the voice of the nation should go up to God in devout homage.

Wherefore I, Chester A. Arthur, President of the United States, do recommend that all the people observe Thursday, the 24th day of November instant, as a day of national thanksgiving and prayer, by ceasing, so far as may be, from their secular labors and meeting in their several places of worship, there to join in ascribing honor and praise to Almighty God, whose goodness has been so manifest in our history and in our lives, and offering earnest prayers that His bounties may continue to us and to our children.

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

[Seal.]

Done at the city of Washington, this 4th day of November, A.D. 1881, and of the Independence of the United States the one hundred and sixth.

*Chester A. Arthur.*

By the President:  
*James G. Blaine,*  
*Secretary of State.*

## EXECUTIVE ORDER.[2]

[Footnote 2: Read by the Secretary of State before the people assembled to celebrate the Yorktown Centennial.]

*Yorktown, Va., October 19, 1881.*

In recognition of the friendly relations so long and so happily subsisting between Great Britain and the United States, in the trust and confidence of peace and good will between the two countries for all the centuries to come, and especially as a mark of the profound respect entertained by the American people for the illustrious sovereign and gracious lady who sits upon the British throne

*It is hereby ordered, That at the close of the ceremonies commemorative of the valor and success of our forefathers in their patriotic struggle for independence the British flag shall be saluted by the forces of the Army and Navy of the United States now at Yorktown.*

The Secretary of War and the Secretary of the Navy will give orders accordingly.

*Chester A. Arthur.*

By the President:

*James G. Blaine,  
Secretary of State.*

## **FIRST ANNUAL MESSAGE.**

*Washington, December 6, 1881.*

*To the Senate and House of Representatives of the United States:*

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An appalling calamity has befallen the American people since their chosen representatives last met in the halls where you are now assembled. We might else recall with unalloyed content the rare prosperity with which throughout the year the nation has been blessed. Its harvests have been plenteous; its varied industries have thriven; the health of its people has been preserved; it has maintained with foreign governments the undisturbed relations of amity and peace. For these manifestations of His favor we owe to Him who holds our destiny in His hands the tribute of our grateful devotion.

To that mysterious exercise of His will which has taken from us the loved and illustrious citizen who was but lately the head of the nation we bow in sorrow and submission.

The memory of his exalted character, of his noble achievements, and of his patriotic life will be treasured forever as a sacred possession of the whole people.

The announcement of his death drew from foreign governments and peoples tributes of sympathy and sorrow which history will record as signal tokens of the kinship of nations and the federation of mankind.

The feeling of good will between our own Government and that of Great Britain was never more marked than at present. In recognition of this pleasing fact I directed, on the occasion of the late centennial celebration at Yorktown, that a salute be given to the British flag.

Save for the correspondence to which I shall refer hereafter in relation to the proposed canal across the Isthmus of Panama, little has occurred worthy of mention in the diplomatic relations of the two countries.

Early in the year the Fortune Bay claims were satisfactorily settled by the British Government paying in full the sum of L15,000, most of which has been already distributed. As the terms of the settlement included compensation for injuries suffered by our fishermen at Aspee Bay, there has been retained from the gross award a sum which is deemed adequate for those claims.

The participation of Americans in the exhibitions at Melbourne and Sydney will be approvingly mentioned in the reports of the two exhibitions, soon to be presented to Congress. They will disclose the readiness of our countrymen to make successful competition in distant fields of enterprise.

Negotiations for an international copyright convention are in hopeful progress.

The surrender of Sitting Bull and his forces upon the Canadian frontier has allayed apprehension, although bodies of British Indians still cross the border in quest of sustenance. Upon this subject a correspondence has been opened which promises an



adequate understanding. Our troops have orders to avoid meanwhile all collisions with alien Indians.

The presence at the Yorktown celebration of representatives of the French Republic and descendants of Lafayette and of his gallant compatriots who were our allies in the Revolution has served to strengthen the spirit of good will which has always existed between the two nations.

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You will be furnished with the proceedings of the Bimetallic Conference held during the summer at the city of Paris. No accord was reached, but a valuable interchange of views was had, and the conference will next year be renewed.

At the Electrical Exhibition and Congress, also held at Paris, this country was creditably represented by eminent specialists, who, in the absence of an appropriation, generously lent their efficient aid at the instance of the State Department. While our exhibitors in this almost distinctively American field of achievement have won several valuable awards, I recommend that Congress provide for the repayment of the personal expenses incurred in the public interest by the honorary commissioners and delegates.

No new questions respecting the status of our naturalized citizens in Germany have arisen during the year, and the causes of complaint, especially in Alsace and Lorraine, have practically ceased through the liberal action of the Imperial Government in accepting our often-expressed views on the subject. The application of the treaty of 1868 to the lately acquired Rhenish provinces has received very earnest attention, and a definite and lasting agreement on this point is confidently expected. The participation of the descendants of Baron von Steuben in the Yorktown festivities, and their subsequent reception by their American kinsmen, strikingly evinced the ties of good will which unite the German people and our own.

Our intercourse with Spain has been friendly. An agreement concluded in February last fixes a term for the labors of the Spanish and American Claims Commission. The Spanish Government has been requested to pay the late awards of that Commission, and will, it is believed, accede to the request as promptly and courteously as on former occasions.

By recent legislation onerous fines have been imposed upon American shipping in Spanish and colonial ports for slight irregularities in manifests. One case of hardship is specially worthy of attention. The bark *Masonic*, bound for Japan, entered Manila in distress, and is there sought to be confiscated under Spanish revenue laws for an alleged shortage in her transshipped cargo. Though efforts for her relief have thus far proved unavailing, it is expected that the whole matter will be adjusted in a friendly spirit.

The Senate resolutions of condolence on the assassination of the Czar Alexander II were appropriately communicated to the Russian Government, which in turn has expressed its sympathy in our late national bereavement. It is desirable that our cordial relations with Russia should be strengthened by proper engagements assuring to peaceable Americans who visit the Empire the consideration which is due to them as citizens of a friendly state. This is especially needful with respect to American Israelites, whose classification with the native Hebrews has evoked energetic remonstrances from this Government.

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A supplementary consular agreement with Italy has been sanctioned and proclaimed, which puts at rest conflicts of jurisdiction in the case of crimes on shipboard.

Several important international conferences have been held in Italy during the year. At the Geographical Congress of Venice, the Beneficence Congress of Milan, and the Hygienic Congress of Turin this country was represented by delegates from branches of the public service or by private citizens duly accredited in an honorary capacity. It is hoped that Congress will give such prominence to the results of their participation as they may seem to deserve.

The abolition of all discriminating duties against such colonial productions of the Dutch East Indies as are imported hither from Holland has been already considered by Congress. I trust that at the present session the matter may be favorably concluded.

The insecurity of life and property in many parts of Turkey has given rise to correspondence with the Porte looking particularly to the better protection of American missionaries in the Empire. The condemned murderer of the eminent missionary Dr. Justin W. Parsons has not yet been executed, although this Government has repeatedly demanded that exemplary justice be done.

The Swiss Government has again solicited the good offices of our diplomatic and consular agents for the protection of its citizens in countries where it is not itself represented. This request has, within proper limits, been granted.

Our agents in Switzerland have been instructed to protest against the conduct of the authorities of certain communes in permitting the emigration to this country of criminals and other objectionable persons. Several such persons, through the cooperation of the commissioners of emigration at New York, have been sent back by the steamers which brought them. A continuance of this course may prove a more effectual remedy than diplomatic remonstrance.

Treaties of commerce and navigation and for the regulation of consular privileges have been concluded with Roumania and Servia since their admission into the family of European States.

As is natural with contiguous states having like institutions and like aims of advancement and development, the friendship of the United States and Mexico has been constantly maintained. This Government has lost no occasion of encouraging the Mexican Government to a beneficial realization of the mutual advantages which will result from more intimate commercial intercourse and from the opening of the rich interior of Mexico to railway enterprise. I deem it important that means be provided to restrain the lawlessness unfortunately so common on the frontier and to suppress the forays of the reservation Indians on either side of the Rio Grande.

The neighboring States of Central America have preserved internal peace, and their outward relations toward us have been those of intimate friendship. There are encouraging signs of their growing disposition to subordinate their local interests to those which are common to them by reason of their geographical relations.

## Page 10

The boundary dispute between Guatemala and Mexico has afforded this Government an opportunity to exercise its good offices for preventing a rupture between those States and for procuring a peaceable solution of the question. I cherish strong hope that in view of our relations of amity with both countries our friendly counsels may prevail.

A special envoy of Guatemala has brought to me the condolences of his Government and people on the death of President Garfield.

The Costa Rican Government lately framed an engagement with Colombia for settling by arbitration the boundary question between those countries, providing that the post of arbitrator should be offered successively to the King of the Belgians, the King of Spain, and the President of the Argentine Confederation. The King of the Belgians has declined to act, but I am not as yet advised of the action of the King of Spain. As we have certain interests in the disputed territory which are protected by our treaty engagements with one of the parties, it is important that the arbitration should not without our consent affect our rights, and this Government has accordingly thought proper to make its views known to the parties to the agreement, as well as to intimate them to the Belgian and Spanish Governments.

The questions growing out of the proposed interoceanic waterway across the Isthmus of Panama are of grave national importance. This Government has not been unmindful of the solemn obligations imposed upon it by its compact of 1846 with Colombia, as the independent and sovereign mistress of the territory crossed by the canal, and has sought to render them effective by fresh engagements with the Colombian Republic looking to their practical execution. The negotiations to this end, after they had reached what appeared to be a mutually satisfactory solution here, were met in Colombia by a disavowal of the powers which its envoy had assumed and by a proposal for renewed negotiation on a modified basis.

Meanwhile this Government learned that Colombia had proposed to the European powers to join in a guaranty of the neutrality of the proposed Panama canal—a guaranty which would be in direct contravention of our obligation as the sole guarantor of the integrity of Colombian territory and of the neutrality of the canal itself. My lamented predecessor felt it his duty to place before the European powers the reasons which make the prior guaranty of the United States indispensable, and for which the interjection of any foreign guaranty might be regarded as a superfluous and unfriendly act.

Foreseeing the probable reliance of the British Government on the provisions of the Clayton-Bulwer treaty of 1850 as affording room for a share in the guaranties which the United States covenanted with Colombia four years before, I have not hesitated to supplement the action of my predecessor by proposing to Her Majesty's Government the modification of that instrument and the abrogation of such clauses thereof as do not

comport with the obligations of the United States toward Colombia or with the vital needs of the two friendly parties to the compact.

## Page 11

This Government sees with great concern the continuance of the hostile relations between Chile, Bolivia, and Peru. An early peace between these Republics is much to be desired, not only that they may themselves be spared further misery and bloodshed, but because their continued antagonism threatens consequences which are, in my judgment, dangerous to the interests of republican government on this continent and calculated to destroy the best elements of our free and peaceful civilization.

As in the present excited condition of popular feeling in these countries there has been serious misapprehension of the position of the United States, and as separate diplomatic intercourse with each through independent ministers is sometimes subject, owing to the want of prompt reciprocal communication, to temporary misunderstanding, I have deemed it judicious at the present time to send a special envoy accredited to all and each of them, and furnished with general instructions which will, I trust, enable him to bring these powers into friendly relations.

The Government of Venezuela maintains its attitude of warm friendship and continues with great regularity its payment of the monthly quota of the diplomatic debt. Without suggesting the direction in which Congress should act, I ask its attention to the pending questions affecting the distribution of the sums thus far received.

The relations between Venezuela and France growing out of the same debt have been for some time past in an unsatisfactory state, and this Government, as the neighbor and one of the largest creditors of Venezuela, has interposed its influence with the French Government with the view of producing a friendly and honorable adjustment.

I regret that the commercial interests between the United States and Brazil, from which great advantages were hoped a year ago, have suffered from the withdrawal of the American lines of communication between the Brazilian ports and our own.

Through the efforts of our minister resident at Buenos Ayres and the United States minister at Santiago, a treaty has been concluded between the Argentine Republic and Chile, disposing of the long-pending Patagonian boundary question. It is a matter of congratulation that our Government has been afforded the opportunity of successfully exerting its good influence for the prevention of disagreements between these Republics of the American continent.

I am glad to inform you that the treaties lately negotiated with China have been duly ratified on both sides and the exchange made at Peking. Legislation is necessary to carry their provisions into effect. The prompt and friendly spirit with which the Chinese Government, at the request of the United States, conceded the modification of existing treaties should secure careful regard for the interests and susceptibilities of that Government in the enactment of any laws relating to Chinese immigration.

## Page 12

Those clauses of the treaties which forbid the participation of citizens or vessels of the United States in the opium trade will doubtless receive your approval. They will attest the sincere interest which our people and Government feel in the commendable efforts of the Chinese Government to put a stop to this demoralizing and destructive traffic.

In relation both to China and Japan some changes are desirable in our present system of consular jurisdiction. I hope at some future time to lay before you a scheme for its improvement in the entire East.

The intimacy between our own country and Japan, the most advanced of the Eastern nations, continues to be cordial. I am advised that the Emperor contemplates the establishment of full constitutional government, and that he has already summoned a parliamentary congress for the purpose of effecting the change. Such a remarkable step toward complete assimilation with the Western system can not fail to bring Japan into closer and more beneficial relationship with ourselves as the chief Pacific power.

A question has arisen in relation to the exercise in that country of the judicial functions conferred upon our ministers and consuls. The indictment, trial, and conviction in the consular court at Yokohama of John Ross, a merchant seaman on board an American vessel, have made it necessary for the Government to institute a careful examination into the nature and methods of this jurisdiction.

It appeared that Ross was regularly shipped under the flag of the United States, but was by birth a British subject. My predecessor felt it his duty to maintain the position that during his service as a regularly shipped seaman on board an American merchant vessel Ross was subject to the laws of that service and to the jurisdiction of the United States consular authorities.

I renew the recommendation which has been heretofore urged by the Executive upon the attention of Congress, that after the deduction of such amount as may be found due to American citizens the balance of the indemnity funds heretofore obtained from China and Japan, and which are now in the hands of the State Department, be returned to the Governments of those countries.

The King of Hawaii, in the course of his homeward return after a journey around the world, has lately visited this country. While our relations with that Kingdom are friendly, this Government has viewed with concern the efforts to seek replenishment of the diminishing population of the islands from outward sources, to a degree which may impair the native sovereignty and independence, in which the United States was among the first to testify a lively interest.

Relations of unimpaired amity have been maintained throughout the year with the respective Governments of Austria-Hungary, Belgium, Denmark, Hayti, Paraguay and Uruguay, Portugal, and Sweden and Norway. This may also be said of Greece and



Ecuador, although our relations with those States have for some years been severed by the withdrawal of appropriations for diplomatic representatives at Athens and Quito. It seems expedient to restore those missions, even on a reduced scale, and I decidedly recommend such a course with respect to Ecuador, which is likely within the near future to play an important part among the nations of the Southern Pacific.

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At its last extra session the Senate called for the text of the Geneva convention for the relief of the wounded in war. I trust that this action foreshadows such interest in the subject as will result in the adhesion of the United States to that humane and commendable engagement.

I invite your attention to the propriety of adopting the new code of international rules for the prevention of collisions on the high seas and of conforming the domestic legislation of the United States thereto, so that no confusion may arise from the application of conflicting rules in the case of vessels of different nationalities meeting in tidal waters. These international rules differ but slightly from our own. They have been adopted by the Navy Department for the governance of the war ships of the United States on the high seas and in foreign waters, and, through the action of the State Department in disseminating the rules and in acquainting shipmasters with the option of conforming to them without the jurisdictional waters of the United States, they are now very generally known and obeyed.

The State Department still continues to publish to the country the trade and manufacturing reports received from its officers abroad. The success of this course warrants its continuance and such appropriation as may be required to meet the rapidly increasing demand for these publications. With special reference to the Atlanta Cotton Exposition, the October number of the reports was devoted to a valuable collection of papers on the cotton-goods trade of the world.

The International Sanitary Conference for which, in 1879, Congress made provision assembled in this city early in January last, and its sessions were prolonged until March. Although it reached no specific conclusions affecting the future action of the participant powers, the interchange of views proved to be most valuable. The full protocols of the sessions have been already presented to the Senate.

As pertinent to this general subject, I call your attention to the operations of the National Board of Health. Established by act of Congress approved March 3, 1879, its sphere of duty was enlarged by the act of June 2 in the same year. By the last-named act the board was required to institute such measures as might be deemed necessary for preventing the introduction of contagious or infectious diseases from foreign countries into the United States or from one State into another.

The execution of the rules and regulations prepared by the board and approved by my predecessor has done much to arrest the progress of epidemic disease, and has thus rendered substantial service to the nation.

The International Sanitary Conference, to which I have referred, adopted a form of a bill of health to be used by all vessels seeking to enter the ports of the countries whose representatives participated in its deliberations. This form has since been prescribed by

the National Board of Health and incorporated with its rules and regulations, which have been approved by me in pursuance of law.

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The health of the people is of supreme importance. All measures looking to their protection against the spread of contagious diseases and to the increase of our sanitary knowledge for such purposes deserve attention of Congress.

The report of the Secretary of the Treasury presents in detail a highly satisfactory exhibit of the state of the finances and the condition of the various branches of the public service administered by that Department.

The ordinary revenues from all sources for the fiscal year ending June 30, 1881, were:

From customs	\$198,159,676.02
From internal revenue	135,264,385.51
From sales of public lands	2,201,863.17
From tax on circulation and deposits of national banks	8,116,115.72
From repayment of interest by Pacific Railway companies	810,833.80
From sinking fund for Pacific Railway companies	805,180.54
From customs fees, fines, penalties, <i>etc.</i>	1,225,514.86
From fees—consular, letters patent, and lands	2,244,983.98
From proceeds of sales of Government property	262,174.00
From profits on coinage	3,468,485.61
From revenues of the District of Columbia	2,016,199.23
From miscellaneous sources	6,206,880.13
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Total ordinary receipts	360,782,292.57

The ordinary expenditures for the same period were:

For civil expenses \$17,941,177.19  
For foreign intercourse 1,093,954.92  
For Indians 6,514,161.09  
For pensions 50,059,279.62  
For the military establishment, including river  
and harbor improvements and arsenals 40,466,460.55  
For the naval establishment, including vessels,  
machinery, and improvements at navy-yards 15,686,671.66  
For miscellaneous expenditures, including public  
buildings, light-houses, and collecting the revenue 41,837,280.57  
For expenditures on account of the District of Columbia 3,543,912.03  
For interest on the public debt 82,508,741.18  
For premium on bonds purchased 1,061,248.78

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Total ordinary expenditures 260,712,887.59

Leaving a surplus revenue of \$100,069,404.98, which was applied as follows:

To the redemption of—

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Bonds for the sinking fund	\$74,371,200.00
Fractional currency for the sinking fund	109,001.05
Loan of February, 1861	7,418,000.00
Ten-forties of 1864	2,016,150.00
Five-twenties of 1862	18,300.00
Five-twenties of 1864	3,400.00
Five-twenties of 1865	37,300.00
Consols of 1865	143,150.00
Consols of 1867	959,150.00
Consols of 1868	337,400.00
Texan indemnity stock	1,000.00
Old demand, compound-interest, and other notes	18,330.00
And to the increase of cash in the Treasury	14,637,023.93
<hr/>	
100,069,404.98	

The requirements of the sinking fund for the year amounted to \$90,786,064.02, which sum included a balance of \$49,817,128.78, not provided for during the previous fiscal year. The sum of \$74,480,201.05 was applied to this fund, which left a deficit of \$16,305,873.47. The increase of the revenues for 1881 over those of the previous year was \$29,352,901.10. It is estimated that the receipts during the present fiscal year will reach \$400,000,000 and the expenditures \$270,000,000, leaving a surplus of \$130,000,000 applicable to the sinking fund and the redemption of the public debt.

I approve the recommendation of the Secretary of the Treasury that provision be made for the early retirement of silver certificates and that the act requiring their issue be repealed. They were issued in pursuance of the policy of the Government to maintain silver at or near the gold standard, and were accordingly made receivable for all customs, taxes, and public dues. About sixty-six millions of them are now outstanding. They form an unnecessary addition to the paper currency, a sufficient amount of which may be readily supplied by the national banks.

In accordance with the act of February 28, 1878, the Treasury Department has monthly caused at least two millions in value of silver bullion to be coined into standard silver dollars. One hundred and two millions of these dollars have been already coined, while only about thirty-four millions are in circulation.

For the reasons which he specifies, I concur in the Secretary's recommendation that the provision for coinage of a fixed amount each month be repealed, and that hereafter only so much be coined as shall be necessary to supply the demand.

The Secretary advises that the issue of gold certificates should not for the present be resumed, and suggests that the national banks may properly be forbidden by law to retire their currency except upon reasonable notice of their intention so to do. Such legislation would seem to be justified by the recent action of certain banks on the occasion referred to in the Secretary's report.

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Of the fifteen millions of fractional currency still outstanding, only about eighty thousand has been redeemed the past year. The suggestion that this amount may properly be dropped from future statements of the public debt seems worthy of approval.

So also does the suggestion of the Secretary as to the advisability of relieving the calendar of the United States courts in the southern district of New York by the transfer to another tribunal of the numerous suits there pending against collectors.

The revenue from customs for the past fiscal year was \$198,159,676.02, an increase of \$11,637,611.42 over that of the year preceding. One hundred and thirty-eight million ninety-eight thousand five hundred and sixty-two dollars and thirty-nine cents of this amount was collected at the port of New York, leaving \$50,251,113.63 as the amount collected at all the other ports of the country. Of this sum \$47,977,137.63 was collected on sugar, melado, and molasses; \$27,285,624.78 on wool and its manufactures; \$21,462,534.34 on iron and steel and manufactures thereof; \$19,038,665.81 on manufactures of silk; \$10,825,115.21 on manufactures of cotton, and \$6,469,643.04 on wines and spirits, making a total revenue from these sources of \$133,058,720.81.

The expenses of collection for the past year were \$6,419,345.20, an increase over the preceding year of \$387,410.04. Notwithstanding the increase in the revenue from customs over the preceding year, the gross value of the imports, including free goods, decreased over \$25,000,000. The most marked decrease was in the value of unmanufactured wool, \$14,023,682, and in that of scrap and pig iron, \$12,810,671. The value of imported sugar, on the other hand, showed an increase of \$7,457,474; of steel rails, \$4,345,521; of barley, \$2,154,204, and of steel in bars, ingots, *etc.*, \$1,620,046.

Contrasted with the imports during the last fiscal year, the exports were as follows:

Domestic merchandise \$883,925,947  
Foreign merchandise 18,451,399

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Total 902,377,346

Imports of merchandise 642,664,628

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Excess of exports over imports of merchandise 259,712,718

Aggregate of exports and imports 1,545,041,974

Compared with the previous year, there was an increase of \$66,738,688 in the value of exports of merchandise and a decrease of \$25,290,118 in the value of imports. The annual average of the excess of imports of merchandise over exports thereof for ten



years previous to June 30, 1873, was \$104,706,922, but for the last six years there has been an excess of exports over imports of merchandise amounting to \$1,180,668,105, an annual average of \$196,778,017. The specie value of the exports of domestic merchandise was \$376,616,473 in 1870 and \$883,925,947 in 1881, an increase of \$507,309,474, or 135 per cent. The value of imports was \$435,958,408 in 1870 and \$642,664,628 in 1881, an increase of \$206,706,220, or 47 per cent.

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During each year from 1862 to 1879, inclusive, the exports of specie exceeded the imports. The largest excess of such exports over imports was reached during the year 1864, when it amounted to \$92,280,929. But during the year ended June 30, 1880, the imports of coin and bullion exceeded the exports by \$75,891,391, and during the last fiscal year the excess of imports over exports was \$91,168,650.

In the last annual report of the Secretary of the Treasury the attention of Congress was called to the fact that \$469,651,050 in 5 per cent bonds and \$203,573,750 in 6 per cent bonds would become redeemable during the year, and Congress was asked to authorize the refunding of these bonds at a lower rate of interest. The bill for such refunding having failed to become a law, the Secretary of the Treasury in April last notified the holders of the \$195,690,400 6 per cent bonds then outstanding that the bonds would be paid at par on the 1st day of July following, or that they might be "continued" at the pleasure of the Government, to bear interest at the rate of 3-1/2 per cent per annum.

Under this notice \$178,055,150 of the 6 per cent bonds were continued at the lower rate and \$17,635,250 were redeemed.

In the month of May a like notice was given respecting the redemption or continuance of the \$439,841,350 of 5 per cent bonds then outstanding, and of these \$401,504,900 were continued at 3-1/3 per cent per annum and \$38,336,450 redeemed.

The 6 per cent bonds of the loan of February 8, 1861, and of the Oregon war debt, amounting together to \$14,125,800, having matured during the year, the Secretary of the Treasury gave notice of his intention to redeem the same, and such as have been presented have been paid from the surplus revenues. There have also been redeemed at par \$16,179,100 of the 3-1/2 per cent "continued" bonds, making a total of bonds redeemed or which have ceased to bear interest during the year of \$123,969,650.

The reduction of the annual interest on the public debt through these transactions is as follows:

By reduction of interest to 3-1/2 per cent. \$10,473,952.25  
By redemption of bonds 6,352,340.00

Total 16,826,292.25

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The 3-1/2 per cent bonds, being payable at the pleasure of the Government, are available for the investment of surplus revenues without the payment of premiums.

Unless these bonds can be funded at a much lower rate of interest than they now bear, I agree with the Secretary of the Treasury that no legislation respecting them is desirable.

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It is a matter for congratulation that the business of the country has been so prosperous during the past year as to yield by taxation a large surplus of income to the Government. If the revenue laws remain unchanged, this surplus must year by year increase, on account of the reduction of the public debt and its burden of interest and because of the rapid increase of our population. In 1860, just prior to the institution of our internal-revenue system, our population but slightly exceeded 30,000,000; by the census of 1880 it is now found to exceed 50,000,000. It is estimated that even if the annual receipts and expenditures should continue as at present the entire debt could be paid in ten years.

In view, however, of the heavy load of taxation which our people have already borne, we may well consider whether it is not the part of wisdom to reduce the revenues, even if we delay a little the payment of the debt.

It seems to me that the time has arrived when the people may justly demand some relief from their present onerous burden, and that by due economy in the various branches of the public service this may readily be afforded.

I therefore concur with the Secretary in recommending the abolition of all internal-revenue taxes except those upon tobacco in its various forms and upon distilled spirits and fermented liquors, and except also the special tax upon the manufacturers of and dealers in such articles. The retention of the latter tax is desirable as affording the officers of the Government a proper supervision of these articles for the prevention of fraud. I agree with the Secretary of the Treasury that the law imposing a stamp tax upon matches, proprietary articles, playing cards, checks, and drafts may with propriety be repealed, and the law also by which banks and bankers are assessed upon their capital and deposits. There seems to be a general sentiment in favor of this course.

In the present condition of our revenues the tax upon deposits is especially unjust. It was never imposed in this country until it was demanded by the necessities of war, and was never exacted, I believe, in any other country even in its greatest exigencies. Banks are required to secure their circulation by pledging with the Treasurer of the United States bonds of the General Government. The interest upon these bonds, which at the time when the tax was imposed was 6 per cent, is now in most instances 3-1/2 per cent. Besides, the entire circulation was originally limited by law and no increase was allowable. When the existing banks had practically a monopoly of the business, there was force in the suggestion that for the franchise to the favored grantees the Government might very properly exact a tax on circulation; but for years the system has been free and the amount of circulation regulated by the public demand.

The retention of this tax has been suggested as a means of reimbursing the Government for the expense of printing and furnishing the circulating notes. If the tax should be repealed, it would certainly seem proper to require the national banks to pay the amount of such expense to the Comptroller of the Currency.

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It is perhaps doubtful whether the immediate reduction of the rate of taxation upon liquors and tobacco is advisable, especially in view of the drain upon the Treasury which must attend the payment of arrears of pensions. A comparison, however, of the amount of taxes collected under the varying rates of taxation which have at different times prevailed suggests the intimation that some reduction may soon be made without material diminution of the revenue.

The tariff laws also need revision; but, that a due regard may be paid to the conflicting interests of our citizens, important changes should be made with caution. If a careful revision can not be made at this session, a commission such as was lately approved by the Senate and is now recommended by the Secretary of the Treasury would doubtless lighten the labors of Congress whenever this subject shall be brought to its consideration.

The accompanying report of the Secretary of War will make known to you the operations of that Department for the past year.

He suggests measures for promoting the efficiency of the Army without adding to the number of its officers, and recommends the legislation necessary to increase the number of enlisted men to 30,000, the maximum allowed by law.

This he deems necessary to maintain quietude on our ever-shifting frontier; to preserve peace and suppress disorder and marauding in new settlements; to protect settlers and their property against Indians, and Indians against the encroachments of intruders; and to enable peaceable immigrants to establish homes in the most remote parts of our country.

The Army is now necessarily scattered over such a vast extent of territory that whenever an outbreak occurs reinforcements must be hurried from many quarters, over great distances, and always at heavy cost for transportation of men, horses, wagons, and supplies.

I concur in the recommendations of the Secretary for increasing the Army to the strength of 30,000 enlisted men.

It appears by the Secretary's report that in the absence of disturbances on the frontier the troops have been actively employed in collecting the Indians hitherto hostile and locating them on their proper reservations; that Sitting Bull and his adherents are now prisoners at Fort Randall; that the Utes have been moved to their new reservation in Utah; that during the recent outbreak of the Apaches it was necessary to reinforce the garrisons in Arizona by troops withdrawn from New Mexico; and that some of the Apaches are now held prisoners for trial, while some have escaped, and the majority of the tribe are now on their reservation.

There is need of legislation to prevent intrusion upon the lands set apart for the Indians. A large military force, at great expense, is now required to patrol the boundary line between Kansas and the Indian Territory. The only punishment that can at present be inflicted is the forcible removal of the intruder and the imposition of a pecuniary fine, which in most cases it is impossible to collect. There should be a penalty by imprisonment in such cases.

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The separate organization of the Signal Service is urged by the Secretary of War, and a full statement of the advantages of such permanent organization is presented in the report of the Chief Signal Officer. A detailed account of the useful work performed by the Signal Corps and the Weather Bureau is also given in that report.

I ask attention to the statements of the Secretary of War regarding the requisitions frequently made by the Indian Bureau upon the Subsistence Department of the Army for the casual support of bands and tribes of Indians whose appropriations are exhausted. The War Department should not be left, by reason of inadequate provision for the Indian Bureau, to contribute for the maintenance of Indians.

The report of the Chief of Engineers furnishes a detailed account of the operations for the improvement of rivers and harbors.

I commend to your attention the suggestions contained in this report in regard to the condition of our fortifications, especially our coast defenses, and recommend an increase of the strength of the Engineer Battalion, by which the efficiency of our torpedo system would be improved.

I also call your attention to the remarks upon the improvement of the South Pass of the Mississippi River, the proposed free bridge over the Potomac River at Georgetown, the importance of completing at an early day the north wing of the War Department building, and other recommendations of the Secretary of War which appear in his report.

The actual expenditures of that Department for the fiscal year ending June 30, 1881, were \$42,122,201.39. The appropriations for the year 1882 were \$44,889,725.42. The estimates for 1883 are \$44,541,276.91.

The report of the Secretary of the Navy exhibits the condition of that branch of the service and presents valuable suggestions for its improvement. I call your especial attention also to the appended report of the Advisory Board which he convened to devise suitable measures for increasing the efficiency of the Navy, and particularly to report as to the character and number of vessels necessary to place it upon a footing commensurate with the necessities of the Government.

I can not too strongly urge upon you my conviction that every consideration of national safety, economy, and honor imperatively demands a thorough rehabilitation of our Navy.

With a full appreciation of the fact that compliance with the suggestions of the head of that Department and of the Advisory Board must involve a large expenditure of the public moneys, I earnestly recommend such appropriations as will accomplish an end which seems to me so desirable.

Nothing can be more inconsistent with true public economy than withholding the means necessary to accomplish the objects intrusted by the Constitution to the National Legislature. One of those objects, and one which is of paramount importance, is declared by our fundamental law to be the provision for the “common defense.” Surely nothing is more essential to the defense of the United States and of all our people than the efficiency of our Navy.

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We have for many years maintained with foreign governments the relations of honorable peace, and that such relations may be permanent is desired by every patriotic citizen of the Republic. But if we heed the teachings of history we shall not forget that in the life of every nation emergencies may arise when a resort to arms can alone save it from dishonor.

No danger from abroad now threatens this people, nor have we any cause to distrust the friendly professions of other governments. But for avoiding as well as for repelling dangers that may threaten us in the future we must be prepared to enforce any policy which we think wise to adopt.

We must be ready to defend our harbors against aggression; to protect, by the distribution of our ships of war over the highways of commerce, the varied interests of our foreign trade and the persons and property of our citizens abroad; to maintain everywhere the honor of our flag and the distinguished position which we may rightfully claim among the nations of the world.

The report of the Postmaster-General is a gratifying exhibit of the growth and efficiency of the postal service.

The receipts from postage and other ordinary sources during the past fiscal year were \$36,489,816.58. The receipts from the money-order business were \$295,581.39, making a total of \$36,785,397.97. The expenditure for the fiscal year was \$39,251,736.46. The deficit supplied out of the general Treasury was \$2,481,129.35, or 6.3 per cent of the amount expended. The receipts were \$3,469,918.63 in excess of those of the previous year, and \$4,575,397.97 in excess of the estimate made two years ago, before the present period of business prosperity had fairly begun.

The whole number of letters mailed in this country in the last fiscal year exceeded 1,000,000,000.

The registry system is reported to be in excellent condition, having been remodeled during the past four years with good results. The amount of registration fees collected during the last fiscal year was \$712,882.20, an increase over the fiscal year ending June 30, 1877, of \$345,443.40.

The entire number of letters and packages registered during the year was 8,338,919, of which only 2,061 were lost or destroyed in transit.

The operations of the money-order system are multiplying yearly under the impulse of immigration, of the rapid development of the newer States and Territories, and the consequent demand for additional means of intercommunication and exchange.



During the past year 338 additional money-order offices have been established, making a total of 5,499 in operation at the date of this report.

During the year the domestic money orders aggregated in value \$105,075,769.35

A modification of the system is suggested, reducing the fees for money orders not exceeding \$5 from 10 cents to 5 cents and making the maximum limit \$100 in place of \$50.

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Legislation for the disposition of unclaimed money orders in the possession of the Post-Office Department is recommended, in view of the fact that their total value now exceeds \$1,000,000.

The attention of Congress is again invited to the subject of establishing a system of savings depositories in connection with the Post-Office Department.

The statistics of mail transportation show that during the past year railroad routes have been increased in length 6,249 miles and in cost \$1,114,382, while steamboat routes have been decreased in length 2,182 miles and in cost \$134,054. The so-called star routes have been decreased in length 3,949 miles and in cost \$364,144.

Nearly all of the more expensive routes have been superseded by railroad service. The cost of the star service must therefore rapidly decrease in the Western States and Territories.

The Postmaster-General, however, calls attention to the constantly increasing cost of the railway mail service as a serious difficulty in the way of making the Department self-sustaining.

Our postal intercourse with foreign countries has kept pace with the growth of the domestic service. Within the past year several countries and colonies have declared their adhesion to the Postal Union. It now includes all those which have an organized postal service except Bolivia, Costa Rica, New Zealand, and the British colonies in Australia.

As has been already stated, great reductions have recently been made in the expense of the star-route service. The investigations of the Department of Justice and the Post-Office Department have resulted in the presentation of indictments against persons formerly connected with that service, accusing them of offenses against the United States. I have enjoined upon the officials who are charged with the conduct of the cases on the part of the Government, and upon the eminent counsel who before my accession to the Presidency were called to their assistance, the duty of prosecuting with the utmost vigor of the law all persons who may be found chargeable with frauds upon the postal service.

The Acting Attorney-General calls attention to the necessity of modifying the present system of the courts of the United States—a necessity due to the large increase of business, especially in the Supreme Court. Litigation in our Federal tribunals became greatly expanded after the close of the late war. So long as that expansion might be attributable to the abnormal condition in which the community found itself immediately after the return of peace, prudence required that no change be made in the constitution of our judicial tribunals. But it has now become apparent that an immense increase of litigation has directly resulted from the wonderful growth and development of the

country. There is no ground for belief that the business of the United States courts will ever be less in volume than at present. Indeed, that it is likely to be much greater is generally recognized by the bench and bar.

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In view of the fact that Congress has already given much consideration to this subject, I make no suggestion as to detail, but express the hope that your deliberations may result in such legislation as will give early relief to our overburdened courts.

The Acting Attorney-General also calls attention to the disturbance of the public tranquillity during the past year in the Territory of Arizona. A band of armed desperadoes known as "Cowboys," probably numbering from fifty to one hundred men, have been engaged for months in committing acts of lawlessness and brutality which the local authorities have been unable to repress. The depredations of these "Cowboys" have also extended into Mexico, which the marauders reach from the Arizona frontier. With every disposition to meet the exigencies of the case, I am embarrassed by lack of authority to deal with them effectually. The punishment of crimes committed within Arizona should ordinarily, of course, be left to the Territorial authorities; but it is worthy consideration whether acts which necessarily tend to embroil the United States with neighboring governments should not be declared crimes against the United States. Some of the incursions alluded to may perhaps be within the scope of the law (U.S. Revised Statutes, sec. 5286) forbidding "military expeditions or enterprises" against friendly states; but in view of the speedy assembling of your body I have preferred to await such legislation as in your wisdom the occasion may seem to demand.

It may perhaps be thought proper to provide that the setting on foot within our own territory of brigandage and armed marauding expeditions against friendly nations and their citizens shall be punishable as an offense against the United States.

I will add that in the event of a request from the Territorial government for protection by the United States against "domestic violence" this Government would be powerless to render assistance.

The act of 1795, chapter 36, passed at a time when Territorial governments received little attention from Congress, enforced this duty of the United States only as to the State governments. But the act of 1807, chapter 39, applied also to Territories. This law seems to have remained in force until the revision of the statutes, when the provision for the Territories was dropped. I am not advised whether this alteration was intentional or accidental; but as it seems to me that the Territories should be offered the protection which is accorded to the States by the Constitution, I suggest legislation to that end.

It seems to me, too, that whatever views may prevail as to the policy of recent legislation by which the Army has ceased to be a part of the *posse comitatus*, an exception might well be made for permitting the military to assist the civil Territorial authorities in enforcing the laws of the United States. This use of the Army would not seem to be within the alleged evil against which that legislation was aimed. From sparseness of population and other circumstances it is often quite impracticable to

summon a civil posse in places where officers of justice require assistance and where a military force is within easy reach.

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The report of the Secretary of the Interior, with accompanying documents, presents an elaborate account of the business of that Department. A summary of it would be too extended for this place. I ask your careful attention to the report itself.

Prominent among the matters which challenge the attention of Congress at its present session is the management of our Indian affairs. While this question has been a cause of trouble and embarrassment from the infancy of the Government, it is but recently that any effort has been made for its solution at once serious, determined, consistent, and promising success.

It has been easier to resort to convenient makeshifts for tiding over temporary difficulties than to grapple with the great permanent problem, and accordingly the easier course has almost invariably been pursued.

It was natural, at a time when the national territory seemed almost illimitable and contained many millions of acres far outside the bounds of civilized settlements, that a policy should have been initiated which more than aught else has been the fruitful source of our Indian complications.

I refer, of course, to the policy of dealing with the various Indian tribes as separate nationalities, of relegating them by treaty stipulations to the occupancy of immense reservations in the West, and of encouraging them to live a savage life, undisturbed by any earnest and well-directed efforts to bring them under the influences of civilization.

The unsatisfactory results which have sprung from this policy are becoming apparent to all.

As the white settlements have crowded the borders of the reservations, the Indians, sometimes contentedly and sometimes against their will, have been transferred to other hunting grounds, from which they have again been dislodged whenever their new-found homes have been desired by the adventurous settlers.

These removals and the frontier collisions by which they have often been preceded have led to frequent and disastrous conflicts between the races.

It is profitless to discuss here which of them has been chiefly responsible for the disturbances whose recital occupies so large a space upon the pages of our history.

We have to deal with the appalling fact that though thousands of lives have been sacrificed and hundreds of millions of dollars expended in the attempt to solve the Indian problem, it has until within the past few years seemed scarcely nearer a solution than it was half a century ago. But the Government has of late been cautiously but steadily feeling its way to the adoption of a policy which has already produced gratifying

results, and which, in my judgment, is likely, if Congress and the Executive accord in its support, to relieve us ere long from the difficulties which have hitherto beset us.

For the success of the efforts now making to introduce among the Indians the customs and pursuits of civilized life and gradually to absorb them into the mass of our citizens, sharing their rights and holden to their responsibilities, there is imperative need for legislative action.

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My suggestions in that regard will be chiefly such as have been already called to the attention of Congress and have received to some extent its consideration.

First. I recommend the passage of an act making the laws of the various States and Territories applicable to the Indian reservations within their borders and extending the laws of the State of Arkansas to the portion of the Indian Territory not occupied by the Five Civilized Tribes.

The Indian should receive the protection of the law. He should be allowed to maintain in court his rights of person and property. He has repeatedly begged for this privilege. Its exercise would be very valuable to him in his progress toward civilization.

Second. Of even greater importance is a measure which has been frequently recommended by my predecessors in office, and in furtherance of which several bills have been from time to time introduced in both Houses of Congress. The enactment of a general law permitting the allotment in severalty, to such Indians, at least, as desire it, of a reasonable quantity of land secured to them by patent, and for their own protection made inalienable for twenty or twenty-five years, is demanded for their present welfare and their permanent advancement.

In return for such considerate action on the part of the Government, there is reason to believe that the Indians in large numbers would be persuaded to sever their tribal relations and to engage at once in agricultural pursuits. Many of them realize the fact that their hunting days are over and that it is now for their best interests to conform their manner of life to the new order of things. By no greater inducement than the assurance of permanent title to the soil can they be led to engage in the occupation of tilling it.

The well-attested reports of their increasing interest in husbandry justify the hope and belief that the enactment of such a statute as I recommend would be at once attended with gratifying results. A resort to the allotment system would have a direct and powerful influence in dissolving the tribal bond, which is so prominent a feature of savage life, and which tends so strongly to perpetuate it.

Third. I advise a liberal appropriation for the support of Indian schools, because of my confident belief that such a course is consistent with the wisest economy.

Even among the most uncultivated Indian tribes there is reported to be a general and urgent desire on the part of the chiefs and older members for the education of their children. It is unfortunate, in view of this fact, that during the past year the means which have been at the command of the Interior Department for the purpose of Indian instruction have proved to be utterly inadequate.



The success of the schools which are in operation at Hampton, Carlisle, and Forest Grove should not only encourage a more generous provision for the support of those institutions, but should prompt the establishment of others of a similar character.

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They are doubtless much more potent for good than the day schools upon the reservation, as the pupils are altogether separated from the surroundings of savage life and brought into constant contact with civilization.

There are many other phases of this subject which are of great interest, but which can not be included within the becoming limits of this communication. They are discussed ably in the reports of the Secretary of the Interior and the Commissioner of Indian Affairs.

For many years the Executive, in his annual message to Congress, has urged the necessity of stringent legislation for the suppression of polygamy in the Territories, and especially in the Territory of Utah. The existing statute for the punishment of this odious crime, so revolting to the moral and religious sense of Christendom, has been persistently and contemptuously violated ever since its enactment. Indeed, in spite of commendable efforts on the part of the authorities who represent the United States in that Territory, the law has in very rare instances been enforced, and, for a cause to which reference will presently be made, is practically a dead letter.

The fact that adherents of the Mormon Church, which rests upon polygamy as its corner stone, have recently been peopling in large numbers Idaho, Arizona, and other of our Western Territories is well calculated to excite the liveliest interest and apprehension. It imposes upon Congress and the Executive the duty of arraying against this barbarous system all the power which under the Constitution and the law they can wield for its destruction.

Reference has been already made to the obstacles which the United States officers have encountered in their efforts to punish violations of law. Prominent among these obstacles is the difficulty of procuring legal evidence sufficient to warrant a conviction even in the case of the most notorious offenders.

Your attention is called to a recent opinion of the Supreme Court of the United States, explaining its judgment of reversal in the case of Miles, who had been convicted of bigamy in Utah. The court refers to the fact that the secrecy attending the celebration of marriages in that Territory makes the proof of polygamy very difficult, and the propriety is suggested of modifying the law of evidence which now makes a wife incompetent to testify against her husband.

This suggestion is approved. I recommend also the passage of an act providing that in the Territories of the United States the fact that a woman has been married to a person charged with bigamy shall not disqualify her as a witness upon his trial for that offense. I further recommend legislation by which any person solemnizing a marriage in any of the Territories shall be required, under stringent penalties for neglect or refusal, to file a certificate of such marriage in the supreme court of the Territory.



Doubtless Congress may devise other practicable measures for obviating the difficulties which have hitherto attended the efforts to suppress this iniquity. I assure you of my determined purpose to cooperate with you in any lawful and discreet measures which may be proposed to that end.

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Although our system of government does not contemplate that the nation should provide or support a system for the education of our people, no measures calculated to promote that general intelligence and virtue upon which the perpetuity of our institutions so greatly depends have ever been regarded with indifference by Congress or the Executive.

A large portion of the public domain has been from time to time devoted to the promotion of education.

There is now a special reason why, by setting apart the proceeds of its sales of public lands or by some other course, the Government should aid the work of education. Many who now exercise the right of suffrage are unable to read the ballot which they cast. Upon many who had just emerged from a condition of slavery were suddenly devolved the responsibilities of citizenship in that portion of the country most impoverished by war. I have been pleased to learn from the report of the Commissioner of Education that there has lately been a commendable increase of interest and effort for their instruction; but all that can be done by local legislation and private generosity should be supplemented by such aid as can be constitutionally afforded by the National Government.

I would suggest that if any fund be dedicated to this purpose it may be wisely distributed in the different States according to the ratio of illiteracy, as by this means those localities which are most in need of such assistance will reap its special benefits.

The report of the Commissioner of Agriculture exhibits the results of the experiments in which that Department has been engaged during the past year and makes important suggestions in reference to the agricultural development of the country.

The steady increase of our population and the consequent addition to the number of those engaging in the pursuit of husbandry are giving to this Department a growing dignity and importance. The Commissioner's suggestions touching its capacity for greater usefulness deserve attention, as it more and more commends itself to the interests which it was created to promote.

It appears from the report of the Commissioner of Pensions that since 1860 789,063 original pension claims have been filed; 450,949 of these have been allowed and inscribed on the pension roll; 72,539 have been rejected and abandoned, being 13+ per cent of the whole number of claims settled.

There are now pending for settlement 265,575 original pension claims, 227,040 of which were filed prior to July 1, 1880. These, when allowed, will involve the payment of arrears from the date of discharge in case of an invalid and from date of death or termination of a prior right in all other cases.

From all the data obtainable it is estimated that 15 per cent of the number of claims now pending will be rejected or abandoned. This would show the probable rejection of 34,040 cases and the probable admission of about 193,000 claims, all of which involve the payment of arrears of pension.

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With the present force employed, the number of adjudications remaining the same and no new business intervening, this number of claims (193,000) could be acted upon in a period of six years; and taking January 1, 1884, as a near period from which to estimate in each case an average amount of arrears, it is found that every case allowed would require for the first payment upon it the sum of \$1,350. Multiplying this amount by the whole number of probable admissions gives \$250,000,000 as the sum required for first payment. This represents the sum which must be paid upon claims which were filed before July 1, 1880, and are now pending and entitled to the benefits of the arrears act. From this amount (\$250,000,000) may be deducted from ten to fifteen millions for cases where, the claimant dying, there is no person who under the law would be entitled to succeed to the pension, leaving \$235,000,000 as the probable amount to be paid.

In these estimates no account has been taken of the 38,500 cases filed since June 30, 1880, and now pending, which must receive attention as current business, but which do not involve the payment of any arrears beyond the date of filing the claim. Of this number it is estimated that 86 per cent will be allowed.

As has been stated, with the present force of the Pension Bureau (675 clerks) it is estimated that it will take six years to dispose of the claims now pending.

It is stated by the Commissioner of Pensions that by an addition of 250 clerks (increasing the adjudicating force rather than the mechanical) double the amount of work could be accomplished, so that these cases could be acted upon within three years.

Aside from the considerations of justice which, may be urged for a speedy settlement of the claims now on the files of the Pension Office, it is no less important on the score of economy, inasmuch as fully one-third of the clerical force of the office is now wholly occupied in giving attention to correspondence with the thousands of claimants whose cases have been on the files for the past eighteen years. The fact that a sum so enormous must be expended by the Government to meet demands for arrears of pensions is an admonition to Congress and the Executive to give cautious consideration to any similar project in the future. The great temptation to the presentation of fictitious claims afforded by the fact that the average sum obtained upon each application is \$1,300 leads me to suggest the propriety of making some special appropriation for the prevention of fraud.

I advise appropriations for such internal improvements as the wisdom of Congress may deem to be of public importance. The necessity of improving the navigation of the Mississippi River justifies a special allusion to that subject. I suggest the adoption of some measure for the removal of obstructions which now impede the navigation of that great channel of commerce.

In my letter accepting the nomination for the Vice-Presidency I stated that in my judgment—

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No man should be the incumbent of an office the duties of which he is for any cause unfit to perform; who is lacking in the ability, fidelity, or integrity which a proper administration of such office demands. This sentiment would doubtless meet with general acquiescence, but opinion has been widely divided upon the wisdom and practicability of the various reformatory schemes which have been suggested and of certain proposed regulations governing appointments to public office. The efficiency of such regulations has been distrusted mainly because they have seemed to exalt mere educational and abstract tests above general business capacity and even special fitness for the particular work in hand. It seems to me that the rules which should be applied to the management of the public service may properly conform in the main to such as regulate the conduct of successful private business:

Original appointments should be based upon ascertained fitness.

The tenure of office should be stable.

Positions of responsibility should, so far as practicable, be filled by the promotion of worthy and efficient officers.

The investigation of all complaints and the punishment of all official misconduct should be prompt and thorough.

The views expressed in the foregoing letter are those which will govern my administration of the executive office. They are doubtless shared by all intelligent and patriotic citizens, however divergent in their opinions as to the best methods of putting them into practical operation.

For example, the assertion that "original appointments should be based upon ascertained fitness" is not open to dispute.

But the question how in practice such fitness can be most effectually ascertained is one which has for years excited interest and discussion. The measure which, with slight variations in its details, has lately been urged upon the attention of Congress and the Executive has as its principal feature the scheme of competitive examination. Save for certain exceptions, which need not here be specified, this plan would allow admission to the service only in its lowest grade, and would accordingly demand that all vacancies in higher positions should be filled by promotion alone. In these particulars it is in conformity with the existing civil-service system of Great Britain; and indeed the success which has attended that system in the country of its birth is the strongest argument which has been urged for its adoption here.

The fact should not, however, be overlooked that there are certain features of the English system which have not generally been received with favor in this country, even among the foremost advocates of civil-service reform.



Among them are:

1. A tenure of office which is substantially a life tenure.
2. A limitation of the maximum age at which an applicant can enter the service, whereby all men in middle life or older are, with some exceptions, rigidly excluded.

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3. A retiring allowance upon going out of office.

These three elements are as important factors of the problem as any of the others. To eliminate them from the English system would effect a most radical change in its theory and practice.

The avowed purpose of that system is to induce the educated young men of the country to devote their lives to public employment by an assurance that having once entered upon it they need never leave it, and that after voluntary retirement they shall be the recipients of an annual pension. That this system as an entirety has proved very successful in Great Britain seems to be generally conceded even by those who once opposed its adoption.

To a statute which should incorporate all its essential features I should feel bound to give my approval; but whether it would be for the best interests of the public to fix upon an expedient for immediate and extensive application which embraces certain features of the English system, but excludes or ignores others of equal importance, may be seriously doubted, even by those who are impressed, as I am myself, with the grave importance of correcting the evils which inhere in the present methods of appointment.

If, for example, the English rule which shuts out persons above the age of 25 years from a large number of public employments is not to be made an essential part of our own system, it is questionable whether the attainment of the highest number of marks at a competitive examination should be the criterion by which all applications for appointment should be put to test. And under similar conditions it may also be questioned whether admission to the service should be strictly limited to its lowest ranks.

There are very many characteristics which go to make a model civil servant. Prominent among them are probity, industry, good sense, good habits, good temper, patience, order, courtesy, tact, self-reliance, manly deference to superior officers, and manly consideration for inferiors. The absence of these traits is not supplied by wide knowledge of books, or by promptitude in answering questions, or by any other quality likely to be brought to light by competitive examination.

To make success in such a contest, therefore, an indispensable condition of public employment would very likely result in the practical exclusion of the older applicants, even though they might possess qualifications far superior to their younger and more brilliant competitors.

These suggestions must not be regarded as evincing any spirit of opposition to the competitive plan, which has been to some extent successfully employed already, and which may hereafter vindicate the claim of its most earnest supporters; but it ought to be seriously considered whether the application of the same educational standard to

persons of mature years and to young men fresh from school and college would not be likely to exalt mere intellectual proficiency above other qualities of equal or greater importance.

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Another feature of the proposed system is the selection by promotion of all officers of the Government above the lowest grade, except such as would fairly be regarded as exponents of the policy of the Executive and the principles of the dominant party.

To afford encouragement to faithful public servants by exciting in their minds the hope of promotion if they are found to merit it is much to be desired.

But would it be wise to adopt a rule so rigid as to permit no other mode of supplying the intermediate walks of the service?

There are many persons who fill subordinate positions with great credit, but lack those qualities which are requisite for higher posts of duty; and, besides, the modes of thought and action of one whose service in a governmental bureau has been long continued are often so cramped by routine procedure as almost to disqualify him from instituting changes required by the public interests. An infusion of new blood from time to time into the middle ranks of the service might be very beneficial in its results.

The subject under discussion is one of grave importance. The evils which are complained of can not be eradicated at once; the work must be gradual.

The present English system is a growth of years, and was not created by a single stroke of executive or legislative action.

Its beginnings are found in an order in council promulgated in 1855, and it was after patient and cautious scrutiny of its workings that fifteen years later it took its present shape.

Five years after the issuance of the order in council, and at a time when resort had been had to competitive examinations as an experiment much more extensively than has yet been the case in this country, a select committee of the House of Commons made a report to that House which, declaring its approval of the competitive plan, deprecated, nevertheless, any precipitancy in its general adoption as likely to endanger its ultimate success.

During this tentative period the results of the two methods of pass examination and competitive examination were closely watched and compared. It may be that before we confine ourselves upon this important question within the stringent bounds of statutory enactment we may profitably await the result of further inquiry and experiment.

The submission of a portion of the nominations to a central board of examiners selected solely for testing the qualifications of applicants may perhaps, without resort to the competitive test, put an end to the mischiefs which attend the present system of appointment, and it may be feasible to vest in such a board a wide discretion to

ascertain the characteristics and attainments of candidates in those particulars which I have already referred to as being no less important than mere intellectual attainment.

If Congress should deem it advisable at the present session to establish competitive tests for admission to the service, no doubts such as have been suggested shall deter me from giving the measure my earnest support.

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And I urgently recommend, should there be a failure to pass any other act upon this subject, that an appropriation of \$25,000 per year may be made for the enforcement of section 1753 of the Revised Statutes.

With the aid thus afforded me I shall strive to execute the provisions of that law according to its letter and spirit.

I am unwilling, in justice to the present civil servants of the Government, to dismiss this subject without declaring my dissent from the severe and almost indiscriminate censure with which they have been recently assailed. That they are as a class indolent, inefficient, and corrupt is a statement which has been often made and widely credited; but when the extent, variety, delicacy, and importance of their duties are considered the great majority of the employees of the Government are, in my judgment, deserving of high commendation.

The continuing decline of the merchant marine of the United States is greatly to be deplored. In view of the fact that we furnish so large a proportion of the freights of the commercial world and that our shipments are steadily and rapidly increasing, it is cause of surprise that not only is our navigation interest diminishing, but it is less than when our exports and imports were not half so large as now, either in bulk or value. There must be some peculiar hindrance to the development of this interest, or the enterprise and energy of American mechanics and capitalists would have kept this country at least abreast of our rivals in the friendly contest for ocean supremacy.

The substitution of iron for wood and of steam for sail have wrought great revolutions in the carrying trade of the world; but these changes could not have been adverse to America if we had given to our navigation interests a portion of the aid and protection which have been so wisely bestowed upon our manufactures. I commend the whole subject to the wisdom of Congress, with the suggestion that no question of greater magnitude or farther reaching importance can engage their attention.

In 1875 the Supreme Court of the United States declared unconstitutional the statutes of certain States which imposed upon shipowners or consignees a tax of \$1.50 for each passenger arriving from a foreign country, or in lieu thereof required a bond to indemnify the State and local authorities against expense for the future relief or support of such passenger. Since this decision the expense attending the care and supervision of immigrants has fallen on the States at whose ports they have landed. As a large majority of such immigrants, immediately upon their arrival, proceed to the inland States and the Territories to seek permanent homes, it is manifestly unjust to impose upon the State whose shores they first reach, the burden which it now bears. For this reason, and because of the national importance of the subject, I recommend legislation regarding the supervision and transitory care of immigrants at the ports of debarkation.

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I regret to state that the people of Alaska have reason to complain that they are as yet unprovided with any form of government by which life or property can be protected. While the extent of its population does not justify the application of the costly machinery of Territorial administration, there is immediate necessity for constituting such a form of government as will promote the education of the people and secure the administration of justice.

The Senate at its last session passed a bill providing for the construction of a building for the Library of Congress, but it failed to become a law. The provision of suitable protection for this great collection of books and for the copyright department connected with it has become a subject of national importance and should receive prompt attention.

The report of the Commissioners of the District of Columbia herewith transmitted will inform you fully of the condition of the affairs of the District.

