State Department

SANTA-FE GAZETTE.

VOLUME II. SANTA FE, NEW MEXICO, OCTOBER 13, 1860. NUMBER 23. (NEW SERIES.

ADVERTISEMENTS

EDWARD MILLER,

BUSINESS NOTICE.

JACKSON & WATTS,

ATTORNEYS AT LAW—SANTA FE, N. M.

Prompt attention given to any business entrusted to them.

J. M. JACKSON,
J. WATTS.

Oct. 13 4-tf.

NOTICE TO NEW MEXICAN VOLUNTEERS.

I will be in the towns of Canada, Rio Arriba County, on the 15th, and in Pecoriso, San Miguel County, on the 20th October, for the purpose of paying those Volunteers who were called out during the Navajo Mesquery in 1858. The personal presence of every soldier and sailor is required.

CARY H. FRY,
Paymaster, U. S. A.

Santa Fe, N. M.
October 27th, 1860.

INSTRUCTION

St. Michael's College, Santa Fe N. M.

Directed by the Brothers of the Christian Schools, under the superintendency of Bishop Lamy.

This Institution will reopen November 1st, 1860, in the building now occupied by the Brothers, situated in one of the healthiest parts of the City. The improvements lately made in the building and grounds thereto attached, render it one of the best suited for learning in the country. Instruction is given in Reading, Writing, Arithmetic, Analysis, Grammar, Geography, Astronomy, Drawing, Book-keeping, Latin, English and French languages.

Application for Admission may be made personally or by letter, to

BROTHER HILARION, Director.

Sept 5-6.t.

THE UNITED STATES OF AMERICA, TERRITORY OF NEW MEXICO, First Judicial District Court.

ROBERT RANDOLPH, Plff., vs. JAMES HILL and JAMES PORTER, Defts. — Attachment for $172.

Be it remembered that on the 4th day of the said August Term, 1860, of said court, the same being the 8th day of said month, the following order was made in the above entitled cause:

This day came the said Plaintiff by his Attorney and it appearing to the satisfaction of the court, that the said defendants are non-residents of the Territory of New Mexico, but reside beyond the limits thereof, so that the ordinary process of law cannot be served upon them. It is therefore ordered by the court, that the said defendants enter their appearance to the suit of the said plaintiff, on or before the first day of the next term of this court, to be begun and held at the court house of Santa Fe, Territory of New Mexico, on the first Monday of March next, and plead, answer, or demur, to plaintiff's petition for the sum of one hundred and twenty five dollars, and costs, for which the property of the defendants has been attached, or judgment will be rendered against them, and the property attached, sold in satisfy said judgment.

It is further ordered, that publication be made of this short order, according to law. Witness, the

Hon. KIRBY BENEDICT, Chief Justice, and ex-officio presiding judge of the First Judicial District Court, and the seal of said Court, this 20th day of August, A. D. 1860.

SAM'L ELDRIDGE, Clerk.

Sept 5-6. t.

JAMES H. CLIFT,
AUCTIONEER.

Will promptly attend to all business in his line, in Santa Fe, or wherever else in the Territory may be required, on the shortest notice. Orders left with the Publisher of the Gazette will be promptly attended to by him.

Santa Fe, N. M., Sept. 22—6. m.*

THE UNITED STATES OF AMERICA, TERRITORY OF NEW MEXICO, First Judicial District Court. — County of Santa Fe, August Term, A. D. 1860.

BENJAMIN DUDRAT, Plff., vs. ELIAS COLBRAN, Deft. — In Debt.

It appearing by the return of the sheriff in the case of the above entitled cause, that the defendant is not a resident of this Territory, it is ordered by the court, that publication be made in the Santa Fe Gazette, for the space of six weeks, that unless the said defendant shall appear before the first day of the next term of this court, which is a full term thereof, to be begun and held on the third Monday of March next, and plead, answer, or demur, to the said complaint, the same will be taken as confessed as to him, and a judgment be rendered against him, and the property attached, sold to satisfy said judgment.