They urge the vital importance of legislation for the reclamation and improvement of the marshes and for the establishment of the harbor lines along the Potomac River front.

It is represented that in their present condition these marshes seriously affect the health of the residents of the adjacent parts of the city, and that they greatly mar the general aspect of the park in which stands the Washington Monument. This improvement would add to that park and to the park south of the Executive Mansion a large area of valuable land, and would transform what is now believed to be a dangerous nuisance into an attractive landscape extending to the river front.

They recommend the removal of the steam railway lines from the surface of the streets of the city and the location of the necessary depots in such places as may be convenient for the public accommodation, and they call attention to the deficiency of the water supply, which seriously affects the material prosperity of the city and the health and comfort of its inhabitants.

I commend these subjects to your favorable consideration.

The importance of timely legislation with respect to the ascertainment and declaration of the vote for Presidential electors was sharply called to the attention of the people more than four years ago.

It is to be hoped that some well-defined measure may be devised before another national election which will render unnecessary a resort to any expedient of a temporary character for the determination of questions upon contested returns.

Questions which concern the very existence of the Government and the liberties of the people were suggested by the prolonged illness of the late President and his consequent incapacity to perform the functions of his office.

It is provided by the second article of the Constitution, in the fifth clause of its first section, that “in case of the removal of the President from office, or of his death, resignation, or inability to discharge the powers and duties of the said office, the same shall devolve on the Vice-President,”



## Page 34

What is the intendment of the Constitution in its specification of “inability to discharge the powers and duties of the said office” as one of the contingencies which calls the Vice-President to the exercise of Presidential functions?

Is the inability limited in its nature to long-continued intellectual incapacity, or has it a broader import?

What must be its extent and duration?

How must its existence be established?

Has the President whose inability is the subject of inquiry any voice in determining whether or not it exists, or is the decision of that momentous and delicate question confided to the Vice-President, or is it contemplated by the Constitution that Congress should provide by law precisely what should constitute inability and how and by what tribunal or authority it should be ascertained?

If the inability proves to be temporary in its nature, and during its continuance the Vice-President lawfully exercises the functions of the Executive, by what tenure does he hold his office?

Does he continue as President for the remainder of the four years' term?

Or would the elected President, if his inability should cease in the interval, be empowered to resume his office?

And if, having such lawful authority, he should exercise it, would the Vice-President be thereupon empowered to resume his powers and duties as such?

I can not doubt that these important questions will receive your early and thoughtful consideration.

Deeply impressed with the gravity of the responsibilities which have so unexpectedly devolved upon me, it will be my constant purpose to cooperate with you in such measures as will promote the glory of the country and the prosperity of its people.

CHESTER A. ARTHUR.

## SPECIAL MESSAGES.

EXECUTIVE MANSION,

*Washington, December 12, 1881.*

*To the Senate of the United States:*

I transmit herewith, in response to the resolution of the Senate of the 17th of May last, a report of the Secretary of State, with accompanying papers, touching the Geneva convention for the relief of the wounded in war.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 15, 1881.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with accompanying papers, in reference to the applications of the Chicago, Texas and Mexican Central and the St. Louis and San Francisco Railway companies for a right of way across the lands of the Choctaw Nation in the Indian Territory for the building of a proposed railroad and telegraph line.

The matter is commended to the careful attention of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 15, 1881.*

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*To the Senate of the United States:*

I transmit herewith, in response to a resolution of the Senate of the 12th instant, a report from the Secretary of State, with an accompanying paper, touching the proposed modification of the Clayton-Bulwer treaty of April 19, 1850, between the United States and Great Britain.

CHESTER A. ARTHUR.

WASHINGTON, *December 15, 1881.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a treaty of peace, friendship, and commerce between the United States of America and the Kingdom of Madagascar, signed on the 13th day of May, 1881, together with certain correspondence relating thereto.

CHESTER A. ARTHUR.

WASHINGTON, *December 19, 1881.*

*To the Senate of the United States:*

I transmit herewith to the Senate a report from the Secretary of State, in response to its resolution of the 13th of October last, calling for the transmission to the Senate of papers on file in the Department of State relating to the seizure of one Vincenzo Rebello, an Italian, in the city of New Orleans, in June, 1881, by one James Mooney, under a warrant of arrest issued by John A. Osborn, United States commissioner in and for the city of New York.

CHESTER A. ARTHUR.

WASHINGTON, *December 19, 1881.*

*To the Senate of the United States:*

I transmit herewith to the Senate a report of the Secretary of State, in relation to the necessity of modifying the present system of consular jurisdiction of the United States in the countries of the East. I regard this subject, to which I have adverted in my general message to Congress, as one deserving the earnest attention of the National Legislature.

CHESTER A. ARTHUR.

[A similar message was sent to the House of Representatives.]

WASHINGTON, *December 19, 1881.*

*To the House of Representatives:*

I transmit herewith to the House of Representatives, for the consideration of Congress, a communication from the Secretary of State, setting forth the expediency of organizing a class of supernumerary secretaries of legation to meet the needs of our diplomatic service abroad.

CHESTER A. ARTHUR.

WASHINGTON, *December 19, 1881.*

*To the Senate of the United States:*

I transmit herewith, in reply to the resolution of the Senate of the 19th of May last, a report from the Secretary of State, with an accompanying paper.[3]

CHESTER A. ARTHUR.

[Footnote 3: List of officers, clerks, etc., in the Department of State.]

EXECUTIVE MANSION, *December 21, 1881.*

*To the House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Interior, with an accompanying paper, in which he recommends a further appropriation for the payment of the expenses of the Tenth Census; also an appropriation of \$2,000 to recompense the disbursing clerk of the Department of the Interior for his services in disbursing the appropriations for the Tenth Census.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 21, 1881.*

*To the Senate of the United States:*

I transmit herewith, in response to a resolution of the Senate of the 6th instant, a letter from the Secretary of the Treasury and its accompanying papers.[4]

CHESTER A. ARTHUR.

[Footnote 4: Instructions to, and reports of certain examiners of national banks.]

EXECUTIVE MANSION, *January 6, 1882.*

*To the Senate and House of Representatives:*

I transmit a communication[5] I received this day from the late Postmaster-General, to which I invite your careful attention.

Though the period limited for the reception of bids under the existing advertisement expires on the 7th instant, several weeks must necessarily elapse before they can be classified and examined and the actual letting take place.

If, therefore, Congress shall be of the opinion that a change in the law is needed, it may, I presume, be made immediately applicable.

CHESTER A. ARTHUR.

[Footnote 5: Relating to fraudulent bonds accompanying certain bids and contracts for carrying United States mail.]

EXECUTIVE MANSION, *January 9, 1882.*

*To the Senate of the United States:*

I transmit herewith a communication from the Secretary of the Interior, with accompanying papers, in reference to the bill of the Choctaw Council approved November 10, 1881, granting a right of way through the Choctaw Nation to the St. Louis and San Francisco Railway Company, a bill (S. No. 60) for the ratification of which is now understood to be pending before your honorable body.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 11, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill and accompanying papers, in reference to an agreement by the Shoshone and Bannock Indians with the United States for the disposal of certain of their lands in the Fort Hall Indian Reservation, in Idaho, for the use of the Utah and Northern Railway.

The matter is commended to the careful consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 18, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill to appropriate money to meet a deficiency in the Indian service for the fiscal year ending June 30, 1882.

A copy of report of the Commissioner of Indian Affairs, dated 13th instant, in regard to the bill is also inclosed.

The subject is commended to the attention of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 18, 1882.*

*To the Senate and House of Representatives:*

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I transmit herewith a communication from the Secretary of the Interior, with draft of a bill and accompanying papers, amendatory of the act of March 3, 1880, for the sale of the Otoe and Missouri Indian Reservation, in the States of Nebraska and Kansas.

The subject is presented to the consideration of Congress.

CHESTER A. ARTHUR.

### **EXECUTIVE MANSION,**

*Washington, January 18, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, forwarding copy of a letter addressed to him by the Commissioner of Indian Affairs, inclosing draft of a bill to create the office of medical inspector for the United States Indian service.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 18, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of bill and accompanying papers, providing for the improvement of the condition of Indians occupying reservations, and for other purposes.

The matter is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 18, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, and accompanying letter from the Commissioner of Indian Affairs, recommending a renewal of the appropriation of \$10,000 heretofore made for defraying the expenses of the Board of Indian Commissioners.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 18, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill and accompanying papers, in reference to the settlement of the estate of deceased Kickapoo Indians in the State of Kansas, and for other purposes.

The matter is commended to the attention of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 18, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with a draft of a bill and accompanying papers, to accept and ratify an agreement with the Crow Indians for the sale of a portion of their reservation in the Territory of Montana, required for the Northern Pacific Railroad, and to make the necessary appropriation for carrying the same into effect.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 19, 1882.*

*To the Senate and House of Representatives:*



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I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, with accompanying papers, recommending an appropriation for the purchase of a site and the erection of a fireproof building to contain the records, library, and museum of the Surgeon-General's Office.

CHESTER A. ARTHUR.

### **OFFICE OF THE PRESIDENT OF THE UNITED STATES,**

*Washington, January 19, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, inclosing a copy of one from the Chief Signal Officer of the Army, dated the 11th instant, setting forth the necessity for additional room for the Signal Office and recommending that Congress provide that of the amount estimated (\$350,000) for "observation and report of storms, 1883," the sum of \$10,000 may be expended for the hire of a safe and suitable building in Washington City for the office of the Chief Signal Officer.

CHESTER A. ARTHUR.

### **OFFICE OF THE PRESIDENT OF THE UNITED STATES,**

*January 19, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 14th instant, and accompanying letter from the Chief Signal Officer of the Army, recommending the passage of a joint resolution, in accordance with the inclosed draft, authorizing the printing and binding of 10,000 additional copies of the latter's annual report for the year 1881.

CHESTER A. ARTHUR.

WASHINGTON, *January 23, 1882.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a treaty of commerce and navigation between the United States of America and His Majesty the King of Roumania, signed on the 11th day of April last.

CHESTER A. ARTHUR.

WASHINGTON, *January 24, 1882.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a treaty of commerce between the United States and the Prince of Serbia, signed on the 14th of October last.

\* \* \* \* \*

CHESTER A. ARTHUR.

WASHINGTON, *January 24, 1882.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a convention defining the rights, immunities, and privileges of consular officers, between the United States and the Prince of Serbia, signed on the 14th of October last.

\* \* \* \* \*

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 24, 1882.*

## Page 39

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill to increase the salary of the Commissioner of the General Land Office and to create the offices of Assistant Commissioner of the General Land Office and inspectors of surveyors-general and district land officers.

The matter is commended to the attention of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 24, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill for the per capita distribution of the sum of \$2,000 to the band of Eastern Shawnee Indians at Quapaw Agency, Ind. T., with accompanying papers noted in said communication.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 24, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill to increase the salary of the Commissioner of Indian Affairs and to create the office of Assistant Commissioner of Indian Affairs.

The matter is commended to the attention of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 24, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill and accompanying papers, in reference to the proposition of the Creek Nation of Indians for the cession of certain of their lands in the Indian Territory occupied by the Seminole Indians.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 24, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill authorizing the sale of certain pine timber cut upon the Menomonee Reservation in Wisconsin, together with the accompanying papers noted in said communication.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 23d instant, and accompanying copies of letters from the Adjutant-General, Inspector-General, and Quartermaster-General of the Army, recommending the amendment of section 3 of the act approved May 15, 1872, entitled "An act to establish the pay of the enlisted men of the Army," so as to require a settlement of the clothing accounts of enlisted men at every bimonthly muster for pay.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

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*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, with plan and estimate of the cost of constructing five dining-rooms and kitchens at Jefferson Barracks, Mo.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of a bill for the per capita distribution of the sum of \$5,000 to the band of Western Miami Indians at the Quapaw Agency, Ind. T., with accompanying papers noted in said communication.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, reporting a list of reservations which are no longer needed for military purposes and setting forth the necessity for such legislation as will provide for their disposal.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of an amendment to be inserted in the annual Indian appropriation bill now pending, providing for the disposal of certain bonds and funds held by the Treasurer of the United States as custodian in the name of the Ottawa and Chippewa Indians, together with accompanying papers noted in said communication.

The matter is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War and its accompanying papers, setting forth the necessity for the erection of a new embankment wall on the creek bordering the grounds of the Frankford Arsenal, Pa., and recommending that an appropriation be made for that purpose.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, concerning an appropriation for the improvement of the Hot Springs Reservation, in Garland County, Ark.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for your consideration, a communication from the Secretary of the Interior, dated the 18th instant, touching the necessity for additional room for the clerical force of the Department of the Interior.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the information of Congress, the annual report of the Government directors of the Union Pacific Railway to the Secretary of the Interior for the year 1881.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with draft of amendment to be inserted in the Indian appropriation bill, to carry into effect the provisions of the fifth section of the act of March 3, 1873, providing for the consolidation of funds belonging to the Miami Indians of Kansas.

The matter is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 26, 1882.*

*To the House of Representatives:*

I transmit herewith a report of the Secretary of State, with accompanying papers, furnished in response to a resolution of the House of Representatives of the 24th instant, calling for correspondence touching the efforts of this Government to bring about peace between Chile and Peru and Bolivia, and touching claims against or contracts respecting either of the belligerent Governments.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 26, 1882.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State and accompanying papers, furnished in response to the resolution of the Senate of the 13th ultimo, calling for correspondence touching affairs in or between Peru and Chile.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1882.*

*To the Senate of the United States:*

I transmit herewith, in further response to the Senate resolution of the 13th December, 1881, a report of the Secretary of State, embodying the purport of a recent telegram from the special envoy of the United States setting forth the conditions of peace presented by Chile.

CHESTER A. ARTHUR.

[A similar message was sent to the House of Representatives, in answer to a resolution of that body of January 24, 1882.]

EXECUTIVE MANSION, *January 28, 1882.*

*To the Senate of the United States:*

In further answer to the resolution of the Senate of December 12, 1881, I herewith transmit the remainder of the correspondence touching the desired modification of the Clayton-Bulwer treaty. The dispatch of the Secretary of State of November 29, 1881, was not sent to the Senate with the former dispatches, because at that time no advice had been received that its contents had been communicated to the British Government.

CHESTER A. ARTHUR.



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EXECUTIVE MANSION, *February 1, 1882.*

*To the House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, inclosing a letter from the Commissioner of Pensions, giving, in compliance with the resolution of the House of Representatives passed on the 26th of January, 1882, estimates of the amounts which will be required annually to pay pensions for the next twenty-five years, based on the presumed conditions stated in the resolution.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, with accompanying papers, relative to lawlessness which prevails in parts of Arizona, and in connection therewith call attention to that portion of my message of the 6th of December last in which suggestions were made as to legislation which seems to be required to enable the General Government to assist the local authorities of the Territory in restoring and maintaining order.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with a draft of a bill authorizing the disposal of dead and damaged timber upon Indian reservations under the direction of the Interior Department, and correspondence noted by the Secretary.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, inclosing copy of a letter addressed to him by the Commissioner of the General Land Office, asking, for reasons

stated therein, that Congress may be requested to make a special appropriation for a temporary increase of the clerical force of the General Land Office.

A draft of a bill for that purpose is herewith inclosed, and the subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 2, 1882.*

*To the Senate of the United States:*

I transmit herewith, in further response to the resolution of the Senate of the 18th of March, 1881, a report of the Secretary of State, with its accompaniment, touching the capitulations of the Ottoman Empire.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 27th of January, 1882, and accompanying estimates for new buildings for the general recruiting service at Davids Island, New York Harbor, and Columbus Barracks, Ohio.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with the draft of a bill to authorize the settlement of certain accounts for advertising the sale of Kansas Indian lands, with accompanying papers referred to in said communication.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with a draft of a bill for the payment of certain settlers in the State of Nevada for improvements on lands in Duck Valley, in said State, taken for the use and occupancy of the Shoshone Indians.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Interior, dated January 31, 1882, upon the subject of additional legislation for the expenses of the Tenth Census, and inclose draft of an act supplemental to the act approved January 28, 1882.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 3, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication of the Secretary of the Interior of the 27th ultimo, with accompanying papers, on the subject of the confirmation of the homestead entries of certain lands in Marquette district, Michigan, made by Hugh Foster and John Waishkey, jr.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 3, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with a draft of a bill to prevent timber depredations on Indian reservations, and correspondence noted by the Secretary.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 3, 1882.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State of this date, with accompanying papers, furnished in obedience to a resolution of the Senate of the 12th ultimo, calling for certain correspondence in the case of claim of Antonio Pelletier against the Government of Hayti.

CHESTER A. ARTHUR.

[A similar message was sent to the House of Representatives.]

EXECUTIVE MANSION, *February 8, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of 1st instant from the Secretary of the Interior, covering information respecting the lands granted to the State of Oregon for the Willamette Valley and Cascade Mountain Wagon Road Company.

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The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 8, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, inclosing copies of papers relating to the site of Fort Bliss, at El Paso, Tex., with special reference to certain errors contained in the deeds conveying the land to the United States, and recommending the passage by Congress of an act, a draft of which is also inclosed, to rectify and establish the title of the United States to the site in question.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 8, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War of the 6th instant, together with plans and estimates for barracks and quarters in the Military Division of the Pacific and at Fort Monroe, Va., for the fiscal year ending June 30, 1883; also the correspondence accompanying the same.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 15, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 11th instant, covering plans and estimates for completing the new barracks at Fort Leavenworth, Kans., and for the erection of additional quarters for officers thereat, in connection with the School of Cavalry and Infantry; also the correspondence accompanying the same.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 15, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the information of Congress, the report of the Board of Indian Commissioners for the year 1881, accompanied by a letter from the Secretary of the Interior, dated the 9th instant, suggesting legislation regarding reports from said board. The report is sent with the message to the House of Representatives.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 15, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Navy, dated the 8th instant, and accompanying copies of letters from Rear-Admiral John Rodgers, Superintendent of the Naval Observatory, Professor J. E. Nourse, United States Navy, and Hon. John Eaton, Commissioner of Education, suggesting the publication of a second edition of the Second Arctic Expedition made by Captain C. F. Hall.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 15, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, inclosing a letter from the Commissioner of Education, in which the recommendation is made that an appropriation of \$50,000 be made for the purpose of education in Alaska.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 15, 1882.*

*To the House of Representatives:*

I transmit herewith the response of the Secretary of State to your resolution of the 30th ultimo, calling for certain information relative to the amount of fees collected by consuls of the United States from American vessels.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 17, 1882.*

*To the House of Representatives:*

In answer to the resolution of the House of Representatives of the 6th instant, requesting a further compliance with its call for correspondence respecting the war on the Pacific, I transmit herewith a report of the Secretary of State and its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 17, 1882.*

*To the Senate of the United States:*

In answer to the resolution of the Senate of the 12th of December, 1881, respecting the Clayton-Bulwer treaty, I transmit herewith a further report by the Secretary of State, accompanied by copies of papers on the subject.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 17, 1882.*

*To the Senate of the United States:*

In answer to the resolution of the Senate of the 31st of January last, calling for the correspondence touching the relations of the United States with Guatemala and Mexico and their relations with each other, I transmit a report of the Secretary of State, which is accompanied by a copy of the papers called for by the resolution.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 21, 1882.*

*To the Senate and House of Representatives:*

I submit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, and accompanying papers, in which he recommends that authority be given for the payment of certain damages which unexpectedly occurred to the property of private persons on the Government reservation at Hot Springs, Ark., in consequence of work performed under the direction of the superintendent in the performance of his duty.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Interior, inclosing a copy of a communication from the Commissioner of Pensions, in which he recommends that more adequate provision be made for the payment of the expenses of obtaining evidence of the extent of the disability of those pensioners of the United States and applicants for pension who reside in foreign countries.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Navy, with accompanying papers, asking, for reasons stated by him, that Congress may be requested to make a special appropriation for the payment of the claim of Isaac A. Sylvester against the Navy Department.



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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the Secretary of the Interior, dated the 16th instant, relative to the necessity for a deficiency appropriation for the payment of salaries of clerks and laborers in the Patent Office during the present fiscal year.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 28, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Navy, with a copy of a letter from the Superintendent of the United States Naval Observatory, accompanied by a draft of a bill, with estimates for an observation of the transit of Venus on the 6th of December, 1882.

The matter is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 28, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, inclosing a memorial and papers from the Seneca Nation of New York Indians embodying a resolution and remonstrance against the passage of Senate bill No. 19, "to provide for the allotment of lands in severalty to Indians on the various reservations," etc., together with a report thereon of the Commissioner of Indian Affairs, recommending an amendment to the seventh section thereof excluding the lands of said Indians.

The accompanying papers are transmitted with the message to the Senate.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 28, 1882.*

*To the Senate and House of Representatives:*

I submit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, inclosing a petition of Mr. P.W. Norris for compensation for services rendered and expenses incurred by him as superintendent of the Yellowstone National Park from the 18th of April, 1877, to the 1st of July, 1878.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 28, 1882.*

*To the Senate of the United States:*

I transmit herewith a communication of the Secretary of the Interior of the 23d instant, with accompanying papers, furnished in obedience to a resolution of the Senate of the 30th ultimo, calling for certain information in relation to the Malheur Indian Reservation, in the State of Oregon.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 28, 1882.*

*To the House of Representatives:*

In reply to the resolution of the House of Representatives of the 24th ultimo, I transmit herewith copies of letters from the Secretary of the Treasury and the chairman of the Civil Service Commission, dated the 3d and 13th instant, respectively, from which it will be seen that the appropriation of \$15,000 made at the last session of Congress for the promotion of efficiency in the different branches of the civil service is still unexpended, and that in order to execute the provisions of section 1753 of the Revised Statutes an annual appropriation of \$25,000 would be necessary.

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CHESTER A. ARTHUR.

WASHINGTON, *March 1, 1882.*

*To the Senate of the United States:*

I transmit herewith, in response to a resolution of the Senate of May 19, 1881, a communication, with accompanying papers, from the Secretary of State, respecting the collection by consular officers of certain official fees in connection with the authentication of invoices, and the compensation of such officers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 1, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication, dated the 28th of February, 1882, from the Secretary of the Interior, with accompanying papers, in relation to the request of the Cherokee Indians of the Indian Territory for payment for lands belonging to them in said Territory ceded to the United States by the sixteenth article of their treaty of July 19, 1866, for the settlement of friendly Indians.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 18th ultimo, inclosing plans and estimates for the construction of the post of Fort Thornburg, in Utah Territory, and recommending an appropriation of \$84,000 for that purpose and that the same be made available for immediate use.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 3, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, transmitting plans and estimates for the large military post proposed to be constructed at Fort Selden, N. Mex.

CHESTER A. ARTHUR.

WASHINGTON, *March 3, 1882.*

*To the Senate of the United States:*

I transmit to the Senate, for its action thereon, the accession of the United States to the convention concluded at Geneva on the 22d August, 1864, between various powers, for the amelioration of the wounded of armies in the field, and to the additional articles thereto, signed at Geneva on the 20th October, 1868.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 3, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, dated the 2d instant, with accompanying papers, submitting an estimate of appropriations for the payment of expenses of removal of certain Eastern Cherokee Indians to the Indian Territory.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 7, 1882.*

*To the Senate and House of Representatives:*

I transmit a communication from the Secretary of the Navy, with a copy of a letter from the Chief of the Bureau of Equipment and Recruiting and a draft of a bill recommending an increase of 500 enlisted men for the naval service.

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The matter is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 8, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, dated the 6th instant, with accompanying papers[6] from the Commissioner of Indian Affairs and draft of a bill to amend section 2135, Revised Statutes.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

[Footnote 6: Relating to the selling and trading of annuity goods by Lower Brule Indians.]

EXECUTIVE MANSION, *March 10, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Navy, with accompanying papers, asking, for reasons stated by him, that Congress may be requested to make a special appropriation for paving a portion of the roadway of Hanover street and curbing and paving the sidewalk of that street on the side next the Government property at the Naval Academy, Annapolis, Md.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 10, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 9th instant, submitting, with accompanying papers, an estimate of appropriation for the purpose of defraying the expenses of the Ute Commission, appointed under section 2 of the act of June 15, 1880.

The matter is commended to the early action of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 10, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War of the 6th instant, and accompanying papers, recommending the passage of an act making certain debts incurred by soldiers a lien against their pay.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 10, 1882.*

*To the House of Representatives:*

I herewith transmit, in response to a resolution of the House of Representatives of the 7th ultimo, a report of the Secretary of State, touching the arrest and imprisonment in Mexico of Thomas Shields and two other American citizens, to which that resolution relates.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 10, 1882.*

*To the House of Representatives:*

I transmit herewith, in answer to the resolution of the House of Representatives of the 30th of January last, a report from the Secretary of State, with accompanying paper.[7]

CHESTER A. ARTHUR.

[Footnote 7: List of promotions, removals, and appointments in the consular service since March 4, 1877.]

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EXECUTIVE MANSION, *March 13, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the president of the National Board of Health, calling attention to the necessity for additional legislation to prevent the introduction of contagious and infectious diseases into the United States from foreign countries.

The subject is commended to the careful consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 11, 1882.*

*To the House of Representatives:*

I inclose herewith an amended estimate for an increase in the clerical force of the office of the Commissioner of Pensions, which I recommend to your consideration.

CHESTER A. ARTHUR.

[The same message was sent to the Senate.]

EXECUTIVE MANSION, *March 16, 1882.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State and an accompanying paper, in further response to the resolution of the Senate of the 13th of December last, calling for correspondence touching affairs in or between Peru and Chile.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 11, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with accompanying papers, covering the action of the Osage Indians declining to accede to the terms of the act of March 3, 1881, reducing the price of their lands in Kansas.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 18, 1882.*

*To the House of Representatives:*

In response to the resolution of the House of Representatives adopted March 16, 1882, in which the President is requested, if not incompatible with the public interests, to furnish to the House all the facts before him at the time he authorized the sending or employment of troops or military forces of the United States in the State of Nebraska during the present month, together with his reasons therefor, I have the honor to state that the employment of military forces of the United States as to which it is understood that information is desired by the House of Representatives was authorized on the 10th instant, and that all the facts before me at that time are set forth in telegraphic communications, dated the 9th and 10th instant, from the governor of the State of Nebraska and Brigadier-General Crook, commanding the Department of the Platte, of which copies are herewith submitted.

For the further information of the House of Representatives, I transmit copies of telegraphic correspondence had on the 9th, 10th, and 11th instant between the Secretary of War and the governor of Nebraska and the Secretary of War and the Lieutenant-General of the Army, of which the instructions issued by my direction for the employment of the military forces upon the application of the governor of Nebraska are a part.



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From these papers it will be seen that the authority to employ troops was given upon the application of the governor of Nebraska in order to protect the State against domestic violence. The instructions were given in compliance with the requirements of that part of section 4 of Article IV of the Constitution which provides that the United States shall, on application of the legislature, or of the executive (when the legislature can not be convened), protect each of the States against domestic violence.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 20, 1882.*

*To the Senate of the United States:*

In compliance with a resolution of the Senate of the 9th instant, instructing the Secretary of State to ascertain and report to the Senate the cause for the alleged imprisonment by the British Government of Daniel McSweeney, a citizen of the United States, I transmit herewith a report on the subject from the Secretary of State, with its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 18th instant, inclosing plans and estimates for a brick building for the post of Fort Leavenworth, Kans., to contain quarters for two companies of troops, to replace the one destroyed by fire on the 1st February last, and recommending an appropriation of \$18,745.77, in accordance with the estimates.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Interior, dated the 6th instant, with accompanying paper, submitting draft of a bill "to authorize payment for Government transportation on certain railroads."

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Navy, calling attention to the necessity of appropriating the sum of \$12,000 under the head of "Contingent equipment and recruiting," for immediate use, to defray accruing expenses during the remainder of the current fiscal year.

The matter is commended to the favorable consideration of Congress.

CHESTER A. ARTHUR.

WASHINGTON, *March 22, 1882.*

*To the Senate and House of Representatives:*

In compliance with section 4119 of the Revised Statutes (act of June 22, 1860), I transmit to Congress a copy of two additional regulations issued in accordance with the fifth section of that act by the envoy extraordinary and minister plenipotentiary of the United States accredited to the Government of China, and assented to by the several United States consular officers in that country, for the service of summonses on absent defendants in causes before the consular courts of the United States of America in China. These regulations, which are accompanied by a copy of the minister's dispatch on the subject, are commended to the consideration of Congress, with a view to their approval.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 23, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated March 23, 1882, with accompanying reports and estimates, recommending an increase in the clerical force in his office and in the offices of the Adjutant-General and Surgeon-General of the Army, in order that prompt replies may be made to the calls for information by the Commissioner of Pensions in pension cases under a proposed plan to accomplish the settlement of all such claims within a limited number of years; also an increased appropriation for contingent expenses for each of the offices mentioned.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 23, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a copy of a law[8] passed at the recent session of the legislature of the Territory of New Mexico, for the action of Congress under section 1850 of the Revised Statutes.

CHESTER A. ARTHUR.

[Footnote 8: Providing a time for the commencement of the sessions of the legislative assembly of the Territory of New Mexico.]

EXECUTIVE MANSION, *March 27, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, dated the 24th instant, and the accompanying letter of the Commissioner of Patents, submitting a supplemental estimate for an appropriation of \$52,500 for the employment of twenty-five assistant principal examiners of patents, at an annual salary of \$2,100 each.

The matter is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 28, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Navy, with accompanying papers, on the subject of purchasing from the American Wood Preserving Company the machinery which was erected by that company at the navy-yard, Boston, under contract with the Navy Department, for the purpose of fully testing the company's process of preserving timber for use in the Navy.

The attention of Congress is invited to the subject.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 28, 1882.*

*To the House of, Representatives:*

I transmit herewith, in response to the resolution of the House of Representatives of yesterday, the 27th instant, a report of the Secretary of State, with accompanying papers, touching the negotiations for the restoration of peace in South America.

CHESTER A. ARTHUR.

WASHINGTON, *March 28, 1882.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a convention for the protection of trade-marks, concluded between the United States and His Majesty the King of Roumania on the 7th of October, 1881.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 29, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, dated 24th instant, in relation to the urgent necessity for action on the part of Congress for the prevention of trespasses upon Indian lands, with copy of report from Commissioner of Indian Affairs upon the subject and draft of bill for the object indicated.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 29, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated March 25, 1882, with accompanying correspondence, plans, and estimates, in which he recommends an appropriation of \$40,000 for the completion of the new post at Fort Lewis, Colo.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 30, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, dated the 28th instant, and the accompanying letter of the Superintendent of the Government Hospital for the Insane, submitting an estimate for a deficiency appropriation of \$20,792.51 for the support of that institution for the remaining portion of the present fiscal year.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 30, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, inclosing draft of a bill to amend section 2056 of the Revised Statutes of the United States, relating to the term of office of Indian inspectors and Indian agents.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 30, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, dated the 29th of March, and the accompanying letter of the Commissioner of the General Land Office, submitting an estimate for the additions of \$34,200 and \$20,000, respectively, to the appropriations for salaries, fees, and commissions of registers and receivers, and for contingent expenses, land offices, for the next fiscal year.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 30, 1882.*

*To the House of Representatives:*

I transmit herewith a report of the Secretary of State and accompanying documents, in response to a resolution of the House of Representatives of February 13, 1882, touching the protection of American citizens in Persia and the establishment of diplomatic relations with that country.

CHESTER A. ARTHUR.

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EXECUTIVE MANSION, *April 3, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, in which he sets forth the necessity which will exist for an appropriation for the payment of the commissioners to be appointed under the recent act of Congress entitled "An act to amend section 5352 of the Revised Statutes of the United States in reference to bigamy, and for other purposes," and also for the payment of the election officers to be appointed by said commissioners.

In this connection I submit to Congress that, in view of the important and responsible duties devolved upon the commissioners under this act, their compensation at \$3,000 per annum, as provided therein, should be increased to a sum not less than \$5,000 per annum.

Such increased compensation, in my judgment, would secure a higher order of ability in the persons to be selected and tend more effectually to carry out the objects of the act.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 3, 1882.*

*To the House of Representatives:*

I forward herewith, in compliance with a resolution of the House of Representatives of the 6th of February ultimo, calling for information in reference to the arrest and imprisonment in Mexico of certain American citizens, a further report from the Secretary of State and its accompanying paper, concerning the cases of Thomas Shields and Charles Weber, to which that resolution refers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 4, 1882.*

*To the House of Representatives:*

In partial response to the resolution of the House of Representatives of the 31st of January last, on the subject of American citizens imprisoned in Ireland, I transmit herewith a report of the Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 4, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated March 31, 1882, and accompanying report from the Chief of Engineers, with its inclosures, relative to the construction of a bridge across the Potomac River at or near Georgetown, in the District of Columbia, under the provisions of the act approved February 23, 1881, in which he requests that an additional appropriation of \$80,000 be made to give practical effect to the act referred to in accordance with the recommendations of the Chief of Engineers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 5, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, setting forth the necessity for an increased number of law clerks in the office of the Assistant Attorney-General in the Department of the Interior, because of the growing amount of business in that office.



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The matter is commended to the attention and favorable action of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 5, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of this date, with draft of bill for the relief of Pierre Garrieaux and correspondence in relation thereto.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 5, 1882.*

*To the House of Representatives:*

I transmit herewith, in reply to the resolution of the House of Representatives of the 31st of January last, a report from the Secretary of State, with accompanying papers.[9]

CHESTER A. ARTHUR.

WASHINGTON, *April 5, 1882.*

*To the Senate:*

I transmit herewith, in reply to the resolution of the Senate of the 29th of March last, the report of the Secretary of State, with accompanying papers.[9]

CHESTER A. ARTHUR.

[Footnote 9: Correspondence, etc., relative to American citizens imprisoned in Ireland.]

EXECUTIVE MANSION, *April 6, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 4th instant, inclosing plans and estimates for the completion of the post of Fort McKinney, Wyoming Territory, and recommending an appropriation of \$50,000 for the purpose in accordance with the estimates.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 6, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 4th instant, inclosing estimates for deficiency in the appropriation for the transportation of the Army and its supplies for the fiscal year ending June 30, 1882, and recommending an appropriation in accordance therewith.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 11, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 6th instant, in which he recommends a reappropriation of the unexpended balances of two appropriations of \$50,000 each, made in 1880 and 1881, "for continuing the improvement of the water-power pool" at the Rock Island Arsenal, and that the additional sum of \$30,000 be granted for the same purpose; also the additional sum of \$70,000 "for deepening the canal and for opening six waterways in connection with the water power."

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 12, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with the accompanying report from the Commissioner of Indian Affairs, dated 29th ultimo, recommending an increase of item for "transportation of Indian supplies for the fiscal year 1882" (deficiency), as designated in Senate Executive Document 57, Forty-seventh Congress, first session.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 12, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, inclosing draft of bill prepared in the Office of Indian Affairs, submitted with Commissioner's report of 27th ultimo, confirming to the Cheyenne and Arapahoe Indians the lands in the Indian Territory set apart for their occupancy by an Executive order dated August 10, 1869, which lands are in lieu of those set apart for their use and occupancy by the second article of the treaty with said Indians concluded October 28, 1867.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 12, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 6th instant, inclosing one from the acting chief clerk of the War Department on the subject, recommending an additional appropriation of \$2,000 for contingent expenses of the War Department for 1882; also that appropriation provided for the purpose for the next fiscal year be increased \$10,000.

CHESTER A. ARTHUR.

## OFFICE OF THE PRESIDENT OF THE UNITED STATES,

*Washington, April 14, 1882.*

*To the Senate of the United States:*

I transmit herewith, for the consideration of Congress, the inclosed letter and accompanying statement from the Secretary of the Navy, in relation to the necessity of building a new boiler shop at the navy-yard, New York, and repairing the caisson gate of the dry dock at that station, in which it is requested that an appropriation of \$147,243.04 be made for these objects.

CHESTER A. ARTHUR.

[The same message was sent to the House of Representatives.]

EXECUTIVE MANSION, *April 14, 1882.*

*To the House of Representatives:*

I transmit herewith, with commendation to the attention of Congress, a report of the Secretary of State and its accompanying papers, concerning the proposed establishment of an international bureau of exchanges.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 14, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with correspondence, relative to right of way of the Republican Valley Railroad across the Otoe and Missouri Reservation in the State of Nebraska, and draft of an amendment to S. No. 930, "A bill to amend an act entitled 'An act to provide for the sale of the remainder of the reservation of the confederated Otoe and Missouri tribes of Indians in the States of Nebraska and Kansas, and for other purposes,' approved March 3, 1881."

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 17, 1882.*

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*To the Senate and House of Representatives:*

I transmit herewith a letter, dated the 29th ultimo, from the Secretary of War, inclosing copy of a communication from the Mississippi River Commission, in which the commission recommends that an appropriation may be made of \$1,010,000 for "closing existing gaps in levees," in addition to the like sum for which an estimate has already been submitted.

The subject is one of such importance that I deem it proper to recommend early and favorable consideration of the recommendations of the commission. Having possession of and jurisdiction over the river, Congress, with a view of improving its navigation and protecting the people of the valley from floods, has for years caused surveys of the river to be made for the purpose of acquiring knowledge of the laws that control it and of its phenomena. By act approved June 28, 1879, the Mississippi River Commission was created, composed of able engineers. Section 4 of the act provides that—

It shall be the duty of said commission to take into consideration and mature such plan or plans and estimates as will correct, permanently locate, and deepen the channel and protect the banks of the Mississippi River; improve and give safety and ease to the navigation thereof; prevent destructive floods; promote and facilitate commerce, trade, and the postal service.

The constitutionality of a law making appropriations in aid of these objects can not be questioned. While the report of the commission submitted and the plans proposed for the river's improvement seem justified as well on scientific principles as by experience and the approval of the people most interested, I desire to leave it to the judgment of Congress to decide upon the best plan for the permanent and complete improvement of the navigation of the river and for the protection of the valley.

The immense losses and widespread suffering of the people dwelling near the river induce me to urge upon Congress the propriety of not only making an appropriation to close the gaps in the levees occasioned by the recent floods, as recommended by the commission, but that Congress should inaugurate measures for the permanent improvement of the navigation of the river and security of the valley. It may be that such a system of improvement would as it progressed require the appropriation of twenty or thirty millions of dollars. Even such an expenditure, extending, as it must, over several years, can not be regarded as extravagant in view of the immense interest involved. The safe and convenient navigation of the Mississippi is a matter of concern to all sections of the country, but to the Northwest, with its immense harvests, needing cheap transportation to the sea, and to the inhabitants of the river valley, whose lives and property depend upon the proper construction of the safeguards which protect them from the floods, it is of vital importance that a well-matured and comprehensive plan for improvement should be put into operation with as little delay as possible. The cotton

product of the region subject to the devastating floods is a source of wealth to the nation and of great importance to keeping the balances of trade in our favor.

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It may not be inopportune to mention that this Government has imposed and collected some \$70,000,000 by a tax on cotton, in the production of which the population of the Lower Mississippi is largely engaged, and it does not seem inequitable to return a portion of this tax to those who contributed it, particularly as such an action will also result in an important gain to the country at large, and especially so to the great and rich States of the Northwest and the Mississippi Valley.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 17, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication, dated the 14th instant, from the Secretary of the Interior, with draft of bill, and accompanying papers, for the establishment of an Indian training school on the site of the old Fort Ripley Military Reservation, in the State of Minnesota.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 17, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 12th instant, with accompanying papers, in relation to coal lands upon the San Carlos Reservation, in the Territory of Arizona.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 17, 1882.*

*To the Senate:*

I transmit herewith a report from the Secretary of State and its accompanying papers, concerning the international regulations for preventing collisions at sea, and I earnestly commend this important subject to the early and favorable consideration of Congress.

CHESTER A. ARTHUR.

[The same message was sent to the House of Representatives.]

EXECUTIVE MANSION, *April 18, 1882.*

*To the Senate and House of Representatives:*

I send herewith a copy of the circular invitation extended to all the independent countries of North and South America to participate in a general congress to be held in the city of Washington on the 22d of November next for the purpose of considering and discussing the methods of preventing war between the nations of America.

In giving this invitation I was not unaware that there existed differences between several of the Republics of South America which would militate against the happy results which might otherwise be expected from such an assemblage. The differences indicated are such as exist between Chile and Peru, between Mexico and Guatemala, and between the States of Central America.

It was hoped that these differences would disappear before the time fixed for the meeting of the congress. This hope has not been realized.



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Having observed that the authority of the President to convene such a congress has been questioned, I beg leave to state that the Constitution confers upon the President the power, by and with the advice and consent of the Senate, to make treaties, and that this provision confers the power to take all requisite measures to initiate them, and to this end the President may freely confer with one or several commissioners or delegates from other nations.. The congress contemplated by the invitation could only effect any valuable results by its conclusions eventually taking the form of a treaty of peace between the States represented; and, besides, the invitation to the States of North and South America is merely a preliminary act, of which constitutionality or the want of it can hardly be affirmed.

It has been suggested that while the international congress would have no power to affect the rights of nationalities there represented, still Congress might be unwilling to subject the existing treaty rights of the United States on the Isthmus and elsewhere on the continent to be clouded and rendered uncertain by the expression of the opinions of a congress composed largely of interested parties.

I am glad to have it in my power to refer to the Congress of the United States, as I now do, the propriety of convening the suggested international congress, that I may thus be informed of its views, which it will be my pleasure to carry out.

Inquiry having been made by some of the Republics invited whether it is intended that this international congress shall convene, it is important that Congress should at as early a day as is convenient inform me by resolution or otherwise of its opinion in the premises. My action will be in harmony with such expression.

CHESTER A. ARTHUR.

DEPARTMENT OF STATE, *Washington, November 29, 1881.*

SIR:[10] The attitude of the United States with respect to the question of general peace on the American continent is well known through its persistent efforts for years past to avert the evils of warfare, or, these efforts failing, to bring positive conflicts to an end through pacific counsels or the advocacy of impartial arbitration. This attitude has been consistently maintained, and always with such fairness as to leave no room for imputing to our Government any motive except the humane and disinterested one of saving the kindred States of the American continent from the burdens of war. The position of the United States as the leading power of the New World might well give to its Government a claim to authoritative utterance for the purpose of quieting discord among its neighbors, with all of whom the most friendly relations exist. Nevertheless, the good offices of this Government are not and have not at any time been tendered with a show of dictation or compulsion, but only as exhibiting the solicitous good will of a common friend.

For some years past a growing disposition has been manifested by certain States of Central and South America to refer disputes affecting grave questions of international relationship and boundaries to arbitration rather than to the sword. It has been on several such occasions a source of profound satisfaction to the Government of the United States to see that this country is in a large measure looked to by all the American powers as their friend and mediator.

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The just and impartial counsel of the President in such cases has never been withheld, and his efforts have been rewarded by the prevention of sanguinary strife or angry contentions between peoples whom we regard as brethren.

The existence of this growing tendency convinces the President that the time is ripe for a proposal that shall enlist the good will and active cooperation of all the States of the Western Hemisphere, both north and south, in the interest of humanity and for the common weal of nations.

He conceives that none of the Governments of America can be less alive than our own to the dangers and horrors of a state of war, and especially of war between kinsmen. He is sure that none of the chiefs of Governments on the continent can be less sensitive than he is to the sacred duty of making every endeavor to do away with the chances of fratricidal strife. And he looks with hopeful confidence to such active assistance from them as will serve to show the broadness of our common humanity and the strength of the ties which bind us all together as a great and harmonious system of American Commonwealths.

Impressed by these views, the President extends to all the independent countries of North and South America an earnest invitation to participate in a general congress to be held in the city of Washington on the 24th day of November, 1882, for the purpose of considering and discussing the methods of preventing war between the nations of America. He desires that the attention of the congress shall be strictly confined to this one great object; that its sole aim shall be to seek a way of permanently averting the horrors of cruel and bloody combat between countries, oftenest of one blood and speech, or the even worse calamity of internal commotion and civil strife; that it shall regard the burdensome and far-reaching consequences of such struggles, the legacies of exhausted finances, of oppressive debt, of onerous taxation, of ruined cities, of paralyzed industries, of devastated fields, of ruthless conscription, of the slaughter of men, of the grief of the widow and the orphan, of imbittered resentments that long survive those who provoked them and heavily afflict the innocent generations that come after.

The President is especially desirous to have it understood that in putting forth this invitation the United States does not assume the position of counseling, or attempting through the voice of the congress to counsel, any determinate solution of existing questions which may now divide any of the countries of America. Such questions can not properly come before the congress. Its mission is higher. It is to provide for the interests of all in the future, not to settle the individual differences of the present. For this reason especially the President has indicated a day for the assembling of the congress so far in the future as to leave good ground for hope that by the time named the present situation on the South Pacific coast will be happily terminated, and that those engaged in the contest may take peaceable part in the discussion and solution of the general question affecting in an equal degree the well-being of all.

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It seems also desirable to disclaim in advance any purpose on the part of the United States to prejudge the issues to be presented to the congress. It is far from the intent of this Government to appear before the congress as in any sense the protector of its neighbors or the predestined and necessary arbitrator of their disputes. The United States will enter into the deliberations of the congress on the same footing as the other powers represented, and with the loyal determination to approach any proposed solution not merely in its own interest or with a view to asserting its own power, but as a single member among many coordinate and coequal States. So far as the influence of this Government may be potential, it will be exerted in the direction of conciliating whatever conflicting interests of blood or government or historical tradition may necessarily come together in response to a call embracing such vast and diverse elements.

You will present these views to the minister of foreign relations of Mexico, enlarging, if need be, in such terms as will readily occur to you, upon the great mission which it is within the power of the proposed congress to accomplish in the interest of humanity, and upon the firm purpose of the United States to maintain a position of the most absolute and impartial friendship toward all. You will thereupon, in the name of the President of the United States, tender to His Excellency the President of the Mexican Republic a formal invitation to send two commissioners to the congress, provided with such powers and instructions on behalf of their Government as will enable them to consider the questions brought before that body within the limit of submission contemplated by this invitation.

The United States as well as the other powers will in like manner be represented by two commissioners, so that equality and impartiality will be amply secured in the proceedings of the congress.

In delivering this invitation through the minister of foreign affairs you will read this dispatch to him and leave with him a copy, intimating that an answer is desired by this Government as promptly as the just consideration of so important a proposition will permit.

I am, sir, your obedient servant,

JAMES G. BLAINE.

[Footnote 10: Sent under the same date, *mutatis mutandis*, to the United States ministers in the Argentine Republic, Bolivia, Brazil, Central America, Chile, Colombia, Mexico, Paraguay and Uruguay, Peru, and Venezuela: also directly to the minister of foreign relations of Ecuador, in which country the United States had no diplomatic representative.]

EXECUTIVE MANSION, *April 18, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a note addressed by the minister plenipotentiary of Mexico to the Secretary of State, proposing the conclusion of a convention between the two countries for defining the boundary between the United States and Mexico from the Rio Grande westward to the Pacific Ocean by the erection of durable monuments. I also lay before Congress a letter on the same subject, with its accompaniment, from the Secretary of War, to whom the proposition was referred by the Secretary of State for the expression of his views thereon.

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I deem it important that the boundary line between the two countries, as defined by existing treaties and already once surveyed, should be run anew and defined by suitable permanent monuments. By so doing uncertainty will be prevented as to jurisdiction in criminal and municipal affairs, and questions be averted which may at any time in the near future arise with the growth of population on the border.

Moreover, I conceive that the willing and speedy assent of the Government of the United States to the proposal thus to determine the existing stipulated boundary with permanence and precision will be in some sense an assurance to Mexico that the unauthorized suspicion which of late years seems to have gained some credence in that Republic that the United States covets and seeks to annex neighboring territory is without foundation. That which the United States seeks, and which the definite settlement of the boundary in the proposed manner will promote, is a confiding and friendly feeling between the two nations, leading to advantageous commerce and closer commercial relations.

I have to suggest that in accepting this proposal suitable provision be made for an adequate military force on the frontier to protect the surveying parties from hostile Indians. The troops so employed will at the same time protect the settlers on the border and help to prevent marauding on both sides by the nomadic Indians.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 20, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War of the 18th instant, inclosing plans and estimates for the completion of the post of Fort Maginnis, Montana Territory, and recommending an appropriation for the purpose of \$25,000, as called for by the estimates.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication, dated the 15th instant, from the Secretary of the Interior, with draft of bill and accompanying papers, touching the amendment of section 2142 of the Revised Statutes of the United States.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

## **OFFICE OF THE PRESIDENT OF THE UNITED STATES,**

*Washington, April 21, 1882.*

*To the Senate of the United States:*

I transmit herewith a communication addressed to me by the Secretary of the Navy, with accompanying papers, in which an appropriation is asked for the purpose of observing the transit of Venus in 1882.

The matter is commended to the favorable action of Congress.

CHESTER A. ARTHUR.

[The same message was sent to the House of Representatives.]

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EXECUTIVE MANSION, *April 25, 1882.*

*To the House of Representatives:*

I transmit herewith a report of the Secretary of State, presented in compliance with the request of the House of Representatives in a resolution of the 10th instant, asking for information touching the existing restrictions on the importation of American neat cattle into Great Britain.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 25, 1882.*

*To the House of Representatives:*

I transmit herewith, for the consideration of the House of Representatives, a report from the Secretary of State, in relation to the International Fisheries Exhibition which is to be held at London in May, 1883. Fully approving of the suggestions contained in the report, I would earnestly recommend that favorable action be taken upon the subject at the present session of Congress, in order that there may be ample time for making the appropriations necessary to enable this country to participate in the exhibition.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 26, 1882.*

*To the Senate and House of Representatives:*

By recent information received from official and other sources I am advised that an alarming state of disorder continues to exist within the Territory of Arizona, and that lawlessness has already gained such head there as to require a resort to extraordinary means to repress it.

The governor of the Territory, under date of the 31st ultimo, reports that violence and anarchy prevail, particularly in Cochise County and along the Mexican border; that robbery, murder, and resistance to law have become so common as to cease causing surprise, and that the people are greatly intimidated and losing confidence in the protection of the law. I transmit his communication herewith and call especial attention thereto.

In a telegram from the General of the Army dated at Tucson, Ariz., on the 11th instant, herewith transmitted, that officer states that he hears of lawlessness and disorders which seem well attested, and that the civil officers have not sufficient force to make arrests and hold the prisoners for trial or punish them when convicted.



Much of this disorder is caused by armed bands of desperadoes known as “Cowboys,” by whom depredations are not only committed within the Territory, but it is alleged predatory incursions are made therefrom into Mexico. In my message to Congress at the beginning of the present session I called attention to the existence of these bands and suggested that the setting on foot within our own territory of brigandage and armed marauding expeditions against friendly nations and their citizens be made punishable as an offense against the United States. I renew this suggestion.

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To effectually repress the lawlessness prevailing within the Territory a prompt execution of the process of the courts and vigorous enforcement of the laws against offenders are needed. This the civil authorities there are unable to do without the aid of other means and forces than they can now avail themselves of. To meet the present exigencies the governor asks that provision be made by Congress to enable him to employ and maintain temporarily a volunteer militia force to aid the civil authorities, the members of which force to be invested with the same powers and authority as are conferred by the laws of the Territory upon peace officers thereof.

On the ground of economy as well as effectiveness, however, it appears to me to be more advisable to permit the cooperation with the civil authorities of a part of the Army as a *posse comitatus*. Believing that this, in addition to such use of the Army as may be made under the powers already conferred by section 5298, Revised Statutes, would be adequate to secure the accomplishment of the ends in view, I again call the attention of Congress to the expediency of so amending section 15 of the act of June 18, 1878, chapter 263, as to allow the military forces to be employed as a *posse comitatus* to assist the civil authorities within a Territory to execute the laws therein. This use of the Army, as I have in my former message observed, would not seem to be within the alleged evil against which that legislation was aimed.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 2, 1882.*

*To the House of Representatives:*

In answer to a resolution of the House of Representatives of the 30th of January last, calling for correspondence respecting the condition of Israelites in Russia, I transmit herewith a report from the Secretary of State and its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 2, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, in which he requests that an appropriation of \$108,000 be made for constructing a fireproof roof over the south and east wings of the building occupied by the Department of the Interior.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 2, 1882.*

*To the Senate of the United States:*

I transmit herewith, in response to the resolution of the Senate of the 18th ultimo, a report of the Secretary of State, with copies of certain diplomatic correspondence<sup>[11]</sup> with Spain in 1876, called for by that resolution.

CHESTER A. ARTHUR.

[Footnote 11: Relating to United States citizens condemned to death in Cuba, *etc.*]

EXECUTIVE MANSION, *May 5, 1882.*

*To the Senate and House of Representatives:*

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I transmit herewith a communication from the Secretary of the Interior of the 3d instant, with accompanying papers, in relation to a proposed amendment of the act of the 15th December, 1880, providing for the disposal of the Fort Dodge Military Reservation, Kans.

The subject is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 9, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Interior, inclosing a letter from the Superintendent of Census, submitting an estimate for an appropriation of \$80,000 to defray the expenses of the Census Office during the remainder of the present fiscal year.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 9, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Interior, inclosing a letter from the Commissioner of the General Land Office, submitting an estimate for a special appropriation of \$3,200 for completing an exhibit of all the private land claims in the State of Louisiana.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 11, 1882.*

*To the Senate and House of Representatives:*

I submit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, inclosing a copy of a letter from the governor of Arizona, in which he requests that an appropriation of \$2,000 be made for the contingent expenses of the Territory for the next fiscal year.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 15, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, submitting a copy of a letter from the Commissioner of Pensions inviting attention to the fact that the "deficiency" appropriation of \$16,000,000 to meet the June payment of army pensions should be available as early as the 25th instant if practicable, in order to avoid any delay in payment.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 15, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication, dated the 11th instant, from the Secretary of the Interior, together with estimate of appropriation and accompanying papers, to provide, in accordance with treaty stipulations and existing laws, for the payment of certain interest due the Osage Indians.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 15, 1882.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State, with accompanying papers, submitted in response to the Senate resolution of the 21st of March last, requesting a copy of instructions given to Mr. George F. Seward, when minister to China, concerning Chinese immigration, etc., and Mr. Seward's dispatches on that subject.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 18, 1882.*

*To the House of Representatives:*

I transmit herewith a concluding report from the Secretary of State of the 17th instant, and its accompanying papers, relative to Thomas Shields and Charles Weber, who were imprisoned at Apan, Mexico, and whose cases formed the subject of the resolution of the House of Representatives of February 6, 1882.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 18, 1882.*

*To the Senate of the United States:*

I transmit herewith a letter from the Secretary of State, accompanied by a copy of the correspondence referred to in Senate resolution of the 26th ultimo, in relation to the Japanese indemnity.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 22, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, dated 18th instant, and accompanying report from the Commissioner of Indian Affairs, relative to the necessity for buildings at the Mescalero Agency, N. Mex., and for an appropriation for the support, civilization, *etc.*, of the Apaches at the Mescalero and Jicarilla agencies, together with an estimate for the same, in the form of a proposed clause for insertion in the sundry civil bill now pending for consideration in committee.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 22, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 18th instant, with accompanying papers, submitting the draft of a proposed clause for insertion in one of the pending appropriation bills, to provide for the payment for

improvements made by certain settlers on the Round Valley Indian Reservation, in California, as appraised under the act approved March 3, 1873.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 22, 1882.*

*To the House of Representatives:*

I transmit herewith a letter from the Secretary of State and accompanying documents, submitted in compliance with resolution of the House of Representatives of the 20th ultimo, calling for additional information respecting cases of American citizens under arrest in Ireland.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 22, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of War, dated the 18th instant, and accompanying papers from the Acting Chief Signal Officer, representing the necessity of a special appropriation being made not later than the 1st of June proximo for the purpose of dispatching a vessel, with men and supplies, for the relief of the expedition which was last year sent to Lady Franklin Bay, Grinnell Land.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 24, 1882.*

*To the Senate of the United States:*

In compliance with a resolution of the Senate of the 1st of March last, I transmit a communication from the Secretary of the Navy, accompanied by the report (with the exception of such parts thereof as it is deemed incompatible with the public interests to furnish) of Commodore R.W. Shufeldt, United States Navy, of his cruise around the world in the United States steamer *Ticonderoga*.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 25, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of State, concerning the awards made against Venezuela by the mixed commission under the convention of April 25, 1866. I earnestly invite the attention of Congress to this communication and the accompanying inclosures. In case neither House takes action upon it during the present Congress I shall feel it my duty to direct that this prolonged discussion be definitely terminated by recognizing the absolute validity of all the awards.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 26, 1882.*

*To the House of Representatives:*

In answer to the resolution of the House of Representatives of the 10th of April ultimo, calling upon the Secretary of State for information in regard to the restrictions imposed by the French Government upon pork exported from the United States, I transmit herewith a report of that officer and its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 5, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 24th ultimo, with accompanying papers, submitting the draft of a proposed clause for insertion in one



of the pending appropriation bills, to provide for the payment of certain legal services rendered to the Cherokee Indians in North Carolina in 1881, amounting to \$150.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 5, 1882.*

*To the Senate of the United States:*

In further answer to the Senate's resolution of the 12th of December last, I transmit herewith a report of the Secretary of State and its accompanying paper, in regard to the modification of the Clayton-Bulwer treaty.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 14, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, respecting the Louisiana private land claim of Antonio Vaca, deceased, to which, with the accompanying papers, I invite the attention of Congress.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 14, 1882.*

*To the Senate of the United States:*

I transmit herewith, in response to the resolution of the Senate of the 5th instant, a report from the Secretary of State, submitting copies of the full correspondence between the Department of State and Hon. William Henry Trescot, special envoy extraordinary to the Republics of Peru, Chile, and Bolivia, and Walker Elaine, Third Assistant Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 16, 1882.*

*To the Senate and House of Representatives:*

I submit herewith, for the consideration of Congress, a communication from the Secretary of the Interior, in which he recommends that the sum of \$245,000, the amount which the Superintendent estimates will be required to complete the work of the Tenth Census, be appropriated for the purpose.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 16, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 14th instant, covering plans and estimates for repairs, additions, and alterations to public buildings at the depot of the mounted recruiting service, Jefferson Barracks, Mo., and in which he recommends that the sum of \$24,938.44 be appropriated for the purpose, in accordance with the estimates, during the present session of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 16, 1882.*

*To the Senate:*

I transmit herewith a report from the Secretary of State and its accompanying papers, concerning the Smoke Abatement Exhibition which was held at South Kensington, London, last winter.

CHESTER A. ARTHUR.

WASHINGTON, *June 16, 1882.*

*To the Senate of the United States:*

I transmit herewith to the Senate, for its consideration with a view to ratification, a convention between the United States and His Majesty the King of the Belgians, touching the reciprocal surrender of fugitives from justice, signed on the 13th day of June, 1882, and intended to supersede the convention for extradition of criminals between both countries which was concluded on the 19th day of March, 1874.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 19, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication, dated the 16th instant, from the Secretary of the Interior, inclosing, with accompanying papers, a draft of a bill "to enlarge the Pawnee Indian Reservation in Indian Territory."

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 19, 1882.*

*To the House of Representatives:*

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I transmit herewith a letter from the Secretary of State, referring a communication from the Mexican minister at this capital touching the arrest and imprisonment in Mexico of Thomas Shields and two other American citizens, to which the resolution of the House of Representatives of the 6th day of February last relates.

CHESTER A. ARTHUR.

WASHINGTON, *June 23, 1882.*

*To the Senate of the United States:*

I transmit herewith to the Senate, with a view to ratification, a convention between the United States and His Majesty the King of Spain, for securing reciprocal protection for the trade-marks and manufactured articles of their respective citizens and subjects within the dominions or territories of the other country, signed on the 19th day of June, 1882.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 26, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of War, dated the 9th instant, and its accompanying copy of the telegram from the general commanding the Military Division of the Pacific and Department of California, relative to the construction of additional quarters, barracks, storehouses, etc., within the limits of the Military Department of Arizona.

The Secretary of War recommends that for the purpose of constructing the additional buildings referred to the sum of their estimated cost, \$205,000, be appropriated during the present session of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 28, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 22d instant, with accompanying papers, submitting the draft of a proposed clause for insertion in one of the pending appropriation bills, to provide for the payment for improvements made by certain settlers on the Jicarilla Apache Indian Reservation, in New Mexico.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *July 3, 1882.*

*To the House of Representatives:*

In answer to the resolution of the House of Representatives of the 25th of April last, calling for information in regard to the reassembling of the Paris Monetary Conference during the current year and other matters connected therewith, I transmit herewith a report on the subject and its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, July 20, 1882.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State and accompanying papers, furnished in response to the resolution of the Senate of December 21, 1881, calling for the correspondence with the Mexican Government in regard to the claims of Benjamin Weil and La Abra Silver Mining Company against Mexico.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, July 20, 1882.*

*To the Senate of the United States:*

I transmit herewith to the Senate, for its consideration with a view to ratification, a convention between the United States and Mexico, providing for the reopening and retrying of the claims of Benjamin Weil and La Abra Silver Mining Company against Mexico, which was signed on the 13th instant.

A report of the Secretary of State, with its accompanying correspondence, transmitted to the Senate this day in response to the resolution of December 21, 1881, will show the antecedents of the negotiation which resulted in the accompanying convention. In view of the accumulation of testimony presented by Mexico relative to these two claims, I have deemed it proper to avail myself of the authority given to the Executive by the Constitution, and of which authority the act of Congress of June 18, 1878, is declarative, to effect a rehearing of these cases. I therefore empowered the Secretary of State to negotiate with the minister of Mexico a convention to that end.

The more important correspondence preliminary to the treaty is herewith transmitted.

It will be seen by the stipulations of the treaty that the rehearing will have no retroactive effect as to payments already distributed, that the *bona fide* interests of third parties are amply secured, and that the Government of the United States is fully guarded against any liability resulting from the rehearing.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, July 26, 1882.*

*To the Senate of the United States:*

I transmit herewith to the Senate, for consideration with a view to ratification, a supplementary convention between the United States and the French Republic, signed at Washington on the 19th instant, extending the term of duration of the commission organized under the convention of January 15, 1880, between the two countries.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, July 29, 1882.*

*To the Senate of the United States:*

I transmit herewith, in response to the Senate resolution of the 15th instant, a report of the Secretary of State and accompanying papers, relating to the Clayton-Bulwer treaty.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, July 29, 1882.*

*To the Senate of the United States:*

I transmit herewith to the Senate, for consideration with a view to ratification, a treaty between the United States and the Kingdom of Korea, or Chosen, concluded on the 22d May last. For the information of the Senate the accompanying letter of the Secretary of State is also transmitted.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, August 1, 1882.*

*To the Senate of the United States:*

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I transmit herewith to the Senate, for consideration with a view to ratification, a convention concluded on the 29th of July, 1882, between the United States and Mexico, providing for an international boundary survey to relocate the existing frontier line between the two countries west of the Rio Grande.

CHESTER A. ARTHUR.

## OFFICE OF THE PRESIDENT OF THE UNITED STATES,

*Washington, August 4, 1882.*

*To the Senate of the United States:*

In reply to a resolution of the Senate passed April 25, 1882, I transmit herewith a communication, with accompanying papers, from the Secretary of the Navy, in relation to the title by which the United States holds the land now occupied as a navy-yard at Boston, Mass.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *August 5, 1882.*

*To the House of Representatives:*

I transmit herewith a report of the Secretary of State, submitted in compliance with the resolution of the House of Representatives of the 28th of June, calling for additional information respecting the case of American citizens under arrest in Ireland.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, August 7, 1882.*

*To the Senate of the United States:*

I transmit herewith to the Senate, with a view to ratification, a convention concluded this day between the United States of America and His Majesty the King of Spain, supplementary to the extradition convention concluded between said countries on the 5th day of January, 1877.

CHESTER A. ARTHUR.

## VETO MESSAGES.

EXECUTIVE MANSION, *Washington, April 4, 1882.*



*To the Senate of the United States:*

After careful consideration of Senate bill No. 71, entitled "An act to execute certain treaty stipulations relating to Chinese," I herewith return it to the Senate, in which it originated, with my objections to its passage.

A nation is justified in repudiating its treaty obligations only when they are in conflict with great paramount interests. Even then all possible reasonable means for modifying or changing those obligations by mutual agreement should be exhausted before resorting to the supreme right of refusal to comply with them.

These rules have governed the United States in their past intercourse with other powers as one of the family of nations. I am persuaded that if Congress can feel that this act violates the faith of the nation as pledged to China it will concur with me in rejecting this particular mode of regulating Chinese immigration, and will endeavor to find another which shall meet the expectations of the people of the United States without coming in conflict with the rights of China.

The present treaty relations between that power and the United States spring from an antagonism which arose between our paramount domestic interests and our previous relations.

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The treaty commonly known as the Burlingame treaty conferred upon Chinese subjects the right of voluntary emigration to the United States for the purposes of curiosity or trade or as permanent residents, and was in all respects reciprocal as to citizens of the United States in China. It gave to the voluntary emigrant coming to the United States the right to travel there or to reside there, with all the privileges, immunities, or exemptions enjoyed by the citizens or subjects of the most favored nation.

Under the operation of this treaty it was found that the institutions of the United States and the character of its people and their means of obtaining a livelihood might be seriously affected by the unrestricted introduction of Chinese labor. Congress attempted to alleviate this condition by legislation, but the act which it passed proved to be in violation of our treaty obligations, and, being returned by the President with his objections, failed to become a law.

Diplomatic relief was then sought. A new treaty was concluded with China. Without abrogating the Burlingame treaty, it was agreed to modify it so far that the Government of the United States might regulate, limit, or suspend the coming of Chinese laborers to the United States or their residence therein, but that it should not absolutely prohibit them, and that the limitation or suspension should be reasonable and should apply only to Chinese who might go to the United States as laborers, other classes not being included in the limitations. This treaty is unilateral, not reciprocal. It is a concession from China to the United States in limitation of the rights which she was enjoying under the Burlingame treaty. It leaves us by our own act to determine when and how we will enforce those limitations. China may therefore fairly have a right to expect that in enforcing them we will take good care not to overstep the grant and take more than has been conceded to us.

It is but a year since this new treaty, under the operation of the Constitution, became part of the supreme law of the land, and the present act is the first attempt to exercise the more enlarged powers which it relinquishes to the United States.

In its first article the United States is empowered to decide whether the coming of Chinese laborers to the United States or their residence therein affects or threatens to affect our interests or to endanger good order, either within the whole country or in any part of it. The act recites that "in the opinion of the Government of the United States the coming of Chinese laborers to this country endangers the good order of certain localities thereof." But the act itself is much broader than the recital. It acts upon residence as well as immigration, and its provisions are effective throughout the United States. I think it may fairly be accepted as an expression of the opinion of Congress that the coming of such laborers to the United States or their residence here affects our interests and endangers good order throughout the country. On this point I should feel it my duty to accept the views of Congress.

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The first article further confers the power upon this Government to regulate, limit, or suspend, but not actually to prohibit, the coming of such laborers to or their residence in the United States. The negotiators of the treaty have recorded with unusual fullness their understanding of the sense and meaning with which these words were used.

As to the class of persons to be affected by the treaty, the Americans inserted in their draft a provision that the words "Chinese laborers" signify all immigration other than that for "teaching, trade, travel, study, and curiosity." The Chinese objected to this that it operated to include artisans in the class of laborers whose immigration might be forbidden. The Americans replied that they "could" not consent that artisans shall be excluded from the class of Chinese laborers, for it is this very competition of skilled labor in the cities where the Chinese labor immigration concentrates which has caused the embarrassment and popular discontent. In the subsequent negotiations this definition dropped out, and does not appear in the treaty. Article II of the treaty confers the rights, privileges, immunities, and exemptions which are accorded to citizens and subjects of the most favored nation upon Chinese subjects proceeding to the United States as teachers, students, merchants, or from curiosity. The American commissioners report that the Chinese Government claimed that in this article they did by exclusion provide that nobody should be entitled to claim the benefit of the general provisions of the Burlingame treaty but those who might go to the United States in those capacities or for those purposes. I accept this as the definition of the word "laborers" as used in the treaty.

As to the power of legislating respecting this class of persons, the new treaty provides that we "may not absolutely prohibit" their coming or their residence. The Chinese commissioners gave notice in the outset that they would never agree to a prohibition of voluntary emigration. Notwithstanding this the United States commissioners submitted a draft, in which it was provided that the United States might "regulate, limit, suspend, or prohibit" it. The Chinese refused to accept this. The Americans replied that they were "willing to consult the wishes of the Chinese Government in preserving the principle of free intercourse between the people of the two countries, as established by existing treaties, provided that the right of the United States Government to use its discretion in guarding against any possible evils of immigration of Chinese laborers is distinctly recognized. Therefore if such concession removes all difficulty on the part of the Chinese commissioners (but only in that case) the United States commissioners will agree to remove the word 'prohibit' from their article and to use the words 'regulate, limit, or suspend.'" The Chinese reply to this can only be inferred from the fact that in the place of an agreement, as proposed by our commissioners, that we might prohibit the coming or residence of Chinese laborers, there was inserted in the treaty an agreement that we might not do it.

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The remaining words, “regulate, limit, and suspend,” first appear in the American draft. When it was submitted to the Chinese, they said:

We infer that of the phrases regulate, limit, suspend, or prohibit, the first is a general expression referring to the others. \* \* \* We are entirely ready to negotiate with your excellencies to the end that a limitation either in point of time or of numbers may be fixed upon the emigration of Chinese laborers to the United States.

At a subsequent interview they said that “by limitation in number they meant, for example, that the United States, having, as they supposed, a record of the number of immigrants in each year, as well as the total number of Chinese now there, that no more should be allowed to go in any one year in future than either the greatest number which had gone in any year in the past, or that the total number should never be allowed to exceed the number now there. As to limitation of time they meant, for example, that Chinese should be allowed to go in alternate years, or every third year, or, for example, that they should not be allowed to go for two, three, or five years.”

At a subsequent conference the Americans said:

The Chinese commissioners have in their project explicitly recognized the right of the United States to use some discretion, and have proposed a limitation as to time and number. This *is* the right to regulate, limit, or suspend.

In one of the conferences the Chinese asked the Americans whether they could give them any idea of the laws which would be passed to carry the powers into execution. The Americans answered that this could hardly be done; that the United States Government might never deem it necessary to exercise this power. It would depend upon circumstances. If Chinese immigration concentrated in cities where it threatened public order, or if it confined itself to localities where it was an injury to the interests of the American people, the Government of the United States would undoubtedly take steps to prevent such accumulations of Chinese. If, on the contrary, there was no large immigration, or if there were sections of the country where such immigration was clearly beneficial, then the legislation of the United States under this power would be adapted to such circumstances. For example, there might be a demand for Chinese labor in the South and a surplus of such labor in California, and Congress might legislate in accordance with these facts. In general the legislation would be in view of and depend upon the circumstances of the situation at the moment such legislation became necessary. The Chinese commissioners said this explanation was satisfactory; that they had not intended to ask for a draft of any special act, but for some general idea how the power would be exercised. What had just been said gave them the explanation which they wanted.

With this entire accord as to the meaning of the words they were about to employ and the object of the legislation which might be had in consequence, the parties signed the treaty, in Article I of which—

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The Government of China agrees that the Government of the United States may regulate, limit, or suspend such coming or residence, but may not absolutely prohibit it. The limitation or suspension shall be reasonable, and shall apply only to Chinese who may go to the United States as laborers, other classes not being included in the limitations. Legislation taken in regard to Chinese laborers will be of such a character only as is necessary to enforce the regulation, limitation, or suspension of immigration.

The first section of the act provides that—

From and after the expiration of sixty days next after the passage of this act, and until the expiration of twenty years next after the passage of this act, the coming of Chinese laborers be, and the same is hereby, suspended; and during such suspension it shall not be lawful for any Chinese laborer to come, or, having so come after the expiration of said sixty days, to remain within the United States.

The examination which I have made of the treaty and of the declarations which its negotiators have left on record of the meaning of its language leaves no doubt in my mind that neither contracting party in concluding the treaty of 1880 contemplated the passage of an act prohibiting immigration for twenty years, which is nearly a generation, or thought that such a period would be a reasonable suspension or limitation, or intended to change the provisions of the Burlingame treaty to that extent. I regard this provision of the act as a breach of our national faith, and being unable to bring myself in harmony with the views of Congress on this vital point the honor of the country constrains me to return the act with this objection to its passage.

Deeply convinced of the necessity of some legislation on this subject, and concurring fully with Congress in many of the objects which are sought to be accomplished, I avail myself of the opportunity to point out some other features of the present act which, in my opinion, can be modified to advantage.

The classes of Chinese who still enjoy the protection of the Burlingame treaty are entitled to the privileges, immunities, and exemptions accorded to citizens and subjects of the most favored nation. We have treaties with many powers which permit their citizens and subjects to reside within the United States and carry on business under the same laws and regulations which are enforced against citizens of the United States. I think it may be doubted whether provisions requiring personal registration and the taking out of passports which are not imposed upon natives can be required of Chinese. Without expressing an opinion on that point, I may invite the attention of Congress to the fact that the system of personal registration and passports is undemocratic and hostile to the spirit of our institutions. I doubt the wisdom of putting an entering wedge of this kind into our laws. A nation like the United States, jealous of the liberties of its citizens, may well hesitate before it incorporates into its polity a system which is fast disappearing in Europe before the progress of liberal institutions. A

wide experience has shown how futile such precautions are, and how easily passports may be borrowed, exchanged, or even forged by persons interested to do so.

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If it is, nevertheless, thought that a passport is the most convenient way for identifying the Chinese entitled to the protection of the Burlingame treaty, it may still be doubted whether they ought to be required to register. It is certainly our duty under the Burlingame treaty to make their stay in the United States, in the operation of general laws upon them, as nearly like that of our own citizens as we can consistently with our right to shut out the laborers. No good purpose is served in requiring them to register.

My attention has been called by the Chinese minister to the fact that the bill as it stands makes no provision for the transit across the United States of Chinese subjects now residing in foreign countries. I think that this point may well claim the attention of Congress in legislating on this subject.

I have said that good faith requires us to suspend the immigration of Chinese laborers for a less period than twenty years; I now add that good policy points in the same direction.

Our intercourse with China is of recent date. Our first treaty with that power is not yet forty years old. It is only since we acquired California and established a great seat of commerce on the Pacific that we may be said to have broken down the barriers which fenced in that ancient Monarchy. The Burlingame treaty naturally followed. Under the spirit which inspired it many thousand Chinese laborers came to the United States. No one can say that the country has not profited by their work. They were largely instrumental in constructing the railways which connect the Atlantic with the Pacific. The States of the Pacific Slope are full of evidences of their industry. Enterprises profitable alike to the capitalist and to the laborer of Caucasian origin would have lain dormant but for them. A time has now come when it is supposed that they are not needed, and when it is thought by Congress and by those most acquainted with the subject that it is best to try to get along without them. There may, however, be other sections of the country where this species of labor may be advantageously employed without interfering with the laborers of our own race. In making the proposed experiment it may be the part of wisdom as well as of good faith to fix the length of the experimental period with reference to this fact.

Experience has shown that the trade of the East is the key to national wealth and influence. The opening of China to the commerce of the whole world has benefited no section of it more than the States of our own Pacific Slope. The State of California, and its great maritime port especially, have reaped enormous advantages from this source. Blessed with an exceptional climate, enjoying an unrivaled harbor, with the riches of a great agricultural and mining State in its rear and the wealth of the whole Union pouring into it over its lines of railway, San Francisco has before it an incalculable future if our



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friendly and amicable relations with Asia remain undisturbed. It needs no argument to show that the policy which we now propose to adopt must have a direct tendency to repel Oriental nations from us and to drive their trade and commerce into more friendly lands. It may be that the great and paramount interest of protecting our labor from Asiatic competition may justify us in a permanent adoption of this policy; but it is wiser in the first place to make a shorter experiment, with a view hereafter of maintaining permanently only such features as time and experience may commend.

I transmit herewith copies of the papers relating to the recent treaty with China, which accompanied the confidential message of President Hayes to the Senate of the 10th January, 1881, and also a copy of a memorandum respecting the act herewith returned, which was handed to the Secretary of State by the Chinese minister in Washington.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *July 1, 1882.*

*To the House of Representatives of the United States:*

Herewith I return House bill No. 2744, entitled "An act to regulate the carriage of passengers by sea," without my approval. In doing this I regret that I am not able to give my assent to an act which has received the sanction of the majority of both Houses of Congress.

The object proposed to be secured by the act is meritorious and philanthropic. Some correct and accurate legislation upon this subject is undoubtedly necessary. Steamships that bring large bodies of emigrants must be subjected to strict legal enactments, so as to prevent the passengers from being exposed to hardship and suffering; and such legislation should be made as will give them abundance of space and air and light, protecting their health by affording all reasonable comforts and conveniences and by providing for the quantity and quality of the food to be furnished and all of the other essentials of roomy, safe, and healthful accommodations in their passage across the sea.

A statute providing for all this is absolutely needed, and in the spirit of humane legislation must be enacted. The present act, by most of its provisions, will obtain and secure this protection for such passengers, and were it not for some serious errors contained in it it would be most willingly approved by me.

My objections are these: In the first section, in lines from 13 to 24, inclusive, it is provided "that the compartments or spaces," *etc.*, "shall be of sufficient dimensions to allow for each and any passenger," *etc.*, "100 cubic feet, if the compartment or space is

located on the first deck next below the uppermost deck of the vessel," *etc.*, "or 120 cubic feet for each passenger," *etc.*, "if the compartment or space is located on the second deck below the uppermost deck of the vessel," *etc.* "It shall not be lawful to carry or bring passengers on any deck other than the two decks mentioned," *etc.*

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Nearly all of the new and most of the improved ocean steamers have a spar deck, which is above the main deck. The main deck was in the old style of steamers the only uppermost deck. The spar deck is a comparatively new feature of the large and costly steamships, and is now practically the uppermost deck. Below this spar deck is the main deck. Because of the misuse of the words "uppermost deck" instead of the use of the words "main deck" by this act, the result will be to exclude nearly all of the large steamships from carrying passengers anywhere but on the main deck and on the deck below, which is the steerage deck, and to leave the orlop, or lower deck, heretofore used for passengers, useless and unoccupied by passengers. This objection, which is now presented in connection with others that will be presently explained, will, if this act is enforced as it is now phrased, render useless for passenger traffic and expose to heavy loss all of the great ocean steam lines; and it will also hinder emigration, as there will not be ships enough that could accept these conditions to carry all who may now wish to come.

The use of the new and the hitherto unknown term "uppermost deck" creates this difficulty, and I can not consent to have an abuse of terms like this to operate thus injuriously to these large fleets of ships. The passengers will not be benefited by such a statute, but emigration will be hindered, if not for a while almost prevented for many.

Again, the act in the first section, from line 31 to line 35, inclusive, provides: "And such passengers shall not be carried or brought in any between-decks, nor in any compartment," etc., "the clear height of which is less than 7 feet." Between the decks of all ships are the beams; they are about a foot in width. The legal method of ascertaining tonnage for the purpose of taxation is to measure between the beams from the floor to the ceiling. If this becomes a law the space required would be 8 feet from floor to ceiling, and this is impracticable, for in all ships the spaces between decks are adjusted in proportion to the dimensions of the ship; and if these spaces between decks are changed so as not to correspond in their proportions with the dimensions of the vessel, the ship will not work well in the sea, her sailing qualities will be injured, and she will be rendered unfit for service.

It is only in great ships of vast tonnage that the height between decks can be increased. All the ordinary-sized ships are necessarily constructed with 7 feet space in the interval between the beams from the floor to the ceiling. To adopt this act, with this provision, would be to drive out of the service of transporting passengers most all of the steamships now in such trade, and no practical good obtained by it, for really, with the exception of the narrow beam, the space between the decks is now 7 feet. The purpose of the space commanded by the act is to obtain sufficient air and ventilation, and that is actually now given to the passenger by the 7 feet that exists in all of these vessels between floor and ceiling.

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There is also another objection that I must suggest. In section 12, from line 14 to line 24, it is provided: "Before such vessel shall be cleared or may lawfully depart," etc., "the master of said vessel shall furnish," etc., "a correct list of all passengers who have been or are intended to be taken on board the vessel, and shall specify," etc. This provision would prevent the clearing of the vessel. Steam vessels start at an appointed hour and with punctuality. Down almost to the very hour of their departure new passengers, other than those who have engaged their passage, constantly come on board. If this provision is to be the law; they must be rejected, for the ship can not, without incurring heavy penalties, take passengers whose names are not set forth on the list required before such vessel shall be cleared. They should be allowed to take such new passengers upon condition that they would furnish an additional list containing such persons' names. There are other points of objection of a minor character that might be presented for consideration if the bill could be reconsidered and amended, but the three that I have recited are conspicuous defects in a bill that ought to be a code for such a purpose, clear and explicit, free from all such objections. The practical result of this law would be to subject all of the competing lines of large ocean steamers to great losses. By restricting their carrying accommodations it would also stay the current of emigration that it is our policy to encourage as well as to protect. A good bill, correctly phrased, and expressing and naming in plain, well-known technical terms the proper and usual places and decks where passengers are and ought to be placed and carried, will receive my prompt and immediate assent as a public necessity and blessing.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *August 1, 1882.*

*To the House of Representatives:*

Having watched with much interest the progress of House bill No. 6242, entitled "An act making appropriations for the construction, repair, and preservation of certain works on rivers and harbors, and for other purposes," and having since it was received carefully examined it, after mature consideration I am constrained to return it herewith to the House of Representatives, in which it originated, without my signature and with my objections to its passage.

Many of the appropriations in the bill are clearly for the general welfare and most beneficent in their character. Two of the objects for which provision is made were by me considered so important that I felt it my duty to direct to them the attention of Congress. In my annual message in December last I urged the vital importance of legislation for the reclamation of the marshes and for the establishment of the harbor lines along the Potomac front. In April last, by special message, I recommended an appropriation for the improvement of the Mississippi River. It is not necessary that I say that when my signature would make the bill appropriating for these and other valuable national objects a law it is with great reluctance and only under a sense of duty that I withhold it.

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My principal objection to the bill is that it contains appropriations for purposes not for the common defense or general welfare, and which do not promote commerce among the States. These provisions, on the contrary, are entirely for the benefit of the particular localities in which it is proposed to make the improvements. I regard such appropriation of the public money as beyond the powers given by the Constitution to Congress and the President.

I feel the more bound to withhold my signature from the bill because of the peculiar evils which manifestly result from this infraction of the Constitution. Appropriations of this nature, to be devoted purely to local objects, tend to an increase in number and in amount. As the citizens of one State find that money, to raise which they in common with the whole country are taxed, is to be expended for local improvements in another State, they demand similar benefits for themselves, and it is not unnatural that they should seek to indemnify themselves for such use of the public funds by securing appropriations for similar improvements in their own neighborhood. Thus as the bill becomes more objectionable it secures more support. This result is invariable and necessarily follows a neglect to observe the constitutional limitations imposed upon the lawmaking power.

The appropriations for river and harbor improvements have, under the influences to which I have alluded, increased year by year out of proportion to the progress of the country, great as that has been. In 1870 the aggregate appropriation was \$3,975,900; in 1875, \$6,648,517.50; in 1880, \$8,976,500; and in 1881, \$11,451,000; while by the present act there is appropriated \$18,743,875.

While feeling every disposition to leave to the Legislature the responsibility of determining what amount should be appropriated for the purposes of the bill, so long as the appropriations are confined to objects indicated by the grant of power, I can not escape the conclusion that, as a part of the lawmaking power of the Government, the duty devolves upon me to withhold my signature from a bill containing appropriations which in my opinion greatly exceed in amount the needs of the country for the present fiscal year. It being the usage to provide money for these purposes by annual appropriation bills, the President is in effect directed to expend so large an amount of money within so brief a period that the expenditure can not be made economically and advantageously.

The extravagant expenditure of public money is an evil not to be measured by the value of that money to the people who are taxed for it. They sustain a greater injury in the demoralizing effect produced upon those who are intrusted with official duty through all the ramifications of government.

These objections could be removed and every constitutional purpose readily attained should Congress enact that one-half only of the aggregate amount provided for in the bill be appropriated for expenditure during the fiscal year, and that the sum so

appropriated be expended only for such objects named in the bill as the Secretary of War, under the direction of the President, shall determine; provided that in no case shall the expenditure for any one purpose exceed the sum now designated by the bill for that purpose.

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I feel authorized to make this suggestion because of the duty imposed upon the President by the Constitution “to recommend to the consideration of Congress such measures as he shall judge necessary and expedient,” and because it is my earnest desire that the public works which are in progress shall suffer no injury. Congress will also convene again in four months, when this whole subject will be open for their consideration.

CHESTER A. ARTHUR.

### **PROCLAMATIONS.**

**BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

A PROCLAMATION.

Whereas it is provided in the laws of the United States that—

Whenever, by reason of unlawful obstructions, combinations, or assemblages of persons or rebellion against the authority of the Government of the United States, it shall become impracticable, in the judgment of the President, to enforce by the ordinary course of judicial proceedings the laws of the United States within any State or Territory, it shall be lawful for the President to call forth the militia of any or all the States and to employ such parts of the land and naval forces of the United States as he may deem necessary to enforce the faithful execution of the laws of the United States or to suppress such rebellion, in whatever State or Territory thereof the laws of the United States may be forcibly opposed or the execution thereof forcibly obstructed.

And whereas it has been made to appear satisfactorily to me, by information received from the governor of the Territory of Arizona and from the General of the Army of the United States and other reliable sources, that in consequence of unlawful combinations of evil-disposed persons who are banded together to oppose and obstruct the execution of the laws it has become impracticable to enforce by the ordinary course of judicial proceedings the laws of the United States within that Territory, and that the laws of the United States have been therein forcibly opposed and the execution thereof forcibly resisted; and

Whereas the laws of the United States require that whenever it may be necessary, in the judgment of the President, to use the military forces for the purpose of enforcing the faithful execution of the laws of the United States, he shall forthwith, by proclamation, command such insurgents to disperse and retire peaceably to their respective abodes within a limited time:

Now, therefore, I, Chester A. Arthur, President of the United States, do hereby admonish all good citizens of the United States, and especially of the Territory of Arizona, against

aiding, countenancing, abetting, or taking part in any such unlawful proceedings; and I do hereby warn all persons engaged in or connected with said obstruction of the laws to disperse and retire peaceably to their respective abodes on or before noon of the 15th day of May.

[SEAL.]



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In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this 3d day of May, A.D. 1882, and of the Independence of the United States the one hundred and sixth.

CHESTER A. ARTHUR.

By the President:  
FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

## BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

### A PROCLAMATION.

In conformity with a custom the annual observance of which is justly held in honor by this people, I, Chester A. Arthur, President of the United States, do hereby set apart Thursday, the 30th day of November next, as a day of public thanksgiving.

The blessings demanding our gratitude are numerous and varied. For the peace and amity which subsist between this Republic and all the nations of the world; for the freedom from internal discord and violence; for the increasing friendship between the different sections of the land; for liberty, justice, and constitutional government; for the devotion of the people to our free institutions and their cheerful obedience to mild laws; for the constantly increasing strength of the Republic while extending its privileges to fellow-men who come to us; for the improved means of internal communication and the increased facilities of intercourse with other nations; for the general prevailing health of the year; for the prosperity of all our industries, the liberal return for the mechanic's toil affording a market for the abundant harvests of the husbandman; for the preservation of the national faith and credit; for wise and generous provision to effect the intellectual and moral education of our youth; for the influence upon the conscience of a restraining and transforming religion, and for the joys of home—for these and for many other blessings we should give thanks.

Wherefore I do recommend that the day above designated be observed throughout the country as a day of national thanksgiving and prayer, and that the people, ceasing from their daily labors and meeting in accordance with their several forms of worship, draw near to the throne of Almighty God, offering to Him praise and gratitude for the manifold goodness which He has vouchsafed to us and praying that His blessings and His mercies may continue.

And I do further recommend that the day thus appointed be made a special occasion for deeds of kindness and charity to the suffering and the needy, so that all who dwell within the land may rejoice and be glad in this season of national thanksgiving.

[SEAL.]

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this 25th day of October, A.D. 1882, and of the Independence of the United States the one hundred and seventh.

CHESTER A. ARTHUR.

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By the President:  
FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

### EXECUTIVE ORDERS.

TREASURY DEPARTMENT, *March 30, 1882.*

*To Collectors of Customs:*

Under the provisions of section 1955, Revised Statutes, so much of Department instructions of July 3, 1875,[12] approved by the President, as prohibits the importation and use of breech-loading rifles and suitable ammunition therefor into and within the limits of the Territory of Alaska is hereby amended and modified so as to permit emigrants who intend to become actual *bona fide* settlers upon the mainland to ship to the care of the collector of customs at Sitka, for their own personal protection and for the hunting of game, not exceeding one such rifle and suitable ammunition therefor to each male adult; also to permit actual *bona fide* residents of the mainland of Alaska (not including Indians or traders), upon application to the collector and with his approval, to order and ship for personal use such arms and ammunition to his care, not exceeding one rifle for each such person, and proper ammunition.

The sale of such arms and ammunition is prohibited except by persons about to leave the Territory, and then only to *bona fide* residents (excluding Indians and traders) upon application to and with the approval of the collector.

H.F. FRENCH, *Acting Secretary.*

Approved:

CHESTER A. ARTHUR.

[Footnote 12: See Vol. VII, p. 328.]

### CHESTER A. ARTHUR, PRESIDENT OF THE UNITED STATES OF AMERICA.

*To all to whom these presents shall come, greeting:*

Whereas on the 10th day of January, 1863, Fitz John Porter, then major-general of volunteers in the military service of the United States, and also colonel of the Fifteenth Regiment of Infantry and brevet brigadier-general in the United States Army, was by a general court-martial, for certain offenses of which he had been thereby convicted,

sentenced “to be cashiered and to be forever disqualified from holding any office of trust or profit under the Government of the United States;” and

Whereas on the 21st day of January 1863, that sentence was duly confirmed by the President of the United States, and by his order of the same date carried into execution; and

Whereas so much of that sentence as forever disqualified the said Fitz John Porter from holding office imposed upon him a continuing penalty and is still being executed; and

Whereas doubts have since arisen concerning the guilt of the said Fitz John Porter of the offenses whereof he was convicted by the said court-martial, founded upon the result of an investigation ordered on the 12th day of April, 1878, by the President of the United States, which are deemed by me to be of sufficient gravity to warrant the remission of that part of said sentence which has not yet been completely executed:

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Now, therefore, know ye that I, Chester A. Arthur, President of the United States, by virtue of the power vested in me by the Constitution of the United States and in consideration of the premises, do hereby grant to the said Fitz John Porter full remission of the hereinbeforementioned continuing penalty.

In witness whereof I have hereunto signed my name and caused the seal of the United States to be affixed.

Done at the city of Washington, this 4th day of May, A.D. 1882, and of the Independence of the United States the one hundred and sixth.

[SEAL.]

CHESTER A. ARTHUR.

By the President:  
FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

EXECUTIVE MANSION, *Washington, May 26, 1882.*

SIR:[13] I am directed by the President to inform you that the several Departments of the Government will be closed on Tuesday, the 30th instant, to enable the employees to participate in the decoration of the graves of the soldiers who fell during the rebellion.

Very respectfully,

FRED. J. PHILLIPS, *Private Secretary.*

[Footnote 13: Addressed to the heads of the Executive Departments, *etc.*]

WAR DEPARTMENT, *Washington, July 13, 1882.*

I. By direction of the President, the Military Department of West Point will be discontinued September 1, 1882.

II. By direction of the President, sections 1 and 2 of Article I of the general regulations for the United States Military Academy are hereby amended to read as follows:

1. The General of the Army, under the War Department, shall have supervision and charge of the United States Military Academy. He will watch over its administration and discipline and the instruction of the Corps of Cadets, and will make reports thereof to the Secretary of War.

2. The Superintendent, and in his absence the next in rank, shall have the immediate government and military command of the Academy, and shall be commandant of the military post of West Point. The Superintendent will render, through the Adjutant-General, to the General of the Army, for submission to the Secretary of War, all required reports, returns, and estimates concerning the Academy.

ROBERT T. LINCOLN,

*Secretary of War.*

## **SECOND ANNUAL MESSAGE.**

WASHINGTON, *December 4, 1882.*

*To the Senate and House of Representatives of the United States:*

It is provided by the Constitution that the President shall from time to time give to the Congress information of the state of the Union and recommend to their consideration such measures as he shall judge necessary and expedient.

In reviewing the events of the year which has elapsed since the commencement of your sessions, I first call your attention to the gratifying condition of our foreign affairs. Our intercourse with other powers has continued to be of the most friendly character.

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Such slight differences as have arisen during the year have been already settled or are likely to reach an early adjustment. The arrest of citizens of the United States in Ireland under recent laws which owe their origin to the disturbed condition of that country has led to a somewhat extended correspondence with the Government of Great Britain. A disposition to respect our rights has been practically manifested by the release of the arrested parties.

The claim of this nation in regard to the supervision and control of any interoceanic canal across the American Isthmus has continued to be the subject of conference.

It is likely that time will be more powerful than discussion in removing the divergence between the two nations whose friendship is so closely cemented by the intimacy of their relations and the community of their interests.

Our long-established friendliness with Russia has remained unshaken. It has prompted me to proffer the earnest counsels of this Government that measures be adopted for suppressing the proscription which the Hebrew race in that country has lately suffered. It has not transpired that any American citizen has been subjected to arrest or injury, but our courteous remonstrance has nevertheless been courteously received. There is reason to believe that the time is not far distant when Russia will be able to secure toleration to all faiths within her borders.

At an international convention held at Paris in 1880, and attended by representatives of the United States, an agreement was reached in respect to the protection of trade-marks, patented articles, and the rights of manufacturing firms and corporations. The formulating into treaties of the recommendations thus adopted is receiving the attention which it merits.

The protection of submarine cables is a subject now under consideration by an international conference at Paris. Believing that it is clearly the true policy of this Government to favor the neutralization of this means of intercourse, I requested our minister to France to attend the convention as a delegate. I also designated two of our eminent scientists to attend as our representatives at the meeting of an international committee at Paris for considering the adoption of a common unit to measure electric force.

In view of the frequent occurrence of conferences for the consideration of important matters of common interest to civilized nations, I respectfully suggest that the Executive be invested by Congress with discretionary powers to send delegates to such conventions, and that provision be made to defray the expenses incident thereto.

The difference between the United States and Spain as to the effect of a judgment and certificate of naturalization has not yet been adjusted, but it is hoped and believed that

negotiations now in progress will result in the establishment of the position which seems to this Government so reasonable and just.



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I have already called the attention of Congress to the fact that in the ports of Spain and its colonies onerous fines have lately been imposed upon vessels of the United States for trivial technical offenses against local regulations. Efforts for the abatement of these exactions have thus far proved unsuccessful.

I regret to inform you also that the fees demanded by Spanish consuls in American ports are in some cases so large, when compared with the value of the cargo, as to amount in effect to a considerable export duty, and that our remonstrances in this regard have not as yet received the attention which they seem to deserve.

The German Government has invited the United States to participate in an international exhibition of domestic cattle to be held at Hamburg in July, 1883. If this country is to be represented, it is important that in the early days of this session Congress should make a suitable appropriation for that purpose.

The death of Mr. Marsh, our late minister to Italy, has evoked from that Government expressions of profound respect for his exalted character and for his honorable career in the diplomatic service of his country. The Italian Government has raised a question as to the propriety of recognizing in his dual capacity the representative of this country recently accredited both as secretary of legation and as consul-general at Rome. He has been received as secretary, but his exequatur as consul-general has thus far been withheld.

The extradition convention with Belgium, which has been in operation since 1874, has been lately supplanted by another. The Senate has signified its approval, and ratifications have been duly exchanged between the contracting countries. To the list of extraditable crimes has been added that of the assassination or attempted assassination of the chief of the State.

Negotiations have been opened with Switzerland looking to a settlement by treaty of the question whether its citizens can renounce their allegiance and become citizens of the United States without obtaining the consent of the Swiss Government.

I am glad to inform you that the immigration of paupers and criminals from certain of the Cantons of Switzerland has substantially ceased and is no longer sanctioned by the authorities.

The consideration of this subject prompts the suggestion that the act of August 3, 1882, which has for its object the return of foreign convicts to their own country, should be so modified as not to be open to the interpretation that it affects the extradition of criminals on preferred charges of crime.

The Ottoman Porte has not yet assented to the interpretation which this Government has put upon the treaty of 1830 relative to its jurisdictional rights in Turkey. It may well

be, however, that this difference will be adjusted by a general revision of the system of jurisdiction of the United States in the countries of the East, a subject to which your attention has been already called by the Secretary of State.

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In the interest of justice toward China and Japan, I trust that the question of the return of the indemnity fund to the Governments of those countries will reach at the present session the satisfactory solution which I have already recommended, and which has recently been foreshadowed by Congressional discussion.

The treaty lately concluded with Korea awaits the action of the Senate.

During the late disturbance in Egypt the timely presence of American vessels served as a protection to the persons and property of many of our own citizens and of citizens of other countries, whose governments have expressed their thanks for this assistance.

The recent legislation restricting immigration of laborers from China has given rise to the question whether Chinese proceeding to or from another country may lawfully pass through our own.

Construing the act of May 6, 1882, in connection with the treaty of November 7, 1880, the restriction would seem to be limited to Chinese immigrants coming to the United States as laborers, and would not forbid a mere transit across our territory. I ask the attention of Congress to the subject, for such action, if any, as may be deemed advisable.

This Government has recently had occasion to manifest its interest in the Republic of Liberia by seeking to aid the amicable settlement of the boundary dispute now pending between that Republic and the British possession of Sierra Leone.

The reciprocity treaty with Hawaii will become terminable after September 9, 1883, on twelve months' notice by either party. While certain provisions of that compact may have proved onerous, its existence has fostered commercial relations which it is important to preserve. I suggest, therefore, that early consideration be given to such modifications of the treaty as seem to be demanded by the interests of our people.

In view of our increasing trade with both Hayti and Santo Domingo, I advise that provision be made for diplomatic intercourse with the latter by enlarging the scope of the mission at Port au Prince.

I regret that certain claims of American citizens against the Government of Hayti have thus far been urged unavailingly.

A recent agreement with Mexico provides for the crossing of the frontier by the armed forces of either country in pursuit of hostile Indians. In my message of last year I called attention to the prevalent lawlessness upon the borders and to the necessity of legislation for its suppression. I again invite the attention of Congress to the subject.

A partial relief from these mischiefs has been sought in a convention, which now awaits the approval of the Senate, as does also another touching the establishment of the

international boundary between the United States and Mexico. If the latter is ratified, the action of Congress will be required for establishing suitable commissions of survey. The boundary dispute between Mexico and Guatemala, which led this Government to proffer its friendly counsels to both parties, has been amicably settled.

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No change has occurred in our relations with Venezuela. I again invoke your action in the matter of the pending awards against that Republic, to which reference was made by a special message from the Executive at your last session.

An invitation has been received from the Government of Venezuela to send representatives in July, 1883, to Caracas for participating in the centennial celebration of the birth of Bolivar, the founder of South American independence. In connection with this event it is designed to commence the erection at Caracas of a statue of Washington and to conduct an industrial exhibition which will be open to American products. I recommend that the United States be represented and that suitable provision be made therefor.

The elevation of the grade of our mission in Central America to the plenipotentiary rank, which was authorized by Congress at its late session, has been since effected.

The war between Peru and Bolivia on the one side and Chile on the other began more than three years ago. On the occupation by Chile in 1880 of all the littoral territory of Bolivia, negotiations for peace were conducted under the direction of the United States. The allies refused to concede any territory, but Chile has since become master of the whole coast of both countries and of the capital of Peru. A year since, as you have already been advised by correspondence transmitted to you in January last, this Government sent a special mission to the belligerent powers to express the hope that Chile would be disposed to accept a money indemnity for the expenses of the war and to relinquish her demand for a portion of the territory of her antagonist.

This recommendation, which Chile declined to follow, this Government did not assume to enforce; nor can it be enforced without resort to measures which would be in keeping neither with the temper of our people nor with the spirit of our institutions.

The power of Peru no longer extends over its whole territory, and in the event of our interference to dictate peace would need to be supplemented by the armies and navies of the United States. Such interference would almost inevitably lead to the establishment of a protectorate—a result utterly at odds with our past policy, injurious to our present interests, and full of embarrassments for the future.

For effecting the termination of hostilities upon terms at once just to the victorious nation and generous to its adversaries, this Government has spared no efforts save such as might involve the complications which I have indicated.

It is greatly to be deplored that Chile seems resolved to exact such rigorous conditions of peace and indisposed to submit to arbitration the terms of an amicable settlement. No peace is likely to be lasting that is not sufficiently equitable and just to command the approval of other nations.

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About a year since invitations were extended to the nations of this continent to send representatives to a peace congress to assemble at Washington in November, 1882. The time of meeting was fixed at a period then remote, in the hope, as the invitation itself declared, that in the meantime the disturbances between the South American Republics would be adjusted. As that expectation seemed unlikely to be realized, I asked in April last for an expression of opinion from the two Houses of Congress as to the advisability of holding the proposed convention at the time appointed. This action was prompted in part by doubts which mature reflection had suggested whether the diplomatic usage and traditions of the Government did not make it fitting that the Executive should consult the representatives of the people before pursuing a line of policy somewhat novel in its character and far reaching in its possible consequences. In view of the fact that no action was taken by Congress in the premises and that no provision had been made for necessary expenses, I subsequently decided to postpone the convocation, and so notified the several Governments which had been invited to attend.

I am unwilling to dismiss this subject without assuring you of my support of any measures the wisdom of Congress may devise for the promotion of peace on this continent and throughout the world, and I trust that the time is nigh when, with the universal assent of civilized peoples, all international differences shall be determined without resort to arms by the benignant processes of arbitration.

Changes have occurred in the diplomatic representation of several foreign powers during the past year. New ministers from the Argentine Republic, Austria-Hungary, Brazil, Chile, China, France, Japan, Mexico, the Netherlands, and Russia have presented their credentials. The missions of Denmark and Venezuela at this capital have been raised in grade. Switzerland has created a plenipotentiary mission to this Government, and an embassy from Madagascar and a minister from Siam will shortly arrive.

Our diplomatic intercourse has been enlarged by the establishment of relations with the new Kingdom of Servia, by the creation of a mission to Siam, and by the restoration of the mission to Greece. The Shah of Persia has expressed his gratification that a charge d'affaires will shortly be sent to that country, where the rights of our citizens have been hitherto courteously guarded by the representatives of Great Britain.

I renew my recommendation of such legislation as will place the United States in harmony with other maritime powers with respect to the international rules for the prevention of collisions at sea.

In conformity with your joint resolution of the 3d of August last, I have directed the Secretary of State to address foreign governments in respect to a proposed conference for considering the subject of the universal adoption of a common prime meridian to be

used in the reckoning of longitude and in the regulation of time throughout the civilized world. Their replies will in due time be laid before you.

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An agreement was reached at Paris in 1875 between the principal powers for the interchange of official publications through the medium of their respective foreign departments.

The admirable system which has been built up by the enterprise of the Smithsonian Institution affords a practical basis for our cooperation in this scheme, and an arrangement has been effected by which that institution will perform the necessary labor, under the direction of the Department of State. A reasonable compensation therefor should be provided by law.

A clause in the act making appropriations for the diplomatic and consular service contemplates the reorganization of both branches of such service on a salaried basis, leaving fees to inure to the benefit of the Treasury. I cordially favor such a project, as likely to correct abuses in the present system. The Secretary of State will present to you at an early day a plan for such reorganization.

A full and interesting exhibit of the operations of the Treasury Department is afforded by the report of the Secretary.

It appears that the ordinary revenues from all sources for the fiscal year ended June 30, 1882, were as follows:

From customs	\$220,410,730.25
From internal revenue	146,497,595.45
From sales of public lands	4,753,140.37
From tax on circulation and deposits of national banks	8,956,794.45
From repayment of interest by Pacific Railway companies	840,554.37
From sinking fund for Pacific Railway companies	796,271.42
From customs fees, fines, penalties, <i>etc.</i>	1,343,348.00
From fees—consular, letters patent, and lands	2,638,990.97
From proceeds of sales of Government property	314,959.85
From profits on coinage, bullion deposits, and assays	4,116,693.73
From Indian trust funds	5,705,243.22
From deposits by individuals for surveying public lands	2,052,306.36
From revenues of the District of Columbia	1,715,176.41
From miscellaneous sources	3,383,445.43
<hr/> Total ordinary receipts	403,525,250.28

The ordinary expenditures for the same period were—



For civil expenses \$18,042,386.42  
For foreign intercourse 1,307,583.19  
For Indians 9,736,747.40  
For pensions 61,345,193.95  
For the military establishment, including river and  
harbor improvements, and arsenals 43,570,494.19  
For the naval establishment, including vessels,  
machinery, and improvements at navy-yards 15,032,046.26  
For miscellaneous expenditures, including public  
buildings, light-houses, and collecting the revenue 34,539,237.50  
For expenditures on account of the District of Columbia 3,330,543.87  
For interest on the public debt 71,077,206.79

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Total ordinary expenditures 257,981,439.57

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Leaving a surplus revenue of \$145,543,810.71, which, with an amount drawn from the cash balance in the Treasury of \$20,737,694.84, making \$166,281,505.55, was applied to the redemption—

Of bonds for the sinking fund	\$60,079,150.00	
Of fractional currency for the sinking fund	58,705.55	
Of loan of July and August, 1861	62,572,050.00	
Of loan of March, 1863	4,472,900.00	
Of funded loan of 1881	37,194,450.00	
Of loan of 1858	1,000.00	
Of loan of February, 1861	303,000.00	
Of five-twenties of 1862	2,100.00	
Of five-twenties of 1864	7,400.00	
Of five-twenties of 1865	6,500.00	
Of ten-forties of 1864	254,550.00	
Of consols of 1865	86,450.00	
Of consols of 1867	408,250.00	
Of consols of 1868	141,400.00	
Of Oregon War debt	675,250.00	
Of old demand, compound-interest, and other notes		18,350 00
<hr/>		
166,281,505 55		

The foreign commerce of the United States during the last fiscal year, including imports and exports of merchandise and specie, was as follows:

### Exports:

Merchandise \$750,542,257

Specie 49,417,479

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Total 799,959,736

### Imports:

Merchandise 724,639,574

Specie 42,472,390

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Total 767,111,964

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Excess of exports over imports of merchandise 25,902,683

This excess is less than it has been before for any of the previous six years, as appears by the following table:



1876	\$79,643,481
1877	151,152,094
1878	257,814,234
1879	264,661,666
1880	167,683,912
1881	259,712,718
1882	25,902,683

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I commend to your attention the Secretary's views in respect to the likelihood of a serious contraction of this circulation, and to the modes by which that result may, in his judgment, be averted.

In respect to the coinage of silver dollars and the retirement of silver certificates, I have seen nothing to alter but much to confirm the sentiments to which I gave expression last year.

A comparison between the respective amounts of silver-dollar circulation on November 1, 1881, and on November 1, 1882, shows a slight increase of a million and a half of dollars; but during the interval there had been in the whole number coined an increase of twenty-six millions. Of the one hundred and twenty-eight millions thus far minted, little more than thirty-five millions are in circulation. The mass of accumulated coin has grown so great that the vault room at present available for storage is scarcely sufficient to contain it. It is not apparent why it is desirable to continue this coinage, now so enormously in excess of the public demand.

As to the silver certificates, in addition to the grounds which seemed last year to justify their retirement may be mentioned the effect which is likely to ensue from the supply of gold certificates for whose issuance Congress recently made provision, and which are now in active circulation.

You can not fail to note with interest the discussion by the Secretary as to the necessity of providing by legislation some mode of freeing the Treasury of an excess of assets in the event that Congress fails to reach an early agreement for the reduction of taxation.

I heartily approve the Secretary's recommendation of immediate and extensive reductions in the annual revenues of the Government.

It will be remembered that I urged upon the attention of Congress at its last session the importance of relieving the industry and enterprise of the country from the pressure of unnecessary taxation. It is one of the tritest maxims of political economy that all taxes are burdensome, however wisely and prudently imposed; and though there have always been among our people wide differences of sentiment as to the best methods of raising the national revenues, and, indeed, as to the principles upon which taxation should be based, there has been substantial accord in the doctrine that only such taxes ought to be levied as are necessary for a wise and economical administration of the Government. Of late the public revenues have far exceeded that limit, and unless checked by appropriate legislation such excess will continue to increase from year to year. For the fiscal year ended June 30, 1881, the surplus revenue amounted to \$100,000,000; for the fiscal year ended on the 30th of June last the surplus was more than one hundred and forty-five millions.

The report of the Secretary shows what disposition has been made of these moneys. They have not only answered the requirements of the sinking fund, but have afforded a large balance applicable to other reductions of the public debt.

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But I renew the expression of my conviction that such rapid extinguishment of the national indebtedness as is now taking place is by no means a cause for congratulation; it is a cause rather for serious apprehension.

If it continues, it must speedily be followed by one of the evil results so clearly set forth in the report of the Secretary.

Either the surplus must lie idle in the Treasury or the Government will be forced to buy at market rates its bonds not then redeemable, and which under such circumstances can not fail to command an enormous premium, or the swollen revenues will be devoted to extravagant expenditure, which, as experience has taught, is ever the bane of an overflowing treasury.

It was made apparent in the course of the animated discussions which this question aroused at the last session of Congress that the policy of diminishing the revenue by reducing taxation commanded the general approval of the members of both Houses.

I regret that because of conflicting views as to the best methods by which that policy should be made operative none of its benefits have as yet been reaped.

In fulfillment of what I deem my constitutional duty, but with little hope that I can make valuable contribution to this vexed question, I shall proceed to intimate briefly my own views in relation to it.

Upon the showing of our financial condition at the close of the last fiscal year, I felt justified in recommending to Congress the abolition of all internal revenue taxes except those upon tobacco in its various forms and upon distilled spirits and fermented liquors, and except also the special tax upon the manufacturers of and dealers in such articles.

I venture now to suggest that unless it shall be ascertained that the probable expenditures of the Government for the coming year have been underestimated all internal taxes save those which relate to distilled spirits can be prudently abrogated.

Such a course, if accompanied by a simplification of the machinery of collection, which would then be easy of accomplishment, might reasonably be expected to result in diminishing the cost of such collection by at least \$2,500,000 and in the retirement from office of from 1,500 to 2,000 persons.

The system of excise duties has never commended itself to the favor of the American people, and has never been resorted to except for supplying deficiencies in the Treasury when, by reason of special exigencies, the duties on imports have proved inadequate for the needs of the Government. The sentiment of the country doubtless demands that the present excise tax shall be abolished as soon as such a course can be safely pursued.

It seems to me, however, that, for various reasons, so sweeping a measure as the total abolition of internal taxes would for the present be an unwise step.

Two of these reasons are deserving of special mention:

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First. It is by no means clear that even if the existing system of duties on imports is continued without modification those duties alone will yield sufficient revenue for all the needs of the Government. It is estimated that \$100,000,000 will be required for pensions during the coming year, and it may well be doubted whether the maximum annual demand for that object has yet been reached. Uncertainty upon this question would alone justify, in my judgment, the retention for the present of that portion of the system of internal revenue which is least objectionable to the people.

Second. A total abolition of excise taxes would almost inevitably prove a serious if not an insurmountable obstacle to a thorough revision of the tariff and to any considerable reduction in import duties.

The present tariff system is in many respects unjust. It makes unequal distributions both of its burdens and its benefits. This fact was practically recognized by a majority of each House of Congress in the passage of the act creating the Tariff Commission. The report of that commission will be placed before you at the beginning of this session, and will, I trust, afford you such information as to the condition and prospects of the various commercial, agricultural, manufacturing, mining, and other interests of the country and contain such suggestions for statutory revision as will practically aid your action upon this important subject.

The revenue from customs for the fiscal year ended June 30, 1879, amounted to \$137,000,000.

It has in the three succeeding years reached, first, \$186,000,000, then \$198,000,000, and finally, as has been already stated, \$220,000,000.

The income from this source for the fiscal year which will end on June 30, 1883, will doubtless be considerably in excess of the sum last mentioned.

If the tax on domestic spirits is to be retained, it is plain, therefore, that large reductions from the customs revenue are entirely feasible. While recommending this reduction, I am far from advising the abandonment of the policy of so discriminating in the adjustment of details as to afford aid and protection to domestic labor. But the present system should be so revised as to equalize the public burden among all classes and occupations and bring it into closer harmony with the present needs of industry.

Without entering into minute detail, which under present circumstances is quite unnecessary, I recommend an enlargement of the free list so as to include within it the numerous articles which yield inconsiderable revenue, a simplification of the complex and inconsistent schedule of duties upon certain manufactures, particularly those of cotton, iron, and steel, and a substantial reduction of the duties upon those articles and upon sugar, molasses, silk, wool, and woolen goods.



If a general revision of the tariff shall be found to be impracticable at this session, I express the hope that at least some of the more conspicuous inequalities of the present law may be corrected before your final adjournment. One of them is specially referred to by the Secretary. In view of a recent decision of the Supreme Court, the necessity of amending the law by which the Dutch standard of color is adopted as the test of the saccharine strength of sugars is too obvious to require comment.

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From the report of the Secretary of War it appears that the only outbreaks of Indians during the past year occurred in Arizona and in the southwestern part of New Mexico. They were promptly quelled, and the quiet which has prevailed in all other parts of the country has permitted such an addition to be made to the military force in the region endangered by the Apaches that there is little reason to apprehend trouble in the future.

Those parts of the Secretary's report which relate to our seacoast defenses and their armament suggest the gravest reflections. Our existing fortifications are notoriously inadequate to the defense of the great harbors and cities for whose protection they were built.

The question of providing an armament suited to our present necessities has been the subject of consideration by a board, whose report was transmitted to Congress at the last session. Pending the consideration of that report, the War Department has taken no steps for the manufacture or conversion of any heavy cannon, but the Secretary expresses the hope that authority and means to begin that important work will be soon provided. I invite the attention of Congress to the propriety of making more adequate provision for arming and equipping the militia than is afforded by the act of 1808, which is still upon the statute book. The matter has already been the subject of discussion in the Senate, and a bill which seeks to supply the deficiencies of existing laws is now upon its calendar.

The Secretary of War calls attention to an embarrassment growing out of the recent act of Congress making the retirement of officers of the Army compulsory at the age of 64. The act of 1878 is still in force, which limits to 400 the number of those who can be retired for disability or upon their own application. The two acts, when construed together, seem to forbid the relieving, even for absolute incapacity, of officers who do not fall within the purview of the later statute, save at such times as there chance to be less than 400 names on the retired list. There are now 420. It is not likely that Congress intended this result, and I concur with the Secretary that the law ought to be amended.

The grounds that impelled me to withhold my signature from the bill entitled "An act making appropriations for the construction, repair, and preservation of certain works on rivers and harbors," which became a law near the close of your last session, prompt me to express the hope that no similar measure will be deemed necessary during the present session of Congress. Indeed, such a measure would now be open to a serious objection in addition to that which was lately urged upon your attention. I am informed by the Secretary of War that the greater portion of the sum appropriated for the various items specified in that act remains unexpended.