It is further ordered, that a copy of this order be published in the Santa Fe Gazette, a newspaper published at St. Louis, Mo., for four successive weeks, in each, notifying the said defendant that unless they enter their appearance on or before the first day of the next term of this court, to be begun and held at Santa Fe, in the county aforesaid, Territory aforesaid, on the first Monday in March, A. D. 1861, and show, answer, or demur to the said bill, or that the said bill will be taken as confessed as to them, and decree for the sale of the lands and tenements in the said bill, be entered accordingly. Witness, the

Hon. KIRBY BENEDICT, Chief Justice, and ex-officio presiding judge of the First Judicial District court, and the seal of said court, this 20th day of August, A. D. 1860.

SAM'L ELDRIDGE, Clerk.

Sept. 15-6 t.

THE TERRITORY OF NEW MEXICO, First Judicial District Court. — County of Santa Fe, August Term, A. D. '60.

EDWARD BRANSFORD, Plff., vs. JAMES HILL and JAMES PORTER, Defts. — Attachment for $172.

Be it remembered that on the 4th day of the said August Term, 1860, of said court, the same being the 8th day of said month, the following order was made in the above entitled cause:

This day came the said Plaintiff by his Attorney and it appearing to the satisfaction of the court, that the said defendants are non-residents of the Territory of New Mexico, but reside beyond the limits thereof, so that the ordinary process of law cannot be served upon them. It is therefore ordered by the court, that the said defendants enter their appearance to the suit of the said plaintiff, on or before the first day of the next term of this court, to be begun and held at the court house of Santa Fe, Territory of New Mexico, on the first Monday of March next, and plead, answer, or demur, to plaintiff's petition for the sum of one hundred and twenty five dollars, and costs, for which the property of the defendants has been attached, or judgment will be rendered against them, and the property attached, sold to satisfy said judgment.

It is further ordered, that publication be made of this short order, according to law. Witness, the

Hon. KIRBY BENEDICT, Chief Justice, and ex-officio presiding judge of the First Judicial District Court, and the seal of said Court, this 20th day of August, A. D. 1860.

SAM'L ELDRIDGE, Clerk.

Sept 5-6. t.

SANTA FE WEEKLY GAZETTE.

"Independent in all things, Neutral in nothing."

JAMES L. COLLINS, PUBLISHER.

JOHN T. RUSSELL, EDITOR.

SANTA FE, SATURDAY, OCTOBER 13, 1860.

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Single copy, to subscribers, without Territory 1.50

PUBLIC ACTS.

Recommended by authority.

[illegible] session, 1859.

AN ACT making appropriations for the support of the Army for the year ending the thirtieth of June, eighteen hundred and sixty-one.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, appropriated, to be paid out of any money in the treasury not otherwise appropriated, for the year ending the thirtieth of June, 1861:

For pay of commission, warrant, and petty officers and seamen, including the engineer corps of the navy, 4,574,725 dollars and ninety-seven cents.

For provisions for commission, warrant, and petty officers and seamen, including engineers and marines attached to vessels for sea service, 941,700 dollars.

For surgeons' necessaries and appliances for the sick and hurt of the navy, including the engineer and marine corps, 33,500 dollars.

For the repair and equipment of vessels of the navy, 1,323,000 dollars: *Provided*, That not more than 3,000 dollars shall be expended at any navy-yard in repairing the hull and spars of any vessel, until the necessity and expediency of such repair, and the probable cost thereof, be ascertained and reported to the Navy Department by an examining board, to be composed of one captain, or commander in the navy, to be appointed by the Secretary of the Navy, the naval constructor of the yard where any vessel may be ordered for repairs, and two master workmen of such yard, or one master workman and an engineer of the navy, according to the nature of the repairs to be made; said master workmen and engineer to be designated by the head of the Bureau of Construction and Repairs; and not more than 1000 dollars shall be expended in repairs on the sails and rigging of any vessel until the expediency and necessity of such repairs, and the estimated cost thereof, have been ascertained and reported to the Navy Department by an examining board, to be composed of one naval officer, to be appointed by the Secretary of the Navy, and the master rigger, and master sailmaker of the yard where such vessel may be ordered. *Provided*, That the Secretary of the Navy cause a careful examination to be made by naval officers, engineers, and constructors, into the condition of the sailing vessels of the navy, and the risk of giving them, or any of them, full steam power, together with the expediency of making such change in view of the cost, condition, model, and general character of such vessels so altered; and that the report of such officers, together with the Secretary's views thereon, be communicated to Congress at its next session.

For fuel for the navy, to be purchased in the mode prescribed by law for other materials, and for the transportation thereof, 840,000 dollars.

For the purchase of hemp and other materials for the navy, 300,000 dollars.

For ordnance and ordnance stores and small arms, including incidental expenses, 338,000 dollars.

For contingent expenses that may accrue for the following purposes, viz.: Freight and transportation, printing and stationery, advertising in newspapers, books, maps, models, and drawings, purchase and repair of fire-engines and machinery, repairs of and attending to steam-engines in navy-yards, purchase and maintenance of horses and oxen, and driving teams, carts, timber wheels, and the purchase and repairs of workmen's tools; postage of public letters, fuel, oil, and candles for navy-yards and shore stations; pay of watchmen and incidental labor not chargeable to any other appropriation; transportation to and labor attending the delivery of provisions and stores on foreign stations; wharfage, dockage, and rent; traveling expenses of officers and others under orders; funeral expenses, store and office rent, fuel, commissions and pay of clerks to navy agents and storekeepers; flags, awnings, and packing-boxes, premiums and other expenses of recruiting, apprehending deserters, *per diem* pay to persons attending courts-martial, courts of inquiry, and other services authorized by law, pay to judges advocate, pilotage of vessels, and assistance to vessels in distress, and for bills of health and quarantine expenses of vessels of the United States navy in foreign ports, 596,000 dollars: *Provided*, That the expenditures under the foregoing appropriations shall be so accounted for as to show the disbursements by each bureau, under each respective appropriation: *And provided further*, That the estimates for expenditures for such purpose shall hereafter be given in detail.

For the purchase of saltpetre for the use of the navy, 10,000 dollars.

Marine Corps.—For pay of officers, non-commissioned officers, musicians, privates, clerks, messengers, stewards, and servants, for rations and clothing for servants, additional rations for five years' service, for unclaimed clothing and rations, bounties for re-enlistments, 423,278 dollars and eighty cents.

For provisions, 71,500 dollars.

For clothing, 13,856 dollars.

For fuel, 22,342 dollars and twenty five cents.

For military stores, viz.: pay of armorers, repair of arms, purchase of accoutrements, ordnance stores, flags, drums, fifes, and other instruments, 12,000 dollars.

For transportation of officers and troops, and expenses of recruiting, 14,000 dollars.

For repairs of barracks, and rent of offices where there are no public buildings for that purpose, 8,000 dollars.

For contingencies, viz.: freight, ferriage, toll, cartage, wharfage, compensation to judges advocate, *per diem* for attending courts-martial, courts of inquiry, and for constant labor, house rent in lieu of quarters, burial of deceased marines, printing, stationery, postage, telegraphing, apprehension of deserters, oil, candles, gas, forage, straw, furniture, bed sacks, spades, shovels, axes, pickets, carpenter's tools, keep of a horse for the messenger, pay of matron, washerwoman, and porter at the hospital headquarters, 42,000 dollars.

For the preservation of works, and for the current repairs at the several navy yards, viz.:

At Portsmouth, New Hampshire 10,000 dollars.

At Boston, 15,000 dollars.

At New York, 20,000 dollars.

At Philadelphia, 13,000 dollars.

At Washington, 10,000 dollars; and for repairing and painting the quarters occupied by the officers of the yard, 7,928 dollars.

At Norfolk, 20,000 dollars; to complete ship-house, number 48; 19,000 dollars; and for repairs of shiphouses A. and B. at Norfolk, 30,000 dollars.

At Pensacola, 10,000 dollars.

At Mare Island, 20,000 dollars.

At Sackett's Harbor, 1,000 dollars.

Hospitals.