Of the new works which it authorized, expenses have been incurred upon two only, for which the total appropriation was \$210,000. The present available balance is disclosed by the following table:

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Amount of appropriation by act of August 2, 1882 \$18,738,875

Amount of appropriation by act of June 19, 1882 10,000

Amount of appropriation for payments to J.B. Eads 304,000

Unexpended balance of former appropriations 4,738,263

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23,791,138

Less amount drawn from Treasury between July 1, 1882,  
and November 30, 1882 6,056,194

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17,734,944

It is apparent by this exhibit that so far as concerns most of the items to which the act of August 2, 1882, relates there can be no need of further appropriations until after the close of the present session. If, however, any action should seem to be necessary in respect to particular objects, it will be entirely feasible to provide for those objects by appropriate legislation. It is possible, for example, that a delay until the assembling of the next Congress to make additional provision for the Mississippi River improvements might be attended with serious consequences. If such should appear to be the case, a just bill relating to that subject would command my approval.

This leads me to offer a suggestion which I trust will commend itself to the wisdom of Congress. Is it not advisable that grants of considerable sums of money for diverse and independent schemes of internal improvement should be made the subjects of separate and distinct legislative enactments? It will scarcely be gainsaid, even by those who favor the most liberal expenditures for such purposes as are sought to be accomplished by what is commonly called the river and harbor bill, that the practice of grouping in such a bill appropriations for a great diversity of objects, widely separated either in their nature or in the locality with which they are concerned, or in both, is one which is much to be deprecated unless it is irremediable. It inevitably tends to secure the success of the bill as a whole, though many of the items, if separately considered, could scarcely fail of rejection. By the adoption of the course I have recommended every member of Congress, whenever opportunity should arise for giving his influence and vote for meritorious appropriations, would be enabled so to do without being called upon to sanction others undeserving his approval. So also would the Executive be afforded thereby full opportunity to exercise his constitutional prerogative of opposing whatever appropriations seemed to him objectionable without imperiling the success of others which commended themselves to his judgment.

It may be urged in opposition to these suggestions that the number of works of internal improvement which are justly entitled to governmental aid is so great as to render impracticable separate appropriation bills therefor, or even for such comparatively limited number as make disposition of large sums of money. This objection may be well founded, and, whether it be or not, the advantages which would be likely to ensue from the adoption of the course I have recommended may perhaps be more effectually

attained by another, which I respectfully submit to Congress as an alternative proposition.

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It is provided by the constitutions of fourteen of our States that the executive may disapprove any item or items of a bill appropriating money, whereupon the part of the bill approved shall be law and the part disapproved shall fail to become law unless repassed according to the provisions prescribed, for the passage of bills over the veto of the executive. The States wherein some such provision as the foregoing is a part of the fundamental law are Alabama, California, Colorado, Florida, Georgia, Louisiana, Minnesota, Missouri, Nebraska, New Jersey, New York, Pennsylvania, Texas, and West Virginia. I commend to your careful consideration the question whether an amendment of the Federal Constitution in the particular indicated would not afford the best remedy for what is often a grave embarrassment both to members of Congress and to the Executive, and is sometimes a serious public mischief.

The report of the Secretary of the Navy states the movements of the various squadrons during the year, in home and foreign waters, where our officers and seamen, with such ships as we possess, have continued to illustrate the high character and excellent discipline of the naval organization.

On the 21st of December, 1881, information was received that the exploring steamer *Jeannette* had been crushed and abandoned in the Arctic Ocean. The officers and crew, after a journey over the ice, embarked in three boats for the coast of Siberia. One of the parties, under the command of Chief Engineer George W. Melville, reached the land, and, falling in with the natives, was saved. Another, under Lieutenant-Commander De Long, landed in a barren region near the mouth of the Lena River. After six weeks had elapsed all but two of the number had died from fatigue and starvation. No tidings have been received from the party in the third boat, under the command of Lieutenant Chipp, but a long and fruitless investigation leaves little doubt that all its members perished at sea. As a slight tribute to their heroism I give in this communication the names of the gallant men who sacrificed their lives on this expedition: Lieutenant-Commander George W. De Long, Surgeon James M. Ambler, Jerome J. Collins, Hans Halmer Erichsen, Heinrich H. Kaacke, George W. Boyd, Walter Lee, Adolph Dressier, Carl A. Goertz, Nelse Iverson, the cook Ah Sam, and the Indian Alexy. The officers and men in the missing boat were Lieutenant Charles W. Chipp, commanding; William Dunbar, Alfred Sweetman, Walter Sharvell, Albert C. Kuehne, Edward Star, Henry D. Warren, and Peter E. Johnson.

Lieutenant Giles B. Harber and Master William H. Scheutze are now, bringing home the remains of Lieutenant De Long and his comrades, in pursuance of the directions of Congress.

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The *Rodgers*, fitted out for the relief of the *Jeannette* in accordance with the act of Congress of March 3, 1881, sailed from San Francisco June 16 under the command of Lieutenant Robert M. Berry. On November 30 she was accidentally destroyed by fire while in winter quarters in St. Lawrence Bay, but the officers and crew succeeded in escaping to the shore. Lieutenant Berry and one of his officers, after making a search for the *Jeannette* along the coast of Siberia, fell in with Chief Engineer Melville's party and returned home by way of Europe. The other officers and the crew of the *Rodgers* were brought from St. Lawrence Bay by the whaling steamer *North Star*. Master Charles F. Putnam, who had been placed in charge of a depot of supplies at Cape Serdze, returning to his post from St. Lawrence Bay across the ice in a blinding snowstorm, was carried out to sea and lost, notwithstanding all efforts to rescue him.

It appears by the Secretary's report that the available naval force of the United States consists of 37 cruisers, 14 single-turreted monitors, built during the rebellion, a large number of smoothbore guns and Parrott rifles, and 87 rifled cannon.

The cruising vessels should be gradually replaced by iron or steel ships, the monitors by modern armored vessels, and the armament by high-power rifled guns.

The reconstruction of our Navy, which was recommended in my last message, was begun by Congress authorizing, in its recent act, the construction of two large unarmored steel vessels of the character recommended by the late Naval Advisory Board, and subject to the final approval of a new advisory board to be organized as provided by that act. I call your attention to the recommendation of the Secretary and the board that authority be given to construct two more cruisers of smaller dimensions and one fleet dispatch vessel, and that appropriations be made for high-power rifled cannon for the torpedo service and for other harbor defenses.

Pending the consideration by Congress of the policy to be hereafter adopted in conducting the eight large navy-yards and their expensive establishments, the Secretary advocates the reduction of expenditures therefor to the lowest possible amounts.

For the purpose of affording the officers and seamen of the Navy opportunities for exercise and discipline in their profession, under appropriate control and direction, the Secretary advises that the Light-House Service and Coast Survey be transferred, as now organized, from the Treasury to the Navy Department; and he also suggests, for the reasons which he assigns, that a similar transfer may wisely be made of the cruising revenue vessels.

The Secretary forcibly depicts the intimate connection and interdependence of the Navy and the commercial marine, and invites attention to the continued decadence of the latter and the corresponding transfer of our growing commerce to foreign bottoms.

## Page 98

This subject is one of the utmost importance to the national welfare. Methods of reviving American shipbuilding and of restoring the United States flag in the ocean carrying trade should receive the immediate attention of Congress. We have mechanical skill and abundant material for the manufacture of modern iron steamships in fair competition with our commercial rivals. Our disadvantage in building ships is the greater cost of labor, and in sailing them, higher taxes, and greater interest on capital, while the ocean highways are already monopolized by our formidable competitors. These obstacles should in some way be overcome, and for our rapid communication with foreign lands we should not continue to depend wholly upon vessels built in the yards of other countries and sailing under foreign flags. With no United States steamers on the principal ocean lines or in any foreign ports, our facilities for extending our commerce are greatly restricted, while the nations which build and sail the ships and carry the mails and passengers obtain thereby conspicuous advantages in increasing their trade.

The report of the Postmaster-General gives evidence of the satisfactory condition of that Department and contains many valuable data and accompanying suggestions which can not fail to be of interest.

The information which it affords that the receipts for the fiscal year have exceeded the expenditures must be very gratifying to Congress and to the people of the country.

As matters which may fairly claim particular attention, I refer you to his observations in reference to the advisability of changing the present basis for fixing salaries and allowances, of extending the money-order system, and of enlarging the functions of the postal establishment so as to put under its control the telegraph system of the country, though from this last and most important recommendation I must withhold my concurrence.

At the last session of Congress several bills were introduced into the House of Representatives for the reduction of letter postage to the rate of 2 cents per half ounce.

I have given much study and reflection to this subject, and am thoroughly persuaded that such a reduction would be for the best interests of the public.

It has been the policy of the Government from its foundation to defray as far as possible the expenses of carrying the mails by a direct tax in the form of postage. It has never been claimed, however, that this service ought to be productive of a net revenue.

As has been stated already, the report of the Postmaster-General shows that there is now a very considerable surplus in his Department and that henceforth the receipts are likely to increase at a much greater ratio than the necessary expenditures. Unless some change is made in the existing laws, the profits of the postal service will in a very few years swell the revenues of the Government many millions of dollars. The time

seems auspicious, therefore, for some reduction in the rates of postage. In what shall that reduction consist?



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A review of the legislation which has been had upon this subject during the last thirty years discloses that domestic letters constitute the only class of mail matter which has never been favored by a substantial reduction of rates. I am convinced that the burden of maintaining the service falls most unequally upon that class, and that more than any other it is entitled to present relief.

That such relief may be extended without detriment to other public interests will be discovered upon reviewing the results of former reductions.

Immediately prior to the act of 1845 the postage upon a letter composed of a single sheet was as follows:

If conveyed— Cents.

30 miles or less 6 Between 30 and 80 miles 10 Between 80 and 150 miles 12-1/2  
Between 150 and 400 miles 18-3/4 Over 400 miles 25

By the act of 1845 the postage upon a single letter conveyed for any distance under 300 miles was fixed at 5 cents and for any greater distance at 10 cents.

By the act of 1851 it was provided that a single letter, if prepaid, should be carried any distance not exceeding 3,000 miles for 3 cents and any greater distance for 6 cents.

It will be noticed that both of these reductions were of a radical character and relatively quite as important as that which is now proposed.

In each case there ensued a temporary loss of revenue, but a sudden and large influx of business, which substantially repaired that loss within three years.

Unless the experience of past legislation in this country and elsewhere goes for naught, it may be safely predicted that the stimulus of 33-1/3 per cent reduction in the tax for carriage would at once increase the number of letters consigned to the mails.

The advantages of secrecy would lead to a very general substitution of sealed packets for postal cards and open circulars, and in divers other ways the volume of first-class matter would be enormously augmented. Such increase amounted in England, in the first year after the adoption of penny postage, to more than 125 per cent.

As a result of careful estimates, the details of which can not be here set out, I have become convinced that the deficiency for the first year after the proposed reduction would not exceed 7 per cent of the expenditures, or \$3,000,000, while the deficiency after the reduction of 1845 was more than 14 per cent, and after that of 1851 was 27 per cent.

Another interesting comparison is afforded by statistics furnished me by the Post-Office Department.

The act of 1845 was passed in face of the fact that there existed a deficiency of more than \$30,000. That of 1851 was encouraged by the slight surplus of \$132,000. The excess of revenue in the next fiscal year is likely to be \$3,500,000.

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If Congress should approve these suggestions, it may be deemed desirable to supply to some extent the deficiency which must for a time result by increasing the charge for carrying merchandise, which is now only 16 cents per pound; but even without such an increase I am confident that the receipts under the diminished rates would equal the expenditures after the lapse of three or four years.

The report of the Department of Justice brings anew to your notice the necessity of enlarging the present system of Federal jurisprudence so as effectually to answer the requirements of the ever-increasing litigation with which it is called upon to deal.

The Attorney-General renews the suggestions of his predecessor that in the interests of justice better provision than the existing laws afford should be made in certain judicial districts for fixing the fees of witnesses and jurors.

In my message of December last I referred to pending criminal proceedings growing out of alleged frauds in what is known as the star-route service of the Post-Office Department, and advised you that I had enjoined upon the Attorney-General and associate counsel, to whom the interests of the Government were intrusted, the duty of prosecuting with the utmost vigor of the law all persons who might be found chargeable with those offenses. A trial of one of these cases has since occurred. It occupied for many weeks the attention of the supreme court of this District and was conducted with great zeal and ability. It resulted in a disagreement of the jury, but the cause has been again placed upon the calendar and will shortly be retried. If any guilty persons shall finally escape punishment for their offenses, it will not be for lack of diligent and earnest efforts on the part of the prosecution.

I trust that some agreement may be reached which will speedily enable Congress, with the concurrence of the Executive, to afford the commercial community the benefits of a national bankrupt law.

The report of the Secretary of the Interior, with its accompanying documents, presents a full statement of the varied operations of that Department. In respect to Indian affairs nothing has occurred which has changed or seriously modified the views to which I devoted much space in a former communication to Congress. I renew the recommendations therein contained as to extending to the Indian the protection of the law, allotting land in severalty to such as desire it, and making suitable provision for the education of youth. Such provision, as the Secretary forcibly maintains, will prove unavailing unless it is broad enough to include all those who are able and willing to make use of it, and should not solely relate to intellectual training, but also to instruction in such manual labor and simple industrial arts as can be made practically available.

Among other important subjects which are included within the Secretary's report, and which will doubtless furnish occasion for Congressional action, may be mentioned the neglect of the railroad companies to which large grants of land were made by the acts of

1862 and 1864 to take title thereto, and their consequent inequitable exemption from local taxation.

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No survey of our material condition can fail to suggest inquiries as to the moral and intellectual progress of the people.

The census returns disclose an alarming state of illiteracy in certain portions of the country, where the provision for schools is grossly inadequate. It is a momentous question for the decision of Congress whether immediate and substantial aid should not be extended by the General Government for supplementing the efforts of private beneficence and of State and Territorial legislation in behalf of education.

The regulation of interstate commerce has already been the subject of your deliberations. One of the incidents of the marvelous extension of the railway system of the country has been the adoption of such measures by the corporations which own or control the roads as have tended to impair the advantages of healthful competition and to make hurtful discriminations in the adjustment of freightage.

These inequalities have been corrected in several of the States by appropriate legislation, the effect of which is necessarily restricted to the limits of their own territory.

So far as such mischiefs affect commerce between the States or between any one of the States and a foreign country, they are subjects of national concern, and Congress alone can afford relief.

The results which have thus far attended the enforcement of the recent statute for the suppression of polygamy in the Territories are reported by the Secretary of the Interior. It is not probable that any additional legislation in this regard will be deemed desirable until the effect of existing laws shall be more closely observed and studied.

I congratulate you that the commissioners under whose supervision those laws have been put in operation are encouraged to believe that the evil at which they are aimed may be suppressed without resort to such radical measures as in some quarters have been thought indispensable for success.

The close relation of the General Government to the Territories preparing to be great States may well engage your special attention. It is there that the Indian disturbances mainly occur and that polygamy has found room for its growth. I can not doubt that a careful survey of Territorial legislation would be of the highest utility. Life and property would become more secure. The liability of outbreaks between Indians and whites would be lessened. The public domain would be more securely guarded and better progress be made in the instruction of the young.

Alaska is still without any form of civil government. If means were provided for the education of its people and for the protection of their lives and property, the immense resources of the region would invite permanent settlements and open new fields for industry and enterprise.

The report of the Commissioner of Agriculture presents an account of the labors of that Department during the past year and includes information of much interest to the general public.

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The condition of the forests of the country and the wasteful manner in which their destruction is taking place give cause for serious apprehension. Their action in protecting the earth's surface, in modifying the extremes of climate, and in regulating and sustaining the flow of springs and streams is now well understood, and their importance in relation to the growth and prosperity of the country can not be safely disregarded. They are fast disappearing before destructive fires and the legitimate requirements of our increasing population, and their total extinction can not be long delayed unless better methods than now prevail shall be adopted for their protection and cultivation. The attention of Congress is invited to the necessity of additional legislation to secure the preservation of the valuable forests still remaining on the public domain, especially in the extreme Western States and Territories, where the necessity for their preservation is greater than in less mountainous regions, and where the prevailing dryness of the climate renders their restoration, if they are once destroyed, well-nigh impossible.

The communication which I made to Congress at its first session, in December last, contained a somewhat full statement of my sentiments in relation to the principles and rules which ought to govern appointments to public service.

Referring to the various plans which had theretofore been the subject of discussion in the National Legislature (plans which in the main were modeled upon the system which obtains in Great Britain, but which lacked certain of the prominent features whereby that system is distinguished), I felt bound to intimate my doubts whether they, or any of them, would afford adequate remedy for the evils which they aimed to correct.

I declared, nevertheless, that if the proposed measures should prove acceptable to Congress they would receive the unhesitating support of the Executive.

Since these suggestions were submitted for your consideration there has been no legislation upon the subject to which they relate, but there has meanwhile been an increase in the public interest in that subject, and the people of the country, apparently without distinction of party, have in various ways and upon frequent occasions given expression to their earnest wish for prompt and definite action. In my judgment such action should no longer be postponed.

I may add that my own sense of its pressing importance has been quickened by observation of a practical phase of the matter, to which attention has more than once been called by my predecessors.

The civil list now comprises about 100,000 persons, far the larger part of whom must, under the terms of the Constitution, be selected by the President either directly or through his own appointees.



In the early years of the administration of the Government the personal direction of appointments to the civil service may not have been an irksome task for the Executive, but now that the burden has increased fully a hundredfold it has become greater than he ought to bear, and it necessarily diverts his time and attention from the proper discharge of other duties no less delicate and responsible, and which in the very nature of things can not be delegated to other hands.



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In the judgment of not a few who have given study and reflection to this matter, the nation has outgrown the provisions which the Constitution has established for filling the minor offices in the public service.

But whatever may be thought of the wisdom or expediency of changing the fundamental law in this regard, it is certain that much relief may be afforded, not only to the President and to the heads of the Departments, but to Senators and Representatives in Congress, by discreet legislation. They would be protected in a great measure by the bill now pending before the Senate, or by any other which should embody its important features, from the pressure of personal importunity and from the labor of examining conflicting claims and pretensions of candidates.

I trust that before the close of the present session some decisive action may be taken for the correction of the evils which inhere in the present methods of appointment, and I assure you of my hearty cooperation in any measures which are likely to conduce to that end.

As to the most appropriate term and tenure of the official life of the subordinate employees of the Government, it seems to be generally agreed that, whatever their extent or character, the one should be definite and the other stable, and that neither should be regulated by zeal in the service of party or fidelity to the fortunes of an individual.

It matters little to the people at large what competent person is at the head of this department or of that bureau if they feel assured that the removal of one and the accession of another will not involve the retirement of honest and faithful subordinates whose duties are purely administrative and have no legitimate connection with the triumph of any political principles or the success of any political party or faction. It is to this latter class of officers that the Senate bill, to which I have already referred, exclusively applies.

While neither that bill nor any other prominent scheme for improving the civil service concerns the higher grade of officials, who are appointed by the President and confirmed by the Senate, I feel bound to correct a prevalent misapprehension as to the frequency with which the present Executive has displaced the incumbent of an office and appointed another in his stead.

It has been repeatedly alleged that he has in this particular signally departed from the course which has been pursued under recent Administrations of the Government. The facts are as follows:

The whole number of Executive appointments during the four years immediately preceding Mr. Garfield's accession to the Presidency was 2,696. Of this number 244, or 9 per cent, involved the removal of previous incumbents.

The ratio of removals to the whole number of appointments was much the same during each of those four years.

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In the first year, with 790 appointments, there were 74 removals, or 9.3 per cent; in the second, with 917 appointments, there were 85 removals, or 8.5 per cent; in the third, with 480 appointments, there were 48 removals, or 10 per cent; in the fourth, with 429 appointments, there were 37 removals, or 8.6 per cent. In the four months of President Garfield's Administration there were 390 appointments and 89 removals, or 22.7 per cent. Precisely the same number of removals (89) has taken place in the fourteen months which have since elapsed, but they constitute only 7.8 per cent of the whole number of appointments (1,118) within that period and less than 2.6 of the entire list of officials (3,459), exclusive of the Army and Navy, which is filled by Presidential appointment.

I declare my approval of such legislation as may be found necessary for supplementing the existing provisions of law in relation to political assessments.

In July last I authorized a public announcement that employees of the Government should regard themselves as at liberty to exercise their pleasure in making or refusing to make political contributions, and that their action in that regard would in no manner affect their official status.

In this announcement I acted upon the view, which I had always maintained and still maintain, that a public officer should be as absolutely free as any other citizen to give or to withhold a contribution for the aid of the political party of his choice. It has, however, been urged, and doubtless not without foundation in fact, that by solicitation of official superiors and by other modes such contributions have at times been obtained from persons whose only motive for giving has been the fear of what might befall them if they refused. It goes without saying that such contributions are not voluntary, and in my judgment their collection should be prohibited by law. A bill which will effectually suppress them will receive my cordial approval.

I hope that, however numerous and urgent may be the demands upon your attention, the interests of this District will not be forgotten.

The denial to its residents of the great right of suffrage in all its relations to national, State, and municipal action imposes upon Congress the duty of affording them the best administration which its wisdom can devise.

The report of the District Commissioners indicates certain measures whose adoption would seem to be very desirable. I instance in particular those which relate to arrears of taxes, to steam railroads, and to assessments of real property.

Among the questions which have been the topic of recent debate in the halls of Congress none are of greater gravity than those relating to the ascertainment of the vote for Presidential electors and the intendment of the Constitution in its provisions for

devolving Executive functions upon the Vice-President when the President suffers from inability to discharge the powers and duties of his office.

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I trust that no embarrassments may result from a failure to determine these questions before another national election.

The closing year has been replete with blessings, for which we owe to the Giver of All Good our reverent acknowledgment. For the uninterrupted harmony of our foreign relations, for the decay of sectional animosities, for the exuberance of our harvests and the triumphs of our mining and manufacturing industries, for the prevalence of health, the spread of intelligence, and the conservation of the public credit, for the growth of the country in all the elements of national greatness—for these and countless other blessings we should rejoice and be glad. I trust that under the inspiration of this great prosperity our counsels may be harmonious, and that the dictates of prudence, patriotism, justice, and economy may lead to the adoption of measures in which the Congress and the Executive may heartily unite.

CHESTER A. ARTHUR.

### **SPECIAL MESSAGES.**

EXECUTIVE MANSION, *December 6, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of War, dated the 4th instant, and its accompanying papers, in which it is recommended that section 1216, Revised Statutes, be so amended as to include in its provisions the enlisted men of the Army, and that section 1285, Revised Statutes, be modified so as to read:

A certificate of merit granted to an enlisted man for distinguished service shall entitle him thereafter to additional pay, at the rate of \$2 per month, while he is in the military service, although such service may not be continuous.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 6, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of War, dated the 4th instant, setting forth certain facts respecting the title to the peninsula of Presque Isle, at Erie, Pa., and recommending that the subject be presented to Congress with the view of legislation by that body modifying the act of May 27, 1882, entitled "An act to authorize the Secretary of War to accept the peninsula in Lake Erie opposite the harbor of Erie, in the State of Pennsylvania" (17 U.S. Statutes at Large, p. 162), so as to authorize the Secretary of War to accept title to the said peninsula, proffered by the marine hospital of

Pennsylvania pursuant to an act of the legislature of that State approved by the governor May 11, 1871.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 6, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, inclosing one from the commanding general Department of the Missouri, indorsed by the division commander, urging the advisability of prompt action in the matter of perfecting the title to the site of Fort Bliss, Tex.

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Accompanying also is a copy of Senate Executive Document No. 96, Forty-seventh Congress, first session, which presents fully the facts in the case, as well as the character of the legislation necessary to secure to the United States proper title to the land in question.

The Secretary of War expresses his concurrence in the views of the military authorities as to the importance of this subject and urges that the requisite legislation be had by Congress at its present session.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 8, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with a draft of a bill and accompanying papers, to accept and ratify an agreement made by the Pi-Ute Indians, and granting a right of way to the Carson and Colorado Railroad Company through the Walker River Reservation, in Nevada.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 13, 1882.*

*To the House of Representatives:*

In response to the resolution of the House of Representatives of the 30th of January, 1882, on the subject of the tariff of consular fees, I transmit herewith a report of the Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 15, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of the Interior, inclosing a copy of a letter from the acting governor of New Mexico, in which he sets forth reasons why authority should be given and provision made for holding a session of the Territorial legislature of New Mexico in January, 1883, or soon thereafter.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 19, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, upon the subject of abandoned military reservations, and renewing his former recommendation for such legislation as will provide for the disposal of military sites that are no longer needed for military purposes.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 21, 1882.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 18th instant, with accompanying papers, submitting a draft of a bill "for the relief of the Nez Pierce Indians in the Territory of Idaho and of the allied tribes residing upon the Grande Ronde Indian Reservation, in the State of Oregon."

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 27, 1882.*



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*To the Senate and House of Representatives:*

I submit herewith a letter from the Secretary of the Interior, inclosing a communication from the secretary of the Territory of New Mexico, who has custody of the public buildings at Santa Fe, in which are set forth reasons why an appropriation should be made for the completion of the capitol at Santa Fe, and commend the same to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 5, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, together with a letter from the Superintendent of the Census, requesting an additional appropriation of \$100,000 to complete the work of the Tenth Census, and recommend the same to Congress for its favorable consideration.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 5, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 2d instant, and inclosing one from Lieutenant Robert Craig, Fourth Artillery, indorsed by the Chief Signal Officer of the Army, recommending that Congress authorize the printing and binding for the use of the Signal Office of 10,000 copies of the Annual Report of the Chief Signal Officer for the fiscal year 1882, and inclosing a draft of a joint resolution for the purpose.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 9, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, submitting a report, with accompanying papers, regarding the condition of the several libraries of said Department and the consolidation of the same.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 10, 1883.*

*To the Senate of the United States:*

The Senate having by executive resolution of the 20th ultimo returned to me the supplemental convention of extradition signed August 7, 1882, in order that certain verbal changes therein might be made, as requested by the Spanish Government, as explained in the letter of the Secretary of State to the Committee on Foreign Relations of the Senate dated the 15th ultimo, I now lay the said convention so modified before the Senate, with a view to its ratification.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 11, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 10th instant, inclosing one from the Chief of Ordnance, together with one from Lieutenant-Colonel D.W. Flagler, commanding the Rock Island Arsenal, Ill., setting forth the insufficiency of the sum appropriated by the sundry civil appropriation act of August 7, 1882, for the deepening of the water-power tail-race canal at that arsenal, and recommending that a special appropriation of \$20,000 be made for the completion of said work.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 12, 1883.*

*To the House of Representatives:*

I transmit herewith a report of the Secretary of State and accompanying papers, furnished in response to the resolution of the House of Representatives of July 15, 1882, calling for any information in the possession of the Department of State in reference to any change or modification of the stipulations which the French Cable Company made with the Government.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 17th instant, inclosing, with other papers on the subject, a petition of Thomas Mulvihill, of Pittsburg, Pa., praying for the repossession of certain shore lands at Pittsburg erroneously conveyed by him to the United States.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication, dated the 18th instant, from the Secretary of the Interior, with accompanying papers, in relation to the request of the Cherokee Indians in the Indian Territory for payment for lands in that Territory west of the ninety-sixth degree west longitude, the cession of which to the United States for the settlement of friendly Indians thereon is provided for in the sixteenth article of the treaty of July 19, 1866.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 17th instant, inclosing copies of letters respectively from the Chief of Engineers and Colonel A.F. Rockwell, in charge of public buildings and grounds in this city, urging the importance of an immediate appropriation of \$1,000 for

removing snow and ice from the walks and pavements in and around the various public reservations under his control during the remainder of the present fiscal year.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 19, 1883.*

*To the Senate of the United States:*

I have carefully considered the provisions of Senate bill No. 561, entitled "An act for the relief of Robert Stodart Wyld."

I am of the opinion that the general statute is sufficiently liberal to provide relief in all proper cases of destroyed United States bonds, and I believe that the act above referred to constitutes an evil precedent. It is not, however, so objectionable as to call for my formal disapproval, and I have allowed it to become a law under the constitutional provision, contenting myself with communicating to the Senate, in which the bill originated, my disapproval of special legislation of this character.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 18th instant, inclosing an extract copy of a report of the Adjutant-General respecting the military reservation of Fort Cameron, Utah Territory, and recommending that authority be granted during the present session of Congress for the disposal of said reservation, it being no longer needed for military purposes.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, with a draft of a bill, and accompanying papers, to accept and ratify an agreement with the confederated tribes of Flathead, Kootenay, and Upper Pend d'Oreille Indians for the sale of a portion of their reservation in the Territory of Montana, required for the Northern Pacific Railroad, and to make the necessary appropriation for carrying the same into effect.

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 23, 1883.*

*To the Senate of the United States:*

In response to the resolution of the Senate of the United States dated January 5, 1883, requesting "that the Secretary of State be directed to transmit to the Senate copies of any letters on file in his Department from the consular service upon the subject of the shipment and discharge of seamen or payment of extra wages to seamen," I have to transmit a report of the Secretary of State on the subject.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 25, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of State, concerning the character and condition of the library of the Department of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 26, 1883.*

*To the House of Representatives:*

It is hereby announced to the House of Congress in which it originated that the joint resolution (H. Res. 190) to refer certain claims to the Court of Claims has been permitted to become a law under the constitutional provision. Its apparent purpose is to allow certain bankers to sue in the Court of Claims for the amount of internal-revenue tax collected from them without lawful authority, upon showing as matter of excuse for not having brought their suits within the time limited by law that they had entered into an agreement with the district attorney which was in substance that they should be relieved of that necessity. I can not concur in the policy of setting aside the bar of the statute in those cases on such ground, but I have not deemed it necessary to return the joint resolution with my objections for reconsideration.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 30, 1883.*

*To the Senate of the United States:*

I transmit herewith a copy of a communication to me from the Secretary of the Treasury.  
[14]

I have acted in conformity with the recommendations, oral and written, which are therein set forth, concerning the action suggested to be that which would best effectuate the purpose of section 1768 of the Revised Statutes of the United States and be most considerate of the reputation and interests of the public officer to be affected and most subservient to the public interest.

CHESTER A. ARTHUR.

[Footnote 14: Relating to the suspension of William H. Daniels, collector of customs for the district of Oswegatchie, N.Y.]

EXECUTIVE MANSION, *Washington, February 3, 1883.*

*To the Senate of the United States:*

I transmit to the Senate, for consideration with a view to ratification, the treaty of commerce which was signed in duplicate January 20, 1883, by commissioners on the part of the United States and Mexico, with accompanying papers.

The attention of the Senate is called to the statement in the third protocol as to the insertion of the word "steel" in item No. (35) 66 of the list appended to article 2 of the treaty. No further information as to the possible correction therein referred to has yet reached me; but as the session of the Senate will soon terminate, I deem it advisable to transmit the treaty as signed, in the hope that its ratification may be assented to.

While the treaty does not contain all the provisions desired by the United States, the difficulties in the way of a full and complete settlement of matters of common interest to the two countries were such as to make me willing to approve it as an important step toward a desirable result, not doubting that, as time shall show the advantages of the system thus inaugurated, the Government will be able by supplementary agreements to insert the word "steel" and to perfect what is lacking in the instrument.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 3, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 1st instant, submitting a report made by the commission appointed under the provisions of the act of August 7, 1882, to treat with the Sioux Indians for a modification of their existing treaties, together with a copy of the agreement negotiated by that commission.

The subject is presented for the favorable consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 5, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 2d instant, in relation to the subject of invasion of the Indian Territory, and urging the importance of amending section 2148 of the Revised Statutes so as to impose a penalty of imprisonment for unlawful entry upon the Indian lands.



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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 5, 1883.*

*To the Senate of the 'United States:*

Referring to my message to the Senate of the 3d instant, wherewith was transmitted, for consideration with a view to ratification, the treaty of commerce between Mexico and the United States which was signed at Washington on the 20th ultimo, I have now to inform the Senate that this Government is officially advised by that of Mexico, through its minister at this capital, that it assents to the insertion of the word "steel" in item No. (35) 66 of the list appended to article 2 of that treaty.

It is desired that the treaty be returned to me that the amendment may be made, after which it will be again sent to the Senate for final action.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 6, 1883.*

*To the Senate of the United States:*

I retransmit to the Senate the commercial treaty recently signed in this city by the commissioners of the United States and Mexico, as amended by the insertion of the word "steel" in item (35) 66 of the list appended to article 2 thereof.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 7, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 3d instant, With accompanying papers, from the Secretary of the Interior, being a partial report upon the Cherokee Indian matters required under a clause in the sundry civil appropriation act of August 7, 1882.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 8, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 7th instant, with accompanying papers, setting forth the urgent necessity of stringent measures for the repression of the rapidly increasing evasions and violations of the laws relating to

public lands, and of a special appropriation for the purpose both in the current and approaching fiscal years.

The subject is presented for the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 9, 1883.*

*To the Senate of the United States:*

I transmit herewith to the Senate, for its consideration with a view to ratification, a convention between the United States of America and the French Republic, for extending the term of the French and American claims convention, concluded at Washington on the 8th day of February, 1883.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 10, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the information of Congress, a copy of the report of the Board of Indian Commissioners for the year 1882. The report accompanies the message to the House of Representatives.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 10, 1883.*

*To the House of Representatives:*

I transmit herewith, in response to a resolution of the House of Representatives of the 25th ultimo, a report of the Secretary of State, in relation to export duties levied in foreign countries having commercial relations with the United States.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 12, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 8th instant, with accompanying papers, from the Secretary of the Interior, comprising the further report in relation to matters of difference between the Eastern and Western bands of Cherokee Indians required by an item in the sundry civil act approved August 7, 1882 (pamphlet statutes, page 328).

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 15, 1883.*

*To the Senate of the United States:*

I transmit herewith, in compliance with the resolution of the Senate of December 18, 1882, the report of Mr. George Earl Church upon Ecuador, which I have this day received from the Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 20, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 19th instant, inclosing a copy of one from Major George L. Gillespie, Corps of Engineers, dated the 15th instant, referring to the insufficiency of the sum (\$39,000) appropriated by the sundry civil bill of August 7, 1882, for building the sea wall on Governors Island, New York Harbor, together with a copy of the indorsement of the Chief Engineer, showing the necessity for an additional appropriation of \$15,000 for this purpose. The Secretary of War recommends that said additional sum of \$15,000 be appropriated at the present session of Congress for the object stated.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 23, 1883.*

*To the House of Representatives of the United States of America:*

With reference to my message of the 12th ultimo on the same subject, I transmit herewith a further report of the Secretary of State, furnishing additional papers received since the date of his former report in response to a resolution of the House of Representatives of July 5, 1882, calling for any information in the possession of the Department of State in reference to any changes or modifications of the stipulations which the French Cable Company made with this Government.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 26, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the information of Congress, a copy of the annual report of the Government directors of the Union Pacific Railway Company, under date of the 19th instant.

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The copy of the report referred to accompanies the message to the House of Representatives.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 27, 1883.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State, furnished in response to the resolution of the Senate of February 26, 1883, requesting information touching an alleged joint agreement between the ministers of the United States, of Great Britain, of France, and of Italy now serving in Peru.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 1, 1883.*

*To the Senate of the United States:*

Having approved the act recently passed by Congress "to regulate and improve the civil service of the United States," I deem it my duty to call your attention to the provision for the employment of a "chief examiner" contained in the third section of the act, which was the subject of consideration at the time of its approval.

I am advised by the Attorney-General that there is great doubt whether such examiner is not properly an officer of the United States because of the nature of his employment, its duration, emolument, and duties. If he be such, the provision for his employment (which involves an appointment by the Commission) is not in conformity with section 2, Article II of the Constitution. Assuming this to be the case, the result would be that the appointment of the chief examiner must be deemed to be vested in the President, by and with the advice and consent of the Senate, since in such case the appointment would not be otherwise provided for by law. Concurring in this opinion, I nominate Silas W. Burt, of New York, to be chief examiner of the Civil Service Commission.

CHESTER A. ARTHUR.

## PROCLAMATIONS.

**BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

A PROCLAMATION.

Whereas by the eighth section of an act entitled “An act to encourage the holding of a World’s Industrial and Cotton Centennial Exposition in the year 1884,” approved February 10, 1883, it was enacted as follows:

That whenever the President shall be informed by the said board of management that provision has been made for suitable buildings, or the erection of the same, for the purposes of said exposition, the President shall, through the Department of State, make proclamation of the same, setting forth the time at which the exhibition will open and the place at which it will be held; and such board of management shall communicate to the diplomatic representatives of all nations copies of the same and a copy of this act, together with such regulations as may be adopted by said board of management, for publication in their respective countries.

And whereas the duly constituted board of managers of the aforesaid World’s Industrial and Cotton Centennial Exposition has informed me that provision has been made for the erection of suitable buildings for the purposes of said exposition:

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Now, therefore, I, Chester A. Arthur, President of the United States of America, by authority of and in fulfillment of the requirements of said act approved February 10, 1883, do hereby declare and make known that the World's Industrial and Cotton Centennial Exposition will be opened on the first Monday in December, 1884, at the city of New Orleans, in the State of Louisiana, and will there be holden continuously until the 31st day of May, 1885.

In testimony whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this 10th day of September, 1883, and of the Independence of the United States the one hundred and eighth.

[SEAL.]

CHESTER A. ARTHUR.

By the President:  
FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

## BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

### A PROCLAMATION.

In furtherance of the custom of this people at the closing of each year to engage, upon a day set apart for that purpose, in a special festival of praise to the Giver of All Good, I, Chester A. Arthur, President of the United States, do hereby designate Thursday, the 29th day of November next, as a day of national thanksgiving.

The year which is drawing to an end has been replete with evidences of divine goodness.

The prevalence of health, the fullness of the harvests, the stability of peace and order, the growth of fraternal feeling, the spread of intelligence and learning, the continued enjoyment of civil and religious liberty—all these and countless other blessings are cause for reverent rejoicing.

I do therefore recommend that on the day above appointed the people rest from their accustomed labors and, meeting in their several places of worship, express their devout gratitude to God that He hath dealt so bountifully with this nation and pray that His grace and favor abide with it forever.

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

[SEAL.]

Done at the city of Washington, this 26th day of October, A.D. 1883, and of the Independence of the United States the one hundred and eighth.

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

## **EXECUTIVE ORDERS.**

DEPARTMENT OF STATE, *Washington, March 26, 1883.*

SIR:[15] It is my melancholy duty to inform you that the Hon. Timothy O. Howe, Postmaster-General, and lately a Senator of the United States, died yesterday at Kenosha, Wis., at 2 o'clock in the afternoon. By reason of this afflicting event the President directs that the Executive Departments of the Government and the offices dependent thereon throughout the country will be careful to manifest by all customary and appropriate observances due honor to the memory of one so eminent in successive offices of public esteem and trust and so distinguished and respected as a citizen.



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To this end the President directs that the Post-Office Department and its dependencies in this capital shall be draped in mourning for a period of thirty days; that the several Executive Departments shall be closed on Wednesday next, the day of the funeral of the deceased, and that on all public buildings of the Government throughout the United States the national flag shall be draped in mourning and displayed at half-mast.

I have the honor to be, sir, your obedient servant,

FREDK. T. FRELINGHUYSEN.

[Footnote 15: Addressed to the heads of the Executive Departments, *etc.*]

EXECUTIVE MANSION, *Washington, April 2, 1883.*

Under the provisions of section I of the "act making appropriations for the naval service for the fiscal year ending June 30, 1884, and for other purposes," approved March 3, 1883, the following-named officers of the Army and Navy will constitute a board for the purpose of examining and reporting to Congress which of the navy-yards or arsenals owned by the Government has the best location and is best adapted for the establishment of a Government foundry, or what other method, if any, should be adopted for the manufacture of heavy ordnance adapted to modern warfare, for the use of the Army and Navy of the United States, the cost of all buildings, tools, and implements necessary to be used in the manufacture thereof, including the cost of a steam hammer or apparatus of sufficient size for the manufacture of the heaviest guns:

Commodore Edward Simpson, United States Navy; Captain Edmund O. Matthews, United States Navy; Colonel Thomas G. Baylor, Ordnance Department, United States Army; Lieutenant-Colonel Henry L. Abbot, Engineer Corps, United States Army; Major Samuel S. Elder, Second Artillery, United States Army; Lieutenant William H. Jacques, United States Navy.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 7, 1883.*

In the exercise of the power vested in the President by, the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rules for the regulation and improvement of the executive civil service are hereby promulgated:

### RULE I.

No person in said service shall use his official authority or influence either to coerce the political action of any person or body or to interfere with any election.

## RULE II.

No person in the public service shall for that reason be under any obligations to contribute to any political fund or to render any political service, and he will not be removed or otherwise prejudiced for refusing to do so.

## RULE III.

It shall be the duty of collectors, postmasters, assistant treasurers, naval officers, surveyors, appraisers, and custodians of public buildings at places where examinations are to be held to allow and arrange for the reasonable use of suitable rooms in the public buildings in their charge, and for heating, lighting, and furnishing the same for the purposes of such examinations; and all other executive officers shall in all legal and proper ways facilitate such examinations and the execution of these rules.

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### RULE IV.

1. All officials connected with any office where or for which any examination is to take place will give the Civil Service Commission and the chief examiner such information as may be reasonably required to enable the Commission to select competent and trustworthy examiners; and the examinations by those selected as examiners, and the work incident thereto, will be regarded as a part of the public business to be performed at such office.

2. It shall be the duty of every executive officer promptly to inform the Commission, in writing, of the removal or discharge from the public service of any examiner in his office or of the inability or refusal of any such examiner to act in that capacity.

### RULE V.

There shall be three branches of the service classified under the civil-service act (not including laborers or workmen or officers required to be confirmed by the Senate), as follows:

1. Those classified in the Departments at Washington shall be designated "The classified departmental service."

2. Those classified under any collector, naval officer, surveyor, or appraiser in any customs district shall be designated "The classified customs service."

3. Those classified under any postmaster at any post-office, including that at Washington, shall be designated "The classified postal service."

4. The classified customs service shall embrace the several customs districts where the officials are as many as fifty, now the following: New York City, N.Y.; Boston, Mass.; Philadelphia, Pa.; San Francisco, Cal.; Baltimore, Md.; New Orleans, La.; Chicago, Ill.; Burlington, Vt.; Portland, Me.; Detroit, Mich.; Port Huron, Mich.

5. The classified postal service shall embrace the several post-offices where the officials are as many as fifty, now the following: Albany, N.Y.; Baltimore, Md.; Boston, Mass.; Brooklyn, N.Y.; Buffalo, N.Y.; Chicago, Ill.; Cincinnati, Ohio; Cleveland, Ohio; Detroit, Mich.; Indianapolis, Ind.; Kansas City, Mo.; Louisville, Ky.; Milwaukee, Wis.; Newark, N.J.; New Orleans, La.; New York City, N.Y.; Philadelphia, Pa.; Pittsburg, Pa.; Providence, R.I.; Rochester, N.Y.; St. Louis, Mo.; San Francisco, Cal.; Washington, D.C.

### RULE VI.

1. There shall be open competitive examinations for testing the fitness of applicants for admission to the service. Such examinations shall be practical in their character and, so far as may be, shall relate to those matters which will fairly test the relative capacity

and fitness of the persons examined to discharge the duties of the branch of the service which they seek to enter.

2. There shall also be competitive examinations of a suitable character to test the fitness of persons for promotion in the service.

#### RULE VII.

1. The general examinations under the first clause of Rule VI for admission to the service shall be limited to the following subjects: (1) Orthography, penmanship, and copying; (2) arithmetic—fundamental rules, fractions, and percentage; (3) interest, discount, and elements of bookkeeping and of accounts; (4) elements of the English language, letter writing, and the proper construction of sentences; (5) elements of the geography, history, and government of the United States.

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2. Proficiency in each of these subjects shall be credited in grading the standing of the persons examined in proportion to the value of a knowledge of such subjects in the branch or part of the service which the applicant seeks to enter.
3. No one shall be entitled to be certified for appointment whose standing upon a just grading in the general examination shall be less than 65 per cent of complete proficiency in the first three subjects mentioned in this rule, and that measure of proficiency shall be deemed adequate.
4. But for places in which a lower degree of education will suffice the Commission may limit the examinations to, first, penmanship, copying, and orthography; second, the fundamental rules of arithmetic; but no person shall be certified under this examination of a less grading than 65 per cent on each subject.
5. The Commission may also order examinations of a higher grade or upon additional or special subjects, to test the capacity and fitness which may be needed in any special place or branch of the service.

### RULE VIII.

No question in any examination or proceeding by or under the Commission of examiners shall call for the expression or disclosure of any political or religious opinion or affiliation, nor shall any discrimination be made by reason thereof if known; and the Commission and its examiners shall discountenance all disclosure before either of them of such opinion by or concerning any applicants for examination or by or concerning anyone whose name is on any register awaiting appointment.

### RULE IX.

All regular applications for the competitive examinations for admission to the classified service must be made on blanks in a form approved by the Commission. All requests for such blanks and all applications for examination must be addressed as follows: (1) If for the classified departmental service, to the United States Civil Service Commission, Washington, D.C.; (2) if for the classified postal service, to the postmaster under whom service is sought; (3) if for the classified customs service, to the head of either customs office in which service is sought. All officers receiving such applications will indorse thereon the date of the reception thereof and transmit the same to the proper examining board of the district or office where service is sought or, if in Washington, to the Civil Service Commission.

### RULE X.

Every examining board shall keep such records and such papers on file and make such reports as the Commission shall require, and any such paper or record in the charge of

any examining board or any officer shall at all times be open to examination as the Commission shall direct, and upon its request shall be forwarded to the Commission for inspection and revision.

RULE XI.

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Every application, in order to entitle the applicant to appear for examination or to be examined, must state under oath the facts on the following subjects: (1) Full name, residence, and post-office address; (2) citizenship; (3) age; (4) place of birth; (5) health and physical capacity for the public service; (6) right of preference by reason of military or naval service; (7) previous employment in the public service; (8) business or employment and residence for the previous five years; (9) education. Such other information shall be furnished as the Commission may reasonably require touching the applicant's fitness for the public service. The applicant must also state the number of members of his family in the public service and where employed, and must also assert that he is not disqualified under section 3 of the civil-service act, which is as follows:

"That no person habitually using intoxicating beverages to excess shall be appointed to or retained in any office, appointment, or employment to which the provisions of this act are applicable."

### RULE XII.

1. Every regular application must be supported by proper certificates of good moral character, health, and physical and mental capacity for doing the public work, the certificates to be in such form and number as the regulations of the Commission shall provide; but no certificate will be received which is inconsistent with the tenth section of the civil-service act.

2. No one shall be entitled to be examined for admission to the classified postal service if under 16 or over 35 years of age, or to the classified customs service or to the classified departmental service if under 18 or over 45 years of age; but no one shall be examined for appointment to any place in the classified customs service, except that of clerk or messenger, who is under 21 years of age; but these limitations of age shall not apply to honorably discharged soldiers and sailors of the last war who are otherwise duly qualified.

### RULE XIII.

1. The date of the reception of all regular applications for the classified departmental service shall be entered of record by the Commission, and of all other regular applications by the proper examining boards of the district or office for which they are made; and applicants, when in excess of the number that can be examined at a single examination, shall be notified to appear in their order on the respective records. But any applicants in the several States and Territories for appointment in the classified departmental service may be notified to appear for examination at any place at which an examination is to be held, whether in any State or Territory or in Washington, which shall be deemed most convenient for them.

2. The Commission is authorized, in aid of the apportionment among the States and Territories, to hold examinations at places convenient for applicants from different States and Territories, or for those examination districts which it may designate and which the President shall approve.



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### RULE XIV.

Those examined shall be graded, and shall have their grade marked upon a register after those previously thereon, in the order of their excellence as shown by their examination papers, except that those from the same State or Territory may be entered upon the register together, in the order of relative excellence, to facilitate apportionment. Separate registers may be kept of those seeking to enter any part of the service in which special qualifications are required.

### RULE XV.

The Commission may give a certificate to any person examined, stating the grade which such person attained and the proficiency in the several subjects, shown by the markings.

### RULE XVI.

1. Whenever any officer having the power of appointment or employment shall so request, there shall be certified to him by the Commission or the proper examining board four names for the vacancy specified, to be taken from those graded highest on the proper register of those in his branch of the service and remaining eligible, regard being had to the apportionment of appointments to States and Territories; and from the said four a selection shall be made for the vacancy.
2. These certifications for the service at Washington shall be made in such order as to apportion, as nearly as may be practicable, the original appointments thereto among the States and Territories and the District of Columbia upon the basis of population as ascertained at the last preceding census.
3. In case the request for any such certification or any law or regulation shall call for those of either sex, the four highest of that sex shall be certified; otherwise sex shall be disregarded in such certification.
4. No person upon any register shall be certified more than three times to the same officer in the customs or postal service or more than twice to any department at Washington, unless upon request of the appointing officer; nor shall anyone remain eligible more than one year upon any register. And no person while remaining eligible on any register shall be admitted to a new examination of the same grade.

### RULE XVII.

1. Every original appointment or employment in said classified service shall be for the probationary period of six months, at the end of which time, if the conduct and capacity of the person appointed have been found satisfactory, the probationer shall be absolutely appointed or employed, but otherwise be deemed out of the service.

2. Every officer under whom any probationer shall serve during any part of the probation provided for by these rules shall carefully observe the quality and value of the service rendered by such probationer, and shall report to the proper appointing officer, in writing, the facts observed by him, showing the character and qualifications of such probationer and of the service performed by him; and such reports shall be preserved on file.

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3. Every false statement knowingly made by any person in his application for examination and every connivance by him at any false statement made in any certificate which may accompany his application shall be regarded as good cause for the removal or discharge of such person during his probation.

### RULE XVIII.

Every head of a Department or office shall notify the Commission of the name of every person appointed to or employed in the classified service under him (giving the date of the appointment and the designation of the office or place) from those examined under the Commission, and shall also inform the Commission of the date of any rejection or final appointment or employment of any probationer and of the promotion, removal, discharge, resignation, transfer, or death of any such person after probation.

### RULE XIX.

There are excepted from examination the following: (1) The confidential clerk or secretary of any head of a Department or office; (2) cashiers of collectors; (3) cashiers of postmasters; (4) superintendents of money-order divisions in post-offices; (5) the direct custodians of money for whose fidelity another officer is under official bond, but these exceptions shall not extend to any official below the grade of assistant cashier or teller; (6) persons employed exclusively in the secret service of the Government, or as translators or interpreters or stenographers; (7) persons whose employment is exclusively professional; (8) chief clerks, superintendents, and chiefs of divisions or bureaus. But no person so excepted shall be either transferred, appointed, or promoted, unless to some excepted place, without an examination under the Commission. Promotions may be made without examinations in offices where examinations for promotion are not now held until rules on the subject shall be promulgated.

### RULE XX.

If the failure of competent persons to attend and be examined or the prevalence of contagious disease or other sufficient cause shall make it impracticable to supply in due season for any appointment the names of persons who have passed a competitive examination, the appointment may be made of a person who has passed a noncompetitive examination, which examination the Commission may provide for; but its next report shall give the reason for such resort to noncompetitive examination.

### RULE XXI.

The Civil Service Commission will make appropriate regulations for carrying these rules into effect.

## **RULE XXII.**

Every violation by any officer in the executive civil service of these rules or of the eleventh, twelfth, thirteenth, or fourteenth section of the civil-service act, relating to political assessments, shall be good cause for removal.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 21, 1883.*

Under the provisions of section 4 of the act approved March 3, 1883, it is hereby ordered that the several Executive Departments, the Department of Agriculture, and the Government Printing Office be closed on Wednesday, the 30th instant, to enable the employees to participate in the decoration of the graves of the soldiers who fell during the rebellion.

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CHESTER A. ARTHUR.

WAR DEPARTMENT, *October 13, 1883.*

I. The President, having acceded to the request of General William T. Sherman to be relieved from the command of the Army on the 1st of November, 1883, preparatory to his retirement from active service, directs the following changes and assignments to command:

General William T. Sherman will be relieved from the command of the Army on the above-mentioned date and will repair to his home, St. Louis, Mo., to await his retirement. The General will be attended prior to his retirement by those of his aids-de-camp whom he may designate to the Adjutant-General.

Lieutenant-General Philip H. Sheridan will proceed to Washington, and on the above-mentioned date assume command of the Army.

Major-General John M. Schofield will proceed to Chicago, Ill., and will on the above-mentioned date assume command of the Military Division of the Missouri.

Major-General John Pope will proceed to the Presidio of San Francisco, Cal., and will on the above-mentioned date assume command of the Military Division of the Pacific and of the Department of California.

Brigadier-General Christopher C. Augur will proceed to Fort Leavenworth, and will on the above-mentioned date assume command of the Department of the Missouri.

Brigadier-General Ranald S. Mackenzie will proceed to San Antonio, Tex., and will on the above-mentioned date assume command of the Department of Texas.

II. The Department of the South will on the 1st day of November, 1883, be merged in the Department of the East, under the command of Major-General Hancock, commanding the Military Division of the Atlantic and the Department of the East.

ROBERT T. LINCOLN,

*Secretary of War.*

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rules for the regulation and improvement of the executive civil service are hereby amended and promulgated, as follows:

RULE VI.

1. There shall be open competitive examinations for testing the fitness of applicants for admission to the service. Such examinations shall be practical in their character and, so far as may be, shall relate to those matters which will fairly test the relative capacity and fitness of the persons examined to discharge the duties of the branch of the service which they seek to enter.
2. There shall, so far as they may be deemed useful, be competitive examinations of a suitable character to test the fitness of persons for promotion in the service.

#### RULE VII.

1. The general examinations under the first clause of Rule VI for admission to the service shall be limited to the following subjects: (1) Orthography, penmanship, and copying; (2) arithmetic—fundamental rules, fractions, and percentage; (3) interest, discount, and elements of bookkeeping and of accounts; (4) elements of the English language, letter writing, and the proper construction of sentences; (5) elements of the geography, history, and government of the United States.

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2. Proficiency in each of these subjects shall be credited in grading the standing of the persons examined in proportion to the value of a knowledge of such subjects in the branch or part of the service which the applicant seeks to enter.

3. No one shall be entitled to be certified for appointment whose standing upon a just grading in the general examination shall be less than 65 per cent of complete proficiency in the first three subjects mentioned in this rule, and that measure of proficiency shall be deemed adequate.

4. But for places in which a lower degree of education will suffice the Commission may limit the examinations to less than the five subjects above mentioned, but no person shall be certified for appointment under this clause whose grading shall be less than an average of 65 per cent on such of the first three subjects or parts thereof as the examination may embrace.

5. The Commission may also order examinations upon other subjects, of a technical or special character, to test the capacity which may be needed in any part of the classified service which requires peculiar information or skill. Examinations hereunder may be competitive or noncompetitive, and the maximum limitations of age contained in the twelfth rule shall not apply to applicants for the same. The application for and notice of these special examinations, the records thereof, and the certification of those found competent shall be such as the Commission may provide for. After consulting the head of any Department or office the Commission may from time to time designate, subject to the approval of the President, the positions therein for which applicants may be required to pass this special examination.

### RULE VIII.

No question in any examination or proceeding by or under the Commission or examiners shall call for the expression or disclosure of any political or religious opinion or affiliation, and if such opinion or affiliation be known no discrimination shall be made by reason thereof by the examiners, the Commission, or the appointing power. The Commission and its examiners shall discountenance all disclosure before either of them of such opinion by or concerning any applicant for examination or by or concerning anyone whose name is on any register awaiting appointment.

### RULE XI.

Every application, in order to entitle the applicant to appear for examination or to be examined, must state under oath the facts on the following subjects: (1) Full name, residence, and post-office address; (2) citizenship; (3) age; (4) place of birth; (5) health and physical capacity for the public service; (6) right of preference by reason of military or naval service; (7) previous employment in the public service; (8) business or employment and residence for the previous five years; (9) education. Such other

information shall be furnished as the Commission may reasonably require touching the applicant's fitness for the public service. The applicant must also state the number of members of his family in the public service and where employed, and must also assert that he is not disqualified under section 8 of the civil-service act, which is as follows:



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“That no person habitually using intoxicating beverages to excess shall be appointed to or retained in any office, appointment, or employment to which the provisions of this act are applicable.”

No person under enlistment in the Army or Navy of the United States shall be examined under these rules.

### RULE XIII.

1. The date of the reception of all regular applications for the classified departmental service shall be entered of record by the Commission, and of all other regular applications by the proper examining boards of the district or office for which they are made; and applicants, when in excess of the number that can be examined at a single examination, shall, subject to the needs of apportionment, be notified to appear in their order on the respective records. But any applicants in the several States and Territories for appointment in the classified departmental service may be notified to appear for examination at any place at which an examination is to be held, whether in any State or Territory or in Washington, which shall be deemed most convenient for them.

2. The Commission is authorized, in aid of the apportionment among the States and Territories, to hold examinations at places convenient for applicants from different States and Territories, or for those examination districts which it may designate and which the President shall approve.

### RULE XVI.

1. Whenever any officer having the power of appointment or employment shall so request, there shall be certified to him by the Commission or the proper examining board four names for the vacancy specified, to be taken from those graded highest on the proper register of those in his branch of the service and remaining eligible, regard being had to the apportionment of appointments to States and Territories; and from the said four a selection shall be made for the vacancy.

2. These certifications for the service at Washington shall be made in such order as to apportion, as nearly as may be practicable, the original appointments thereto among the States and Territories and the District of Columbia upon the basis of population as ascertained at the last preceding census.

3. In case the request for any such certification or any law or regulation shall call for those of either sex, the four highest of that sex shall be certified; otherwise sex shall be disregarded in such certification.

4. No person upon any register shall be certified more than four times to the same officer in the customs or postal service or more than twice to any Department at

Washington, unless upon request of the appointing officer; nor shall anyone remain eligible more than one year upon any register. No person while remaining eligible on any register shall be admitted to a new examination, and no person having failed upon any examination shall within six months thereafter be admitted to another examination without the consent of the Commission; but these restrictions shall not extend to examinations under clause 5 of Rule VII.

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### RULE XVIII.

Every head of a Department or office shall notify the Commission of the name of every person appointed to or employed in the classified service under him (giving the date of the appointment and the designation of the office or place) from those examined under the Commission, and shall also inform the Commission of the date of any rejection or final appointment or employment of any probationer, and of the promotion, removal, discharge, resignation, transfer, or death of any such person after probation. Every head of an office in the postal or customs service shall give such information on these subjects to the board of examiners for his office as the regulations of the Commission may provide for.

### RULE XIX.

There are excepted from examination the following: (1) The confidential clerk or secretary of any head of Department or office; (2) cashiers of collectors; (3) cashiers of postmasters; (4) superintendents of money-order divisions in post-offices; (5) the direct custodians of money for whose fidelity another officer is under official bond, but these exceptions shall not extend to any official below the grade of assistant cashier or teller; (6) persons employed exclusively in the secret service of the Government, or as translators or interpreters or stenographers; (7) persons whose employment is exclusively professional; (8) chief clerks, deputy collectors, and superintendents or chiefs of divisions or bureaus. But no person so excepted shall be either transferred, appointed, or promoted, unless to some excepted place, without an examination under the Commission. Promotions may be made without examinations in offices where examinations for promotion are not now held until rules on the subject shall be promulgated.

Approved, November 7, 1883.

CHESTER A. ARTHUR.

## THIRD ANNUAL MESSAGE.

WASHINGTON, *December 4, 1883.*

*To the Congress of the United States:*

At the threshold of your deliberations I congratulate you upon the favorable aspect of the domestic and foreign affairs of this Government.

Our relations with other countries continue to be upon a friendly footing. With the Argentine Republic, Austria, Belgium, Brazil, Denmark, Hayti, Italy, Santo Domingo, and Sweden and Norway no incident has occurred which calls for special comment. The

recent opening of new lines of telegraphic communication with Central America and Brazil permitted the interchange of messages of friendship with the Governments of those countries.

During the year there have been perfected and proclaimed consular and commercial treaties with Servia and a consular treaty with Roumania, thus extending our intercourse with the Danubian countries, while our Eastern relations have been put upon a wider basis by treaties with Korea and Madagascar. The new boundary-survey treaty with Mexico, a trade-marks convention and a supplementary treaty of extradition with Spain, and conventions extending the duration of the Franco-American Claims Commission have also been proclaimed.

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Notice of the termination of the fisheries articles of the treaty of Washington was duly given to the British Government, and the reciprocal privileges and exemptions of the treaty will accordingly cease on July 1, 1885. The fisheries industries, pursued by a numerous class of our citizens on the northern coasts, both of the Atlantic and Pacific oceans, are worthy of the fostering care of Congress. Whenever brought into competition with the like industries of other countries, our fishermen, as well as our manufacturers of fishing appliances and preparers of fish products, have maintained a foremost place. I suggest that Congress create a commission to consider the general question of our rights in the fisheries and the means of opening to our citizens, under just and enduring conditions, the richly stocked fishing waters and sealing grounds of British North America.

Question has arisen touching the deportation to the United States from the British Islands, by governmental or municipal aid, of persons unable there to gain a living and equally a burden on the community here. Such of these persons as fall under the pauper class as defined by law have been sent back in accordance with the provisions of our statutes. Her Majesty's Government has insisted that precautions have been taken before shipment to prevent these objectionable visitors from coming hither without guaranty of support by their relatives in this country. The action of the British authorities in applying measures for relief has, however, in so many cases proved ineffectual, and especially so in certain recent instances of needy emigrants reaching our territory through Canada, that a revision of our legislation upon this subject may be deemed advisable.

Correspondence relative to the Clayton-Bulwer treaty has been continued and will be laid before Congress.

The legislation of France against the importation of prepared swine products from the United States has been repealed. That result is due no less to the friendly representations of this Government than to a growing conviction in France that the restriction was not demanded by any real danger to health.

Germany still prohibits the introduction of all swine products from America. I extended to the Imperial Government a friendly invitation to send experts to the United States to inquire whether the use of those products was dangerous to health. This invitation was declined. I have believed it of such importance, however, that the exact facts should be ascertained and promulgated that I have appointed a competent commission to make a thorough investigation of the subject. Its members have shown their public spirit by accepting their trust without pledge of compensation, but I trust that Congress will see in the national and international bearings of the matter a sufficient motive for providing at least for reimbursement of such expenses as they may necessarily incur.

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The coronation of the Czar at Moscow afforded to this Government an occasion for testifying its continued friendship by sending a special envoy and a representative of the Navy to attend the ceremony.

While there have arisen during the year no grave questions affecting the status in the Russian Empire of American citizens of other faith than that held by the national church, this Government remains firm in its conviction that the rights of its citizens abroad should be in no wise affected by their religious belief.

It is understood that measures for the removal of the restrictions which now burden our trade with Cuba and Puerto Rico are under consideration by the Spanish Government.

The proximity of Cuba to the United States and the peculiar methods of administration which there prevail necessitate constant discussion and appeal on our part from the proceedings of the insular authorities. I regret to say that the just protests of this Government have not as yet produced satisfactory results.

The commission appointed to decide certain claims of our citizens against the Spanish Government, after the recognition of a satisfactory rule as to the validity and force of naturalization in the United States, has finally adjourned. Some of its awards, though made more than two years ago, have not yet been paid. Their speedy payment is expected.

Claims to a large amount which were held by the late commission to be without its jurisdiction have been diplomatically presented to the Spanish Government. As the action of the colonial authorities which has given rise to these claims was admittedly illegal, full reparation for the injury sustained by our citizens should be no longer delayed.

The case of the *Masonic* has not yet reached a settlement. The Manila court has found that the proceedings of which this Government has complained were unauthorized, and it is hoped that the Government of Spain will not withhold the speedy reparation which its sense of justice should impel it to offer for the unusual severity and unjust action of its subordinate colonial officers in the case of this vessel.

The Helvetian Confederation has proposed the inauguration of a class of international treaties for the referment to arbitration of grave questions between nations. This Government has assented to the proposed negotiation of such a treaty with Switzerland.

Under the treaty of Berlin liberty of conscience and civil rights are assured to all strangers in Bulgaria. As the United States have no distinct conventional relations with that country and are not a party to the treaty, they should, in my opinion, maintain diplomatic representation at Sofia for the improvement of intercourse and the proper



protection of the many American citizens who resort to that country as missionaries and teachers. I suggest that I be given authority to establish an agency and consulate-general at the Bulgarian capital.

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The United States are now participating in a revision of the tariffs of the Ottoman Empire. They have assented to the application of a license tax to foreigners doing business in Turkey, but have opposed the oppressive storage tax upon petroleum entering the ports of that country.

The Government of the Khedive has proposed that the authority of the mixed judicial tribunals in Egypt be extended so as to cover citizens of the United States accused of crime, who are now triable before consular courts. This Government is not indisposed to accept the change, but believes that its terms should be submitted for criticism to the commission appointed to revise the whole subject.

At no time in our national history has there been more manifest need of close and lasting relations with a neighboring state than now exists with respect to Mexico. The rapid influx of our capital and enterprise into that country shows, by what has already been accomplished, the vast reciprocal advantages which must attend the progress of its internal development. The treaty of commerce and navigation of 1848 has been, terminated by the Mexican Government, and in the absence of conventional engagements the rights of our citizens in Mexico now depend upon the domestic statutes of that Republic. There have been instances of harsh enforcement of the laws against our vessels and citizens in Mexico and of denial of the diplomatic resort for their protection. The initial step toward a better understanding has been taken in the negotiation by the commission authorized by Congress of a treaty which is still before the Senate awaiting its approval.

The provisions for the reciprocal crossing of the frontier by the troops in pursuit of hostile Indians have been prolonged for another year. The operations of the forces of both Governments against these savages have been successful, and several of their most dangerous bands have been captured or dispersed by the skill and valor of United States and Mexican soldiers fighting in a common cause.

The convention for the resurvey of the boundary from the Rio Grande to the Pacific having been ratified and exchanged, the preliminary reconnoissance therein stipulated has been effected. It now rests with Congress to make provision for completing the survey and relocating the boundary monuments.

A convention was signed with Mexico on July 13, 1882, providing for the rehearing of the cases of Benjamin Weil and the Abra Silver Mining Company, in whose favor awards were made by the late American and Mexican Claims Commission. That convention still awaits the consent of the Senate. Meanwhile, because of those charges of fraudulent awards which have made a new commission necessary, the Executive has directed the suspension of payments of the distributive quota received from Mexico.



Our geographical proximity to Central America and our political and commercial relations with the States of that country justify, in my judgment, such a material increase of our consular corps as will place at each capital a consul-general.

## Page 128

The contest between Bolivia, Chile, and Peru has passed from the stage of strategic hostilities to that of negotiation, in which the counsels of this Government have been exercised. The demands of Chile for absolute cession of territory have been maintained and accepted by the party of General Iglesias to the extent of concluding a treaty of peace with the Government of Chile in general conformity with the terms of the protocol signed in May last between the Chilean commander and General Iglesias. As a result of the conclusion of this treaty General Iglesias has been formally recognized by Chile as President of Peru and his government installed at Lima, which has been evacuated by the Chileans. A call has been issued by General Iglesias for a representative assembly, to be elected on the 13th of January, and to meet at Lima on the 1st of March next. Meanwhile the provisional government of General Iglesias has applied for recognition to the principal powers of America and Europe. When the will of the Peruvian people shall be manifested, I shall not hesitate to recognize the government approved by them.

Diplomatic and naval representatives of this Government attended at Caracas the centennial celebration of the birth of the illustrious Bolivar. At the same time the inauguration of the statue of Washington in the Venezuelan capital testified to the veneration in which his memory is there held.

Congress at its last session authorized the Executive to propose to Venezuela a reopening of the awards of the mixed commission of Caracas. The departure from this country of the Venezuelan minister has delayed the opening of negotiations for reviving the commission. This Government holds that until the establishment of a treaty upon this subject the Venezuelan Government must continue to make the payments provided for in the convention of 1866.

There is ground for, believing that the dispute growing out of the unpaid obligations due from Venezuela to France will be satisfactorily adjusted. The French cabinet has proposed a basis of settlement which meets my approval, but as it involves a recasting of the annual quotas of the foreign debt it has been deemed advisable to submit the proposal to the judgment of the cabinets of Berlin, Copenhagen, The Hague, London, and Madrid.

At the recent coronation of His Majesty King Kalakaua this Government was represented both diplomatically and by the formal visit of a vessel of war.

The question of terminating or modifying the existing reciprocity treaty with Hawaii is now before Congress. I am convinced that the charges of abuses and frauds under that treaty have been exaggerated, and I renew the suggestion of last year's message that the treaty be modified wherever its provisions have proved onerous to legitimate trade between the two countries. I am not disposed to favor the entire cessation of the treaty relations which have fostered good will between the countries and contributed toward the equality of Hawaii in the family of nations.

## Page 129

In pursuance of the policy declared by this Government of extending our intercourse with the Eastern nations, legations have during the past year been established in Persia, Siam, and Korea. It is probable that permanent missions of those countries will ere long be maintained in the United States. A special embassy from Siam is now on its way hither.

Treaty relations with Korea were perfected by the exchange at Seoul, on the 19th of May last, of the ratifications of the lately concluded convention, and envoys from the King of Tah Chosen have visited this country and received a cordial welcome. Korea, as yet unacquainted with the methods of Western civilization, now invites the attention of those interested in the advancement of our foreign trade, as it needs the implements and products which the United States are ready to supply. We seek no monopoly of its commerce and no advantages over other nations, but as the Chosenese, in reaching for a higher civilization, have confided in this Republic, we can not regard with indifference any encroachment on their rights.

China, by the payment of a money indemnity, has settled certain of the long-pending claims of our citizens, and I have strong hopes that the remainder will soon be adjusted.

Questions have arisen touching the rights of American and other foreign manufacturers in China under the provisions of treaties which permit aliens to exercise their industries in that country. On this specific point our own treaty is silent, but under the operation of the most-favored-nation clause we have like privileges with those of other powers. While it is the duty of the Government to see that our citizens have the full enjoyment of every benefit secured by treaty, I doubt the expediency of leading in a movement to constrain China to admit an interpretation which we have only an indirect treaty right to exact. The transference to China of American capital for the employment there of Chinese labor would in effect inaugurate a competition for the control of markets now supplied by our home industries.

There is good reason to believe that the law restricting the immigration of Chinese has been violated, intentionally or otherwise, by the officials of China upon whom is devolved the duty of certifying that the immigrants belong to the excepted classes.

Measures have been taken to ascertain the facts incident to this supposed infraction, and it is believed that the Government of China will cooperate with the United States in securing the faithful observance of the law.

The same considerations which prompted Congress at its last session to return to Japan the Simonoseki indemnity seem to me to require at its hands like action in respect to the Canton indemnity fund, now amounting to \$300,000.

The question of the general revision of the foreign treaties of Japan has been considered in an international conference held at Tokyo, but without definite result as

yet. This Government is disposed to concede the requests of Japan to determine its own tariff duties, to provide such proper judicial tribunals as may commend themselves to the Western powers for the trial of causes to which foreigners are parties, and to assimilate the terms and duration of its treaties to those of other civilized states.

## Page 130

Through our ministers at London and at Monrovia this Government has endeavored to aid Liberia in its differences with Great Britain touching the northwestern boundary of that Republic. There is a prospect of adjustment of the dispute by the adoption of the Mannah River as the line. This arrangement is a compromise of the conflicting territorial claims and takes from Liberia no country over which it has maintained effective jurisdiction.

The rich and populous valley of the Kongo is being opened to commerce by a society called the International African Association, of which the King of the Belgians is the president and a citizen of the United States the chief executive officer. Large tracts of territory have been ceded to the association by native chiefs, roads have been opened, steamboats placed on the river, and the nuclei of states established at twenty-two stations under one flag which offers freedom to commerce and prohibits the slave trade. The objects of the society are philanthropic. It does not aim at permanent political control, but seeks the neutrality of the valley. The United States can not be indifferent to this work nor to the interests of their citizens involved in it. It may become advisable for us to cooperate with other commercial powers in promoting the rights of trade and residence in the Kongo Valley free from the interference or political control of any one nation.

In view of the frequency of invitations from foreign governments to participate in social and scientific congresses for the discussion of important matters of general concern, I repeat the suggestion of my last message that provision be made for the exercise of discretionary power by the Executive in appointing delegates to such convocations. Able specialists are ready to serve the national interests in such capacity without personal profit or other compensation than the defrayment of expenses actually incurred, and this a comparatively small annual appropriation would suffice to meet.

I have alluded in my previous messages to the injurious and vexatious restrictions suffered by our trade in the Spanish West Indies, Brazil, whose natural outlet for its great national staple, coffee, is in and through the United States, imposes a heavy export duty upon that product. Our petroleum exports are hampered in Turkey and in other Eastern ports by restrictions as to storage and by onerous taxation. For these mischiefs adequate relief is not always afforded by reciprocity treaties like that with Hawaii or that lately negotiated with Mexico and now awaiting the action of the Senate. Is it not advisable to provide some measure of equitable retaliation in our relations with governments which discriminate against our own? If, for example, the Executive were empowered to apply to Spanish vessels and cargoes from Cuba and Puerto Rico the same rules of treatment and scale of penalties for technical faults which are applied to our vessels and cargoes in the Antilles, a resort to that course might not be barren of good results.

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The report of the Secretary of the Treasury gives a full and interesting exhibit of the financial condition of the country.

It shows that the ordinary revenues from all sources for the fiscal year ended June 30, 1883, amounted to \$398,287,581.95, whereof there was received—

From customs \$214,706,496.93  
From internal revenue 144,720,368.98  
From sales of public lands 7,955,864.42  
From tax on circulation and deposits of national banks 9,111,008.85  
From profits on coinage, bullion deposits, and assays 4,460,205.17  
From other sources 17,333,637.60

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Total 398,287,581.95

For the same period the ordinary expenditures were:

For civil expenses \$22,343,285.76  
For foreign intercourse 2,419,275.24  
For Indians 7,362,590.34  
For pensions \$66,012,573.64  
For the military establishment, including river and harbor improvements and arsenals 48,911,382.93  
For the naval establishment, including vessels, machinery, and improvements at navy-yards 15,283,437.17  
For miscellaneous expenditures, including public buildings, light-houses, and collecting the revenue 40,098,432.73  
For expenditures on account of the District of Columbia 3,817,028.48  
For interest on the public debt 59,160,131.25

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Total 265,408,137.54

Leaving a surplus revenue of \$132,879,444.41, which, with an amount drawn from the cash balance in the Treasury of \$1,299,312.55, making \$134,178,756.96, was applied to the redemption—

Of bonds for the sinking fund \$44,850,700.00  
Of fractional currency for the sinking fund 46,556.96  
Of funded loan of 1881, continued at 3-1/2 per cent. 65,380,250.00  
Of loan of July and August, 1861, continued at 3-1/2 per cent. 20,594,600.00  
Of funded loan of 1907 1,418,850.00  
Of funded loan of 1881 719,150.00  
Of loan of February, 1861 18,000.00



Of loan of July and August, 1861 266,600.00  
Of loan of March, 1863 116,850.00  
Of loan of July, 1882 47,650.00  
Of five-twenties of 1862 10,300.00  
Of five-twenties of 1864 7,050.00

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Of five-twenties of 1865 9,600.00  
Of ten-forties of 1864 133,550.00  
Of consols of 1865 40,800.00  
Of consols of 1867 235,700.00  
Of consols of 1868 154,650.00  
Of Oregon War debt 5,450.00  
Of refunding certificates 109,150.00  
Of old demand, compound-interest, and other notes 13,300.00

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Total 134,178,756.96

The revenue for the present fiscal year, actual and estimated, is as follows:

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For the  
Source For the quarter remaining  
ended September three quarters  
30, 1883 of the year  
(actual) (estimated)

From customs \$57,402,975 67 \$137,597,024 33  
From internal revenue 29,662,078.60 90,337,921.40  
From sales of public lands 2,932,635.17 5,067,364.83  
From tax on circulation and deposits  
of national banks 1,557,800.88 1,542,199.12  
From repayment of interest and sinking  
fund, Pacific Railway companies 521,059.51 1,478,940.49  
From customs fees, fines, penalties, etc. 298,696.78 901,303.22  
From fees—consular, letters patent,  
and lands 863,209.80 2,436,790.20  
From proceeds of sales of Government  
property 112,562.23 167,437.77  
From profits on coinage, etc. 950,229.46 3,149,770.54  
From deposits for surveying public lands 172,461.31 327,538.69  
From revenues of the District of Columbia 256,017.99 1,643,982.01  
From miscellaneous sources 1,237,189.63 2,382,810.37

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Total receipts 95,966,917.03 247,033,082.97





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The actual and estimated expenses for the same period are:

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For the  
Object For the quarter remaining  
ended September three quarters  
30, 1883 of the year  
(actual) (estimated)

For civil and miscellaneous expenses,  
including public buildings,  
light-houses, and collecting  
the revenue \$15,385,799.42 \$51,114,200.58  
For Indians 2,623,390.54 4,126,609.46  
For pensions 16,285,261.98 53,714,738.02

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For military establishment, including  
 fortifications, river and harbor  
 improvements, and arsenals 13,512,204.33 26,487,795.67  
 For naval establishment, including  
 vessels and machinery, and  
 improvements at navy-yards 4,199,299.69 12,300,700.31  
 For expenditures on account of the  
 District of Columbia 1,138,836.41 2,611,163.59  
 For interest on the public debt 14,797,297.96 39,702,702.04

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Total ordinary expenditures 67,942,090.33 190,057,909.67

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Total receipts, actual and estimated \$343,000,000.00  
 Total expenditures, actual and estimated 258,000,000.00

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85,000,000.00

Estimated amount due the sinking fund 45,816,741.07

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Leaving a balance of 39,183,258.93

If the revenue for the fiscal year which will end on June 30, 1885, be estimated upon the basis of existing laws, the Secretary is of the opinion that for that year the receipts will exceed by \$60,000,000 the ordinary expenditures including the amount devoted to the sinking fund.

Hitherto the surplus, as rapidly as it has accumulated, has been devoted to the reduction of the national debt.

As a result the only bonds now outstanding which are redeemable at the pleasure of the Government are the 3 percents, amounting to about \$305,000,000.

The 4-1/2 percents, amounting to \$250,000,000, and the \$737,000,000 4 percents are not payable until 1891 and 1907, respectively.

If the surplus shall hereafter be as large as the Treasury estimates now indicate, the 3 per cent bonds may all be redeemed at least four years before any of the 4-1/2 percents can be called in. The latter at the same rate of accumulation of surplus can be paid at

maturity, and the moneys requisite for the redemption of the 4 percents will be in the Treasury many years before those obligations become payable.

There are cogent reasons, however, why the national indebtedness should not be thus rapidly extinguished. Chief among them is the fact that only by excessive taxation is such rapidity attainable.

In a communication to the Congress at its last session I recommended that all excise taxes be abolished except those relating to distilled spirits and that substantial reductions be also made in the revenues from customs. A statute has since been enacted by which the annual tax and tariff receipts of the Government have been cut down to the extent of at least fifty or sixty millions of dollars.

While I have no doubt that still further reductions may be wisely made, I do not advise the adoption at this session of any measures for large diminution of the national revenues. The results of the legislation of the last session of the Congress have not as yet become sufficiently apparent to justify any radical revision or sweeping modifications of existing law.

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In the interval which must elapse before the effects of the act of March 3, 1883, can be definitely ascertained a portion at least of the surplus revenues may be wisely applied to the long-neglected duty of rehabilitating our Navy and providing coast defenses for the protection of our harbors. This is a matter to which I shall again advert.

Immediately associated with the financial subject just discussed is the important question what legislation is needed regarding the national currency.

The aggregate amount of bonds now on deposit in the Treasury to support the national-bank circulation is about \$350,000,000. Nearly \$200,000,000 of this amount consists of 3 percents, which, as already stated, are payable at the pleasure of the Government and are likely to be called in within less than four years unless meantime the surplus revenues shall be diminished.

The probable effect of such an extensive retirement of the securities which are the basis of the national-bank circulation would be such a contraction of the volume of the currency as to produce grave commercial embarrassments.

How can this danger be obviated? The most effectual plan, and one whose adoption at the earliest practicable opportunity I shall heartily approve, has already been indicated.

If the revenues of the next four years shall be kept substantially commensurate with the expenses, the volume of circulation will not be likely to suffer any material disturbance; but if, on the other hand, there shall be great delay in reducing taxation, it will become necessary either to substitute some other form of currency in place of the national-bank notes or to make important changes in the laws by which their circulation is now controlled.

In my judgment the latter course is far preferable. I commend to your attention the very interesting and thoughtful suggestions upon this subject which appear in the Secretary's report.

The objections which he urges against the acceptance of any other securities than the obligations of the Government itself as a foundation for national-bank circulation seem to me insuperable.

For averting the threatened contraction two courses have been suggested, either of which is probably feasible. One is the issuance of new bonds, having many years to run, bearing a low rate of interest, and exchangeable upon specified terms for those now outstanding. The other course, which commends itself to my own judgment as the better, is the enactment of a law repealing the tax on circulation and permitting the banks to issue notes for an amount equal to 90 per cent of the market value instead of, as now, the face value of their deposited bonds. I agree with the Secretary in the belief that the adoption of this plan would afford the necessary relief.

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The trade dollar was coined for the purpose of traffic in countries where silver passed at its value as ascertained by its weight and fineness. It never had a legal-tender quality. Large numbers of these coins entered, however, into the volume of our currency. By common consent their circulation in domestic trade has now ceased, and they have thus become a disturbing element. They should not be longer permitted to embarrass our currency system. I recommend that provision be made for their reception by the Treasury and the mints, as bullion, at a small percentage above the current market price of silver of like fineness.

The Secretary of the Treasury advises a consolidation of certain of the customs districts of the country, and suggests that the President be vested with such power in relation thereto as is now given him in respect to collectors of internal revenue by section 3141 of the Revised Statutes. The statistics upon this subject which are contained in his report furnish of themselves a strong argument in defense of his views.

At the adjournment of Congress the number of internal-revenue collection districts was 126. By Executive order dated June 25, 1883, I directed that certain of these districts be consolidated. The result has been a reduction of one-third their number, which at present is but 83.

From the report of the Secretary of War it will be seen that in only a single instance has there been any disturbance of the quiet condition of our Indian tribes. A raid from Mexico into Arizona was made in March last by a small party of Indians, which was pursued by General Crook into the mountain regions from which it had come. It is confidently hoped that serious outbreaks will not again occur and that the Indian tribes which have for so many years disturbed the West will hereafter remain in peaceable submission.

I again call your attention to the present condition of our extended seacoast, upon which are so many large cities whose wealth and importance to the country would in time of war invite attack from modern armored ships, against which our existing defensive works could give no adequate protection. Those works were built before the introduction of modern heavy rifled guns into maritime warfare, and if they are not put in an efficient condition we may easily be subjected to humiliation by a hostile power greatly inferior to ourselves. As germane to this subject, I call your attention to the importance of perfecting our submarine-torpedo defenses. The board authorized by the last Congress to report upon the method which should be adopted for the manufacture of heavy ordnance adapted to modern warfare has visited the principal iron and steel works in this country and in Europe. It is hoped that its report will soon be made, and that Congress will thereupon be disposed to provide suitable facilities and plant for the manufacture of such guns as are now imperatively needed.

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On several occasions during the past year officers of the Army have at the request of the State authorities visited their militia encampments for inspection of the troops. From the reports of these officers I am induced to believe that the encouragement of the State militia organizations by the National Government would be followed by very gratifying results, and would afford it in sudden emergencies the aid of a large body of volunteers educated in the performance of military duties.

The Secretary of the Navy reports that under the authority of the acts of August 5, 1882, and March 3, 1883, the work of strengthening our Navy by the construction of modern vessels has been auspiciously begun. Three cruisers are in process of construction—the *Chicago*, of 4,500 tons displacement, and the *Boston* and *Atlanta*, each of 2,500 tons. They are to be built of steel, with the tensile strength and ductility prescribed by law, and in the combination of speed, endurance, and armament are expected to compare favorably with the best unarmored war vessels of other nations. A fourth vessel, the *Dolphin*, is to be constructed of similar material, and is intended to serve as a fleet dispatch boat.

The double-turreted monitors *Puritan*, *Amphitrite*, and *Terror* have been launched on the Delaware River and a contract has been made for the supply of their machinery. A similar monitor, the *Monadnock*, has been launched in California.

The Naval Advisory Board and the Secretary recommend the completion of the monitors, the construction of four gunboats, and also of three additional steel vessels like the *Chicago*, *Boston*, and *Dolphin*.

As an important measure of national defense, the Secretary urges also the immediate creation of an interior coast line of waterways across the peninsula of Florida, along the coast from Florida to Hampton Roads, between the Chesapeake Bay and the Delaware River, and through Cape Cod.

I feel bound to impress upon the attention of Congress the necessity of continued progress in, the reconstruction of the Navy. The condition of the public Treasury, as I have already intimated, makes the present an auspicious time for putting this branch of the service in a state of efficiency.

It is no part of our policy to create and maintain a Navy able to cope with that of the other great powers of the world.

We have no wish for foreign conquest, and the peace which we have long enjoyed is in no seeming danger of interruption.

But that our naval strength should be made adequate for the defense of our harbors, the protection of our commercial interests, and the maintenance of our national honor is a proposition from which no patriotic citizen can withhold his assent.

The report of the Postmaster-General contains a gratifying exhibit of the condition and prospects of the interesting branch of the public service committed to his care.

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It appears that on June 30, 1883, the whole number of post-offices was 47,863, of which 1,632 were established during the previous fiscal year. The number of offices operating under the system of free delivery was 154.

At these latter offices the postage on local matter amounted to \$4,195,230.52, a sum exceeding by \$1,021,894.01 the entire cost of the carrier service of the country.

The rate of postage on drop letters passing through these offices is now fixed by law at 2 cents per half ounce or fraction thereof. In offices where the carrier system has not been established the rate is only half as large.

It will be remembered that in 1863, when free delivery was first established by law, the uniform single-rate postage upon local letters was 1 cent, and so it remained until 1872, when in those cities where carrier service was established it was increased in order to defray the expense of such service.

It seems to me that the old rate may now with propriety be restored, and that, too, even at the risk of diminishing, for a time at least, the receipts from postage upon local letters.

I can see no reason why that particular class of mail matter should be held accountable for the entire cost of not only its own collection and delivery, but the collection and delivery of all other classes; and I am confident, after full consideration of the subject, that the reduction of rate would be followed by such a growing accession of business as to occasion but slight and temporary loss to the revenues of the Post-Office. The Postmaster-General devotes much of his report to the consideration in its various aspects of the relations of the Government to the telegraph. Such reflection as I have been able to give to this subject since my last annual message has not led me to change the views which I there expressed in dissenting from the recommendation of the then Postmaster-General that the Government assume the same control over the telegraph which it has always exercised over the mail.

Admitting that its authority in the premises is as ample as has ever been claimed for it, it would not, in my judgment, be a wise use of that authority to purchase or assume the control of existing telegraph lines, or to construct others with a view of entering into general competition with private enterprise.

The objections which may be justly urged against either of those projects, and indeed against any system which would require an enormous increase in the civil-service list, do not, however, apply to some of the plans which have lately provoked public comment and discussion. It has been claimed, for example, that Congress might wisely authorize the Postmaster-General to contract with some private persons or corporation for the transmission of messages, or of a certain class of messages, at specified rates and under Government supervision. Various such schemes, of the same general nature, but widely differing in their special characteristics, have been suggested in the public prints,



and the arguments by which they have been supported and opposed have doubtless attracted your attention.

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It is likely that the whole subject will be considered by you at the present session.

In the nature of things it involves so many questions of detail that your deliberations would probably be aided slightly, if at all, by any particular suggestions which I might now submit.

I avow my belief, however, that the Government should be authorized by law to exercise some sort of supervision over interstate telegraphic communication, and I express the hope that for attaining that end some measure may be devised which will receive your approbation.

The Attorney-General criticises in his report the provisions of existing law fixing the fees of jurors and witnesses in the Federal courts. These provisions are chiefly contained in the act of February 26, 1853, though some of them were introduced into that act from statutes which had been passed many years previous. It is manifest that such compensation as might when these laws were enacted have been just and reasonable would in many instances be justly regarded at the present day as inadequate. I concur with the Attorney-General in the belief that the statutes should be revised by which these fees are regulated.

So, too, should the laws which regulate the compensation of district attorneys and marshals. They should be paid wholly by salaries instead of in part by fees, as is now the case.

The change would prove to be a measure of economy and would discourage the institution of needless and oppressive legal proceedings, which it is to be feared have in some instances been conducted for the mere sake of personal gain.

Much interesting and varied information is contained in the report of the Secretary of the Interior.

I particularly call your attention to his presentation of certain phases of the Indian question, to his recommendations for the repeal of the preemption and timber-culture acts, and for more stringent legislation to prevent frauds under the pension laws. The statutes which prescribe the definitions and punishments of crimes relating to pensions could doubtless be made more effective by certain amendments and additions which are pointed out in the Secretary's report.

I have previously referred to the alarming state of illiteracy in certain portions of the country, and again submit for the consideration of Congress whether some Federal aid should not be extended to public primary education wherever adequate provision therefor has not already been made.

The Utah Commission has submitted to the Secretary of the Interior its second annual report. As a result of its labors in supervising the recent election in that Territory, pursuant to the act of March 22, 1882, it appears that persons by that act disqualified to the number of about 12,000, were excluded from the polls. This fact, however, affords little cause for congratulation, and I fear that it is far from indicating any real and substantial progress

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toward the extirpation of polygamy. All the members elect of the legislature are Mormons. There is grave reason to believe that they are in sympathy with the practices that this Government is seeking to suppress, and that its efforts in that regard will be more likely to encounter their opposition than to receive their encouragement and support. Even if this view should happily be erroneous, the law under which the commissioners have been acting should be made more effective by the incorporation of some such stringent amendments as they recommend, and as were included in bill No. 2238 on the Calendar of the Senate at its last session.

I am convinced, however, that polygamy has become so strongly entrenched in the Territory of Utah that it is profitless to attack it with any but the stoutest weapons which constitutional legislation can fashion. I favor, therefore, the repeal of the act upon which the existing government depends, the assumption by the National Legislature of the entire political control of the Territory, and the establishment of a commission with such powers and duties as shall be delegated to it by law.

The Department of Agriculture is accomplishing much in the direction of the agricultural development of the country, and the report of the Commissioner giving the results of his investigations and experiments will be found interesting and valuable.

At his instance a convention of those interested in the cattle industry of the country was lately held at Chicago. The prevalence of pleuro-pneumonia and other contagious diseases of animals was one of the chief topics of discussion. A committee of the convention will invite your cooperation in investigating the causes of these diseases and providing methods for their prevention and cure.

I trust that Congress will not fail at its present session to put Alaska under the protection of law. Its people have repeatedly remonstrated against our neglect to afford them the maintenance and protection expressly guaranteed by the terms of the treaty whereby that Territory was ceded to the United States. For sixteen years they have pleaded in vain for that which they should have received without the asking.

They have no law for the collection of debts, the support of education, the conveyance of property, the administration of estates, or the enforcement of contracts; none, indeed, for the punishment of criminals, except such as offend against certain customs, commerce, and navigation acts.

The resources of Alaska, especially in fur, mines, and lumber, are considerable in extent and capable of large development, while its geographical situation is one of political and commercial importance.

The promptings of interest, therefore, as well as considerations of honor and good faith, demand the immediate establishment of civil government in that Territory.

Complaints have lately been numerous and urgent that certain corporations, controlling in whole or in part the facilities for the interstate carriage of persons and merchandise over the great railroads of the country, have resorted in their dealings with the public to divers measures unjust and oppressive in their character.

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In some instances the State governments have attacked and suppressed these evils, but in others they have been unable to afford adequate relief because of the jurisdictional limitations which are imposed upon them by the Federal Constitution.

The question how far the National Government may lawfully interfere in the premises, and what, if any, supervision or control it ought to exercise, is one which merits your careful consideration.

While we can not fail to recognize the importance of the vast railway systems of the country and their great and beneficent influences upon the development of our material wealth, we should, on the other hand, remember that no individual and no corporation ought to be invested with absolute power over the interest of any other citizen or class of citizens. The right of these railway corporations to a fair and profitable return upon their investments and to reasonable freedom in their regulations must be recognized; but it seems only just that, so far as its constitutional authority will permit, Congress should protect the people at large in their interstate traffic against acts of injustice which the State governments are powerless to prevent.

In my last annual message I called attention to the necessity of protecting by suitable legislation the forests situated upon the public domain. In many portions of the West the pursuit of general agriculture is only made practicable by resort to irrigation, while successful irrigation would itself be impossible without the aid afforded by forests in contributing to the regularity and constancy of the supply of water.

During the past year severe suffering and great loss of property have been occasioned by profuse floods followed by periods of unusually low water in many of the great rivers of the country.

These irregularities were in great measure caused by the removal from about the sources of the streams in question of the timber by which the water supply had been nourished and protected.

The preservation of such portions of the forests on the national domain as essentially contribute to the equable flow of important water courses is of the highest consequence.

Important tributaries of the Missouri, the Columbia, and the Saskatchewan rise in the mountain region of Montana, near the northern boundary of the United States, between the Blackfeet and Flathead Indian reservations. This region is unsuitable for settlement, but upon the rivers which flow from it depends the future agricultural development of a vast tract of country. The attention of Congress is called to the necessity of withdrawing from public sale this part of the public domain and establishing there a forest preserve.

The industrial exhibitions which have been held in the United States during the present year attracted attention in many foreign countries, where the announcement of those

enterprises had been made public through the foreign agencies of this Government. The Industrial Exhibition at Boston and the Southern Exposition at Louisville were largely attended by the exhibitors of foreign countries, notwithstanding the absence of any professed national character in those undertakings.

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The Centennial Exposition to be held next year at New Orleans in commemoration of the centenary of the first shipment of cotton from a port of the United States bids fair to meet with like gratifying success. Under the act of Congress of the 10th of February, 1883, declaring that exposition to be national and international in its character, all foreign governments with which the United States maintain relations have been invited to participate.

The promoters of this important undertaking have already received assurances of the lively interest which it has excited abroad.

The report of the Commissioners of the District of Columbia is herewith transmitted. I ask for it your careful attention, especially for those portions which relate to assessments, arrears of taxes, and increase of water supply.

The commissioners who were appointed under the act of January 16, 1883, entitled "An act to regulate and improve the civil service of the United States," entered promptly upon the discharge of their duties.

A series of rules, framed in accordance with the spirit of the statute, was approved and promulgated by the President.

In some particulars wherein they seemed defective those rules were subsequently amended. It will be perceived that they discountenance any political or religious tests for admission to those offices of the public service to which the statute relates.

The act is limited in its original application to the classified clerkships in the several Executive Departments at Washington (numbering about 5,600) and to similar positions in customs districts and post-offices where as many as fifty persons are employed. A classification of these positions analogous to that existing in the Washington offices was duly made before the law went into effect. Eleven customs districts and twenty-three post-offices were thus brought under the immediate operation of the statute.

The annual report of the Civil Service Commission which will soon be submitted to Congress will doubtless afford the means of a more definite judgment than I am now prepared to express as to the merits of the new system. I am persuaded that its effects have thus far proved beneficial. Its practical methods appear to be adequate for the ends proposed, and there has been no serious difficulty in carrying them into effect. Since the 16th of July last no person, so far as I am aware, has been appointed to the public service in the classified portions thereof at any of the Departments, or at any of the post-offices and customs districts above named, except those certified by the Commission to be the most competent on the basis of the examinations held in conformity to the rules.





At the time when the present Executive entered upon his office his death, removal, resignation, or inability to discharge his duties would have left the Government without a constitutional head.

It is possible, of course, that a similar contingency may again arise unless the wisdom of Congress shall provide against its recurrence.

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The Senate at its last session, after full consideration, passed an act relating to this subject, which will now, I trust, commend itself to the approval of both Houses of Congress.

The clause of the Constitution upon which must depend any law regulating the Presidential succession presents also for solution other questions of paramount importance.

These questions relate to the proper interpretation of the phrase "inability to discharge the powers and duties of said office," our organic law providing that when the President shall suffer from such inability the Presidential office shall devolve upon the Vice-President, who must himself under like circumstances give place to such officer as Congress may by law appoint to act as President.

I need not here set forth the numerous and interesting inquiries which are suggested by these words of the Constitution. They were fully stated in my first communication to Congress and have since been the subject of frequent deliberations in that body.

It is greatly to be hoped that these momentous questions will find speedy solution, lest emergencies may arise when longer delay will be impossible and any determination, albeit the wisest, may furnish cause for anxiety and alarm.

For the reasons fully stated in my last annual message I repeat my recommendation that Congress propose an amendment to that provision of the Constitution which prescribes the formalities for the enactment of laws, whereby, in respect to bills for the appropriation of public moneys, the Executive may be enabled, while giving his approval to particular items, to interpose his veto as to such others as do not commend themselves to his judgment.

The fourteenth amendment of the Constitution confers the rights of citizenship upon all persons born or naturalized in the United States and subject to the jurisdiction thereof. It was the special purpose of this amendment to insure to members of the colored race the full enjoyment of civil and political rights. Certain statutory provisions intended to secure the enforcement of those rights have been recently declared unconstitutional by the Supreme Court.

Any legislation whereby Congress may lawfully supplement the guaranties which the Constitution affords for the equal enjoyment by all the citizens of the United States of every right, privilege, and immunity of citizenship will receive my unhesitating approval.

CHESTER A. ARTHUR.

## SPECIAL MESSAGES.

EXECUTIVE MANSION, *December 10, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 3d instant, submitting, with accompanying papers, draft of a bill to accept and ratify certain agreements made with the Sioux Indians and to grant a right of way to the Dakota Central Railway Company through the Sioux Reservation in Dakota.

## Page 143

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 10, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 3d instant, with accompanying papers, submitting draft of a bill to prevent timber depredations on Indian reservations.

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 10, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 3d instant from the Secretary of the Interior, in relation to the urgent necessity of action on the part of the Congress for the more adequate prevention of trespasses upon Indian lands, with copy of report from the Commissioner of Indian Affairs upon the subject, draft of bill for the object indicated, and copy of correspondence from the Secretary of War recommending action in the premises.

The matter is commended to the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 10, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 3d instant from the Secretary of the Interior, with the draft of a bill "to accept and ratify an agreement made by the Pi-Ute Indians, and granting a right of way to the Carson and Colorado Railroad Company through the Walker River Reservation, in Nevada," and accompanying papers in relation to the subject.

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 10, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 3d instant, with accompanying papers, submitting a draft of a bill "providing for the allotment of lands in severalty to certain Chippewa Indians of Lake Superior residing in the State of Wisconsin, and granting patents therefor."

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 10, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 3d instant, with draft of bill for the payment of certain settlers in the State of Nevada for improvements on lands in Duck Valley, in that State, taken for the use and occupancy of the Shoshone Indians, with accompanying papers.

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 10, 1883.*

*To the Senate and House of Representatives:*

## Page 144

I transmit herewith a communication from the Secretary of the Interior of the 3d instant, submitting, with accompanying papers, draft of a bill "To provide for the settlement of the estates of deceased Kickapoo Indians in the State of Kansas, and for other purposes."

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 11, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, inclosing a communication from the Commissioner of Indian Affairs setting forth the necessity of a deficiency appropriation of \$60,000 for the immediate wants of his Bureau.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 13, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, inclosing copies of official reports, *etc.*, by the military authorities touching the necessity for the acquisition of additional land for the military reservation of Fort Preble, Me., and expressing his concurrence in the recommendation of the Lieutenant-General of the Army that the sum of \$8,000 be appropriated by Congress for the purchase of such additional land.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 13, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, touching the question of the reconstruction of a bridge over the Republican River at or near Fort Riley, in the State of Kansas, and recommending such legislation as will authorize the reconstruction of said bridge by the United States in accordance with the terms and provisions of a joint resolution of the legislature of the State of Kansas approved March 6, 1883, a copy of which is herewith inclosed.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 13, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated the 4th instant, inclosing and commending to favorable consideration a letter from the board of commissioners of the Soldiers' Home, dated Washington, D.C., November 27, 1883, recommending such legislation as will confer upon said board of commissioners authority to advance a sum not exceeding \$40,000 annually from funds found to be due the Soldiers' Home on settlements to be made in the offices of the Second Comptroller and Second Auditor, to pay for the services of extra clerks to be employed under the direction of the Secretary of the Treasury in making such settlements.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 13, 1883.*

*To the Senate and House of Representatives:*

## Page 145

I transmit herewith, for the consideration of Congress, a copy of a communication from the Secretary of War, dated the 8th instant, inclosing one from Captain S. M. Mills, Fifth Artillery, indorsed by the Chief Signal Officer of the Army, recommending that Congress authorize the printing and binding, for the use of the Signal Office, of 5,000 copies of the Annual Report of the Chief Signal Officer for the fiscal year 1882, and inclosing a draft of a joint resolution for that purpose.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 13, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 8th instant, and its accompanying papers, relative to the reconveyance to Mr. Thomas Mulvihill, of Pittsburg, Pa., of certain land erroneously conveyed by him to the United States, the particular facts regarding which are fully set forth in the inclosed copy of Senate Executive Document No. 46, Forty-seventh Congress, second session.

It appearing that the land in question was through error alone transferred to the United States, and that to retransfer the same to Mr. Mulvihill would be a measure of simple justice, it is recommended that such legislation be had as may be necessary to restore to Mr. Mulvihill his rights in the premises.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 4th instant, with accompanying papers, submitting a draft of a bill "to confirm the title to certain land in the Indian Territory to the Cheyennes and Arapahoes and the Wichitas and affiliated bands, to provide for the issuance of patents therefor, and for other purposes."

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 11th instant from the Secretary of the Interior, submitting, with accompanying papers, draft of a bill "to provide for the issuance



of patents for certain lands in the Indian Territory occupied by the Kickapoo, Iowa, and other Indians.”

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 6th instant from the Secretary of the Interior, submitting, with accompanying papers, a draft of a bill “to accept and ratify an agreement with the confederated tribes of the Flathead, Kootenay, and Upper Pend d’Oreille Indians for the sale of a portion of their reservation in the Territory of Montana required for the use of the Northern Pacific Railroad, and for other purposes.”

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The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 4th instant, submitting, with accompanying papers, draft of a bill "to accept and ratify the agreement submitted by the Shoshones, Bannocks, and Sheepeaters of the Fort Hall and Lemhi reservations, in Idaho, May 14, 1880, for the sale of a portion of their land in said Territory and for other purposes, and to make the necessary appropriations for carrying out the same."

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, submitting a draft of a bill "providing for allotment of lands in severalty to the Indians residing upon the Chehalis Reservation, in Washington Territory, and granting patents therefor," with accompanying report from the Commissioner of Indian Affairs upon the subject.

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 3d instant, with accompanying papers, submitting a draft of a bill for the relief of the Nez Perce Indians in the Territory of Idaho and of the allied tribes residing on the Grande Ronde Indian Reservation, in the State of Oregon.

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 4th instant, submitting, with accompanying papers, draft of a bill to accept and ratify certain agreements made with the Sioux Indians and to grant a right of way to the Chicago, Milwaukee, and St. Paul Railway Company through the Sioux Reservation in Dakota.

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated December 13 instant, inclosing one from the Surgeon-General of the Army submitting a special estimate for funds in the sum of \$200,000 for the erection in this city of a suitable fireproof building to contain the records, library, and museum of the Medical Department of the Army, together with preliminary plans for said building and copies of reports, *etc.*, in relation to the subject.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of the Navy, dated the 10th instant, inclosing a letter from the Surgeon-General of the Navy respecting the advisability of providing for representation on the part of the United States in any international convention that may be organized for the purpose of establishing uniform standards of measure of color perception and acuteness of vision.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 3d instant from the Secretary of the Interior, submitting, with accompanying papers, a draft of a bill for the payment of the value of certain improvements made by certain settlers on the Round Valley Indian Reservation, in the State of California, as appraised under the act approved March 3, 1873.

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 12th instant from the Secretary of the Interior, submitting a report of the Commissioner of Indian Affairs of December 8, 1883, and accompanying papers, on the subject of the "Old Settler" or "Western" Cherokees.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 4th instant from the Secretary of the Interior, with draft of a bill to accept and ratify an agreement made with Chief Moses and other

Indians for the relinquishment of certain lands in Washington Territory, and to make the necessary appropriations for carrying the same into effect, with accompanying papers.

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 15th instant, inclosing one from the Quartermaster-General setting forth the necessity for the construction of a fireproof building in this city for the storage of the public records.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, inclosing a copy of a communication from the Commissioner of Indian Affairs setting forth the necessity of a deficiency appropriation of \$78,110 for the purchase of supplies for the balance of the present fiscal year for the Crow Indians.

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CHESTER A ARTHUR.

EXECUTIVE MANSION, *Washington, December 19, 1883.*

*To the Senate of the United States:*

I transmit herewith, in response to the Senate resolution of the 18th instant, a report of the Secretary of State and accompanying papers, relating to the treaty between the United States and Great Britain signed April 19, 1850.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 19, 1883.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War, dated December 14, 1883, upon the subject of abandoned military reservations, and renewing his former recommendation for such legislation as will provide for the disposal of military sites that are no longer needed for military purposes.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 19, 1883.*

*To the Senate of the United States of America:*

I transmit herewith to the Senate, for its consideration with a view to ratification, a treaty of extradition between the United States of America and the Grand Duchy of Luxemburg, concluded at Berlin on the 29th of October, A.D. 1883.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 24, 1883.*

*To the House of Representatives:*

The House of Representatives having adopted on the 19th instant a resolution in the following words—

*Resolved*, That the Secretary of State be, and he is hereby, requested to furnish for the information of this House, without delay, if not incompatible with the public service, all communications, documents, and papers in his possession relating to the trial, conviction, and execution of the late Patrick O'Donnell by the British Government—

I transmit herewith a report made to me by the Secretary of State, with the papers enumerated in the subjoined list, as answering said resolution.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 7, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 19th ultimo, submitting, with accompanying papers, a draft of a bill providing for the allotment of lands in severalty to the Arickaree, Gros Ventre, and Mandan Indians on the Fort Berthold Indian Reservation, in Dakota, and the granting of patents therefor, and for other purposes.

The matter is presented for the action of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 7, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior of the 19th ultimo, submitting, with accompanying papers, a draft of a bill "to allow Indian homestead entries in certain cases without the payment of fees and commissions."

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The matter is presented for the consideration and action of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 7, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 2d instant, inclosing copies of official correspondence, reports, etc., in relation to the military post of Fort Sullivan, Me., and recommending such legislation as will authorize the sale of the site to the highest bidder after public advertisement, the same being no longer needed for military purposes.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 8, 1884.*

*To the Senate and House of Representatives:*

I submit a communication from the governor of the State of Illinois, with a copy of an act of the general assembly of that State tendering to the United States the cession of the Illinois and Michigan Canal upon condition that it shall be enlarged and maintained as a national waterway for commercial purposes.

The proposed cession is an element of the subject which Congress had under consideration in directing by the act of August 2, 1882, a survey for a canal from a point on the Illinois River at or near the town of Hennepin by the most practicable route to the Mississippi River at or above the city of Rock Island, the canal to be not less than 70 feet wide at the water line and not less than 7 feet in depth of water, and with capacity for vessels of at least 280 tons burden; and also a survey of the Illinois and Michigan Canal and an estimate of the cost of enlarging it to the dimensions of the proposed canal between Hennepin and the Mississippi River.

The surveys ordered in the above act have been completed and the report upon them is included in the last annual report of the Secretary of War, and a copy is herewith submitted. It is estimated in the report that by the enlargement of the Illinois and Michigan Canal and the construction of the proposed canal by the shortest route between Hennepin and the Mississippi River a direct and convenient thoroughfare for vessels of 280 tons burden may be opened from the Mississippi River to Lake Michigan at a cost of \$8,110,286.65, and that the annual charge for maintenance would be \$138,600.

It appears from these papers that the estimated yield of corn, wheat, and oats for 1882 in the States of Illinois, Wisconsin, Iowa, Minnesota, Kansas, and Nebraska was more





than 1,000,000,000 bushels. It is claimed that if the cheap water transportation route which is now continuous from the Atlantic Ocean to Chicago is extended to the Upper Mississippi by such a canal a great benefit in the reduction of freight charges would result to the people of the Upper Mississippi Valley, whose productions I have only partly noted, not only upon their own shipments, but upon the articles of commerce used by them, which are now taken from the Eastern States by water only as far as Chicago.

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As a matter of great interest, especially to the citizens of that part of the country, I commend the general subject to your consideration.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 8, 1884.*

*To the House of Representatives:*

In answer to the resolution of the House of Representatives of the 7th instant, respecting the alleged distribution of circulars in some of the Departments asking contributions for political purposes, I hereby transmit the reply of the Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 8, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith to the House of Representatives a communication from the Secretary of War, submitting the annual report of the Mississippi River Commission.

I take this occasion to invite the early attention of Congress to the continuation of the work on the Mississippi River which is being carried on under the plans of the commission. My sense of the importance of the improvement of this river, not only to the people of the Northwest, but especially to the inhabitants of the Lower Mississippi Valley, has already been expressed in a special communication to the last Congress. The harvests of grain and cotton produced in the region bordering upon the Mississippi are so vast as to be of national importance, and the project now being executed for their cheap transportation should be sufficiently provided for.

The commission report that the results due to the still uncompleted works have been remarkable, and give the highest encouragement for expecting the ultimate success of the improvement.

The act of August 2, 1882, appropriated \$4,123,000 for the work on that part of the river below Cairo. The estimates of the commission already transmitted to Congress call for \$3,000,000 for the continuation of the work below Cairo, and it appears from their report that all of the last appropriation available for active operations has been exhausted and that there is urgently needed an immediate appropriation of \$1,000,000 to continue the work without loss of time, in view of the approach of the flood season, with its attendant dangers.

I therefore recommend to Congress the early passage of a separate bill on this subject.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 9, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War of the 7th instant, inclosing a copy of one from the Quartermaster-General of the Army submitting plans and estimates for the construction of walls, *etc.*, at the Schuylkill Arsenal, Philadelphia, Pa., rendered necessary by the opening of Peltz street, and recommending that an appropriation be made of the amount estimated to be requisite for the work referred to.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 14, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, submitting, with accompanying papers, an estimate of appropriation in the sum of \$25,000 for the settlement under existing treaties of certain freedmen and their descendants upon lands known as the Oklahoma district, within the Indian Territory.

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 14, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 11th instant from the Secretary of the Interior, submitting, with accompanying papers, an item of appropriation in the sum of \$3,000 for the location and survey of boundary lines of certain lands purchased by the United States from the Creek Indians for the use of the Seminole Indians in the Indian Territory.

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 14, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, submitting, with accompanying papers, a draft of a bill "for the relief of the Mission Indians in the State of California."

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 15, 1884.*

*To the Senate of the United States:*



In response to the resolution of the Senate of the 8th instant, calling for the correspondence on file upon the subject of discriminating duties upon commerce between the United States and Cuba and Puerto Rico, I transmit herewith a report made to me by the Secretary of State, with accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 16, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a copy of a letter from the secretary of state of the State of Pennsylvania, dated November 26, 1883, inclosing a duly authenticated copy of an act of the legislature of that State entitled "An act to provide for the preservation, use, custody, and disposition of the marine hospital at Erie, and making an appropriation for the repair of the same," approved July 5, 1883, and tendering to the United States Government, on behalf of the governor, in pursuance of the provisions of the act, the said marine hospital for use as a soldiers' and sailors' home.

The papers having upon their receipt been referred by me to the Secretary of War, I inclose also a copy of his letter of the 12th instant returning the same, together with a copy of the report of Captain Edward Maguire, Corps of Engineers, dated the 10th ultimo, giving a description of the property referred to and expressing his views as to its adaptability for a soldiers and sailors' home.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 16, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of the Interior, dated the 11th instant, suggesting further action by Congress in the matter of granting leases of bath houses and bath-house sites at the Hot Springs Reservation, Ark.

The subject is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 17, 1884.*

*To the Senate and House of Representatives:*

I transmit, for the consideration of Congress, a communication from the Secretary of War and the Secretary of the Navy, on the subject of an expedition for the relief of Lieutenant A.W. Greely and his party, composing what is known as the "Lady Franklin Bay Expedition," which was sent to the arctic regions in 1881 under the provisions of the acts of Congress approved May 1, 1880, and March 3, 1881.

In the plans for the relief of this party, as arranged with Lieutenant Greely, it was contemplated that an effort would be made to communicate with him and furnish him any needed assistance in 1882 and again in 1883.

Subsequently legislation was enacted which required the expedition of 1883 to bring the party home. It was a part of the arrangement that if communication should not be made with him on or before the 1st of September, 1883, he should, with his party, abandon his station at Lady Franklin Bay not later than the above-mentioned date and proceed south-ward, and would find a well-supplied relief station at the entrance to Smiths Sound, a point where it would not be difficult to reach him during a part of each year. The expeditions of 1882 and 1883 were sent, but neither one of them was able to communicate with Lieutenant Greely; and the last one failed to accomplish any part of its object beyond leaving a very small quantity of stores in the neighborhood of the entrance to Smiths Sound.

The situation of Lieutenant Greely and his party under these circumstances is one of great peril, and in presenting the preliminary views of the board appointed by me to take into consideration an expedition for their relief I urgently recommend prompt action by Congress to enable the recommendations of the Secretary of War and the Secretary of the Navy to be carried out without delay.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 22, 1884.*

*To the House of Representatives:*

I transmit herewith, in response to the resolution of the House dated January 11, 1883, a letter, dated the 21st instant, from the Secretary of War, together with a report submitted to him by the Chief of Engineers, embodying the information, so far as the same can be furnished from the records of his office, and a statement prepared in the Treasury Department, respecting the expenditures for rivers and harbors, called for by the said resolution.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 28, 1884.*

*To the Senate and House of Representatives:*

I transmit to Congress a communication from the Secretary of War, in relation to the necessity of an immediate appropriation of not less than \$42,000 to enable the engineer in charge to make next autumn the explosion required for the removal of Flood Rock, in the East River, New York. The importance of the work is well known, and as it appears that without a speedy appropriation a delay of a year must follow, accompanied by large expenses to protect from injury the work already done, I commend the subject to the early and favorable consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 30, 1884.*

*To the Senate of the United States:*

In further response to the resolution of the Senate of the 8th instant, calling for the correspondence on file upon the subject of discriminating duties upon commerce between the United States and Cuba and Puerto Rico, I transmit certain papers additional to the papers which accompanied the report sent to you on the 15th instant.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 31, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 29th instant from the Secretary of the Interior, submitting, with accompanying papers, a report of the Commissioner of Indian Affairs upon the subject of the right of way of the Chicago, Milwaukee and St. Paul Railway Company through the Lake Traverse Indian Reservation, in Dakota.

The subject is commended to the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 31, 1884.*

*To the House of Representatives of the United States:*



I transmit herewith, in response to the resolutions of the House of Representatives, the following report of the Secretary of State, with accompanying papers, relative to the restrictions upon the importation of American hog products into Germany and France.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 6, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication, under date of the 2d instant, from the Secretary of the Interior, transmitting the last annual report of the Government directors of the Union Pacific Railway Company.

The report accompanying the Secretary's communication has been sent to the House of Representatives.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 7, 1884.*

*To the House of Representatives:*

I transmit herewith a report of the Secretary of State, in response to the resolution of the House of Representatives of the 16th ultimo, respecting the arrest and imprisonment of John E. Wheelock in Venezuela in 1879.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 7, 1884.*

*To the House of Representatives:*

I transmit herewith, in response to a resolution of the House of Representatives of the 15th instant [ultimo], a report of the Secretary of State, with accompanying papers, in relation to the reported arrest at Lodz, in Russian Poland, of Reinhardt Wagner, a citizen of the United States.

CHESTER A. ARTHUR.

WASHINGTON, *February 7, 1884.*

*To the Senate of the United States:*

I transmit herewith to the Senate, for its consideration with a view to its ratification, an agreement concerning trade-marks between the United States and Italy, signed June 1, 1882, provided the terms thereof commend themselves to the Senate.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 11, 1884.*

*To the Senate and House of Representatives:*

I transmit a communication, under date of the 8th instant, addressed to me by the Secretary of the Navy, covering a report of Professor Simon Newcomb, United States Navy, on the subject of recent improvements in astronomical observatories, instruments, and methods of observations, as noted during his visit to the principal observatories of Europe in the year 1883, made in pursuance of orders of the Navy Department.

The request of the Secretary is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 12, 1884.*

*To the Senate of the United States:*

I transmit herewith, for the consideration of the Senate in connection with the commercial convention of January 20, 1883, between the United States and Mexico,

now pending before the Senate, a protocol of an agreement, signed on the 11th instant by the Secretary of State and the representative of Mexico at this capital, explaining and correcting an error of translation found in the Spanish text of said convention.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 12, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 8th ultimo from the Secretary of the Interior, and the accompanying papers, relating to the establishment of the boundary line between the United States and the State of Texas.

The matter is presented for the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 13, 1884.*

*To the Senate of the United States:*

In compliance with the resolution of the Senate of February 6, 1884, directing "that the President be requested, if in his judgment not incompatible with the public interests, to communicate to the Senate the record of the proceedings, testimony, and findings of the court of inquiry in relation to the events connected with the loss of the steamer *Proteus* in the Arctic Ocean," I have the honor to transmit herewith a copy of the record, *etc.*, called for in said resolution, together with the letter of the Secretary of War, dated the 12th instant, submitting the same to me.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 13, 1884.*

*To the Senate of the United States:*

In reply to the resolution of the Senate of the 11th instant, I have the honor to inclose a communication[16] from the Secretary of State.

CHESTER A. ARTHUR.

[Footnote 16: Relating to the demand of Mexico for the extradition of Alexander Trimble.]

EXECUTIVE MANSION, *February 18, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith the report of a board of Army and Navy officers appointed by me in accordance with the act of Congress approved March 3, 1883, "for the purpose of examining and reporting to Congress which of the navy-yards or arsenals owned by the Government has the best location and is best adapted for the establishment of a Government foundry, or what other method, if any, should be adopted for the manufacture of heavy ordnance adapted to modern warfare, for the use of the Army and Navy of the United States, the cost of all buildings, tools, and implements necessary to be used in the manufacture thereof, including the cost of a steam hammer or apparatus of sufficient size for the manufacture of the heaviest guns."

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 21, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a report of the Secretary of State of the 21st instant, whereby your honorable body, and through you the people of the United States, may become apprised of the generous contribution made by Her Britannic Majesty's Government toward the efforts for the relief of Lieutenant Greely's arctic exploring party by presenting to the United States the arctic steamship *Alert*.

CHESTER A. ARTHUR.

DEPARTMENT OF STATE, *Washington, February 21, 1884.*

The PRESIDENT:

In the search for vessels suitable for the expedition now preparing to relieve Lieutenant Greely and his party, attention was early directed to the *Alert*, which is the property of the British Government, and was the advance ship of the expedition under Sir George Nares. It was desirable to secure this vessel, as she is peculiarly fitted for the intended service, and as the inspecting officers recommended her Mr. Lowell was therefore instructed to ask whether she could be spared for the service.

Information of the wish of this Government having previously and informally reached the British admiralty, a private intimation was conveyed to the United States minister to the effect that the British Government had not forgotten the very considerate conduct of this Government on the occasion of the recovery of the *Resolute*, and that should any suggestion be made that the vessel would be of use to the expedition she would be presented. The *Resolute*, a vessel, as the President remembers,

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formerly belonging to Her Majesty's navy, having been abandoned in the arctic region, was discovered and brought to the United States by American seamen, and thereupon was purchased by this Government of her sailors, repaired, and returned to Great Britain. On her arrival in England the vessel was received by the Queen in person, and the officers of the United States Navy who took the ship thither were treated with every official and personal courtesy.

The Government of Her Majesty has now given the *Alert* to the United States unconditionally, with her anchors, chains, and such of her equipment as can be utilized.

Recognizing this graceful and opportune act of courtesy on the part of Her Majesty's Government, the undersigned to-day instructed Mr. Lowell as follows, by telegraph:

"Her Majesty's Government having presented to the Government of the United States the ship *Alert* to aid in the relief of Lieutenant Greely and his party, you will inform the secretary of state for foreign affairs that the spirit which prompts this act of generosity, and this evidence of sympathy with the object in view, receives the highest appreciation of the President, as it will that of the people of the United States. The President sends his cordial thanks for the opportune gift of this vessel, which he accepts in the name of the United States, and which will be used in the humane enterprise for which it is so peculiarly adapted."

Respectfully submitted.

FREDK. T. FRELINGHUYSEN.

EXECUTIVE MANSION, *February 21, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter from the Secretary of War, dated the 19th instant, submitting a letter from the Chief Signal Officer of the Army, dated the 2d instant, and its accompanying plan of a proposed meteorological observatory at Fort Myer, Va., together with an estimate of the cost of the same in the sum of \$4,000 and a statement giving various reasons why the said observatory should be established.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 25, 1884.*

*To the House of Representatives:*

In answer to so much of the resolution of the House of Representatives of the 17th ultimo as calls for the correspondence with the Mexican Government respecting the payment of claims specified in the fifth section of the act of Congress approved June 17, 1878, I transmit herewith the report of the Secretary of State and its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 29, 1884.*

*To the Senate and House of Representatives:*

In compliance with the act of Congress approved January 16, 1883, entitled "An act to regulate and improve the civil service of the United States," the Civil Service Commission has made to the President its first annual report.

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That report is herewith transmitted, together with communications from the heads of the several Executive Departments of the Government respecting the practical workings of the law under which the Commission has been acting.

Upon the good results which that law has already accomplished I congratulate Congress and the people, and I avow my conviction that it will henceforth prove to be of still more signal benefit to the public service.

I heartily commend the zeal and fidelity of the Commissioners and their suggestion for further legislation, and I advise the making of such an appropriation as shall be adequate for their needs.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 29, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a report of the Secretary of State, accompanying a report made by the commission lately designated by me to examine and report upon the asserted unhealthfulness of the swine products of this country. The views and conclusions of the commission deserve the most careful consideration of Congress, to the end that if any path be legitimately open for removing the prohibition which closes important foreign markets to those products it may be followed and appropriate legislation devised.

I earnestly recommend that Congress provide for reimbursing the expenses incurred by the commissioners in this praiseworthy service, and I should be glad also if some remunerative recognition of their public-spirited action in accepting the onerous and responsible duties imposed on them were to suggest itself to Congress. At all events, in view of the conflicting theories touching the origin and propagation of trichiniasis and the means of isolating and extirpating it among domestic swine, and considering the important bearing which precise knowledge on these points would have on the commercial aspects of the matter, I recommend provision for special research in this direction.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, March 5, 1884.*

*To the House of Representatives:*

In further response to the resolution of the House of Representatives of the 15th January last, calling for copies of correspondence on file in the Department of State in relation to the reported arrest at Lodz, in Russia, of Reinhardt Wagner, a citizen of the



United States, I transmit, in addition to the papers sent you on the 7th ultimo, a copy of a dispatch subsequently received.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, March 6, 1884.*

*To the House of Representatives of the United States:*

I transmit herewith to the House of Representatives a report from the Secretary of State, in response to a resolution of that body of the 5th ultimo, calling for correspondence concerning the representations made to this Government in relation to the existing tariff discrimination against the works of foreign artists.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, March 10, 1884.*

*To the House of Representatives:*

I transmit herewith the following documents, received from the Secretary of State, relative to the resolution of the House of Representatives upon the death of Mr. Edward Lasker.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, March 11, 1884.*

*To the Senate of the United States:*

I submit herewith, for the consideration of the Senate with a view to obtaining its advice and consent thereto, a draft of a proclamation whereby the United States accede and adhere to an international convention for the protection of industrial property, signed at Paris March 20, 1883, and in explanation of the purport of that convention and the proposed mode of effecting the adhesion of the United States thereto I subjoin a report of the Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 14, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War of the 12th instant, and accompanying papers, requesting an appropriation of \$230,869.44 for the erection at the Presidio of San Francisco of additional buildings at headquarters Military Division of the Pacific, rendered necessary in consequence of the proposed increase of the garrison by removal of troops from points in San Francisco Harbor.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 18, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretaries of War and the Navy, concerning the expediency of offering rewards for the

rescue of Lieutenant Greely and party by the independent efforts of private vessels, in addition to sending the three ships constituting the national relief expedition.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, March 18, 1884.*

*To the Senate of the United States:*

In answer to the resolution of the Senate of the 15th of January last, respecting the discovery of phosphates upon the coast of Brazil by a citizen of the United States, I transmit herewith a report from the Secretary of State upon the subject, together with the accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 20, 1884.*

*To the Senate and House of Representatives:*

In accordance with the provisions of the act making appropriations for the diplomatic and consular service for the year ending June 30, 1883, I transmit herewith a communication from the Secretary of State in relation to the consular service.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 20, 1884.*

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*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of War of the 18th instant, submitting a letter from Colonel A.F. Rockwell, United States Army, in charge of public buildings and grounds, embodying an estimate in the sum of \$30,000 for a pedestal for the statue of General James A. Garfield, to be erected in the city of Washington by the Society of the Army of the Cumberland, together with a letter upon the subject from General Anson G. McCook, on behalf of the Society of the Army of the Cumberland, the object in view being the procurement of an appropriation by Congress of the amount of the accompanying estimate.

I commend the subject to the favorable consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 26, 1884.*

*To the Senate and House of Representatives:*

In my annual message I impressed upon Congress the necessity of continued progress in the reconstruction of the Navy. The recommendations in this direction of the Secretary of the Navy and of the Naval Advisory Board were submitted by me unaccompanied by specific expressions of approval. I now deem it my duty to advise that appropriations be made at the present session toward designing and commencing the construction of at least the three additional steel cruisers and the four gunboats thus recommended, the cost of which, including their armament, will not exceed \$4,283,000, of which sum one-half should be appropriated for the next fiscal year.

The *Chicago*, *Boston*, *Atlanta*, and *Dolphin* have been designed and are being built with care and skill, and there is every reason to believe that they will prove creditable and serviceable modern cruisers. Technical questions concerning the details of these or of additional vessels can not wisely be settled except by experts, and the Naval Advisory Board, organized by direction of Congress under the act of August 5, 1882, and consisting of three line officers, a naval constructor, and a naval engineer, selected "with reference only to character, experience, knowledge, and skill," and a naval architect and a marine engineer from civil life "of established reputation and standing as experts in naval or marine construction," is an appropriate authority to decide finally all such questions. I am unwilling to see the gradual reconstruction of our naval cruisers, now happily begun in conformity with modern requirements, delayed one full year for any unsubstantial reason.

Whatever conditions Congress may see fit to impose in order to secure judicious designs and honest and economical construction will be acceptable to me, but to

relinquish or postpone the policy already deliberately declared will be, in my judgment, an act of national imprudence.

Appropriations should also be made without delay for finishing the four double-turreted monitors, the *Puritan*, *Amphitrite*, *Terror*, and *Monadnock*, and for procuring their armament and that of the *Miantonomoh*. Their hulls are built, and their machinery is under contract and approaching completion, except that of the *Monadnock*, on the Pacific coast. This should also be built, and the armor and heavy guns of all should be procured at the earliest practicable moment.

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The total amount appropriated up to this time for the four vessels is \$3,546,941.41. A sum not exceeding \$3,838,769.62, including \$866,725 for four powerful rifled cannon and for the remainder of the ordnance outfit, will complete and equip them for service. Of the sum required, only two millions need be appropriated for the next fiscal year. It is not expected that one of the monitors will be a match for the heaviest broadside ironclads which certain other Governments have constructed at a cost of four or five millions each, but they will be armored vessels of an approved and useful type, presenting limited surfaces for the shot of an enemy, and possessed of such seagoing capacity and offensive power as fully to answer our immediate necessities. Their completion having been determined upon in the recent legislation of Congress, no time should be lost in accomplishing the necessary object.

The Gun Foundry Board, appointed by direction of Congress, consisting of three army and three navy officers, has submitted its report, duly transmitted on the 20th day of February, 1884, recommending that the Government should promote the production at private steel works of the required material for heavy cannon, and that two Government factories, one for the Army and one for the Navy, should be established for the fabrication of guns from such material. An early consideration of the report is recommended, together with such action as will enable the Government to construct its ordnance upon its own territory and so to provide the armaments demanded by considerations which concern the national safety and honor.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 1, 1884.*

*To the House of Representatives:*

In response to a resolution of the House of Representatives of January 15, 1884, requesting the President to forward to the House information, including reports from consuls and others, concerning the undervaluation, false classification, and other irregular practices in the importation of foreign merchandise, and to recommend what legislation, if any, is needed to prevent such frauds on the revenue, I have the honor to transmit herewith a letter of the Secretary of the Treasury of the 28th ultimo, inclosing a draft of a bill on the subject, together with copies of reports taken from the files of the Treasury Department concerning the information desired.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 1, 1884.*

*To the House of Representatives:*



I transmit herewith a report of the Secretary of State and accompanying papers, furnished in response to a resolution of the House of Representatives of January 16, 1884, calling for information as to the payments made by Spain in accordance with the terms of its treaty with the United States concluded February 17, 1834.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 2, 1884.*

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*To the Senate and House of Representatives:*

I transmit to Congress a communication from the Secretary of War, embodying the views of the president of the Mississippi River Commission upon a report from Major Stickney, of the Engineer Corps, in relation to the protection of existing levees from destruction by the floods in the lower part of the Mississippi River. It appears that there is an urgent need of an appropriation of \$100,000 to be used for this purpose, and that an enormous destruction of property may be thereby averted. I recommend an immediate appropriation of the sum required for the purpose, to be expended under the direction of the Mississippi River Commission.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 2, 1884.*

*To the House of Representatives:*

In response to the resolution of the House of Representatives of 5th of February last, respecting the arrest and imprisonment of certain American citizens by the authorities of Colombia, at Aspinwall, I transmit a report of the Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 11, 1884.*

*To the Senate and House of Representatives:*

The condition of our seacoast defenses and their armament has been brought to the attention of Congress in my annual messages, and I now submit a special estimate of the Chief of Ordnance, United States Army, transmitted by the Secretary of War, for a permanent annual appropriation of \$1,500,000 to provide the necessary armament for our fortifications.

This estimate is founded upon the report of the Gun Foundry Board recently transmitted, to which I have heretofore invited the early attention of Congress.

In presenting this estimate I do not think it necessary to enumerate the considerations which make it of the highest importance that there should be no unnecessary delay in entering upon the work, which must be commensurate with the public interests to be guarded, and which will take much time.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *April 14, 1884.*



*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a communication from the Secretary of War of the 5th instant, submitting copies of certain papers, consisting of a letter, dated February 16 last, from Mr. Haughwout Howe, of New York City, presenting a proposition for the sale to the Government for the sum of \$5,500 of certain hospital and other records pertaining to an association founded in New York City in April, 1862, for the purpose of extending relief to soldiers of the late war; a report of an examination made of these records by a representative of the War Department, and a report of the Adjutant-General stating that the records would prove of great value to the Department in the settlement of claims of deserving soldiers, as well as in detecting fraudulent claims, as the books, *etc.*, contain information not now of record in the War Department.

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The Secretary of War, it will be observed, recommends that an appropriation be made by Congress of the necessary sum for the purchase of the records referred to.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 14, 1884.*

*To the Senate of the United States of America:*

I transmit herewith to the Senate, for its consideration with a view to ratification, a convention concluded between the United States of America and France and the twenty-four other powers named in said convention for the protection of submarine cables, concluded at Paris on the 14th day of March, A.D. 1884. I also inclose, for the information of the Senate, a copy of Mr. Morton's dispatch No. 518, of the 18th ultimo, in relation to the subject.

CHESTER A. ARTHUR.

WASHINGTON, *April 14, 1884.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a convention concerning trade-marks and trade-labels between the United States and Belgium, signed on the 7th instant.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 18, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of State of the 16th instant, relative to the approaching visit of a special embassy from Siam to the United States, and recommend that the appropriation asked by the Secretary of State to suitably defray the expenses of such embassy while in this country be made.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 18, 1884.*

*To the House of Representatives:*

I transmit herewith a copy of a report of the Secretary of State of the 16th instant, in relation to the final award made by the late French and American Claims Commission

against the United States for the sum of \$625,566.35, for the payment of the claims of French citizens against this Government. I recommend that an appropriation of the above sum be made to enable the Government to fulfill its obligations under the treaty of January 15, 1880, between this country and France.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 18, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of State, dated the 16th instant, respecting the approaching international conference at Washington, D.C., for the purpose of fixing upon a meridian proper to be employed as a common zero of longitude and standard of time reckoning throughout the globe, and recommend that the sum of \$10,000 be appropriated to enable the Secretary of State to meet the expenses of the same.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 18, 1884.*

*To the Senate of the United States:*

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In response to the resolution of the Senate of the 5th of December last, respecting the execution by the United States of the ninth article of the treaty of 1819 with Spain, I transmit herewith a report of the Secretary of State and its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 22, 1884.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State, in response to a resolution of the Senate of February 29, 1884, requesting information concerning the respective average production, consumption, exportation, and importation of wheat, rye, corn, and cotton in foreign countries, together with statistics showing the production and surplus or deficiency in the crops of the past two years in each of such countries, an estimate of the probable requirements of such products from the United States to meet the wants of these countries before the crops of the coming crop year are ready for market, and other available information concerning the questions to which the resolution refers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 24, 1884.*

*To the House of Representatives:*

I transmit herewith, in answer to a resolution of the House of Representatives of the 21st instant, a report of the Secretary of State, with the accompanying papers, in relation to the threatened confiscation of the American college at Rome by the Italian Government.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, April 28, 1884.*

*To the House of Representatives:*

I transmit herewith a report of the Secretary of State, in relation to the bill for the support of the diplomatic and consular services.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 3, 1884.*

*To the House of Representatives:*

I transmit herewith, for your consideration, a communication from the Secretary of State, recommending the appropriation of the sum of \$22,500, or so much thereof as may be necessary, to meet the proper obligations of the Government on account of the courteous services of the various umpires of the late American-Spanish Commission.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 6, 1884.*

*To the Senate of the United States:*

In answer to the resolution of the Senate of March 12, 1884, requesting to be furnished with a copy of correspondence between this Government and that of China respecting the Ward claims and the claim of Charles E. Hill, I herewith submit a letter of the Secretary of State, together with its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 6, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the information of Congress, a communication from the Secretary of the Interior, submitting a copy of the report of the Utah Commission.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 6, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the information of Congress, a copy of the preliminary report of the board of management of the World's Industrial and Cotton Centennial Exposition, showing their operations and containing observations upon other matters concerning the project deemed of importance.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 6, 1884.*

*To the House of Representatives:*

In answer to that part of the resolution of the House of Representatives of the 17th of January last respecting the question of boundaries between the Republics of Mexico and Guatemala, I transmit herewith the report of the Secretary of State and its accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 12, 1884.*

*To the House of Representatives:*

I transmit herewith, in answer to the resolution of the House of Representatives of the 6th of February last, a communication from the Secretary of State, respecting the extradition of criminals under the treaty of 1842 with Great Britain.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 12, 1884.*

*To the House of Representatives:*

I transmit herewith a communication from the Secretary of State, transmitting a draft of a resolution providing for the presentation of a testimonial to Mr. E.L. Oxenham, British consul at Chin-Kiang, in acknowledgment of services rendered the United States.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 14, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of State of the 14th instant, with accompanying papers, relative to the necessity of an appropriation by Congress to enable this Government to execute the provisions of the convention between the United States and Mexico of July 29, 1882, for the relocation of the monuments marking the boundary line between the two countries, and recommend that the amount asked, \$224,556.75, immediately provided.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 15, 1884.*

*To the Senate:*

I transmit herewith to the Senate, for consideration with a view to advising and consenting thereto, an agreement, signed May 14, 1884, between the Secretary of State and the minister plenipotentiary of Siam, for the regulation of the liquor traffic in Siam when citizens of the United States engage in the importation or sale of liquors there.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 19, 1884.*

*To the House of Representatives:*

I transmit herewith, for such action as is deemed proper, a communication from the Secretary of State, recommending an additional appropriation of \$6,000 for the construction of a wharf and roadway as a means of approach to the monument to be erected at Wakefield, Westmoreland County, Va., to mark the birthplace of George Washington.

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I commend the matter to your favorable attention.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 19, 1884.*

*To the House of Representatives:*

I transmit herewith a report from the Secretary of State, with accompanying copies of correspondence, in further response to the resolution of the House of Representatives of January 16, 1884, respecting the arrest and imprisonment of John E. Wheelock in Venezuela in 1879.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *May 29, 1884.*

*To the House of Representatives:*

I transmit herewith, for such action as is deemed proper, a communication from the Secretary of State, accompanied by several inclosures, in which he recommends an appropriation for rewarding the services of the Osette Indians in rescuing and caring for the crew of the American steamer *Umatilla*, which vessel was wrecked in February last near the coast of Vancouvers Island.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, May 29, 1884.*

*To the Senate of the United States:*

I transmit herewith, in response to the resolution of the Senate of March 10 last, a report from the Secretary of State, with accompanying papers, in regard to the claim of Edward H. Ladd against the Government of Colombia.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 9, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, a letter and its accompanying estimate, submitted by the board charged with preparing a departmental exhibit for the World's Industrial and Cotton Centennial Exposition to be held at New Orleans, beginning December 1, 1884. This board was appointed by Executive order of May 13,



1884,[17] and is composed of representatives of the several Executive Departments, the Department of Agriculture, and the Smithsonian Institution. It is charged with the important and responsible duty of making arrangements for a complete and harmonious collection of the articles and materials deemed desirable to place on exhibition, in illustration of the resources of the country, its methods of governmental administration, and its means of offense and defense.

The board submits an estimate calling for an appropriation of \$588,000 to accomplish the desired end. That amount is distributed among the Departments as shown in the table. The War, Navy, and Interior Departments call for the largest share, representing as they do the national defenses by land and sea, the progress of naval architecture and ordnance, the geological survey and mineral wealth of the Territories, the treatment of the Indians, and the education of the masses, all of which admit of varied and instructive exhibits. The Smithsonian Institution, having under its general care the National Museum and the Fish Commission, is prepared to make a display second in interest to none of modern days. The remaining Departments can present instructive and interesting exhibits, which will attract popular attention and convey an idea of their extensively ramified duties and of the many points where they beneficially affect the life of the people as a nation and as individuals.

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The exhibit of the Government at the Centennial Exhibition held at Philadelphia in 1876 was admitted to be one of the most attractive features of that great national undertaking and a valuable addition to it. From men of intelligence and scientific attainments, at home and abroad, it received the highest encomiums, showing the interest it awakened among those whose lives are given to the improvement of the social and material condition of the people.

The reproduction of such a display now on a more extensive plan is rendered possible by the advancement of science and invention during the eight years that have passed since the Philadelphia exhibit was collected.

The importance, purposes, and benefits of the New Orleans Exhibition are continental in their scope. Standing at the threshold of the almost unopened markets of Spanish and Portuguese America, New Orleans is a natural gateway to their trade, and the exhibition offers to the people of Mexico and Central and South America an adequate knowledge of our farming implements, metal manufactures, cotton and woolen goods, and the like necessities of existence, in respect to which those countries are either deficient or supplied to a limited extent. The breaking down of the barriers which still separate us from the Republics of America whose productions so entirely complement our own will aid greatly in removing the disparity of commercial intercourse under which less than 10 per cent of our exports go to American countries.

I trust that Congress will realize the urgency of this recommendation and make its appropriation immediately available, so that the board may lose no time in undertaking the extensive preparations necessary to spread a more intimate knowledge of our Government institutions and national resources among the people of our country and of neighboring states in a way to command the respect due it in the family of nations.

CHESTER A. ARTHUR.

[Footnote 17: See pp. 230-231.]

EXECUTIVE MANSION, *Washington, June 9, 1884.*

*To the Senate of the United States:*

I transmit herewith, for consideration by the Senate and appropriate action thereon, a report of the Secretary of State, communicating the proposal of the King of Hawaii that the duration of the existing reciprocity treaty with the United States be extended for a further definite period of seven years.

The treaty having been heretofore under consideration by your honorable body, I deem it fitting to consult the Senate in the matter before directing the negotiations to proceed.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 11, 1884.*

*To the House of Representatives:*

In compliance with the resolution of the House of Representatives of the 10th instant, I return House bill No. 2344, entitled "An act for the relief of Melissa G. Polar."

CHESTER A. ARTHUR.

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EXECUTIVE MANSION, *Washington, June 11, 1884.*

*To the House of Representatives:*

I transmit herewith to the House of Representatives, in response to a resolution of that body of the 21st of April last, a copy of the material correspondence on file in the Department of State relative to the claim of W.J. Hale against the Argentine Republic, and a list of the papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 12, 1884.*

*To the Senate of the United States:*

I transmit herewith, in response to a resolution of the Senate dated May 2, 1884, the following report of the Secretary of State, with an accompanying paper, relative to the latest law of the Mexican Republic creating or modifying the *zona libre* in relation to importations of merchandise.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 13, 1884.*

*To the Senate:*

I transmit to the Senate, for its consideration with a view to ratification, a convention signed on the 11th instant, supplementary to the extradition convention concluded between the United States and Italy on the 23d of March, 1868.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 19, 1884.*

*To the House of Representatives:*

I transmit herewith, in answer to the resolution of the House of Representatives of the 31st of March last, a communication from the Secretary of State, with accompanying papers, concerning the rent of consular premises in China.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 21, 1884.*

*To the Senate and House of Representatives:*

I have permitted House bill No. 4689, entitled "An act for the relief of Eliza W. Patterson," to become a law by withholding action upon it for ten days after it was presented to me.

The affairs and interests of the District of Columbia are committed to Congress as its legislature. I do not question the constitutional right of Congress to pass a law relieving the family of an officer, in view of the services he had rendered his country, from the burdens of taxation, but I submit to Congress that this just gift of the nation to the family of such faithful officer should come from the National Treasury rather than from that of this District, and I therefore recommend that an appropriation be made to reimburse the District for the amount of taxes which would have been due to it had this act not become a law.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 24, 1884.*

*To the House of Representatives:*

In answer to a resolution of the House of Representatives of the 7th instant, making an inquiry regarding the expenditure of moneys appropriated by Congress to meet the expenses of the French and American Claims Commission, I transmit herewith a report of the Secretary of State upon the subject.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *June 28, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of the Interior, calling attention to certain omissions, etc., in the act (H.R. 1340) entitled "An act to establish a Bureau of Labor Statistics," and invite the attention of the Congress to the same.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, June 30, 1884.*

*To the House of Representatives:*

I transmit herewith, in compliance with resolutions of the House of Representatives respectively dated March 22 and April 19, 1884, a report from the Secretary of State, communicating information in regard to moneys received from Venezuela under the treaty of April 25, 1866, and their distribution to holders of awards by the Department of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, July 3, 1884.*

*To the Senate of the United States:*

I transmit herewith, in response to a resolution of the Senate of the 11th of February last, a report of the Secretary of State, relative to the papers on file in the Department of State touching the unsettled claims of citizens of the United States against France for spoliations prior to July 31, 1801.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *July 7, 1884.*

*To the House of Representatives:*

In compliance with the concurrent resolution of the Senate and House of Representatives of the 5th instant, I return herewith House bill 6770, entitled "An act making appropriations for the consular and diplomatic service of the Government for the fiscal year ending June 30, 1885, and for other purposes."

CHESTER A. ARTHUR.

## VETO MESSAGE.

EXECUTIVE MANSION, *July 2, 1884.*

*To the House of Representatives:*

After careful consideration of the bill entitled "An act for the relief of Fitz John Porter," I herewith return it with my objections to that House of Congress in which it originated. Its enacting clause is in terms following:

That the President be, and he is hereby, authorized to nominate and, by and with the advice and consent of the Senate, to appoint Fitz John Porter, late a major-general of the United States Volunteers and a brevet brigadier-general and colonel of the Army, to the position of colonel in the Army of the United States, of the same grade and rank held by him at the time of his dismissal from the Army by sentence of court-martial promulgated January 27, 1863. \* \* \*

It is apparent that should this bill become a law it will create a new office which can be filled by the appointment of the particular individual whom it specifies, and can not be filled otherwise; or it may be said with perhaps greater precision of statement

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that it will create a new office upon condition that the particular person designated shall be chosen to fill it. Such an act, as it seems to me, is either unnecessary and ineffective or it involves an encroachment by the legislative branch of the Government upon the authority of the Executive. As the Congress has no power under the Constitution to nominate or appoint an officer and can not lawfully impose upon the President the duty of nominating or appointing to office any particular individual of its own selection, this bill, if it can fairly be construed as requiring the President to make the nomination and, by and with the advice and consent of the Senate, the appointment which it authorizes, is in manifest violation of the Constitution. If such be not its just interpretation, it must be regarded as a mere enactment of advice and counsel, which lacks in the very nature of things the force of positive law and can serve no useful purpose upon the statute books.

There are other causes that deter me from giving this bill the sanction of my approval. The judgment of the court-martial by which more than twenty years since General Fitz John Porter was tried and convicted was pronounced by a tribunal composed of nine general officers of distinguished character and ability. Its investigation of the charges of which it found the accused guilty was thorough and conscientious, and its findings and sentence were in due course of law approved by Abraham Lincoln, then President of the United States. Its legal competency, its jurisdiction of the accused and of the subject of the accusation, and the substantial regularity of all of its proceedings are matters which have never been brought into question. Its judgment, therefore, is final and conclusive in its character.

The Supreme Court of the United States has recently declared that a court-martial such as this was is the organism provided by law and clothed with the duty of administering justice in this class of cases. Its judgments, when approved, rest on the same basis and are surrounded by the same considerations which give conclusiveness to the judgments of other legal tribunals, including as well the lowest as the highest. It follows, accordingly, that when a lawfully constituted court-martial has duly declared its findings and its sentence and the same have been duly approved neither the President nor the Congress has any power to set them aside. The existence of such power is not openly asserted, nor perhaps is it necessarily implied, in the provisions of the bill which is before me, but when its enacting clauses are read in the light of the recitations of its preamble it will be seen that it seeks in effect the practical annulment of the findings and the sentence of a competent court-martial.

A conclusion at variance with these findings has been reached after investigation by a board consisting of three officers of the Army. This board was not created in pursuance of any statutory authority and was powerless to compel the attendance of witnesses or to pronounce a judgment which could have been lawfully enforced. The officers who



constituted it, in their report to the Secretary of War, dated March 19, 1879, state that in their opinion—

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Justice requires \* \* \* such action as may be necessary to annul and set aside the findings and sentence of the court-martial in the case of Major-General Fitz John Porter and to restore him to the positions of which that sentence deprived him, such restoration to take effect from the date of his dismissal from the service.

The provisions of the bill now under consideration are avowedly based on the assumption that the findings of the court-martial have been discovered to be erroneous; but it will be borne in mind that the investigation which is claimed to have resulted in this discovery was made many years after the events to which that evidence related and under circumstances that made it impossible to reproduce the evidence on which they were based.

It seems to me that the proposed legislation would establish a dangerous precedent, calculated to imperil in no small measure the binding force and effect of the judgments of the various tribunals established under our Constitution and laws.

I have already, in the exercise of the pardoning power with which the President is vested by the Constitution, remitted the continuing penalty which had made it impossible for Fitz John Porter to hold any office of trust or profit under the Government of the United States; but I am unwilling to give my sanction to any legislation which shall practically annul and set at naught the solemn and deliberate conclusions of the tribunal by which he was convicted and of the President by whom its findings were examined and approved.

CHESTER A. ARTHUR.

## **PROCLAMATIONS.**

### **BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

#### **A PROCLAMATION.**

Whereas both Houses of Congress did on the 20th instant request the commemoration, on the 23d instant, of the one hundredth anniversary of the surrender by George Washington, at Annapolis, of his commission as Commander in Chief of the patriot forces of America; and

Whereas it is fitting that this memorable act, which not only signalized the termination of the heroic struggle of seven years for independence, but also manifested Washington's devotion to the great principle that ours is a civic government of and by the people, should be generally observed throughout the United States:

Now, therefore, I, Chester A. Arthur, President of the United States, do hereby recommend that either by appropriate exercises in connection with the religious

services of the 23d instant or by such public observances as may be deemed proper on Monday, the 24th instant, this signal event in the history of American liberty be commemorated; and further, I hereby direct that at 12 o'clock noon on Monday next the national salute be fired from all the forts throughout the country.

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

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[SEAL.]

Done this 21st day of December, A.D. 1883, and of the Independence of the United States the one hundred and eighth.

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

## BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

Whereas by a memorandum of an agreement executed at Madrid on the 13th day of February, A.D. 1884, by and between the duly authorized agents and representatives of the Government of the United States of America and of the Government of His Majesty the King of Spain, satisfactory evidence has been given to me that the Government of that country has abolished the discriminating customs duty heretofore imposed upon the products of and articles proceeding from the United States of America imported into the islands of Cuba and Puerto Rico, said abolition to take effect on and after the 1st day of March next:

Now, therefore, I, Chester A. Arthur, President of the United States of America, by virtue of the authority vested in me by section 4228 of the Revised Statutes, do hereby declare and proclaim that on and after the said 1st day of March next, so long as the products of and articles proceeding from the United States imported into the islands of Cuba and Puerto Rico shall be exempt from discriminating customs duties, any such duties on the products of and articles proceeding from Cuba and Puerto Rico under the Spanish flag shall be suspended and discontinued.

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

[SEAL.]

Done at the city of Washington, this 14th day of February, A.D. 1884, and of the Independence, of the United States the one hundred and eighth.

CHESTER A. ARTHUR.

By the President:  
FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

## **BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

### **A PROCLAMATION.**

Whereas it is alleged that certain persons have within the territory and jurisdiction of the United States begun and set on foot preparations for an organized and forcible possession of and settlement upon the lands of what is known as the Oklahoma lands, in the Indian Territory, which Territory is designated, recognized, and described by the treaties and laws of the United States and by the executive authorities as Indian country, and as such is subject to occupation by Indian tribes only; and

Whereas the laws of the United States provide for the removal of all persons residing or being found in said Indian Territory without express permission of the Interior Department:

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Now, therefore, for the purpose of properly protecting the interests of the Indian nations and tribes in said Territory, and that settlers may not be induced to go into a country, at great expense to themselves, where they can not be allowed to remain, I, Chester A. Arthur, President of the United States, do admonish and warn all such persons so intending or preparing to remove upon said lands or into said Territory against any attempt to so remove or settle upon any of the lands of said Territory; and I do further warn and notify any and all such persons who do so offend that they will be speedily and immediately removed therefrom by the proper officers of the Interior Department, and, if necessary, the aid and assistance of the military forces of the United States will be invoked to remove all such intruders from the said Indian Territory.

In testimony whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

[SEAL.]

Done at the city of Washington, this 1st day of July, A.D. 1884, and of the Independence of the United States the one hundred and eighth.

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

## **BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

### A PROCLAMATION.

While quarantine regulations are committed to the several States, the General Government has reposed certain powers in the President, to be used at his discretion in preventing a threatened epidemic.

Feeling it my duty, I hereby call upon all persons who under existing systems in the several States are intrusted with the execution of quarantine regulations to be diligent and on the alert in order to prevent the introduction of the pestilence which we all regret to learn has made its appearance in some of the countries of Europe between which and the ports of the United States intercourse is direct and frequent.

I further advise that the cities and towns of the United States, whether on the coast or on the lines of interior communication, by sound sanitary regulations and the promotion

of cleanliness, be prepared to resist the power of the disease and to mitigate its severity.

And I further direct the consuls of the United States in the ports where the pestilence has made or may make its appearance to exercise vigilance in carrying out the instructions heretofore given and in communicating to the Government of the United States any information of value relating to the progress or treatment of the disease.

[SEAL.]

Given under my hand and the seal of the United States, at the city of Washington, this 19th day of July, A.D. 1884, and of the Independence of the United States the one hundred and ninth.

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

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### BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

The season is nigh when it is the yearly wont of this people to observe a day appointed for that purpose by the President as an especial occasion for thanksgiving unto God.

Now, therefore, in recognition of this hallowed custom, I, Chester A. Arthur, President of the United States, do hereby designate as such day of general thanksgiving Thursday, the 27th day of this present November.

And I do recommend that throughout the land the people, ceasing from their accustomed occupations, do then keep holiday at their several homes and their several places of worship, and with heart and voice pay reverent acknowledgment to the Giver of All Good for the countless blessings wherewith He hath visited this nation.

In witness whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

[SEAL.]

Done at the city of Washington, this 7th day of November, A.D. 1884, and of the Independence of the United States the one hundred and ninth.

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

### EXECUTIVE ORDERS.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rule for the regulation and improvement of the executive civil service is hereby amended and promulgated, as follows:

#### RULE XII.

1. Every regular application must be supported by proper certificates of good moral character, health, and physical and mental capacity for doing the public work, the



certificates to be in such form and number as the regulations of the Commission shall provide; but no certificate will be received which is inconsistent with the tenth section of the civil-service act.<sup>2</sup> No one shall be entitled to be examined for admission to the classified postal service if under 16 or over 35 years of age, or to the classified customs service or to the classified departmental service if under 18 or over 45 years of age; but no one shall be examined for appointment to any place in the classified customs service, except that of clerk or messenger, who is under 21 years of age; but these limitations of age shall not apply to persons honorably discharged from the military or naval service of the country who are otherwise duly qualified.

Approved, December 5, 1883.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 17, 1883*

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The following-named officers of the Army and Navy will constitute a board to consider an expedition to be sent for the relief of Lieutenant Greely and his party, composing what is known as the "Lady Franklin Bay Expedition," and to recommend to the Secretaries of War and the Navy, jointly, the steps the board may consider necessary to be taken for the equipment and transportation of the relief expedition, and to suggest such plan for its control and conduct and for the organization of its personnel as may seem to them best adapted to accomplish its purpose:

Brigadier-General William B. Hazen, Chief Signal Officer, United States Army; Captain James A. Greer, United States Navy; Lieutenant-Commander B.H. McCalla, United States Navy; Captain George W. Davis, Fourteenth Infantry, United States Army.

The board will meet in Washington, D.C., on the 20th instant.

CHESTER A. ARTHUR.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rule and the amendment to Rule XVI for the regulation and improvement of the executive civil service are hereby promulgated:

### **RULE XXI.**

1. No person shall be promoted, without examination under these rules, from any position for which an examination is not required to any position for which an examination is required under the rules; nor shall any person who has passed only a limited examination under clause 4 of Rule VII for the lower classes or grades in the departmental or customs service be promoted within two years after appointment to any position giving a salary of \$1,000 or upward without first passing an examination under clause I of said rule, and such examination shall not be allowed within the first year after appointment.2. But a person who has passed the examination under said clause I and has accepted a position giving a salary of \$900 or less shall have the same right of promotion as if originally appointed to a position giving a salary of \$1,000 or more.3. The Commission may at any time certify for a \$900 or any lower place in the classified service any person upon the register who has passed the examination under clause I of Rule VII if such person does not object before such certification is made.

#### **II. The following words are added as a fifth clause at the end of Rule XVI, viz:**

5. Any person appointed to or employed in any part of the classified service, after due certification for the same under these rules, who shall be dismissed or separated

therefrom without fault or delinquency on his part may be reappointed or reemployed in the same part or grade of such service at the same office, within eight months next following such dismissal or separation, without further examination.

III. It is further ordered that the rule heretofore designated XXI be hereafter designated XXII, and XXII as Rule XXIII.

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Approved, January 18, 1884.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 8, 1884.*

General William T. Sherman, General of the Army, having this day reached the age of 64 years, is, in accordance with law, placed upon the retired list of the Army without reduction in his current pay and allowances.

The announcement of the severance from the command of the Army of one who has been for so many years its distinguished chief can but awaken in the minds, not only of the Army, but of the people of the United States, mingled emotions of regret and gratitude—regret at the withdrawal from active military service of an officer whose lofty sense of duty has been a model for all soldiers since he first entered the Army in July, 1840, and gratitude, freshly awakened, for the services, of incalculable value, rendered by him in the war for the Union, which his great military genius and daring did so much to end.

The President deems this a fitting occasion to give expression in this manner to the gratitude felt toward General Sherman by his fellow-citizens, and to the hope that Providence may grant him many years of health and happiness in the relief from the active duties of his profession.

CHESTER A. ARTHUR.

DEPARTMENT OF JUSTICE, *Washington, March 12, 1884.*

*To the District Attorneys and Marshals of the United States:*

By direction of the President, I have to inform you it is reported that certain persons are aiding in the prosecution of heinous crimes by shipping to foreign ports explosives dangerous in the highest degree to life and property. No proof has been adduced that this rumor is founded upon fact, and the President can not believe its truth. The honor of this nation, however, requires that it should not be open to the imputation, unfounded though it be, of the slightest appearance of tolerating such crimes, whether to be committed against our people or those of other countries.

Your attention is therefore called to sections 5353, 5354, 5355, 4278, and 4279 of the Revised Statutes of the United States, which regulate the shipment of explosives and the punishment of those who infringe their provisions; and you are instructed to be diligent in your efforts to prevent the offenses described and to detect and prosecute those who have or may commit them.

Very respectfully,

BENJAMIN HARRIS BREWSTER, *Attorney-General*.

**BY THE PRESIDENT OF THE UNITED STATES.**

EXECUTIVE ORDER.

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Whereas it has been brought to the notice of the President of the United States that in the World's Industrial and Cotton Centennial Exhibition of Arts, Manufactures, and Products of the Soil and Mines, to be held in the city of New Orleans, commencing December 1, 1884, for the purpose of celebrating the one hundredth anniversary of the production, manufacture, and commerce of cotton, it is desirable that from the Executive Departments of the Government of the United States in which there may be articles suitable for the purpose intended there should appear such articles and materials as will, when presented in a collective exhibition, illustrate the functions and administrative faculties of the Government in time of peace and its resources as a war power, and thereby serve to demonstrate the nature of our institutions and their adaptation to the wants of the people:

Now, for the purpose of securing a complete and harmonious arrangement of the articles and materials designed to be exhibited from the Executive Departments of the Government, it is ordered that a board, to be composed of one person to be named by the head of each of the Executive Departments which may have articles and materials to be exhibited, and also of one person to be named in behalf of the Smithsonian Institution, and one to be named in behalf of the Department of Agriculture, and one to be named in behalf of the Bureau of Education, be charged with the preparation, arrangement, and safe-keeping of such articles and materials as the heads of the several Departments and the Commissioner of Agriculture, the Director of the Smithsonian Institution, and the Commissioner of Education may respectively decide shall be embraced in the collection; that one of the persons thus named, to be designated by the President, shall be chairman of such board, and that the board appoint from their number such other officers as they may think necessary; and that the said board, when organized, shall be authorized, under the direction of the President, to confer with the executive officers of the World's Industrial Cotton Centennial Exhibition in relation to such matters connected with the subject as may pertain to the respective Departments having articles and materials on exhibition, and that the names of the persons thus selected by the heads of the several Departments, the Commissioner of Agriculture, the Director of the Smithsonian Institution, and the Commissioner of Education shall be submitted to the President for designation.

Done at the city of Washington, this 9th day of April, 1884, and of the Independence of the United States the one hundred and eighth.

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

In the exercise of the power vested in the President by the Constitution and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-

service act approved January 16, 1883, the following rules for the regulation and improvement of the executive civil service are amended as stated below, and are hereby promulgated:

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1. Rule XI is amended by adding thereto a second clause, as follows:

2. The Commission may by regulations, subject to change at any time by the President, declare the kind and measure of ill health, physical incapacity, misrepresentation, and bad faith which may properly exclude any person from the right of examination, grading, or certification under these rules. It may also provide for medical certificates of physical capacity in the proper cases, and for the appropriate certification of persons so defective in sight, speech, hearing, or otherwise as to be apparently disqualified for some of the duties of the part of the service which they seek to enter.

2. The second clause of Rule XII is amended by substituting for the first line and the second line thereof down to the word "age" therein (as printed in the annual report of the Commission) the following words:

No one shall be entitled to be examined for admission to the classified postal service if under 16 or over 35 years of age, excepting messengers, stampers, and other junior assistants, who must not be under 14 years of age.

3. Rule XXI, as printed in said report, is amended by substituting for the first two lines and the third line down to the word "rules" therein the following words:

No person, unless excepted under Rule XIX, shall be admitted into the classified civil service from any place not within said service without an examination and certification under the rules.

Approved, April 23, 1884.

CHESTER A. ARTHUR.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rule for the regulation and improvement of the executive civil service is amended as stated below, and is hereby promulgated:

Rule XI is amended by striking out the last sentence of said rule as printed in the annual report of the Commission and inserting in place thereof the following, namely:

No person under enlistment in the Army or Navy of the United States shall be examined under these rules except for some place in the Department under which he is enlisted requiring special qualifications, and with the consent in writing of the head of such Department.

Approved, April 23, 1884.



CHESTER A. ARTHUR.

**BY THE PRESIDENT OF THE UNITED STATES.**

EXECUTIVE ORDER.

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In conformity with the Executive order directing the organization of a board, to be composed of one person to be named by the head of each of the Executive Departments which may have articles and materials to be exhibited at the World's Industrial and Cotton Centennial Exhibition, I hereby direct the persons who have been so designated, viz, Major and Brevet Lieutenant-Colonel Stephen C. Lyford, United States Army, of the War Department, president of the board; Charles S. Hill, of the Department of State; Lieutenant B.H. Buckingham, United States Navy, of the Navy Department; William F. McLennan, of the Treasury Department; Abraham D. Hazen, Assistant Postmaster-General; Benjamin Butterworth, of the Interior Department; Cecil Clay, of the Department of Justice; William Saunders, of the Agricultural Department; G. Brown Goode, of the Smithsonian Institution; London A. Smith, of the Bureau of Education, Interior Department, to assemble at the Department of State, in the city of Washington, at noon on the 17th day of May, 1884, and then and there to organize said board; and said board when so organized shall immediately proceed to the discharge of its duties.

I also designate W.A. De Caidry as the secretary of said board.

Done at the city of Washington, this 13th day of May, 1884, and of the Independence of the United States the one hundred and eighth.

CHESTER A. ARTHUR.

By the President:  
FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

EXECUTIVE MANSION, *Washington, May 26, 1884.*

Under the provisions of section 4 of the act approved March 3, 1883, it is hereby ordered that the several Executive Departments, the Department of Agriculture, and the Government Printing Office be closed on Friday, the 30th instant, to enable the employees to participate in the decoration of the graves of the soldiers who fell during the rebellion.

CHESTER A. ARTHUR.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following special rule for the regulation and improvement of the executive civil service is hereby promulgated:

SPECIAL RULE.

Any person who was employed on or before the 16th day of January, 1883, in any Executive Department at Washington in a position not included in the classified service in said Department, but who was at that date exclusively engaged in the duties of a clerk or copyist, and who has since been continuously so engaged, may, in the discretion of the head of the Department, be treated as within the classified service in the Department in a grade corresponding to such duties, provided such person has either already passed an examination under the civil-service rules or shall pass an appropriate competitive or noncompetitive examination thereunder at a grade of 65 per cent or upward.

Approved, June 12, 1884.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *July 8, 1884.*

In order to carry out the provisions of that portion of the act entitled "An act making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1885, and for other purposes," approved July 7, 1884, which contemplates the participation of the several Executive Departments, the Department of Agriculture, and the Smithsonian Institution in the World's Industrial and Cotton Centennial Exposition of 1884-85, the board heretofore appointed by Executive order to take charge of the articles and materials to be exhibited by these Departments, the Department of Agriculture, and the Smithsonian Institution is hereby continued under the following regulations and distribution of duties, viz:

The funds appropriated for such participation will be drawn from the Treasury upon the requisition of the president of the board, and will be disbursed and accounted for as are other public moneys under the existing laws and regulations relating to disbursing officers.

An officer of the Army will be detailed by the Secretary of War and an officer of the Navy will be detailed by the Secretary of the Navy to report to the president of the board for duty as disbursing officers of the board.

The representatives of the several Executive Departments, the representative of the Department of Agriculture, and the representative of the Smithsonian Institution will have charge of the matter pertaining to their respective Departments, subject to the general advisement of the board, and all bills will be paid by the disbursing officers upon vouchers certified by such representatives and countersigned by the president of the board.

The disbursing officers will render, through the president of the board, monthly accounts current of all advances and disbursements by them to the First Auditor of the Treasury for audit and settlement in the same manner as are other accounts of disbursing officers of the Government.

Each representative will be held responsible to the head of his respective Department for all public property of the United States furnished by the head of such Department or otherwise coming to his hands for the purposes of the exposition, and will render proper accounts of the same to such head of Department until the property is returned.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *July 10, 1884.*

The participation of the several Executive Departments, the Department of Agriculture, and the Smithsonian Institution in the Cincinnati Industrial Exposition at Cincinnati, Ohio, and the Southern Exposition at Louisville, Ky., as contemplated by the "act making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1885, and for other purposes," is hereby placed under the management of the board referred to in Executive order of July 8, 1884, relating to the participation of said Departments and Institution in the World's Industrial and Cotton Centennial Exposition of 1884-85, the provisions of which order being hereby extended to embrace said Cincinnati and Louisville expositions.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *July 16, 1884.*

No appropriation having been specifically made for the participation of the Bureau of Education, Interior Department, in the World's Industrial and Cotton Centennial Exposition at New Orleans, La., the Industrial Exposition, Cincinnati, Ohio, or the Southern Exposition, Louisville, Ky., the representative on behalf of that Bureau in the board appointed by Executive order of May 13, 1884,[18] is relieved from further duty as a member of the board, and the display of that Bureau will be made as a part of the exhibit of the Interior Department out of the moneys appropriated for the participation of that Department in said expositions.

CHESTER A. ARTHUR.

[Footnote 18: See pp. 230-231.]

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following special rule for the regulation and improvement of the executive civil service is hereby promulgated:

### **SPECIAL RULE**

The names of all persons who shall have successfully passed their examination under the civil-service rules previous to July 16, 1884, may remain on the register of persons eligible for appointment two years from the date of their respective registrations, unless sooner appointed.

Approved, July 18, 1884.

CHESTER A. ARTHUR.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following special rule for the regulation and improvement of the executive civil service is hereby promulgated:

#### **SPECIAL RULE NO. 3.**

Appointments to the 150 places in the Pension Office provided to be filled by the act of July 7, 1884, except so far as they may be filled by promotions, must be separately apportioned by the appointing power in as near conformity to the second section of the

act of January 16, 1883, as the need of filling them promptly and the residence and qualifications of the applicants will permit.

Approved, July 22, 1884.

CHESTER A. ARTHUR.

DEPARTMENT OF STATE, *Washington, September 5, 1884.*

SIR:[19] With deep regret I announce to you that the Hon. Charles J. Folger, Secretary of the Treasury of the United States, yesterday died at his home in Geneva, State of New York.

Thus has closed the life of a distinguished and respected citizen, who by his services as an executive officer of the United States and as a legislator and judge of his own State won the esteem and regard of his fellow-countrymen.

The President directs that all Departments of the executive branch of the Government and the offices subordinate to them shall manifest due honor for the memory of this eminent citizen, in a manner consonant with the dignity of the office thus made vacant and with the upright character of him who held it.

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To this end the President directs that the Treasury Department and its dependencies in this capital shall be draped in mourning for a period of thirty days, the several Executive Departments shall be closed on the day of the funeral of the deceased, and that on all public buildings of the Government throughout the United States the national flag shall be draped in mourning and displayed at half-mast.

I have the honor to be, sir, your obedient servant,

FREDK. T. FRELINGHUYSEN.

[Footnote 19: Addressed to the heads of the Executive Departments, *etc.*]

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rule for the regulation and improvement of the executive civil service is hereby amended and promulgated:

### RULE XIX.

There are excepted from examination the following: (i) The confidential clerk or secretary of any head of Department or office; (2) cashiers of collectors; (3) cashiers of postmasters; (4) superintendents of money-order divisions in post-offices; (5) the direct custodians of money for whose fidelity another officer is under official bond and disbursing officers having the custody of money who give bonds, but these exceptions shall not extend to any official below the grade of assistant cashier or teller; (6) persons employed exclusively in the secret service of the Government, or as translators or interpreters or stenographers; (7) persons whose employment is exclusively professional; (8) chief clerks, deputy collectors, and superintendents, or chiefs of divisions and bureaus. But no person so excepted shall be either transferred, appointed, or promoted, unless to some excepted place, without an examination under the Commission. Promotions may be made without examination in offices where examinations for promotion are not now held until rules on this subject shall be promulgated.

Approved, November 10, 1884.

CHESTER A. ARTHUR.

## FOURTH ANNUAL MESSAGE.

WASHINGTON, *December 1, 1884.*

*To the Congress of the United States:*



Since the close of your last session the American people, in the exercise of their highest right of suffrage, have chosen their Chief Magistrate for the four years ensuing.

When it is remembered that at no period in the country's history has the long political contest which customarily precedes the day of the national election been waged with greater fervor and intensity, it is a subject of general congratulation that after the controversy at the polls was over, and while the slight preponderance by which the issue had been determined was as yet unascertained, the public peace suffered no disturbance, but the people everywhere patiently and quietly awaited the result.

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Nothing could more strikingly illustrate the temper of the American citizen, his love of order, and his loyalty to law. Nothing could more signally demonstrate the strength and wisdom of our political institutions.

Eight years have passed since a controversy concerning the result of a national election sharply called the attention of the Congress to the necessity of providing more precise and definite regulations for counting the electoral vote.

It is of the gravest importance that this question be solved before conflicting claims to the Presidency shall again distract the country, and I am persuaded that by the people at large any of the measures of relief thus far proposed would be preferred to continued inaction.

Our relations with all foreign powers continue to be amicable.

With Belgium a convention has been signed whereby the scope of present treaties has been so enlarged as to secure to citizens of either country within the jurisdiction of the other equal rights and privileges in the acquisition and alienation of property. A trade-marks treaty has also been concluded.

The war between Chile and Peru is at an end. For the arbitration of the claims of American citizens who during its continuance suffered through the acts of the Chilean authorities a convention will soon be negotiated.

The state of hostilities between France and China continues to be an embarrassing feature of our Eastern relations. The Chinese Government has promptly adjusted and paid the claims of American citizens whose property was destroyed in the recent riots at Canton. I renew the recommendation of my last annual message, that the Canton indemnity fund be returned to China.

The true interpretation of the recent treaty with that country permitting the restriction of Chinese immigration is likely to be again the subject of your deliberations. It may be seriously questioned whether the statute passed at the last session does not violate the treaty rights of certain Chinese who left this country with return certificates valid under the old law, and who now seem to be debarred from relanding for lack of the certificates required by the new.

The recent purchase by citizens of the United States of a large trading fleet heretofore under the Chinese flag has considerably enhanced our commercial importance in the East. In view of the large number of vessels built or purchased by American citizens in other countries and exclusively employed in legitimate traffic between foreign ports under the recognized protection of our flag, it might be well to provide a uniform rule for their registration and documentation, so that the *bona fide* property rights of our citizens therein shall be duly evidenced and properly guarded.

Pursuant to the advice of the Senate at the last session, I recognized the flag of the International Association of the Kongo as that of a friendly government, avoiding in so doing any prejudgment of conflicting territorial claims in that region. Subsequently, in execution of the expressed wish of the Congress, I appointed a commercial agent for the Kongo basin.

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The importance of the rich prospective trade of the Kongo Valley has led to the general conviction that it should be open to all nations upon equal terms. At an international conference for the consideration of this subject called by the Emperor of Germany, and now in session at Berlin, delegates are in attendance on behalf of the United States. Of the results of the conference you will be duly advised.

The Government of Korea has generously aided the efforts of the United States minister to secure suitable premises for the use of the legation. As the conditions of diplomatic intercourse with Eastern nations demand that the legation premises be owned by the represented power, I advise that an appropriation be made for the acquisition of this property by the Government. The United States already possess valuable premises at Tangier as a gift from the Sultan of Morocco. As is stated hereafter, they have lately received a similar gift from the Siamese Government. The Government of Japan stands ready to present to us extensive grounds at Tokyo whereon to erect a suitable building for the legation, court-house, and jail, and similar privileges can probably be secured in China and Persia. The owning of such premises would not only effect a large saving of the present rentals, but would permit of the due assertion of extraterritorial rights in those countries, and would the better serve to maintain the dignity of the United States.

The failure of Congress to make appropriation for our representation at the autonomous court of the Khedive has proved a serious embarrassment in our intercourse with Egypt; and in view of the necessary intimacy of diplomatic relationship due to the participation of this Government as one of the treaty powers in all matters of administration there affecting the rights of foreigners, I advise the restoration of the agency and consulate-general at Cairo on its former basis. I do not conceive it to be the wish of Congress that the United States should withdraw altogether from the honorable position they have hitherto held with respect to the Khedive, or that citizens of this Republic residing or sojourning in Egypt should hereafter be without the aid and protection of a competent representative.

With France the traditional cordial relationship continues. The colossal statue of Liberty Enlightening the World, the generous gift of the people of France, is expected to reach New York in May next. I suggest that Congressional action be taken in recognition of the spirit which has prompted this gift and in aid of the timely completion of the pedestal upon which it is to be placed.

Our relations with Germany, a country which contributes to our own some of the best elements of citizenship, continue to be cordial. The United States have extradition treaties with several of the German States, but by reason of the confederation of those States under the imperial rule the application of such treaties is not as uniform and comprehensive as the interests of the two countries require. I propose, therefore, to open negotiations for a single convention of extradition to embrace all the territory of the Empire.

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It affords me pleasure to say that our intercourse with Great Britain continues to be of a most friendly character.

The Government of Hawaii has indicated its willingness to continue for seven years the provisions of the existing reciprocity treaty. Such continuance, in view of the relations of that country to the American system of States, should, in my judgment, be favored.

The revolution in Hayti against the established Government has terminated. While it was in progress it became necessary to enforce our neutrality laws by instituting proceedings against individuals and vessels charged with their infringement. These prosecutions were in all cases successful.

Much anxiety has lately been displayed by various European Governments, and especially by the Government of Italy, for the abolition of our import duties upon works of art. It is well to consider whether the present discrimination in favor of the productions of American artists abroad is not likely to result, as they themselves seem very generally to believe it may, in the practical exclusion of our painters and sculptors from the rich fields for observation, study, and labor which they have hitherto enjoyed.

There is prospect that the long-pending revision of the foreign treaties of Japan may be concluded at a new conference to be held at Tokyo. While this Government fully recognizes the equal and independent station of Japan in the community of nations, it would not oppose the general adoption of such terms of compromise as Japan may be disposed to offer in furtherance of a uniform policy of intercourse with Western nations.

During the past year the increasing good will between our own Government and that of Mexico has been variously manifested. The treaty of commercial reciprocity concluded January 20, 1883, has been ratified and awaits the necessary tariff legislation of Congress to become effective. This legislation will, I doubt not, be among the first measures to claim your attention.

A full treaty of commerce, navigation, and consular rights is much to be desired, and such a treaty I have reason to believe that the Mexican Government stands ready to conclude.

Some embarrassment has been occasioned by the failure of Congress at its last session to provide means for the due execution of the treaty of July 29, 1882, for the resurvey of the Mexican boundary and the relocation of boundary monuments.

With the Republic of Nicaragua a treaty has been concluded which authorizes the construction by the United States of a canal, railway, and telegraph line across the Nicaraguan territory.

By the terms of this treaty 60 miles of the river San Juan, as well as Lake Nicaragua, an inland sea 40 miles in width, are to constitute a part of the projected enterprise.

This leaves for actual canal construction 17 miles on the Pacific side and 36 miles on the Atlantic. To the United States, whose rich territory on the Pacific is for the ordinary purposes of commerce practically cut off from communication by water with the Atlantic ports, the political and commercial advantages of such a project can scarcely be over-estimated.

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It is believed that when the treaty is laid before you the justice and liberality of its provisions will command universal approval at home and abroad.

The death of our representative at Russia while at his post at St. Petersburg afforded to the Imperial Government a renewed opportunity to testify its sympathy in a manner befitting the intimate friendliness which has ever marked the intercourse of the two countries.

The course of this Government in raising its representation at Bangkok to the diplomatic rank has evoked from Siam evidences of warm friendship and augurs well for our enlarged intercourse. The Siamese Government has presented to the United States a commodious mansion and grounds for the occupancy of the legation, and I suggest that by joint resolution Congress attest its appreciation of this generous gift.

This Government has more than once been called upon of late to take action in fulfillment of its international obligations toward Spain. Agitation in the island of Cuba hostile to the Spanish Crown having been fomented by persons abusing the sacred rights of hospitality which our territory affords, the officers of this Government have been instructed to exercise vigilance to prevent infractions of our neutrality laws at Key West and at other points near the Cuban coast. I am happy to say that in the only instance where these precautionary measures were successfully eluded the offenders, when found in our territory, were subsequently tried and convicted.

The growing need of close relationship of intercourse and traffic between the Spanish Antilles and their natural market in the United States led to the adoption in January last of a commercial agreement looking to that end. This agreement has since been superseded by a more carefully framed and comprehensive convention, which I shall submit to the Senate for approval. It has been the aim of this negotiation to Open such a favored reciprocal exchange of productions carried under the flag of either country as to make the intercourse between Cuba and Puerto Rico and ourselves scarcely less intimate than the commercial movement between our domestic ports, and to insure a removal of the burdens on shipping in the Spanish Indies, of which in the past our shipowners and shipmasters have so often had cause to complain.

The negotiation of this convention has for a time postponed the prosecution of certain claims of our citizens which were declared to be without the jurisdiction of the late Spanish-American Claims Commission, and which are therefore remitted to diplomatic channels for adjustment. The speedy settlement of these claims will now be urged by this Government.

Negotiations for a treaty of commercial reciprocity with the Dominican Republic have been successfully concluded, and the result will shortly be laid before the Senate.

Certain questions between the United States and the Ottoman Empire still remain unsolved. Complaints on behalf of our citizens are not satisfactorily adjusted. The Porte has sought to withhold from our commerce the right of favored treatment to which we are entitled by existing conventional stipulations, and the revision of the tariffs is unaccomplished.



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The final disposition of pending questions with Venezuela has not as yet been reached, but I have good reason to expect an early settlement which will provide the means of reexamining the Caracas awards in conformity with the expressed desire of Congress, and which will recognize the justice of certain claims preferred against Venezuela.

The Central and South American Commission appointed by authority of the act of July 7, 1884, will soon proceed to Mexico. It has been furnished with instructions which will be laid before you. They contain a statement of the general policy of the Government for enlarging its commercial intercourse with American States. The commissioners have been actively preparing for their responsible task by holding conferences in the principal cities with merchants and others interested in Central and South American trade.

The International Meridian Conference lately convened in Washington upon the invitation of the Government of the United States was composed of representatives from twenty-five nations. The conference concluded its labors on the 1st of November, having with substantial unanimity agreed upon the meridian of Greenwich as the starting point whence longitude is to be computed through 180 degrees eastward and westward, and upon the adoption, for all purposes for which it may be found convenient, of a universal day which shall begin at midnight on the initial meridian and whose hours shall be counted from zero up to twenty-four.

The formal report of the transactions of this conference will be hereafter transmitted to the Congress.

This Government is in frequent receipt of invitations from foreign states to participate in international exhibitions, often of great interest and importance. Occupying, as we do, an advanced position in the world's production, and aiming to secure a profitable share for our industries in the general competitive markets, it is a matter of serious concern that the want of means for participation in these exhibitions should so often exclude our producers from advantages enjoyed by those of other countries. During the past year the attention of Congress was drawn to the formal invitations in this regard tendered by the Governments of England, Holland, Belgium, Germany, and Austria. The Executive has in some instances appointed honorary commissioners. This is, however, a most unsatisfactory expedient, for without some provision to meet the necessary working expenses of a commission it can effect little or nothing in behalf of exhibitors. An International Inventions Exhibition is to be held in London next May. This will cover a field of special importance, in which our country holds a foremost rank; but the Executive is at present powerless to organize a proper representation of our vast national interests in this direction.

I have in several previous messages referred to this subject. It seems to me that a statute giving to the Executive general discretionary authority to accept such invitations and to appoint honorary commissioners, without salary, and placing at the disposal of

the Secretary of State a small fund for defraying their reasonable expenses, would be of great public utility.

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This Government has received official notice that the revised international regulations for preventing collisions at sea have been adopted by all the leading maritime powers except the United States, and came into force on the 1st of September last. For the due protection of our shipping interests the provisions of our statutes should at once be brought into conformity with these regulations.

The question of securing to authors, composers, and artists copyright privileges in this country in return for reciprocal rights abroad is one that may justly challenge your attention. It is true that conventions will be necessary for fully accomplishing this result; but until Congress shall by statute fix the extent to which foreign holders of copyright shall be here privileged it has been deemed inadvisable to negotiate such conventions. For this reason the United States were not represented at the recent conference at Berne.

I recommend that the scope of the neutrality laws of the United States be so enlarged as to cover all patent acts of hostility committed in our territory and aimed against the peace of a friendly nation. Existing statutes prohibit the fitting out of armed expeditions and restrict the shipment of explosives, though the enactments in the latter respect were not framed with regard to international obligations, but simply for the protection of passenger travel. All these statutes were intended to meet special emergencies that had already arisen. Other emergencies have arisen since, and modern ingenuity supplies means for the organization of hostilities without open resort to armed vessels or to filibustering parties.

I see no reason why overt preparations in this country for the commission of criminal acts such as are here under consideration should not be alike punishable whether such acts are intended to be committed in our own country or in a foreign country with which we are at peace.

The prompt and thorough treatment of this question is one which intimately concerns the national honor.

Our existing naturalization laws also need revision. Those sections relating to persons residing within the limits of the United States in 1795 and 1798 have now only a historical interest. Section 2172, recognizing the citizenship of the children of naturalized parents, is ambiguous in its terms and partly obsolete. There are special provisions of law favoring the naturalization of those who serve in the Army or in merchant vessels, while no similar privileges are granted those who serve in the Navy or the Marine Corps.

"An uniform rule of naturalization" such as the Constitution contemplates should, among other things, clearly define the status of persons born within the United States subject to a foreign power (section 1992) and of minor children of fathers who have declared their

intention to become citizens but have failed to perfect their naturalization. It might be wise to provide for a central bureau of

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registry, wherein should be filed authenticated transcripts of every record of naturalization in the several Federal and State courts, and to make provision also for the vacation or cancellation of such record in cases where fraud had been practiced upon the court by the applicant himself or where he had renounced or forfeited his acquired citizenship. A just and uniform law in this respect would strengthen the hands of the Government in protecting its citizens abroad and would pave the way for the conclusion of treaties of naturalization with foreign countries.

The legislation of the last session effected in the diplomatic and consular service certain changes and reductions which have been productive of embarrassment. The population and commercial activity of our country are steadily on the increase, and are giving rise to new, varying, and often delicate relationships with other countries. Our foreign establishment now embraces nearly double the area of operations that it occupied twenty years ago. The confinement of such a service within the limits of expenditure then established is not, it seems to me, in accordance with true economy. A community of 60,000,000 people should be adequately represented in its intercourse with foreign nations.

A project for the reorganization of the consular service and for recasting the scheme of extraterritorial jurisdiction is now before you. If the limits of a short session will not allow of its full consideration, I trust that you will not fail to make suitable provision for the present needs of the service.

It has been customary to define in the appropriation acts the rank of each diplomatic office to which a salary is attached. I suggest that this course be abandoned and that it be left to the President, with the advice and consent of the Senate, to fix from time to time the diplomatic grade of the representatives of this Government abroad as may seem advisable, provision being definitely made, however, as now, for the amount of salary attached to the respective stations.

The condition of our finances and the operations of the various branches of the public service which are connected with the Treasury Department are very fully discussed in the report of the Secretary.

It appears that the ordinary revenues for the fiscal year ended June 30, 1884, were:

From customs \$195,067,489.76  
From internal revenue 121,586,072.51  
From all other sources 31,866,307.65

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Total ordinary revenues 348,519,869.92

The public expenditures during the same period were:

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For civil expenses \$22,312,907.71  
For foreign intercourse 1,260,766.37  
For Indians 6,475,999.29  
For pensions 55,429,228.06  
For the military establishment, including river and  
harbor improvements and arsenals 39,429,603.36  
For the naval establishment, including vessels,  
machinery, and improvements at navy-yards 17,292,601.44  
For miscellaneous expenditures, including public  
buildings, light-houses, and collecting the revenue 43,939,710.00  
For expenditures on account of the District of Columbia 3,407,049.62  
For interest on the public debt 54,578,378.48  
For the sinking fund 46,790,229.50

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Total ordinary expenditures 290,916,473.83

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Leaving a surplus of 57,603,396.09

As compared with the preceding fiscal year, there was a net decrease of over \$21,000,000 in the amount of expenditures. The aggregate receipts were less than those of the year previous by about \$54,000,000. The falling off in revenue from customs made up nearly \$20,000,000 of this deficiency, and about \$23,000,000 of the remainder was due to the diminished receipts from internal taxation.

The Secretary estimates the total receipts for the fiscal year which will end June 30, 1885, at \$330,000,000 and the total expenditures at \$290,620,201.16, in which sum are included the interest on the debt and the amount payable to the sinking fund. This would leave a surplus for the entire year of about \$39,000,000.

The value of exports from the United States to foreign countries during the year ending June 30, 1884, was as follows:

Domestic merchandise \$724,964,852  
Foreign merchandise 15,548,757

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Total merchandise 740,513,609  
Specie 67,133,383

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Total exports of merchandise and specie 807,646,992

The cotton and cotton manufactures included in this statement were valued at \$208,900,415; the breadstuffs at \$162,544,715; the provisions at \$114,416,547, and the mineral oils at \$47,103,248.

During the same period the imports were as follows:

Merchandise \$667,697,693

Gold and silver 37,426,262

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Total 705,123,955

More than 63 per cent of the entire value of imported merchandise consisted of the following articles:





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Sugar and molasses \$103,884,274  
Wool and woolen manufactures 53,542,292  
Silk and its manufactures 49,949,128  
Coffee 49,686,705  
Iron and steel and manufactures thereof 41,464,599  
Chemicals 38,464,965  
Flax, hemp, jute, and like substances,  
and manufactures thereof 33,463,398  
Cotton and manufactures of cotton 30,454,476  
Hides and skins other than fur skins 22,350,906

I concur with the Secretary of the Treasury in recommending the immediate suspension of the coinage of silver dollars and of the issuance of silver certificates. This is a matter to which in former communications I have more than once invoked the attention of the National Legislature.

It appears that annually for the past six years there have been coined, in compliance with the requirements of the act of February 28, 1878, more than 27,000,000 silver dollars.

The number now outstanding is reported by the Secretary to be nearly 185,000,000, whereof but little more than 40,000,000, or less than 22 per cent, are in actual circulation. The mere existence of this fact seems to me to furnish of itself a cogent argument for the repeal of the statute which has made such fact possible.

But there are other and graver considerations that tend in the same direction.

The Secretary avows his conviction that unless this coinage and the issuance of silver certificates be suspended silver is likely at no distant day to become our sole metallic standard. The commercial disturbance and the impairment of national credit that would be thus occasioned can scarcely be overestimated.

I hope that the Secretary's suggestions respecting the withdrawal from circulation of the \$1 and \$2 notes will receive your approval. It is likely that a considerable portion of the silver now encumbering the vaults of the Treasury might thus find its way into the currency.

While trade dollars have ceased, for the present at least, to be an element of active disturbance in our currency system, some provision should be made for their surrender to the Government. In view of the circumstances under which they were coined and of the fact that they have never had a legal-tender quality, there should be offered for them only a slight advance over their bullion value.

The Secretary in the course of his report considers the propriety of beautifying the designs of our subsidiary silver coins and of so increasing their weight that they may bear their due ratio of value to the standard dollar. His conclusions in this regard are cordially approved.

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In my annual message of 1882 I recommended the abolition of all excise taxes except those relating to distilled spirits. This recommendation is now renewed. In case these taxes shall be abolished the revenues that will still remain to the Government will, in my opinion, not only suffice to meet its reasonable expenditures, but will afford a surplus large enough to permit such tariff reduction as may seem to be advisable when the results of recent revenue laws and commercial treaties shall have shown in what quarters those reductions can be most judiciously effected.

One of the gravest of the problems which appeal to the wisdom of Congress for solution is the ascertainment of the most effective means for increasing our foreign trade and thus relieving the depression under which our industries are now languishing. The Secretary of the Treasury advises that the duty of investigating this subject be intrusted in the first instance to a competent commission. While fully recognizing the considerations that may be urged against this course, I am nevertheless of the opinion that upon the whole no other would be likely to effect speedier or better results.

That portion of the Secretary's report which concerns the condition of our shipping interests can not fail to command your attention. He emphatically recommends that as an incentive to the investment of American capital in American steamships the Government shall, by liberal payments for mail transportation or otherwise, lend its active assistance to individual enterprise, and declares his belief that unless that course be pursued our foreign carrying trade must remain, as it is to-day, almost exclusively in the hands of foreigners.

One phase of this subject is now especially prominent in view of the repeal by the act of June 26, 1884, of all statutory provisions arbitrarily compelling American vessels to carry the mails to and from the United States. As it is necessary to make provision to compensate the owners of such vessels for performing that service after April, 1885, it is hoped that the whole subject will receive early consideration that will lead to the enactment of such measures for the revival of our merchant marine as the wisdom of Congress may devise.

The 3 per cent bonds of the Government to the amount of more than \$100,000,000 have since my last annual message been redeemed by the Treasury. The bonds of that issue still outstanding amount to little over \$200,000,000, about one-fourth of which will be retired through the operations of the sinking fund during the coming year. As these bonds still constitute the chief basis for the circulation of the national banks, the question how to avert the contraction of the currency caused by their retirement is one of constantly increasing importance.

It seems to be generally conceded that the law governing this matter exacts from the banks excessive security, and that upon their present bond deposits a larger circulation than is now allowed may be granted with safety. I hope that the bill which passed the

Senate at the last session, permitting the issue of notes equal to the face value of the deposited bonds, will commend itself to the approval of the House of Representatives.

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In the expenses of the War Department the Secretary reports a decrease of more than \$9,000,000. Of this reduction \$5,600,000 was effected in the expenditures for rivers and harbors and \$2,700,000 in expenditures for the Quartermaster's Department.

Outside of that Department the annual expenses of all the Army bureaus proper (except possibly the Ordnance Bureau) are substantially fixed charges, which can not be materially diminished without a change in the numerical strength of the Army. The expenditures in the Quartermaster's Department can readily be subjected to administrative discretion, and it is reported by the Secretary of War that as a result of exercising such discretion in reducing the number of draft and pack animals in the Army the annual cost of supplying and caring for such animals is now \$1,108,085.90 less than it was in 1881.

The reports of military commanders show that the last year has been notable for its entire freedom from Indian outbreaks.

In defiance of the President's proclamation of July 1, 1884,[20] certain intruders sought to make settlements in the Indian Territory. They were promptly removed by a detachment of troops.

During the past session of Congress a bill to provide a suitable fireproof building for the Army Medical Museum and the library of the Surgeon-General's Office received the approval of the Senate. A similar bill, reported favorably to the House of Representatives by one of its committees, is still pending before that body. It is hoped that during the coming session the measure may become a law, and that thereafter immediate steps may be taken to secure a place of safe deposit for these valuable collections, now in a state of insecurity.

The funds with which the works for the improvement of rivers and harbors were prosecuted during the past year were derived from the appropriations of the act of August 2, 1882, together with such few balances as were on hand from previous appropriations. The balance in the Treasury subject to requisition July 1, 1883, was \$10,021,649.55. The amount appropriated during the fiscal year 1884 was \$1,319,634.62, and the amount drawn from the Treasury during the fiscal year was \$8,228,703.54, leaving a balance of \$3,112,580.63 in the Treasury subject to requisition July 1, 1884.

The Secretary of War submits the report of the Chief of Engineers as to the practicability of protecting our important cities on the seaboard by fortifications and other defenses able to repel modern methods of attack. The time has now come when such defenses can be prepared with confidence that they will not prove abortive, and when the possible result of delay in making such preparation is seriously considered delay seems inexcusable. For the most important cities—those whose destruction or capture would be a national humiliation—adequate defenses, inclusive of guns, may be made by the



gradual expenditure of \$60,000,000—a sum much less than a victorious enemy could levy as a contribution. An appropriation of about one-tenth of that amount is asked to begin the work, and I concur with the Secretary of War in urging that it be granted.

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The War Department is proceeding with the conversion of 10-inch smoothbore guns into 8-inch rifles by lining the former with tubes of forged steel or of coil wrought iron. Fifty guns will be thus converted within the year. This, however, does not obviate the necessity of providing means for the construction of guns of the highest power both for the purposes of coast defense and for the armament of war vessels.

The report of the Gun Foundry Board, appointed April 2, 1883, in pursuance of the act of March 3, 1883, was transmitted to Congress in a special message of February 18, 1884.[21] In my message of March 26, 1884,[22] I called attention to the recommendation of the board that the Government should encourage the production at private steel works of the required material for heavy cannon, and that two Government factories, one for the Army and one for the Navy, should be established for the fabrication of guns from such material. No action having been taken, the board was subsequently reconvened to determine more fully the plans and estimates necessary for carrying out its recommendation. It has received information which indicates that there are responsible steel manufacturers in this country who, although not provided at present with the necessary plant, are willing to construct the same and to make bids for contracts with the Government for the supply of the requisite material for the heaviest guns adapted to modern warfare if a guaranteed order of sufficient magnitude, accompanied by a positive appropriation extending over a series of years, shall be made by Congress. All doubts as to the feasibility of the plan being thus removed, I renew my recommendation that such action be taken by Congress as will enable the Government to construct its own ordnance upon its own territory, and so to provide the armaments demanded by considerations of national safety and honor.

The report of the Secretary of the Navy exhibits the progress which has been made on the new steel cruisers authorized by the acts of August 5, 1882, and March 3, 1883. Of the four vessels under contract, one, the *Chicago*, of 4,500 tons, is more than half finished; the *Atlanta*, of 3,000 tons, has been successfully launched, and her machinery is now fitting; the *Boston*, also of 3,000 tons, is ready for launching, and the *Dolphin*, a dispatch steamer of 1,500 tons, is ready for delivery.

Certain adverse criticisms upon the designs of these cruisers are discussed by the Secretary, who insists that the correctness of the conclusions reached by the Advisory Board and by the Department has been demonstrated by recent developments in shipbuilding abroad.

The machinery of the double-turreted monitors *Puritan*, *Terror*, and *Amphitrite*, contracted for under the act of March 3, 1883, is in process of construction. No work has been done during the past year on their armor for lack of the necessary appropriations. A fourth monitor, the *Monadnock*, still remains unfinished at the navy-yard in California. It is recommended that early steps be taken to complete these vessels and to provide also an armament for the monitor *Miantonomoh*.

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The recommendations of the Naval Advisory Board, approved by the Department, comprise the construction of one steel cruiser of 4,500 tons, one cruiser of 3,000 tons, two heavily armed gunboats, one light cruising gunboat, one dispatch vessel armed with Hotchkiss cannon, one armored ram, and three torpedo boats. The general designs, all of which are calculated to meet the existing wants of the service, are now well advanced, and the construction of the vessels can be undertaken as soon as you shall grant the necessary authority.

The act of Congress approved August 7, 1882, authorized the removal to the United States of the bodies of Lieutenant-Commander George W. De Long and his companions of the *Jeannette* expedition. This removal has been successfully accomplished by Lieutenants Harber and Schuetze. The remains were taken from their grave in the Lena Delta in March, 1883, and were retained at Yakutsk until the following winter, the season being too far advanced to admit of their immediate transportation. They arrived at New York February 20, 1884, where they were received with suitable honors.

In pursuance of the joint resolution of Congress approved February 13, 1884, a naval expedition was fitted out for the relief of Lieutenant A.W. Greely, United States Army, and of the party who had been engaged under his command in scientific observations at Lady Franklin Bay. The fleet consisted of the steam sealer *Thetis*, purchased in England; *Bear*, purchased at St. Johns, Newfoundland, and the *Alert*, which was generously provided by the British Government. Preparations for the expedition were promptly made by the Secretary of the Navy, with the active cooperation of the Secretary of War. Commander George W. Coffin was placed in command of the *Alert* and Lieutenant William H. Emory in command of the *Bear*. The *Thetis* was intrusted to Commander Winfield S. Schley, to whom also was assigned the superintendence of the entire expedition.

Immediately upon its arrival at Upernavik the fleet began the dangerous navigation of Melville Bay, and in spite of every obstacle reached Littleton Island on June 22, a fortnight earlier than any vessel had before attained that point. On the same day it crossed over to Cape Sabine, where Lieutenant Greely and the other survivors of his party were discovered. After taking on board the living and the bodies of the dead, the relief ships sailed for St. Johns, where they arrived on July 17. They were appropriately received at Portsmouth, N.H., on August 1 and at New York on August 8. One of the bodies was landed at the former place. The others were put on shore at Governors Island, and, with the exception of one, which was interred in the national cemetery, were forwarded thence to the destinations indicated by friends. The organization and conduct of this relief expedition reflects great credit upon all who contributed to its success.



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In this the last of the stated messages that I shall have the honor to transmit to the Congress of the United States I can not too strongly urge upon its attention the duty of restoring our Navy as rapidly as possible to the high state of efficiency which formerly characterized it. As the long peace that has lulled us into a sense of fancied security may at any time be disturbed, it is plain that the policy of strengthening this arm of the service is dictated by considerations of wise economy, of just regard for our future tranquillity, and of true appreciation of the dignity and honor of the Republic.

The report of the Postmaster-General acquaints you with the present condition and needs of the postal service.

It discloses the gratifying fact that the loss of revenue from the reduction in the rate of letter postage recommended in my message of December 4, 1882, and effected by the act of March 3, 1883, has been much less than was generally anticipated. My recommendation of this reduction was based upon the belief that the actual falling off in receipts from letter postages for the year immediately succeeding the change of rate would be \$3,000,000. It has proved to be only \$2,275,000.

This is a trustworthy indication that the revenue will soon be restored to its former volume by the natural increase of sealed correspondence.

I confidently repeat, therefore, the recommendation of my last annual message that the single-rate postage upon drop letters be reduced to 1 cent wherever the payment of 2 cents is now required by law. The double rate is only exacted at offices where the carrier system is in operation, and it appears that at those offices the increase in the tax upon local letters defrays the cost not only of its own collection and delivery, but of the collection and delivery of all other mail matter. This is an inequality that ought no longer to exist.

I approve the recommendation of the Postmaster-General that the unit of weight in the rating of first-class matter should be 1 ounce instead of one-half ounce, as it now is. In view of the statistics furnished by the Department, it may well be doubted whether the change would result in any loss of revenue. That it would greatly promote the convenience of the public is beyond dispute.

The free-delivery system has been lately applied to five cities, and the total number of offices in which it is now in operation is 159. Experience shows that its adoption, under proper conditions, is equally an accommodation to the public and an advantage to the postal service. It is more than self-sustaining, and for the reasons urged by the Postmaster-General may properly be extended.

In the opinion of that officer it is important to provide means whereby exceptional dispatch in dealing with letters in free-delivery offices may be secured by payment of extraordinary postage. This scheme might be made effective by employment of a

special stamp whose cost should be commensurate with the expense of the extra service.

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In some of the large cities private express companies have undertaken to outstrip the Government mail carriers by affording for the prompt transmission of letters better facilities than have hitherto been at the command of the Post-Office.

It has always been the policy of the Government to discourage such enterprises, and in no better mode can that policy be maintained than in supplying the public with the most efficient mail service that, with due regard to its own best interests, can be furnished for its accommodation.

The Attorney-General renews the recommendation contained in his report of last year touching the fees of witnesses and jurors.

He favors radical changes in the fee bill, the adoption of a system by which attorneys and marshals of the United States shall be compensated solely by salaries, and the erection by the Government of a penitentiary for the confinement of offenders against its laws.

Of the varied governmental concerns in charge of the Interior Department the report of its Secretary presents an interesting summary. Among the topics deserving particular attention I refer you to his observations respecting our Indian affairs, the preemption and timber-culture acts, the failure of railroad companies to take title to lands granted by the Government, and the operations of the Pension Office, the Patent Office, the Census Bureau, and the Bureau of Education.

Allusion has been made already to the circumstance that, both as between the different Indian tribes and as between the Indians and the whites, the past year has been one of unbroken peace.

In this circumstance the President is glad to find justification for the policy of the Government in its dealing with the Indian question and confirmation of the views which were fully expressed in his first communication to the Forty-seventh Congress.

The Secretary urges anew the enactment of a statute for the punishment of crimes committed on the Indian reservations, and recommends the passage of the bill now pending in the House of Representatives for the purchase of a tract of 18,000 square miles from the Sioux Reservation. Both these measures are worthy of approval.

I concur with him also in advising the repeal of the preemption law, the enactment of statutes resolving the present legal complications touching lapsed grants to railroad companies, and the funding of the debt of the several Pacific railroads under such guaranty as shall effectually secure its ultimate payment.

The report of the Utah Commission will be read with interest.

It discloses the results of recent legislation looking to the prevention and punishment of polygamy in that Territory. I still believe that if that abominable practice can be suppressed by law it can only be by the most radical legislation consistent with the restraints of the Constitution.

I again recommend, therefore, that Congress assume absolute political control of the Territory of Utah and provide for the appointment of commissioners with such governmental powers as in its judgment may justly and wisely be put into their hands.

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In the course of this communication reference has more than once been made to the policy of this Government as regards the extension of our foreign trade. It seems proper to declare the general principles that should, in my opinion, underlie our national efforts in this direction.

The main conditions of the problem may be thus stated:

We are a people apt in mechanical pursuits and fertile in invention. We cover a vast extent of territory rich in agricultural products and in nearly all the raw materials necessary for successful manufacture. We have a system of productive establishments more than sufficient to supply our own demands. The wages of labor are nowhere else so great. The scale of living of our artisan classes is such as tends to secure their personal comfort and the development of those higher moral and intellectual qualities that go to the making of good citizens. Our system of tax and tariff legislation is yielding a revenue which is in excess of the present needs of the Government.

These are the elements from which it is sought to devise a scheme by which, without unfavorably changing the condition of the workingman, our merchant marine shall be raised from its enfeebled condition and new markets provided for the sale beyond our borders of the manifold fruits of our industrial enterprises.

The problem is complex and can be solved by no single measure of innovation or reform.

The countries of the American continent and the adjacent islands are for the United States the natural marts of supply and demand. It is from them that we should obtain what we do not produce or do not produce in sufficiency, and it is to them that the surplus productions of our fields, our mills, and our workshops should flow, under conditions that will equalize or favor them in comparison with foreign competition.

Four paths of policy seem to point to this end:

First. A series of reciprocal commercial treaties with the countries of America which shall foster between us and them an unhampered movement of trade. The conditions of these treaties should be the free admission of such merchandise as this country does not produce, in return for the admission free or under a favored scheme of duties of our own products, the benefits of such exchange to apply only to goods carried under the flag of the parties to the contract; the removal on both sides from the vessels so privileged of all tonnage dues and national imposts, so that those vessels may ply unhindered between our ports and those of the other contracting parties, though without infringing on the reserved home coasting trade; the removal or reduction of burdens on the exported products of those countries coming within the benefits of the treaties, and the avoidance of the technical restrictions and penalties by which our intercourse with those countries is at present hampered.

Secondly. The establishment of the consular service of the United States on a salaried footing, thus permitting the relinquishment of consular fees not only as respects vessels under the national flag, but also as respects vessels of the treaty nations carrying goods entitled to the benefits of the treaties.

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Thirdly. The enactment of measures to favor the construction and maintenance of a steam carrying marine under the flag of the United States.

Fourthly. The establishment of an uniform currency basis for the countries of America, so that the coined products of our mines may circulate on equal terms throughout the whole system of commonwealths. This would require a monetary union of America, whereby the output of the bullion-producing countries and the circulation of those which yield neither gold nor silver could be adjusted in conformity with the population, wealth, and commercial needs of each. As many of the countries furnish no bullion to the common stock, the surplus production of our mines and mints might thus be utilized and a step taken toward the general remonetization of silver.

To the accomplishment of these ends, so far as they can be attained by separate treaties, the negotiations already concluded and now in progress have been directed; and the favor which this enlarged policy has thus far received warrants the belief that its operations will ere long embrace all, or nearly all, the countries of this hemisphere.

It is by no means desirable, however, that the policy under consideration should be applied to these countries alone. The healthful enlargement of our trade with Europe, Asia, and Africa should be sought by reducing tariff burdens on such of their wares as neither we nor the other American States are fitted to produce, and thus enabling ourselves to obtain in return a better market for our supplies of food, of raw materials, and of the manufactures in which we excel.

It seems to me that many of the embarrassing elements in the great national conflict between protection and free trade may thus be turned to good account; that the revenue may be reduced so as no longer to overtax the people; that protective duties may be retained without becoming burdensome; that our shipping interests may be judiciously encouraged, the currency fixed on firm bases, and, above all, such an unity of interests established among the States of the American system as will be of great and ever-increasing advantage to them all.

All treaties in the line of this policy which have been negotiated or are in process of negotiation contain a provision deemed to be requisite under the clause of the Constitution limiting to the House of Representatives the authority to originate bills for raising revenue.

On the 29th of February last[23] I transmitted to the Congress the first annual report of the Civil Service Commission, together with communications from the heads of the several Executive Departments of the Government respecting the practical workings of the law under which the Commission had been acting. The good results therein foreshadowed have been more than realized.

The system has fully answered the expectations of its friends in securing competent and faithful public servants and in protecting the appointing officers of the Government from the pressure of personal importunity and from the labor of examining the claims and pretensions of rival candidates for public employment.



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The law has had the unqualified support of the President and of the heads of the several Departments, and the members of the Commission have performed their duties with zeal and fidelity. Their report will shortly be submitted, and will be accompanied by such recommendations for enlarging the scope of the existing statute as shall commend themselves to the Executive and the Commissioners charged with its administration.

In view of the general and persistent demand throughout the commercial community for a national bankrupt law, I hope that the differences of sentiment which have hitherto prevented its enactment may not outlast the present session.

The pestilence which for the past two years has been raging in the countries of the East recently made its appearance in European ports with which we are in constant communication.

The then Secretary of the Treasury, in pursuance of a proclamation of the President,[24] issued certain regulations restricting and for a time prohibiting the importation of rags and the admission of baggage of immigrants and of travelers arriving from infected quarters. Lest this course may have been without strict warrant of law, I approve the recommendation of the present Secretary that the Congress take action in the premises, and I also recommend the immediate adoption of such measures as will be likely to ward off the dreaded epidemic and to mitigate its severity in case it shall unhappily extend to our shores.

The annual report of the Commissioners of the District of Columbia reviews the operations of the several departments of its municipal government. I ask your careful consideration of its suggestions in respect to legislation, especially commending such as relate to a revision of the civil and criminal code, the performance of labor by persons sentenced to imprisonment in the jail, the construction and occupation of wharves along the river front, and the erection of a suitable building for District offices.

I recommend that in recognition of the eminent services of Ulysses S. Grant, late General of the armies of the United States and twice President of this nation, the Congress confer upon him a suitable pension.

Certain of the measures that seem to me necessary and expedient I have now, in obedience to the Constitution, recommended for your adoption.

As respects others of no less importance I shall content myself with renewing the recommendations already made to the Congress, without restating the grounds upon which such recommendations were based.

The preservation of forests on the public domain, the granting of Government aid for popular education, the amendment of the Federal Constitution so as to make effective the disapproval by the President of particular items in appropriation bills, the enactment

of statutes in regard to the filling of vacancies in the Presidential office, and the determining of vexed questions respecting Presidential inability are measures which may justly receive your serious consideration.

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As the time draws nigh when I am to retire from the public service, I can not refrain from expressing to the members of the National Legislature with whom I have been brought into personal and official intercourse my sincere appreciation of their unfailing courtesy and of their harmonious cooperation with the Executive in so many measures calculated to promote the best interests of the nation.

And to my fellow citizens generally I acknowledge a deep sense of obligation for the support which they have accorded me in my administration of the executive department of this Government.

CHESTER A. ARTHUR.

[Footnote 20: See pp. 224-225.]

[Footnote 21: See p. 204.]

[Footnote 22: See pp. 209-210.]

[Footnote 23: See pp. 205-206.]

[Footnote 24: See p. 225.]

## SPECIAL MESSAGES.

EXECUTIVE MANSION, *Washington, December 3, 1884.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a convention for regulating the right of succession to and acquisition of property, *etc.*, concluded between the United States and Belgium on the 4th ultimo.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 3, 1884.*

*To the Senate of the United States:*

I herewith transmit, for the consideration of the Senate with a view to its ratification, a convention between the United States of America and the United States of Mexico, touching the boundary line between the two countries where it follows the bed of the Rio Grande and the Rio Gila, concluded November 12, 1884, and add that the convention is in accordance with an opinion of the Hon. Caleb Cushing, Attorney-General, dated

November 11, 1856. (See Opinions of Attorneys-General, Vol. XIII, p. 175, "Arcifinious boundaries.")

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 4, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of State, submitting the text, in the English and French languages, of the proceedings of the International Meridian Conference, provided for by the act of Congress approved August 3, 1882, held at Washington during the month of October, 1884.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 9, 1884.*

*To the Senate of the United States:*

I herewith transmit, for the consideration of the Senate with a view to its ratification, a supplementary convention to limit the duration of the convention respecting commercial reciprocity between the United States of America and the Hawaiian Kingdom, concluded January 30, 1875.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 9, 1884.*

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*To the Senate of the United States:*

I transmit herewith, for the consideration of the Senate with a view to obtaining its advice thereon and consent thereto, a convention for commercial reciprocity between the United States and the Dominican Republic, which was signed in this capital on the 4th instant.

This convention aims to carry out the principles which, as explained in my last annual message to the Congress, should, it is conceived, control all commercial arrangements entered into with our neighbors of the American system with whom trade must be conducted by sea. Santo Domingo is the first of the independent Republics of the Western Hemisphere with which an engagement of this character has been concluded, and the precedent now set will command your fullest attention as affecting like future negotiations.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 10, 1884.*

*To the Senate of the United States:*

I transmit herewith, for consideration by the Senate with a view to advising and consenting to its ratification, a convention for commercial reciprocity between the United States and Spain, providing for an intimate and favored exchange of products with the islands of Cuba and Puerto Rico, which convention was signed at Madrid on the 18th ultimo.

The negotiations for this convention have been in progress since April last, in pursuance of the understanding reached by the two Governments on the 2d of January, 1884, for the improvement of commercial relations between the United States and the Spanish Antilles, by the eighth article of which both Governments engaged "to begin at once negotiations for a complete treaty of commerce and navigation between the United States of America and the said Provinces of Cuba and Puerto Rico." Although this clause was by common consent omitted from the substitutionary agreement of February 13, 1884 (now in force until replaced by this convention being carried into effect), the obligation to enter upon such a negotiation was deemed to continue. With the best desire manifest on both sides to reach a common accord, the negotiation has been necessarily protracted, owing to the complexity of the details to be incorporated in order that the convention might respond to the national policy of intercourse with the neighboring communities of the American system, which is outlined in my late annual message to the Congress in the following words:

The conditions of these treaties should be the free admission of such merchandise as this country does not produce, in return for the admission free, or under a favored

scheme of duties, of our own products, the benefits of such exchange to apply only to goods carried under the flag of the parties to the contract; the removal on both sides from the vessels so privileged of all tonnage dues and national imposts, so that those vessels may ply unhindered

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between our ports and those of the other contracting parties, though without infringing on the reserved home coasting trade; the removal or reduction of burdens on the exported products of those countries coming within the benefits of the treaties, and the avoidance of the technical restrictions and penalties by which our intercourse with those countries is at present hampered.

A perusal of the convention now submitted will suffice to show how fully it carries out the policy of intercourse thus announced. I commend it to you in the confident expectation that it will receive your sanction.

It does not seem necessary to my present purpose to enter into detailed consideration of the many immediate and prospective advantages which will flow from this convention to our productions and our shipping interests.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 10, 1884.*

*To the Senate of the United States:*

I transmit herewith to the Senate, for consideration with a view to ratification, a treaty signed on the 1st of December with the Republic of Nicaragua, providing for the construction of an interoceanic canal across the territory of that State.

The negotiation of this treaty was entered upon under a conviction that it was imperatively demanded by the present and future political and material interests of the United States.

The establishment of water communication between the Atlantic and Pacific coasts of the Union is a necessity, the accomplishment of which, however, within the territory of the United States is a physical impossibility. While the enterprise of our citizens has responded to the duty of creating means of speedy transit by rail between the two oceans, these great achievements are inadequate to supply a most important requisite of national union and prosperity.

For all maritime purposes the States upon the Pacific are more distant from those upon the Atlantic than if separated by either ocean alone. Europe and Africa are nearer to New York, and Asia nearer to California, than are these two great States to each other by sea. Weeks of steam voyage or months under sail are consumed in the passage around the Horn, with the disadvantage of traversing tempestuous waters or risking the navigation of the Straits of Magellan.

A nation like ours can not rest satisfied with such a separation of its mutually dependent members. We possess an ocean border of considerably over 10,000 miles on the

Atlantic and Gulf of Mexico, and, including Alaska, of some 10,000 miles on the Pacific. Within a generation the western coast has developed into an empire, with a large and rapidly growing population, with vast, but partially developed, resources. At the present rate of increase the end of the century will see us a commonwealth of perhaps nearly 100,000,000 inhabitants, of which the West should have a considerably larger and richer proportion than now. Forming one nation in interests and aims, the East and the West are more widely disjoined for all purposes of direct and economical intercourse by water and of national defense against maritime aggression than are most of the colonies of other powers from their mother country.



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The problem of establishing such water communication has long attracted attention. Many projects have been formed and surveys have been made of all possible available routes. As a knowledge of the true topical conditions of the Isthmus was gained, insuperable difficulties in one case and another became evident, until by a process of elimination only two routes remained within range of profitable achievement, one by way of Panama and the other across Nicaragua.

The treaty now laid before you provides for such a waterway through the friendly territory of Nicaragua.

I invite your special attention to the provisions of the convention itself as best evidencing its scope.

From respect to the independent sovereignty of the Republic, through whose cooperation the project can alone be realized, the stipulations of the treaty look to the fullest recognition and protection of Nicaraguan rights in the premises. The United States have no motive or desire for territorial acquisition or political control beyond the present borders, and none such is contemplated by this treaty. The two Governments unite in framing this scheme as the sole means by which the work, as indispensable to the one as to the other, can be accomplished under such circumstances as to prevent alike the possibility of conflict between them and of interference from without.

The canal is primarily a domestic means of water communication between the Atlantic and Pacific shores of the two countries which unite for its construction, the one contributing the territory and the other furnishing the money therefor. Recognizing the advantages which the world's commerce must derive from the work, appreciating the benefit of enlarged use to the canal itself by contributing to its maintenance and by yielding an interest return on the capital invested therein, and inspired by the belief that any great enterprise which inures to the general benefit of the world is in some sort a trust for the common advancement of mankind, the two Governments have by this treaty provided for its peaceable use by all nations on equal terms, while reserving to the coasting trade of both countries (in which none but the contracting parties are interested) the privilege of favoring tolls.

The treaty provides for the construction of a railway and telegraph line, if deemed advisable, as accessories to the canal, as both may be necessary for the economical construction of the work and probably in its operation when completed.

The terms of the treaty as to the protection of the canal, while scrupulously confirming the sovereignty of Nicaragua, amply secure that State and the work itself from possible contingencies of the future which it may not be within the sole power of Nicaragua to meet.

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From a purely commercial point of view the completion of such a waterway opens a most favorable prospect for the future of our country. The nations of the Pacific coast of South America will by its means be brought into close connection with our Gulf States. The relation of those American countries to the United States is that of a natural market, from which the want of direct communication has hitherto practically excluded us. By piercing the Isthmus the heretofore insuperable obstacles of time and sea distance disappear, and our vessels and productions will enter upon the world's competitive field with a decided advantage, of which they will avail themselves.

When to this is joined the large coasting trade between the Atlantic and Pacific States, which must necessarily spring up, it is evident that this canal affords, even alone, an efficient means of restoring our flag to its former place on the seas.

Such a domestic coasting trade would arise immediately, for even the fishing vessels of both seabords, which now lie idle in the winter months, could then profitably carry goods between the Eastern and the Western States.

The political effect of the canal will be to knit closer the States now depending upon railway corporations for all commercial and personal intercourse, and it will not only cheapen the cost of transportation, but will free individuals from the possibility of unjust discriminations.

It will bring the European grain markets of demand within easy distance of our Pacific States, and will give to the manufacturers on the Atlantic seaboard economical access to the cities of China, thus breaking down the barrier which separates the principal manufacturing centers of the United States from the markets of the vast population of Asia, and placing the Eastern States of the Union for all purposes of trade midway between Europe and Asia. In point of time the gain for sailing vessels would be great, amounting from New York to San Francisco to a saving of seventy-five days; to Hongkong, of twenty-seven days; to Shanghai, of thirty-four days, and to Callao, of fifty-two days.

Lake Nicaragua is about 90 miles long and 40 miles in greatest width. The water is fresh, and affords abundant depth for vessels of the deepest draft. Several islands give facilities for establishing coaling stations, supply depots, harbors, and places for repairs. The advantage of this vast inland harbor is evident.

The lake is 110 feet above tide water. Six locks, or five intermediate levels, are required for the Pacific end of the canal. On the Atlantic side but five locks, or four intermediate levels, are proposed. These locks would in practice no more limit the number of vessels passing through the canal than would the single tide lock on the Pacific end, which is necessary to any even or sea-level route.

Seventeen and a half miles of canal lie between the Pacific and the lake. The distance across the lake is 56 miles, and a dam at the mouth of the San Carlos (a tributary of the San Juan), raising the water level 49 feet, practically extends the lake 63 miles to that point by a channel from 600 to 1,200 feet wide, with an abundant depth of water.

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From the mouth of the San Carlos (where the canal will leave the San Juan) to the harbor of Greytown the distance is 36 miles, which it is hoped may by new surveys be shortened 10 miles.

The total canal excavation would thus be from 43-1/2 to 53-1/2 miles, and the lake and river navigation, amounting to 119 miles by the present survey, would be somewhat increased if the new surveys are successful.

From New York to San Francisco by this route for sailing vessels the time is ten days shorter than by the Panama route.

The purely pecuniary prospects of the canal as an investment are subordinate to the great national benefits to accrue from it; but it seems evident that the work, great as its cost may appear, will be a measure of prudent economy and foresight if undertaken simply to afford our own vessels a free waterway, for its far-reaching results will, even within a few years in the life of a nation, amply repay the expenditure by the increase of national prosperity. Further, the canal would unquestionably be immediately remunerative. It offers a shorter sea voyage, with more continuously favoring winds, between the Atlantic ports of America and Europe and the countries of the East than any other practicable route, and with lower tolls, by reason of its lesser cost, the Nicaragua route must be the interoceanic highway for the bulk of the world's trade between the Atlantic and the Pacific.

So strong is this consideration that it offers an abundant guaranty for the investment to be made, as well as for the speedy payment of the loan of four millions which the treaty stipulates shall be made to Nicaragua for the construction of internal improvements to serve as aids to the business of the canal.

I might suggest many other considerations in detail, but it seems unnecessary to do so. Enough has been said to more than justify the practical utility of the measure. I therefore commit it to the Congress in the confident expectation that it will receive approval, and that by appropriate legislation means may be provided for inaugurating the work without delay after the treaty shall have been ratified.

In conclusion I urge the justice of recognizing the aid which has recently been rendered in this matter by some of our citizens. The efforts of certain gentlemen connected with the American company which received the concession from Nicaragua (now terminated and replaced by this international compact) accomplished much of the preliminary labors leading to the conclusion of the treaty.

You may have occasion to examine the matter of their services, when such further information as you may desire will be furnished you.



I may add that the canal can be constructed by the able Engineer Corps of our Army, under their thorough system, cheaper and better than any work of such magnitude can in any other way be built.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 10, 1884.*

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*To the Senate of the United States:*

I transmit herewith, for consideration by the Senate with a view to advising and consenting to its ratification, a convention for commercial reciprocity between the United States and Spain, providing for an intimate and favored exchange of products with the islands of Cuba and Puerto Rico, which convention was signed at Madrid on the 18th ultimo.

The negotiations for this convention have been in progress since April last, in pursuance of the understanding reached by the two Governments on the 2d of January, 1884, for the improvement of commercial relations between the United States and the Spanish Antilles, by the eighth article of which both Governments engaged "to begin at once negotiations for a complete treaty of commerce and navigation between the United States of America and the said Provinces of Cuba and Puerto Rico." Although this clause was by common consent omitted from the substitutionary agreement of February 13, 1884 (now in force until replaced by this convention being carried into effect), the obligation to enter upon such a negotiation was deemed to continue. With the best desire manifest on both sides to reach a common accord, the negotiation has been necessarily protracted, owing to the complexity of the details to be incorporated in order that the convention might respond to the national policy of intercourse with the neighboring communities of the American system, which is outlined in my late annual message to the Congress in the following words:

The conditions of these treaties should be the free admission of such merchandise as this country does not produce, in return for the admission free or under a favored scheme of duties of our own products, the benefits of such exchange to apply only to goods carried under the flag of the parties to the contract; the removal on both sides from the vessels so privileged of all tonnage dues and national imposts, so that those vessels may ply unhindered between our ports and those of the other contracting parties, though without infringing on the reserved home coasting trade; the removal or reduction of burdens on the exported products of those countries coming within the benefits of the treaties, and the avoidance of the technical restrictions and penalties by which our intercourse with those countries is at present hampered.

A perusal of the convention now submitted will suffice to show how fully it carries out the policy of intercourse thus announced. I commend it to you in the confident expectation that it will receive your sanction.

It does not seem necessary to my present purpose to enter into detailed consideration of the many immediate and prospective advantages which will flow from this convention to our productions and our shipping interests.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 10, 1884.*

*To the Senate and House of Representatives:*

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With reference to the recommendations on the subject in my recent annual message, I transmit herewith a report of the Secretary of State of the 9th instant, showing the necessity for immediate legislation for the purpose of bringing the statutes of the United States into conformity with the international regulations for preventing collisions at sea, which have now been adopted by all the leading maritime powers of the world except this country.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 11, 1884.*

*To the Senate of the United States:*

I transmit herewith to the Senate a communication of this date from the Secretary of State, in relation to the reciprocity treaty recently signed between the United States and Spain.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *December 16, 1884.*

The SPEAKER OF THE HOUSE OF REPRESENTATIVES:

In compliance with the following resolution, adopted by the House on the 10th instant—

*Resolved*, That the President be requested to furnish this House, as early as convenient, with the necessary information showing the authority of law for which certain commodores of the Navy have been given the rank of acting rear-admirals when, as is alleged, no vacancy existed to justify such action—

I transmit herewith a communication from the Secretary of the Navy, containing the information called for by the resolution.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, December 17, 1884.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, an agreement signed by Mr. N.D. Comanos, on the part of the United States of America, and Nubar Pasha, on behalf of the Government of the Khedive of Egypt, relative to a commercial and customs-house convention. The agreement is dated November 16, 1884.

CHESTER A. ARTHUR.



EXECUTIVE MANSION, *December 22, 1884.*

*To the Senate and House of Representatives:*

I transmit herewith the supplementary report, dated December 20, 1884, made in pursuance of orders of the Secretary of War and the Secretary of the Navy by the Gun Foundry Board, appointed by me in accordance with the act of Congress approved March 3, 1883.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 5, 1885.*

*To the House of Representatives:*

In accordance with the provisions of the act making appropriations for the diplomatic and consular service for the year ending June 30, 1883, I transmit herewith a further communication from the Secretary of State in relation to the consular service.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 5, 1885.*

*To the House of Representatives:*

I transmit herewith, with a recommendation for its favorable consideration, a communication from the Secretary of State, in which he urges the adoption of measures to secure the consul at Buenos Ayres against loss through the dropping of his salary at the last session of Congress.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 5, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 2d instant from the Secretary of the Interior, inclosing certain papers in relation to the present condition of the Cheyenne and Arapahoe Indians in the Indian Territory, and recommending that some provision of law be enacted for disarming those and other Indians when such action may be found necessary for their advancement in civilized pursuits, and that means be provided for compensating the Indians for the weapons so taken from or surrendered by them.

The subject is commended to the favorable consideration and action of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 12, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, the annual report of Government directors of the Union Pacific Railway Company for the year 1884.

The report accompanies the message to the House of Representatives.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 13, 1885.*

*To the Senate:*

I transmit herewith a communication from the Secretary of State, respecting the compensation for special electoral messengers to be appointed under the provisions of existing law.

I earnestly invite the attention of Congress to this communication and recommend that an appropriation be made without delay, to be immediately available, for the purposes indicated.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 13, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a communication from the Secretary of War, dated January 9, 1885, inclosing a copy of one dated January 5, 1885, from Lieutenant-Colonel William P. Craighill, Corps of Engineers, who was charged with the building of the monument at Yorktown, reporting the completion of the monument and recommending that the balance of the appropriation for building the same be used in paying the wages of a watchman and erecting a suitable keeper's dwelling on the site.

The matter is commended to the consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 16, 1885.*

*To the United States Senate:*

I transmit herewith a copy of a letter addressed to the Secretary of War by General W.T. Sherman, under date of January 6, 1885, as called for by resolution of the Senate of January 13, 1885, as follows:

That the President of the United States be, and he is hereby, requested, if in his opinion it be not incompatible with the public interest, to communicate to the Senate a historical statement concerning the public policy of the executive department of the Confederate States during the late War of the Rebellion, reported to have been lately filed in the War Department by General William T. Sherman.

**CHESTER A. ARTHUR.**

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EXECUTIVE MANSION, *January 20, 1885.*

*To the Senate:*

In response to the resolution of the Senate passed December 16, 1884, I transmit herewith a letter of the Secretary of State of the 19th instant, submitting a report containing certain information in the Department of State in relation to the foreign trade of Mexico, Central and South America, the Spanish West Indies, Hayti, and Santo Domingo, and also in relation to the share of the United States to the trade in question.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 23, 1885.*

*To the Senate of the United States:*

I transmit herewith, in answer to a resolution of the Senate dated January 5, 1885, a report of the Secretary of State and accompanying copies of such treaties and conventions between the United States and foreign powers as are requested by the resolution.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 23, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 20th instant from the Secretary of the Interior, presenting, with accompanying papers, a draft of proposed legislation providing for the settlement of certain claims of Omaha Indians in Nebraska against the Winnebago Indians on account of horses stolen by members of the latter tribe from the Omahas.

The subject is commended to the favorable consideration and action of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 23, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a report of the Secretary of State of the 22d instant, respecting an estimate of an appropriation to enable the Department of State to cause a preliminary search to be made of the records of the French prize courts from 1792 to 1801, inclusive, to ascertain whether any evidence or documents relating to the claims in

question still exist, and, if so, the nature and character thereof; said preliminary search being intended to aid the Department of State to carry out the requirements of section 5 of the act approved January 20, 1885, to provide for the ascertainment of the claims of American citizens for spoliations committed by the French prior to the 31st of July, 1801.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1885.*

*To the House of Representatives:*

I transmit herewith, as desired by the House resolution of the 9th instant, a report, with accompanying papers, from the Secretary of State, in relation to the arrest and the imprisonment of Thomas R. Monahan by the authorities of Mexico.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1885.*

*To the House of Representatives:*

I transmit herewith a preliminary report of the Secretary of State of the 26th instant, in response to a resolution of the House of Representatives passed on the 9th day of January, 1885, calling for copies of accounts and vouchers of the disbursing officers of the French and American Claims Commission and certain other information in relation to the transactions of said commission.

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CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1885.*

*To the Senate of the United States:*

I have carefully considered the provisions of Senate bill No. 862, entitled "An act for the relief of Uriel Crocker."

The general statute provides for relief in case of the destruction of coupon bonds.

In my opinion this provision of law is sufficiently liberal to meet all cases of missing coupon bonds worthy of favorable action, and I do not deem it advisable to encourage this class of legislation.

The bill is not, however, so flagrantly inexpedient as to call for my formal disapproval, and I have allowed it to become a law under the constitutional provision, contenting myself with communicating to the Senate, in which the bill originated, my disapproval of special legislation of this character.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, January 27, 1885.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, an additional article, signed on the 23d of June last, to the treaty of friendship, commerce, and navigation which was concluded between the United States and the Argentine Confederation July 27, 1853.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a letter from the Secretary of State, concerning the awards made against Venezuela by the mixed commission under the convention of April 25, 1866.

I earnestly invite the attention of Congress to this communication and the accompanying documents.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1885.*

*To the Senate of the United States:*

I transmit herewith a report of the Secretary of State and accompanying papers, furnished in response to a resolution of the Senate of May 2, 1884, calling for information relative to the landing of foreign telegraphic cables upon the shores of the United States.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1885.*

*To the Senate and House of Representatives:*

I have the honor to transmit communications from the Secretary of the Navy, recommending certain action by the Government in recognition of the services, official and personal, extended in Russia to the survivors of the arctic exploring steamer *Jeannette* and to the search parties subsequently sent to Siberia.

The authority of Congress is requested for extending the specific rewards mentioned in the paper accompanying one of the communications of the Secretary. The suggestion concerning the thanks of Congress is also submitted for consideration.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 27, 1885.*

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*To the Senate of the United States:*

In response to the resolution of the Senate of the 22d instant, setting forth that—

Whereas the United States, in 1866, acquired from the Creek and Seminole Indians by treaty certain lands situate in the Indian Territory, a portion of which have remained unoccupied until the present time; and Whereas a widely extended belief exists that such unoccupied lands are public lands of the United States, and as such subject to homestead and preemption settlement, and pursuant to such belief a large number of citizens of the United States have gone upon them claiming the right to settle and acquire title thereto under the general land laws of the United States; and Whereas it is understood that the President of the United States does not regard said lands as open to settlement and believes it to be his duty to remove all persons who go upon the same claiming the right to settle thereon, and for that purpose has directed the expulsion of the persons now on said lands by the use of military force, and there seems to be a probability of a conflict growing out of the attempt to expel said persons so claiming right and attempting to settle: Therefore, *Resolved*, That the President be requested to advise the Senate as to the status of the lands in question as viewed by the Executive, the action taken, if any, to expel persons seeking to settle thereon, and the reasons for the same, together with any other information in his possession bearing upon the existing controversy—

I have the honor to state that the matter was referred to the Secretaries of War and the Interior and to transmit herewith their respective reports thereon, dated the 26th instant.

The report of the Commissioner of Indian Affairs accompanying that of the Secretary of the Interior recites fully the provisions of the treaties made with the Indian tribes ceding the lands in question to the United States, showing the condition and purposes expressed in said treaties regarding said lands, as well as the action taken with reference thereto, from which it will be seen that they are not open to settlement under any laws of the United States.

The report of the Secretary of War shows the action of the military authorities at the request of the Interior Department under section 2147 of the Revised Statutes.

The status of these lands was considered by my predecessor, President Hayes, who on the 26th day of April, 1879, issued a proclamation<sup>[25]</sup> warning all persons intending to go upon said lands without proper permission of the Interior Department that they would be speedily and immediately removed therefrom according to the laws made and provided, and that if necessary the aid and assistance of the military forces of the United States would be invoked to carry into proper execution the laws of the United States referring thereto. A similar proclamation<sup>[26]</sup> was issued by President Hayes on the 12th day of February, 1880. On the 1st day of July, 1884, I considered it to be my duty to issue a proclamation<sup>[27]</sup> of like import.



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These several proclamations were at the request of the Secretary of the Interior.

As will be seen by the report of the Secretary of War, the military forces of the United States have been repeatedly employed to remove intruders from the lands in question, and that notwithstanding such removals and in disregard of law and the Executive proclamations a large body of intruders is now within the territory in question, and that an adequate force of troops has been ordered to remove the intruders and is now being concentrated for that purpose.

None of the land or general laws of the United States have been extended over these lands except as to the punishment for crimes and other provisions contained in the intercourse act which relate to trade and the introduction of spirituous liquors and arms among Indians, and do not sanction settlement. It is clear that no authorized settlement can be made by any person in the territory in question.

Until the existing status of these lands shall have been changed by agreement with the Indians interested, or in some other manner as may be determined by Congress, the treaties heretofore made with the Indians should be maintained and the power of the Government to the extent necessary should be exercised to keep off intruders and all unauthorized persons.

CHESTER A. ARTHUR.

[Footnote 25: See Vol. VII, pp. 547-548.]

[Footnote 26: See Vol. VII, pp. 598-599.]

[Footnote 27: See pp. 224-225.]

EXECUTIVE MANSION, *January 29, 1885.*

*To the House of Representatives:*

In response to the resolution of the House of Representatives of the 5th of January, 1885, calling for information as to the Kongo conference at Berlin, I transmit herewith a report of the Secretary of State of the 28th instant, in relation to the subject.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 29, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of 27th instant, with inclosures, from the Secretary of the Interior, in relation to objections on the part of the Creek Nation of Indians to

pending legislation providing for the opening up to homestead settlement of certain lands in the Indian Territory.

The matter is presented to the consideration of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 29, 1885.*

*To the House of Representatives:*

In compliance with a resolution of the House of Representatives (which was concurred in by the Senate) of January 28, 1885, I return herewith the bill (H.R. 1017) relative to the Inspector-General's Department of the Army.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 30, 1885.*

*To the Senate and House of Representatives:*

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When the expedition for the relief of Lieutenant Greely and his party was being prepared, in the early part of the year 1884, and a search for suitable vessels was being made, the *Alert*, then the property of Great Britain, and which had been the advance ship of the expedition under Sir George Nares, was found to be peculiarly fitted for the intended service, and this Government immediately offered to purchase that vessel, upon which Her Majesty's Government generously presented her to the United States, refusing to accept any pay whatever for the vessel. The *Alert* rendered important and timely service in the expedition for the relief of Lieutenant Greely and party, which in its results proved so satisfactory to the Government and people of this country.

I am of the opinion that the *Alert* should now be returned to Her Majesty's Government, with suitable acknowledgments for its generous and graceful acts of courtesy in so promptly putting the vessel at the service of the United States, and I therefore recommend that authority be given me by Congress to carry out this purpose.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 30, 1885.*

*To the House of Representatives:*

I transmit herewith, in response to a resolution of the House of Representatives of the 28th of January, 1885, a report by the Secretary of State, in relation to the case of Julio R. Santos, an American citizen imprisoned in Ecuador.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *January 30, 1885.*

*To the Senate and House of Representatives of the United States:*

I herewith transmit a communication from the Secretary of State, in regard to the desire of the Government of Korea to obtain the services of one or more officers of the United States as military instructors in that country, and recommend the adoption of a joint resolution authorizing such officers as may be conveniently spared, and who may be selected for that duty, to proceed to Korea for the purpose indicated.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1885.*

*To the Senate and House of Representatives of the United States:*

I transmit herewith to the Senate a communication from the Secretary of State, submitting, at the request of a delegate from the United States to the Third International



Conference of the Red Cross, held in September, 1884, a copy of the preliminary report of that conference.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith, for the consideration of Congress, the report of the National Board of Health for the year 1884.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 2, 1885.*

*To the Senate of the United States of America:*

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With reference to the resolution of the Senate of the 12th of June, 1884, declining to advise and consent to the ratification of an accession of the United States to an international convention for the protection of industrial property, signed at Paris March 20, 1883, I now return the proposed instrument of accession to the Senate for reconsideration in connection with the views and recommendations contained in the accompanying report of the Secretary of State, dated January 29, 1885.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 2, 1885.*

*To the House of Representatives:*

In response to the resolution of the House of Representatives of January 28, 1885, "that the President be respectfully requested to transmit to this House a copy of the recent appeal of Fitz John Porter, together with the accompanying papers," I transmit herewith a copy of a communication from Fitz John Porter, addressed to the President from Morristown, N.J., under date of October 14, 1884, together with copies of the accompanying papers.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 3, 1885.*

*To the Senate and House of Representatives:*

I take especial pleasure in laying before Congress the generous offer made by Mrs. Grant to give to the Government, in perpetual trust, the swords and military (and civil) testimonials lately belonging to General Grant. A copy of the deed of trust and of a letter addressed to me by Mr. William H. Vanderbilt, which I transmit herewith, will explain the nature and motives of this offer.

Appreciation of General Grant's achievements and recognition of his just fame have in part taken the shape of numerous mementoes and gifts which, while dear to him, possess for the nation an exceptional interest.

These relics, of great historical value, have passed into the hands of another, whose considerate action has restored the collection to Mrs. Grant as a life trust, on the condition that at the death of General Grant, or sooner, at Mrs. Grant's option, it should become the property of the Government, as set forth in the accompanying papers. In the exercise of the option thus given her Mrs. Grant elects that the trust shall forthwith determine, and asks that the Government designate a suitable place of deposit and a responsible custodian for the collection.

The nature of this gift and the value of the relics which the generosity of a private citizen, joined to the high sense of public regard which animates Mrs. Grant, have thus placed at the disposal of the Government, demand full and signal recognition on behalf of the nation at the hands of its representatives. I therefore ask Congress to take suitable action to accept the trust and to provide for its secure custody, at the same time recording the appreciative gratitude of the people of the United States to the donors.

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In this connection I may pertinently advert to the pending legislation of the Senate and House of Representatives looking to a national recognition of General Grant's eminent services by providing the means for his restoration to the Army on the retired list. That Congress, by taking such action, will give expression to the almost universal desire of the people of this nation is evident, and I earnestly urge the passage of an act similar to Senate bill No. 2530, which, while not interfering with the constitutional prerogative of appointment, will enable the President in his discretion to nominate General Grant as general upon the retired list.

CHESTER A. ARTHUR.

### DEED OF TRUST.

Whereas I, William H. Vanderbilt, of the city of New York, by virtue of a sale made under a judgment in a suit to foreclose a chattel mortgage in the supreme court of this State, in which I was plaintiff and Ulysses S. Grant defendant, which judgment was entered on the 6th day of December, 1884, and under an execution in another suit in said court between the same parties upon a judgment entered December 9, 1884, have become the owner of the property and the articles described in the schedule hereto annexed, formerly the property of Ulysses S. Grant: Now, therefore, to carry out a purpose formed by me, and in consideration of \$1 to me paid, I do hereby transfer and convey each and every one of the articles mentioned and itemized in the said schedule to Julia Dent Grant, to have and hold the same to her, her executors and administrators, upon the trust and agreement, nevertheless, hereby accepted and made by her, that on the death of the said Ulysses S. Grant, or previously thereto, at her or their option, the same shall become and be the property of the nation and shall be taken to Washington and transferred and conveyed by her and them to the United States of America.

In witness whereof the said William H. Vanderbilt and Julia Dent Grant have executed these presents, this 10th day of January, A.D. 1885.

Sealed and delivered in presence of—

W.H. VANDERBILT.  
JULIA DENT GRANT.

*Schedule of swords and medals, paintings, bronzes, portraits, commissions and addresses, and objects of value and art presented by various governments in the world to General Ulysses S. Grant.*

Mexican onyx cabinet, presented to General Grant by the people of Puebla, Mexico.

Aerolite, part of which passed over Mexico in 1871.

Bronze vases, presented to General Grant by the Japanese citizens of Yokohama, Japan.

Marble bust and pedestal, presented by workingmen of Philadelphia.

General Grant and family, painted by Coggswell.

Large elephant tusks, presented by the King of Siam.

Small elephant tusks, from the Maharajah of Johore.

Picture of General Scott, by Page, presented by gentlemen of New York.



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Crackleware bowls (very old), presented by Prince Koon, of China.

Cloisonne jars (old), presented by Li Hung Chang.

Chinese porcelain jars (old), presented by Prince Koon, of China.

Arabian Bible.

Coptic Bible, presented by Lord Napier, who captured it with King Theodore, of Abyssinia.

Sporting rifle.

Sword of Donelson, presented to General Grant after the fall of Fort Donelson, by officers of the Army, and used by him until the end of the war.

New York sword, voted to General Grant by the citizens of New York at the fair held in New York.

Sword of Chattanooga, presented to General Grant by the citizens of Jo Daviess County, Ill. (Galena), after the battle of Chattanooga.

Roman mug and pitcher.

Silver menu and card, farewell dinner of San Francisco, Cal.

Silver menu of Paris dinner.

Horn and silver snuff box.

Silver match box, used by General Grant.

Gold table, modeled after the table in Mr. McLean's house on which General R.E. Lee signed the articles of surrender. This was presented to General Grant by ex-Confederate soldiers.

Gold cigar case (enameled), presented by the Celestial King of Siam.

Gold cigar case (plain), presented by the Second King of Siam.

Gold-handled knife, presented by miners of Idaho Territory.

Nine pieces of jade stone, presented by Prince Koon, of China.

Silver trowel, used by General Grant in laying the corner stone of the American Museum of Natural History, New York.

Knife, made at Sheffield for General Grant.

Gold pen, General Grant's.

Embroidered picture (cock and hen), presented to General Grant by citizens of Japan.

Field glasses, used by General Grant during the war.

Iron-headed cane, made from the rebel ram *Merrimac*.

Silver-headed cane, made from wood used in the defense of Fort Sumter.

Gold-headed cane, made out of wood from old Fort Du Quesne, Pa.

Gold-headed cane, presented to General Grant as a tribute of regard for his humane treatment of the soldiers and kind consideration of those who ministered to the sick and wounded during the war.

Gold-headed cane, used by General Lafayette, and presented to General Grant by the ladies of Baltimore, Md.

Carved wood cane, from the estate of Sir Walter Scott.

Uniform as general of the United States Army.

Fifteen buttons, cut from the coats during the war by Mrs. Grant after the different battles.

Hat ornament, used at Belmont.

Hat ornament, used at Fort Donelson.

Shoulder straps (brigadier-general), worn by General Grant at Belmont, Fort Donelson, and Shiloh.

Shoulder straps (lieutenant-general), cut from the coat used by General Grant in the campaigns against Richmond and Petersburg and Lee's army.

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Shoulder straps (lieutenant-general), cut from General Grant's coat.

Pair of shoulder straps (general), cut from a coat General Grant used after the war.

Medal from the American Congress (gold) for opening the Mississippi.

Gold medal, from Philadelphia.

Twenty-one medals (gold, silver, and bronze), badges of armies and corps.

Ten medals (silver and bronze), sent to General Grant at different times.

Fourteen medals (bronze), in memory of events.

Silk paper (Louisville Commercial), printed for General Grant.

Silk paper (Daily Chronicle), printed for General Grant.

Silk paper (Burlington Hawkeye), printed for General Grant.

Collection of coin (Japanese). This is the only complete set, except one which is in the Japanese treasury. Seven of these pieces cost \$5,000. This set was presented by the Government of Japan.

Warrant as cadet at West Point.

Commission, brevet second lieutenant (missing).

Commission, second lieutenant (missing).

Commission, brevet first lieutenant (missing).

Commission as first lieutenant, United States Army.

Commission as brevet captain, United States Army.

Commission as captain, United States Army.

Commission as colonel of volunteers.

Commission as brigadier-general.

Commission as major-general.

Commission as major-general, United States Army.



Commission as lieutenant-general, United States Army.

Commission as general, United States Army.

Commission as honorary member of M.L.A., San Francisco.

Commission as member of Sacramento Society of Pioneers.

Commission as honorary member Royal Historical Society.

Commission as Military Order of Loyal Legion.

Commission as member of the Aztec Club.

Certificate of election President of the United States.

Certificate of reelection President of the United States.

Certificate of honorary membership Territorial Pioneers of California.

Certificate of honorary membership St. Andrew's Society.

Certificate of election LL. D., Harvard College.

Certificate of election honorary membership of the Sacramento Society.

Certificate of Pioneers of California.

Certificate of election honorary member Mercantile Library, San Francisco.

Freedom of the city of Dublin, Ireland.

Freedom of the city of Stratford-on-Avon.

Freedom of the city of London, England.

Freedom of the city of Glasgow, Scotland.

Freedom of the city of Edinburgh, Scotland.

Freedom of the city of Ayr, Scotland.

Freedom of the burgh of Inverness, Scotland.

Freedom of the city of Oakland, America.

Freedom of the city of San Francisco, America.

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Freedom of the city of Londonderry, Ireland.

The freedom of many other cities.

Address to General Grant from the Chamber of Commerce,  
Newcastle-upon-Tyne, 1877.

Address to General Grant from the mayor, aldermen, and citizens of the city of  
Manchester, England, May 13, 1877.

Address to General Grant by the workingmen of Birmingham, England,  
October 16, 1877.

Address to General Grant from the Chamber of Commerce and Board of  
Trade, San Francisco, Cal., September, 1879.

Address to General Grant by mayor, aldermen, and burgesses of the borough of  
Gateshead, England.

Address to General Grant by the mayor, aldermen, magistrates, aldermen, and  
councilors of the borough of Leicester, England.

Address to General Grant by the Americans of Shanghai, China, May 19, 1879.

Address to General Grant by the Calumet Club, of Chicago, Ill.

Address to General Grant from the Society of Friends in Great Britain.

Address to General Grant from Chamber of Commerce of Penang.

Address to General Grant by the mayor, aldermen, and burgesses of the borough of  
Southampton, England.

Address to General Grant by the provost, magistrates, and town council of the royal  
borough of Stirling.

Address to General Grant by the mayor, aldermen, and burgesses of  
Tynemouth, England.

Address to General Grant by the mayor and town council of Sunderland.

Address to General Grant by the trade and friendly societies of  
Sunderland.

Address to General Grant by the public schools of Louisville, Ky.

Address to General Grant by the colored men of Louisville, Ky.

Address to General Grant by ex-Confederate soldiers.

Address to General Grant by the State of Louisiana.

Address to General Grant by the Chamber of Commerce and Board of Trade of San Francisco, Cal.

Address to General Grant by the British workmen of London, England.

Address to General Grant by the North Shields Shipowners' Society, England.

Address to General Grant by the Chamber of Commerce, Sheffield, England.

Address to General Grant from mayor, aldermen, and burgesses of borough of Royal Leamington Spa, England.

Address to General Grant by the mayor, aldermen, and burgesses of Sheffield, England.

Address to General Grant by wardens, *etc.*, and commonalty of the town of Sheffield, England.

Address to General Grant from the provost, magistrates, and town council of the city and royal burgh of Elgin, Scotland.

Address to General Grant from the mayor, aldermen, and burgesses of the borough of Folkestone, England.

Address to General Grant by the mayor, aldermen, and burgesses of the borough of Jarrow, England.

Address to General Grant by the mayor, aldermen, and burgesses of Gateshead, England.

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Address to General Grant from the Carpenters' Company.

Address to General Grant from the citizens of Cincinnati, congratulating him on his second election as President of the United States.

Address to General Grant from the citizens of Nagasaki, Japan.

Resolutions of the Territorial Pioneers, admitting General Grant to membership.

Resolution of the Caledonian Club, of San Francisco, enrolling General Grant as an honorary member.

Resolutions of the citizens of Jo Daviess County, presenting a sword to General Grant (sword of Chattanooga).

Resolutions of the Washington Camp, of Brooklyn, Long Island.

First resolutions of thanks of the Congress of the United States.

First resolutions inviting General Grant to visit the house of representatives of the Commonwealth of Pennsylvania.

Second resolutions of thanks from the Congress of the United States.

Letter from citizens of Jersey City thanking General Grant for his Des Moines, Iowa, speech on the question of public schools.

Presentation of a silver medal by the Union League Club, of Philadelphia, for gallantry and distinguished services.

Vote of thanks by Congress to General U.S. Grant, *etc.*

Other resolutions, addresses, votes of thanks, and freedom of cities.

640 FIFTH AVENUE, *January 20, 1885.*

His Excellency CHESTER A. ARTHUR,

*President of the United States.*

DEAR SIR: I purchased the articles of historical interest belonging to General Grant and gave them to Mrs. Grant in trust to hold during the lifetime of the General, and at his death, or sooner, at her option, they to become the property of the Government. They consist of his swords, memorials of his victories from the United States, States, and cities, and tributes to his fame and achievements from governments all over the world. In their proper place at Washington they will always be secure and will afford pleasure

and instruction to succeeding generations. This trust has been accepted by Mrs. Grant, and the disposition of the articles is in conformity to the wishes of the General. I transmit to you herewith the deed of trust. Mrs. Grant informs me that she prefers to close the trust at once and send the memorials to Washington. May I ask, therefore, that you will designate some official, representing the proper Department, to receive them, and direct him to notify Mrs. Grant of the arrangements necessary to perfect the transfer and deposit in such of the Government buildings as may be most suitable?

Yours, respectfully,

W.H. VANDERBILT.

EXECUTIVE MANSION, *February 5, 1885.*

*To the Senate and House of Representatives of the United States:*

I herewith transmit a communication from the Secretary of State, relative to the Japanese Government's offer to donate a valuable piece of land to the United States in fee simple for legation purposes, and earnestly recommend that the Executive may be immediately authorized to accept the gift in the name of the United States and to tender to his Imperial Japanese Majesty's Government a suitable expression of this Government's thanks for the generosity which prompted the presentation of so desirable a site of ground.



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I deem it unnecessary to enlarge upon the statement of the Secretary of State. I feel certain, however, that a perusal of his communication will at once commend itself to the favorable attention of Congress, and doubt not that the necessary authorization of Congress will be immediately given for the acceptance of the gift, as well as insure early action looking to the erection on the premises of suitable public buildings for the use of the legation of the United States at Tokyo. This step can not but be favorable to the United States in every honorable way, while the disinterested motives of a friendly foreign government deserve from us a proper and just recognition.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 11, 1885.*

*To the Senate and House of Representatives:*

In compliance with the act of Congress approved January 16, 1883, entitled "An act to regulate and improve the civil service of the United States," the Civil Service Commission has made to the President its second annual report.

That report is herewith transmitted.

The Commission is in the second year of its existence. The President congratulates the country upon the success of its labors, commends the subject to the favorable consideration of Congress, and asks for an appropriation to continue the work.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 12, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a copy of the report of the board of management of the World's Industrial and Cotton Centennial Exposition, dated February 2, 1885, requesting an additional appropriation to extinguish a deficit in its accounts, and asking authority to reopen the exhibition during the winter of 1885-86.

A failure on the part of the management to carry out the original intent in regard to the exposition might reflect upon the honor of the United States Government, since twenty-one foreign nations and forty-six States and Territories have joined in the enterprise through faith in the sanction of the Government. In view of this fact and in consideration of the value of the exposition to the cause of material progress and general education, I respectfully submit the report mentioned for the favorable consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 13, 1885.*

*To the Senate and House of Representatives:*

I herewith transmit, as desired by the act of Congress approved July 7, 1884, a letter from the Secretary of State, with accompanying report from the Central and South American commissioners.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 17, 1885.*

*To the House of Representatives:*

In response to the resolution of the House of Representatives of the 9th of January, 1885, calling for certain correspondence concerning the transactions of the late French and American Commission, I transmit herewith a report of the Secretary of State of the 16th instant, in relation to the subject.

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CHESTER A. ARTHUR.

WASHINGTON, *February 17, 1885.*

*To the Senate of the United States:*

Referring your honorable body to the message of December 1, 1884, by which I transmitted to the Senate, with a view to ratification, a treaty negotiated with Belgium touching the succession to and acquirement of real property, *etc.*, by the citizens or subjects of the one Government in the domain of the other, I now address you in order to recall the treaty thus transmitted for reexamination.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 17, 1885.*

*To the Senate of the United States:*

Referring to my message of the 13th instant, concerning the report of the Central and South American commissioners, I have the honor to inform the Senate that the report therein stated as accompanying the message was transmitted with a like message to the House of Representatives.

A note of explanation to this effect was inadvertently omitted from the former message.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 19, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a report of the Secretary of State of the 19th instant, recommending the enactment of a law for the protection of submarine cables in pursuance of our treaty obligations under the international convention in relation to the subject signed at Paris on the 14th day of March, 1884.

I commend the matter to the favorable consideration of Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 19, 1885.*

*To the Senate and House of Representatives:*

I transmit herewith a communication of the 16th instant from the Secretary of the Interior, submitting, with accompanying papers, a draft of a bill "to accept and ratify an

agreement with the confederated tribes and bands of Indians occupying the Yakima Reservation in the Territory of Washington for the extinguishment of their title to so much of said reservation as is required for the use of the Northern Pacific Railroad, and to make the necessary appropriation for carrying out the same.”

The matter is presented for the consideration and action of the Congress.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 19, 1885.*

*To the House of Representatives:*

I transmit herewith, in response to a resolution of the House of Representatives of the 5th instant, requesting copies of all the communications which have been received respecting the Kongo conference, and especially copies of the text of the commissions or powers sent by this Government to each of the three American plenipotentiaries or agents, a report of the Secretary of State.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 19, 1885.*

*To the House of Representatives:*

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With reference to my communication of the 27th ultimo, transmitting to the House of Representatives a preliminary report of the Secretary of State, dated the 26th of January, 1885, in response to the resolution of the House of the 9th of January, 1885, calling for copies of the accounts and vouchers of the disbursing officers of the French-American Claims Commission and containing other information in relation to the transactions of said commission, I now transmit herewith a further report on the subject by the Secretary of State, dated the 17th instant, which is accompanied by the desired copies of the accounts and vouchers in question.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 25, 1885.*

*To the House of Representatives:*

In answer to the resolution of the House of Representatives of the 13th instant, requesting me to inform that body, if not incompatible with the public interest, what were the reasons which moved me to appoint commissioners to examine and report upon the California and Oregon Railroad from Reading northwardly, I transmit herewith a communication on that subject addressed to me on the 24th instant by the Secretary of the Interior, setting forth the practice under which my action was taken.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 26, 1885.*

*To the Senate of the United States:*

I transmit to the Senate, for its consideration with a view to ratification, a provisional article of agreement modifying the latter clause of Article XXVI of the pending commercial treaty between the United States and Spain, concluded November 18, 1884, so as to extend the time for the approval of the laws necessary to carry the said treaty into operation if ratified.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, D.C., February 26, 1885.*

*To the Senate of the United States:*

I herewith transmit, for the consideration of the Senate with a view to ratification, an additional article, signed by the Secretary of State and the minister of Mexico here, on behalf of their respective Governments, the 25th instant, providing for the extension of the time for the approval of the necessary legislation in order to carry into effect the

commercial reciprocity treaty between the United States and Mexico of January 20, 1883.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, February 28, 1885.*

*To the Senate of the United States:*

Referring to my message to the Senate of the 25th instant, by which I transmitted, with a view to ratification, an additional article to the commercial treaty with Spain concluded November 18, 1884, I now have the honor to request the return of that instrument.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *Washington, March 2, 1885.*

*To the Senate of the United States:*

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I herewith transmit to the Senate, with a view to examination and sanction by that body, a treaty signed in this city to-day by the Secretary of State and the Spanish minister, consisting of four supplementary articles amendatory of the commercial treaty of November 18, 1884, between the United States and Spain, which is now pending in the Senate. The accompanying report of the Secretary of State recites the particulars of the modifications which have been made in deference to the representations made on behalf of important commercial interests of the United States, whereby it is believed all well-founded objections on their part to the ratification of that treaty are obviated.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 2, 1885.*

*To the Senate of the United States:*

I transmit herewith, for the consideration of the Senate with a view to its ratification, a convention concluded February 20, 1885, between the United States of America and the United States of Mexico, for the extradition of criminals. A report of the Secretary of State, touching the negotiation of the convention, is also transmitted.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 3, 1885.*

*To the Senate of the United States:*

I nominate Ulysses S. Grant, formerly commanding the armies of the United States, to be general on the retired list of the Army, with the full pay of such rank.

CHESTER A. ARTHUR.

## PROCLAMATIONS.

**BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

A PROCLAMATION.

Whereas the treaty concluded between the United States of America and Her Majesty the Queen of Great Britain and Ireland, concluded at Washington on the 8th day of May, 1871, contains among other articles the following, viz:

ARTICLE XVIII.

It is agreed by the high contracting parties that, in addition to the liberty secured to the United States fishermen by the convention between the United States and Great Britain signed at London on the 20th day of October, 1818, of taking, curing, and drying fish on certain coasts of the British North American colonies therein defined, the inhabitants of the United States shall have, in common with the subjects of Her Britannic Majesty, the liberty, for the term of years mentioned in Article XXXIII of this treaty, to take fish of every kind, except shellfish, on the seacoasts and shores and in the bays, harbors, and creeks of the Provinces of Quebec, Nova Scotia, and New Brunswick, and the colony of Prince Edwards Island, and of the several islands thereunto adjacent, without being restricted to any distance from the shore, with permission to land upon the said coasts and shores and islands, and also upon the Magdalen Islands, for the purpose of drying their nets and curing their fish; provided that in



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so doing they do not interfere with the rights of private property or with British fishermen in the peaceable use of any part of the said coasts in their occupancy for the same purpose. It is understood that the above-mentioned liberty applies solely to the sea fishery, and that the salmon and shad fisheries, and all other fisheries in rivers and the mouths of rivers, are hereby reserved exclusively for British fishermen.

### ARTICLE XIX.

It is agreed by the high contracting parties that British subjects shall have, in common with the citizens of the United States, the liberty, for the term of years mentioned in Article XXXIII of this treaty, to take fish of every kind, except shellfish, on the eastern seacoasts and shores of the United States north of the thirty-ninth parallel of north latitude, and on the shores of the several islands thereunto adjacent, and in the bays, harbors, and creeks of the said seacoasts and shores of the United States and of the said islands, without being restricted to any distance from the shore, with permission to land upon the said coasts of the United States and of the islands aforesaid, for the purpose of drying their nets and curing their fish; provided that in so doing they do not interfere with the rights of private property or with the fishermen of the United States in the peaceable use of any part of the said coasts in their occupancy for the same purpose. It is understood that the above-mentioned liberty applies solely to the sea fishery; and that salmon and shad fisheries, and all other fisheries in rivers and mouths of rivers, are hereby reserved exclusively for fishermen of the United States.

### ARTICLE XX.

It is agreed that the places designated by the commissioners appointed under the first article of the treaty between the United States and Great Britain concluded at Washington on the 5th of June, 1854, upon the coasts of Her Britannic Majesty's dominions and the United States, as places reserved from the common right of fishing under that treaty, shall be regarded as in like manner reserved from the common right of fishing under the preceding articles. In case any question should arise between the Governments of the United States and of Her Britannic Majesty as to the common right of fishing in places not thus designated as reserved, it is agreed that a commission shall be appointed to designate such places, and shall be constituted in the same manner and have the same powers, duties, and authority as the commission appointed under the said first article of the treaty of the 5th of June, 1854.

### ARTICLE XXI.

It is agreed that for the term of years mentioned in Article XXXIII of this treaty fish oil and fish of all kinds (except fish of the inland lakes and of the rivers falling into them, and except fish preserved in oil), being the produce of the fisheries of the United States,

or of the Dominion of Canada, or of Prince Edwards Island, shall be admitted into each country, respectively, free of duty.

ARTICLE XXII.

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Inasmuch as it is asserted by the Government of Her Britannic Majesty that the privileges accorded to the citizens of the United States under Article XVIII of this treaty are of greater value than those accorded by Articles XIX and XXI of this treaty to the subjects of Her Britannic Majesty, and this assertion is not admitted by the Government of the United States, it is further agreed that commissioners shall be appointed to determine, having regard to the privileges accorded by the United States to the subjects of Her Britannic Majesty, as stated in Articles XIX and XXI of this treaty, the amount of any compensation which in their opinion ought to be paid by the Government of the United States to the Government of Her Britannic Majesty in return for the privileges accorded to the citizens of the United States under Article XVIII of this treaty; and that any sum of money which the said commissioners may so award shall be paid by the United States Government, in a gross sum, within twelve months after such award shall have been given.

### ARTICLE XXIII.

The commissioners referred to in the preceding article shall be appointed in the following manner; that is to say: One commissioner shall be named by the President of the United States, one by Her Britannic Majesty, and a third by the President of the United States and Her Britannic Majesty conjointly; and in case the third commissioner shall not have been so named within a period of three months from the date when this article shall take effect, then the third commissioner shall be named by the representative at London of His Majesty the Emperor of Austria and King of Hungary. In case of the death, absence, or incapacity of any commissioner, or in the event of any commissioner omitting or ceasing to act, the vacancy shall be filled in the manner hereinbefore provided for making the original appointment, the period of three months in case of such substitution being calculated from the date of the happening of the vacancy. The commissioners so named shall meet in the city of Halifax, in the Province of Nova Scotia, at the earliest convenient period after they have been respectively named, and shall before proceeding to any business make and subscribe a solemn declaration that they will impartially and carefully examine and decide the matters referred to them to the best of their judgment and according to justice and equity; and such declaration shall be entered on the record of their proceedings.

Each of the high contracting parties shall also name one person to attend the commission as its agent, to represent it generally in all matters connected with the commission.

### ARTICLE XXIV.

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The proceedings shall be conducted in such order as the commissioners appointed under Articles XXII and XXIII of this treaty shall determine. They shall be bound to receive such oral or written testimony as either Government may present. If either party shall offer oral testimony, the other party shall have the right of cross-examination, under such rules as the commissioners shall prescribe. If in the case submitted to the commissioners either party shall have specified or alluded to any report or document in its own exclusive possession, without annexing a copy, such party shall be bound, if the other party thinks proper to apply for it, to furnish that party with a copy thereof; and either party may call upon the other, through the commissioners, to produce the originals or certified copies of any papers adduced as evidence, giving in each instance such reasonable notice as the commissioners may require. The case on either side shall be closed within a period of six months from the date of the organization of the commission, and the commissioners shall be requested to give their award as soon as possible thereafter. The aforesaid period of six months may be extended for three months in case of a vacancy occurring among the commissioners under the circumstances contemplated in Article XXIII of this treaty.

### ARTICLE XXV.

The commissioners shall keep an accurate record and correct minutes or notes of all their proceedings, with the dates thereof, and may appoint and employ a secretary and any other necessary officer or officers to assist them in the transaction of the business which may come before them.

Each of the high contracting parties shall pay its own commissioner and agent or counsel; all other expenses shall be defrayed by the two Governments in equal moieties.

### ARTICLE XXX.

It is agreed that for the term of years mentioned in Article XXXIII of this treaty subjects of Her Britannic Majesty may carry in British vessels, without payment of duty, goods, wares, or merchandise from one port or place within the territory of the United States upon the St. Lawrence, the Great Lakes, and the rivers connecting the same, to another port or place within the territory of the United States as aforesaid: *Provided*, That a portion of such transportation is made through the Dominion of Canada by land carriage and in bond, under such rules and regulations as may be agreed upon between the Government of Her Britannic Majesty and the Government of the United States. Citizens of the United States may for the like period carry in United States vessels, without payment of duty, goods, wares, or merchandise from one port or place within the possessions of Her Britannic Majesty in North America to another port or place within the said possessions: *Provided*,

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That a portion of such transportation is made through the territory of the United States by land carriage and in bond, under such rules and regulations as may be agreed upon between the Government of the United States and the Government of Her Britannic Majesty. The Government of the United States further engages not to impose any export duties on goods, wares, or merchandise carried under this article through the territory of the United States; and Her Majesty's Government engages to urge the parliament of the Dominion of Canada and the legislatures of the other colonies not to impose any export duties on goods, wares, or merchandise carried under this article; and the Government of the United States may, in case such export duties are imposed by the Dominion of Canada, suspend during the period that such duties are imposed the right of carrying granted under this article in favor of the subjects of Her Britannic Majesty. The Government of the United States may suspend the right of carrying granted in favor of the subjects of Her Britannic Majesty under this article in case the Dominion of Canada should at any time deprive the citizens of the United States of the use of the canals in the said Dominion on terms of equality with the inhabitants of the Dominion, as provided in Article XXVII.

### ARTICLE XXXII.

It is further agreed that the provisions and stipulations of Articles XVIII to XXV of this treaty, inclusive, shall extend to the colony of Newfoundland, so far as they are applicable. But if the Imperial Parliament, the legislature of Newfoundland, or the Congress of the United States shall not embrace the colony of Newfoundland in their laws enacted for carrying the foregoing articles into effect, then this article shall be of no effect; but the omission to make provision by law to give it effect by either of the legislative bodies aforesaid shall not in any way impair any other articles of this treaty. And whereas, pursuant to the provisions of Article XXXIII of said treaty, due notice has been given to the Government of Her Britannic Majesty of the intention of the Government of the United States of America to terminate the above-recited articles of the treaty in question on the 1st day of July, 1885; and

Whereas, pursuant to the terms of said treaty and of the notice given thereunder by the Government of the United States of America to that of Her Britannic Majesty, the above-recited articles of the treaty of Washington, concluded May 8, 1871, will expire and terminate on the 1st day of July, 1885:

Now, therefore, I, Chester A. Arthur, President of the United States of America, do hereby give public notice that Articles XVIII, XIX, XX, XXI, XXII, XXIII, XXIV, XXV, XXX, and XXXII of the treaty of Washington, concluded May 8, 1871, will expire and terminate on the 1st day of July, 1885, and all citizens of the United States are hereby warned that none of the privileges secured by the above-recited articles of the treaty in question will exist after the 1st day of July next. All American fishermen should govern themselves accordingly.

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Done at the city of Washington, this 31st day of January, A.D. 1885, and of the Independence of the United States of America the one hundred and ninth.

[SEAL.]

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

### **BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

#### A PROCLAMATION.

Whereas satisfactory evidence has been received by me that upon vessels of the United States arriving in ports of the Province of Ontario, in the Dominion of Canada, or arriving at any port in the island of Monserrat, in the West Indies, or at Panama or Aspinwall, United States of Colombia, or at the ports of San Juan and Mayaguez, in the island of Puerto Rico, no duty is imposed by the ton as tonnage tax or as light money, and that no other equivalent tax on vessels of the United States is imposed at said ports by the governments to which said ports are immediately subject; and

Whereas by the provisions of section 14 of an act approved June 26, 1884, "to remove certain burdens on the American merchant marine and encourage the American foreign carrying trade, and for other purposes," the President of the United States is authorized to suspend the collection in ports of the United States from vessels arriving from any port in the Dominion of Canada, Newfoundland, the Bahama Islands, the Bermuda Islands, the West India Islands, Mexico, and Central America down to and including Aspinwall and Panama of so much of the duty at the rate of 3 cents per ton as may be in excess of the tonnage and light-house dues, or other equivalent tax or taxes, imposed on American vessels by the government of the foreign country in which such port is situated:

Now, therefore, I, Chester A. Arthur, President of the United States of America, by virtue of the authority vested in me by the act and section hereinbefore mentioned, do hereby declare and proclaim that on and after the first Tuesday in February, 1885, the collection of said tonnage duty of 3 cents per ton shall be suspended as regards all vessels arriving in any port of the United States from any port in the Province of Ontario, in the Dominion of Canada, or from a port in the island of Monserrat, in the West Indies, or from the ports of Panama and Aspinwall, or the ports of San Juan and Mayaguez, in the island of Puerto Rico.

In testimony whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this 31st day of January, 1885, and of the Independence of the United States of America the one hundred and ninth.

[SEAL.]

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

**BY THE PRESIDENT OF THE UNITED STATES OF  
AMERICA.**

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### A PROCLAMATION.

Whereas satisfactory evidence has been received by me that upon vessels of the United States arriving at the port of San Juan del Norte (Greytown), Nicaragua, no duty is imposed by the ton as tonnage tax or as light money, and that no other equivalent tax on vessels of the United States is imposed at said port by the Government of Nicaragua; and

Whereas, by the provisions of section 14 of an act approved June 26, 1884, "to remove certain burdens on the American merchant marine and encourage the American foreign carrying trade, and for other purposes," the President of the United States is authorized to suspend the collection in ports of the United States from vessels arriving from any port in the Dominion of Canada, Newfoundland, the Bahama Islands, the Bermuda Islands, the West India Islands, Mexico, and Central America down to and including Aspinwall and Panama of so much of the duty at the rate of 3 cents per ton as may be in excess of the tonnage and light-house dues, or other equivalent tax or taxes, imposed on American vessels by the government of the foreign country in which such port is situated:

Now, therefore, I, Chester A. Arthur, President of the United States of America, by virtue of the authority vested in me by the act and section hereinbefore mentioned, do hereby declare and proclaim that on and after the first Tuesday in March, 1885, the collection of said tonnage duty of 3 cents per ton shall be suspended as regards all vessels arriving in any port of the United States from the port of San Juan del Norte (Greytown), Nicaragua.

In testimony whereof I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the city of Washington, this 26th day of February, 1885, and of the Independence of the United States of America the one hundred and ninth.

[SEAL.]

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*



## **BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.**

### **A PROCLAMATION.**

Whereas objects of interest to the United States require that the Senate should be convened at 12 o'clock on the 4th day of March next to receive and act upon such communications as may be made to it on the part of the Executive:

Now, therefore, I, Chester A. Arthur, President of the United States, have considered it to be my duty to issue this my proclamation, declaring that an extraordinary occasion requires the Senate of the United States to convene for the transaction of business at the Capitol, in the city of Washington, on the 4th day of March next, at 12 o'clock at noon on that day, of which all who shall at that time be entitled to act as members of that body are hereby required to take notice.

Given under my hand and the seal of the United States, at Washington, the 27th day of February, A.D. 1885, and of the Independence of the United States of America the one hundred and ninth.

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[SEAL.]

CHESTER A. ARTHUR.

By the President:

FREDK. T. FRELINGHUYSEN,  
*Secretary of State.*

### EXECUTIVE ORDERS.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rules for the regulation and improvement of the executive civil service are hereby amended and promulgated, as follows:

#### RULE V.

There shall be three branches of the service classified under the civil-service act (not including laborers or workmen or officers required to be confirmed by the Senate), as follows:

1. Those classified in the Departments at Washington shall be designated "The classified departmental service."
2. Those classified under any collector, naval officer, surveyor, or appraiser in any customs district shall be designated "The classified customs service."
3. Those classified under any postmaster at any post-office, including that at Washington, shall be designated "The classified postal service."
4. The classified customs service shall embrace the several customs districts where the officials are as many as fifty, now the following: New York City, N.Y.; Boston, Mass.; Philadelphia, Pa.; San Francisco, Cal.; Baltimore, Md.; New Orleans, La.; Chicago, Ill.; Burlington, Vt.; Portland, Me.; Detroit, Mich.; Port Huron, Mich.5. The classified postal service shall embrace the several post-offices where the officials are as many as fifty, now the following: Albany, N.Y.; Baltimore, Md.; Boston, Mass.; Brooklyn, N.Y.; Buffalo, N.Y.; Chicago, Ill.; Cincinnati, Ohio; Cleveland, Ohio; Detroit, Mich.; Indianapolis, Ind.; Jersey City, N.J.; Kansas City, Mo.; Louisville, Ky.; Milwaukee, Wis.; Minneapolis, Minn.; Newark, N.J.; New Orleans, La.; New York City, N.Y.; Philadelphia, Pa.; Pittsburg, Pa.; Providence, R.I.; Rochester, N.Y.; St. Louis, Mo.; St. Paul, Minn.; San Francisco, Cal.; Washington, D.C.

## RULE VII.

1. The general examinations under the first clause of Rule VI for admission to the service shall be limited to the following subjects: (1) Orthography, penmanship, and copying; (2) arithmetic—fundamental rules, fractions, and percentage; (3) interest, discount, and elements of bookkeeping and of accounts; (4) elements of the English language, letter writing, and the proper construction of sentences; (5) elements of the geography, history, and government of the United States. 2. Proficiency in any subject upon which an examination shall be held shall be credited in grading the standing of the persons examined in proportion to the value of a knowledge of such subject

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in the branch or part of the service which the applicant seeks to enter.3. No one shall be entitled to be certified for appointment whose standing upon a just grading in the general examination shall be less than 65 per cent of complete proficiency in the first three subjects mentioned in this rule, and that measure of proficiency shall be deemed adequate.4. For places in which a lower degree of education will suffice the Commission may limit the examinations to less than the five subjects above mentioned; but no person shall be certified for appointment under this clause whose grading shall be less than an average of 65 per cent on such of the first three subjects or parts thereof as the examination may embrace.5. The Commission may also order examinations upon other subjects of a technical or special character to test the capacity which may be needed in any part of the classified service which requires peculiar information or skill. Examinations hereunder may be competitive or noncompetitive, and the maximum limitations of age contained in the twelfth rule shall not apply to applicants for the same. The application for and notice of these special examinations, the records thereof, and the certification of those found competent shall be such as the Commission may provide for. After consulting the head of any Department or office the Commission may from time to time designate, subject to the approval of the President, the positions therein for which applicants may be required to pass the special examination.

### RULE XI.

1. Every application, in order to entitle the applicant to appear for examination or to be examined, must state under oath the facts on the following subjects: (1) Full name, residence, and post-office address; (2) citizenship; (3) age; (4) place of birth; (5) health and physical capacity for the public service; (6) right of preference by reason of military or naval service; (7) previous employment in the public service; (8) business or employment and residence for the previous five years; (9) education. Such other information shall be furnished as the Commission may reasonably require touching the applicant's fitness for the public service. The applicant must also state the number of members of his family in the public service and where employed, and must also assert that he is not disqualified under section 8 of the civil-service act, which is as follows:

"That no person habitually using intoxicating beverages to excess shall be appointed to or retained in any office, appointment, or employment to which the provisions of this act are applicable."

No person dismissed from the public service for misconduct shall be admitted to examination within two years thereafter.

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2. No person under enlistment in the Army or Navy of the United States shall be examined under these rules except for some place in the Department under which he is enlisted requiring special qualifications, and with the consent in writing of the head of such Department.3. The Commission may by regulations, subject to change at any time by the President, declare the kind and measure of ill health, physical incapacity, misrepresentation, and bad faith which may properly exclude any person from the right of examination, grading, or certification under these rules. It may also provide for medical certificates of physical capacity in the following cases, and for the appropriate certification of persons so defective in sight, speech, hearing, or otherwise as to be apparently disqualified for some of the duties of the part of the service which they seek to enter.

### RULE XVI.

1. Whenever any officer having the power of appointment or employment shall so request, there shall be certified to him by the Commission or the proper examining board four names for the vacancy specified, to be taken from those graded highest on the proper register of those in his branch of the service and remaining eligible, regard being had to any right of preference and to the apportionment of appointments to States and Territories; and from the said four a selection shall be made for the vacancy. But if a person is on both a general and special register he need be certified from the former only, at the discretion of the Commission, until he has remained two months upon the latter.2. These certifications for the service at Washington shall be made in such order as to apportion, as nearly as may be practicable, the original appointments thereto among the States and Territories and the District of Columbia upon the basis of population as ascertained at the last preceding census.

3. In case the request for any such certification or any law or regulation shall call for those of either sex, persons of that sex shall be certified; otherwise sex shall be disregarded in such certification.

4. No person upon any register shall be certified more than four times to the same officer in the customs or postal service or more than twice to any Department at Washington, unless upon request of the appointing officer; nor shall anyone remain eligible more than one year upon any register; but these restrictions shall not extend to examinations under clause 5 of Rule VII. No person while remaining eligible on any register shall be admitted to a new examination, and no person having failed upon any examination shall within six months thereafter be admitted to another examination without the consent of the Commission.5. Any person appointed to or employed in any part of the classified service, after due certification for the same under these rules, who shall be dismissed or separated therefrom without cause or delinquency on his part may be reappointed or reemployed in the same part or grade of such service at the same office, within eight months next following such dismissal or separation, without further examination.

RULE XVII.

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1. Every original appointment or employment in said classified service shall be for the probationary period of six months, at the end of which time, if the conduct and capacity of the person appointed have been found satisfactory, the probationer shall be absolutely appointed or employed, but otherwise be deemed out of the service.2. Every officer under whom any probationer shall serve during any part of the probation provided for by these rules shall carefully observe the quality and value of the service rendered by such probationer, and shall report to the proper appointing officer, in writing, the facts observed by him, showing the character and qualifications of such probationer and of the service performed by him; and such report shall be preserved on file.3. Every false statement knowingly made by any person in his application for examination, and every connivance by him at any false statement made in any certificate which may accompany his application, and every deception or fraud practiced by him or by any person in his behalf and with his knowledge to influence his examination, certification, or appointment, shall be regarded as good cause for the removal or discharge of such person during his probation or thereafter.

### RULE XXI.

1. No person, unless excepted under Rule XIX, shall be admitted into the classified civil service from any place not within said service without an examination and certification under the rules; nor shall any person who has passed only a limited examination under clause 4 of Rule VII for the lower classes or grades in the departmental or customs service be appointed, or be promoted within two years after appointment, to any position giving a salary of \$1,000 or upward without first passing an examination under clause I of said rule; and such examination shall not be allowed within the first year after appointment.2. But a person who has passed the examination under said clause I and has accepted a position giving a salary of \$900 or less shall have the same right of promotion as if originally appointed to a position giving a salary of \$1,000 or more.3. The Commission may at any time certify for a \$900 or any lower place in the classified service any person upon the register who has passed the examination under clause I of Rule VII, if such person does not object before such certification is made.

### RULE XXII.

Any person who has been in the classified departmental service for one year or more immediately previous may, when the needs of the service require it, be transferred or appointed to any other place therein upon producing a certificate from the Civil Service Commission that such person has passed at the required grade one or more examinations which are together equal to that necessary for original entrance to the place which would be secured by the transfer or appointment.

### RULE XXIII.

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The Civil Service Commission will make appropriate regulations for carrying these rules into effect.

### RULE XXIV.

Every violation by any officer in the executive civil service of these rules, or of the eleventh, twelfth, thirteenth, or fourteenth sections of the civil-service act, relating to political assessments, shall be good cause for removal.

Approved, December 5, 1884.

CHESTER A. ARTHUR.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rules for the regulation and improvement of the executive civil service are hereby amended and promulgated, as follows:

### RULE V.

There shall be three branches of the service classified under the civil-service act (not including laborers or workmen or officers required to be confirmed by the Senate), as follows:

1. Those classified in the Departments at Washington shall be designated "The classified departmental service."
2. Those classified under any collector, naval officer, surveyor, or appraiser in any customs district shall be designated "The classified customs service."
3. Those classified under any postmaster at any post-office, including that at Washington, shall be designated "The classified postal service."
4. The classified customs service shall embrace the several customs districts where the officials are as many as fifty, now the following: New York City, N.Y.; Boston, Mass.; Philadelphia, Pa.; San Francisco, Cal.; Baltimore, Md.; New Orleans, La.; Chicago, Ill.; Burlington, Vt.; Portland, Me.; Detroit, Mich.; Port Huron, Mich.5. The classified postal service shall embrace the several post-offices where the officials are as many as fifty, now the following: Albany, N.Y.; Baltimore, Md.; Boston, Mass.; Brooklyn, N.Y.; Buffalo, N.Y.; Chicago, Ill.; Cincinnati, Ohio; Cleveland, Ohio; Detroit, Mich.; Indianapolis, Ind.; Jersey City, N.J.; Kansas City, Mo.; Louisville, Ky.; Milwaukee, Wis.; Minneapolis, Minn.; Newark, N.J.; New Haven, Conn.; New Orleans, La.; New York City, N.Y.; Philadelphia, Pa.; Pittsburg, Pa.; Providence, R.I.; Rochester, N.Y.; St. Louis, Mo.; St. Paul, Minn.;





San Francisco, Cal.; Washington, D.C.6. Whenever within the meaning of said act the clerks and persons employed by the collector, naval officer, surveyor, and appraisers, or either of them, in any customs district shall be as many as fifty, any existing classification for the customs service shall apply thereto, and when the number of clerks and persons employed at any post-office shall be as many as fifty any existing classification of those in the postal service shall apply thereto; and thereafter the Commission will provide for examinations for filling the vacancies at said offices, and the rules will be applicable thereto.

#### RULE XIII

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1. The date of the reception of all regular applications for the classified departmental service shall be entered of record by the Commission, and of all other regular applications by the proper examining boards of the district or office for which they are made; and applicants, when in excess of the number that can be examined at a single examination, shall, subject to the needs of apportionment, be notified to appear in their order on the respective records. But any applicants in the several States and Territories for appointment in the classified departmental service may be notified to appear for examination at any place at which an examination is to be held, whether in any State or Territory or in Washington, which shall be deemed most convenient for them.2. The Commission is authorized, in aid of the apportionment among the States and Territories, to hold examinations at places convenient for applicants from different States and Territories, or for those examination districts which it may designate and which the President shall approve.3. The Commission may by regulation provide for dropping from any record the applicants whose names have remained thereon for six months or more without having been reached in due course for notification to be examined.

### RULE XVI.

1. Whenever any officer having the power of appointment or employment shall so request, there shall be certified to him by the Commission or the proper examining board four names for the vacancy specified, to be taken from those graded highest on the proper register of those in his branch of the service and remaining eligible, regard being had to any right of preference and to the apportionment of appointments to States and Territories; and from the said four a selection shall be made for the vacancy. But if a person is on both a general and a special register he need be certified from the former only, at the discretion of the Commission, until he has remained two months upon the latter.2. These certifications for the service at Washington shall be made in such order as to apportion, as nearly as may be practicable, the original appointments thereto among the States and Territories and the District of Columbia upon the basis of population as ascertained at the last preceding census.

3. In case the request for any such certification or any law or regulation shall call for those of either sex, persons of that sex shall be certified; otherwise sex shall be disregarded in such certification.

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4. No person upon any register shall be certified more than four times to the same officer in the customs or postal service or more than three times to any Department at Washington, unless upon request of the appointing officer; nor shall anyone remain eligible more than one year upon any register; but these restrictions shall not extend to examinations under clause 5 of Rule VII. No person while remaining eligible on any register shall be admitted to a new examination, and no person having failed upon any examination shall within six months thereafter be admitted to another examination without the consent of the Commission.5. Any person appointed to or employed in any part of the classified service, after due certification for the same under these rules, who shall be dismissed or separated therefrom without fault or delinquency on his part, may be reappointed or reemployed in the same part or grade of such service in the same Department or office within one year next following such dismissal or separation, without further examination, on such certification as the Commission may provide.

Approved, January 24, 1885.

CHESTER A. ARTHUR.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rule for the regulation and improvement of the executive civil service is hereby amended and promulgated, as follows:

### RULE XVI.

1. Whenever any officer having the power of appointment or employment shall so request, there shall be certified to him by the Commission or the proper examining board four names for the vacancy specified, to be taken from those graded highest on the proper register of those in his branch of the service and remaining eligible, regard being had to any right of preference and to the apportionment of appointments to States and Territories; and from the said four a selection shall be made for the vacancy. But if a person is on both a general and a special register he need be certified from the former only, at the discretion of the Commission, until he has remained two months upon the latter.2. These certifications for the service at Washington shall be made in such order as to apportion, as nearly as may be practicable, the original appointments thereto among the States and Territories and the District of Columbia upon the basis of population as ascertained at the last preceding census.

3. In case the request for any such certification or any law or regulation shall call for those of either sex, persons of that sex shall be certified; otherwise sex shall be disregarded in such certification.

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4. No person upon any register shall be certified more than four times to the same officer in the customs or postal service or more than three times to any Department at Washington, unless upon request of the appointing officer; nor shall anyone remain eligible more than one year upon any register; but these restrictions shall not extend to examinations under clause 5 of Rule VII. No person while remaining eligible on any register shall be admitted to a new examination, and no person having failed upon any examination shall within six months thereafter be admitted to another examination without the consent of the Commission.5. Any person appointed to or employed in any part of the classified service, after due certification for the same under these rules, who shall be dismissed or separated therefrom without fault or delinquency on his part, may be reappointed or reemployed in the same part or grade of such service in the same Department or office within one year next following such dismissal or separation, without further examination, on such certification as the Commission may provide.

Approved, February 11, 1885.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *February 11, 1885.*

Under the provisions of section 4 of the act of Congress approved March 3, 1883, it is hereby ordered that the several Executive Departments, the Department of Agriculture, and the Government Printing Office be closed on Saturday, the 21st instant, to enable the employees to participate in the ceremonies attending the dedication of the Washington Monument.

CHESTER A. ARTHUR.

## TREASURY DEPARTMENT,

OFFICE OF THE SECRETARY,

*Washington, D.C., February 26, 1885.*

Attention is called to the following section of the act of May 17, 1884, entitled "An act providing a civil government for Alaska:"

"SEC. 14. That the provisions of chapter 3, Title XXIII, of the Revised Statutes of the United States, relating to the unorganized Territory of Alaska, shall remain in full force except as herein specially otherwise provided; and the importation, manufacture, and sale of intoxicating liquors in said district, except for medicinal, mechanical, and scientific purposes, is hereby prohibited under the penalties which are provided in section 1955 of the Revised Statutes for the wrongful importation of distilled spirits; and

the President of the United States shall make such regulations as are necessary to carry out the provisions of this section.”

To enforce this section of law the following regulations are prescribed:

No intoxicating liquors shall be landed at any port or place in said Territory without a permit from the chief officer of the customs at such port or place, to be issued upon evidence satisfactory to such officer that the liquors are imported and are to be used solely for medicinal, mechanical, and scientific purposes.

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No person shall manufacture or sell intoxicating liquors within the Territory of Alaska without first having obtained a license from the governor of said Territory, to be issued upon evidence satisfactory to that officer that the making and sale of such liquor will be conducted strictly in accordance with the requirements of the statute.

Any intoxicating liquors imported, manufactured, or sold within the limits of said Territory in violation of these regulations, and the persons engaged in such violation, will be dealt with in the manner prescribed in section 1955 of the Revised Statutes; and the governor of Alaska and the officers of the customs at any port or place in the United States from which intoxicating liquors may be shipped to that Territory, as well as officers of the United States within that Territory, are hereby authorized respectively to exact, in their discretion, a bond of the character mentioned in section 1955, Revised Statutes, from the master or mate of any vessel and from the persons in such Territory to whom the liquors may be sent.

The penalty prescribed by section 1955, Revised Statutes, for violation of the law is a fine not exceeding \$500, or imprisonment not more than six months, and the forfeiture of the vessel bringing the merchandise and her cargo, together with her tackle, apparel, and furniture, where the value of the merchandise exceeds \$400. Where the value does not exceed \$400, the penalty is forfeiture of the merchandise.

The proper officers within the Territory are charged with the execution of the law and these regulations. Intoxicating liquors forfeited under the provisions of this act will be subject to sale under the same provisions of law as govern the sale of other goods that may have become liable to forfeiture, but will only be delivered for removal beyond the limits of the Territory.

H. McCULLOCH, *Secretary*.

Approved:

CHESTER A. ARTHUR.

In the exercise of the power vested in the President by the Constitution, and by virtue of the seventeen hundred and fifty-third section of the Revised Statutes and of the civil-service act approved January 16, 1883, the following rule for the regulation and improvement of the executive civil service is hereby amended and promulgated, as follows:

### RULE XVI.

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the proper register of those in his branch of the service and remaining eligible, regard being had to any right of preference and to the apportionment of appointments to States and Territories; and from the said four a selection shall be made for the vacancy. But if a person is on both a general and a special register he need be certified from

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the former only, at the discretion of the Commission, until he has remained two months upon the latter.<sup>2</sup> These certifications for the service at Washington shall be made in such order as to apportion, as nearly as may be practicable, the original appointments thereto among the States and Territories and the District of Columbia upon the basis of population as ascertained at the last preceding census.

3. In case the request for any such certification or any law or regulation shall call for those of either sex, persons of that sex shall be certified; otherwise sex shall be disregarded in such certification.

4. No person upon any register shall be certified more than four times to the same officer in the customs or postal service or more than three times to any Department at Washington, unless upon request of the appointing officer; nor shall anyone remain eligible more than one year upon any register, except as maybe provided by regulation; but these restrictions shall not extend to examinations under clause 5 of Rule VII. No person while remaining eligible on any register shall be admitted to a new examination, and no person having failed upon any examination shall within six months thereafter be admitted to another examination without the consent of the Commission.<sup>5</sup> Any person appointed to or employed in any part of the classified service who shall be dismissed or separated therefrom without fault or delinquency on his part may be reappointed or reemployed in the same part or grade of such service in the same Department or office within one year next following such dismissal or separation, without further examination, on such certification as the Commission may provide.

Approved, February 27, 1885.

CHESTER A. ARTHUR.

EXECUTIVE MANSION, *March 3, 1885.*

Under the provisions of section 4 of the act of Congress approved March 3, 1883, it is hereby ordered that the several Executive Departments, the Department of Agriculture, and the Government Printing Office be closed on Wednesday, the 4th instant, to enable the employees to witness the ceremonies incident to the inauguration on that day.

CHESTER A. ARTHUR.