For the construction and completion of works, and for the current repairs of the several naval hospitals:

Boston.—For repairs of hospital, 2,500 dollars.

New York.—For repairs of hospital buildings and laboratory, 7,000 dollars.

Naval Asylum, Philadelphia.—For improving cemetery, sky-lights to main building, furniture, and repairs of same, house cleaning and whitewashing, repairs to furnaces, grates, and ranges, gas and water rent, and for repairs of all kinds, 5,150 dollars.

For support of beneficiaries at the asylum, 27,000 dollars.

Norfolk.—For porter's lodge, replacing wooden galleries, and for repairs of hospital, 18,270 dollars.

Pensacola.—For draining and filling ponds, and for repairs of hospital buildings and dependencies, 10,500 dollars.

Magazines.

For the construction and completion of works, and for the current repairs at the several naval magazines:

Boston.—For repairs of all kinds, 2,000 dollars.

Philadelphia.—For repairs of all kinds, 600 dollars.

Washington.—For the renewal of experimental battery with one part inclosed or casemated, to guard against accidents from guns of doubtful character, 1,000 dollars.

Norfolk.—For shot-beds and gun-skids, fitting up additional storehouse at magazine, converting coal-house at St. Helena into gun carriage shed, fitting racks for arms and stores, and for repairs of magazine buildings, 10,700 dollars.

Pensacola.—For repairs of old magazine, 1,132 dollars.

For pay of superintendents, naval constructors, and all the civil establishments at the several navy yards and stations, 148,604 dollars.

For the purchase of nautical instruments required for the use of the navy, for repairs of the same, and also of astronomical instruments; and for the purchase of nautical books, maps, and charts, and for backing and binding the same, 25,000 dollars.

For models, drawings, and copying, of postage, freight, and transportation; for keeping grounds in order; for fuel and lights, and for all other contingent expenses; and for the wages of persons employed at the United States Naval Observatory and hydrographical office, viz.: one instrument maker, two watchmen, and one porter, 7,500 dollars.

For the erection of hose-house, 1,500 dollars.

For the erection and repairs of buildings, improvement and preservation of the grounds, and for contingencies at the United States Naval Academy, 57,866 dollars.

For preparing for publication the American Nautical Almanac, 25,500 dollars.

For the preparation of the report of the results of the survey of the route between California and China, and of portions of the coast of Japan 5,000 dollars.

For engraving charts of the survey of Behring Straits, the North Pacific Ocean, and China seas, under the direction of the Secretary of the Navy, 9,010 dollars.

For the removal of the naval monument from the west front of the Capitol to the grounds of the Naval Academy at Annapolis, 1,500 dollars.

(Continued on Fourth Page.)

For printing charts of lake surveys, ten thousand dollars.

For continuing the survey of the northern and northwestern lakes, including Lake Superior, seventy-five thousand dollars.

For the manufacture and purchase of apparatus and equipments for field signals, two thousand dollars. And that there be added to the staff of the army one signal officer, with the rank, pay, and allowance of a major of cavalry, who shall have charge, under the direction of the Secretary of War, of all signal duty and of all books, papers, and apparatus connected therewith.

For surveying, selection of sites, and for plans and estimates for military posts on or near the valley of the Red River of the North, between the forty-sixth and forty-ninth degrees of north latitude, and at or near Fort Cobb, in the Indian Territory, five thousand dollars, and that a report thereon be made to the next session of Congress.

For reconstructing the stables at Carlisle barracks, eight thousand and fifty dollars.

To enable the Third Auditor of the Treasury to settle the suspended accounts of officers for disbursements through the quartermaster-general's department for supplies furnished and stores transported for the three companies of volunteers called into the service of the United States in the Territory of Kansas, in 1856, by authority of the War Department, the sum of five thousand dollars, or so much thereof as may be necessary.

To enable the Secretary of the Interior to restore to their relatives in Wisconsin four orphan children of Edward Millmoore, whose parents and brothers and sisters were massacred on or about the 31st day of August, 1859, about one hundred miles north of Salt Lake City, by a party of Indians, (or Mormons disguised as such,) and who escaped the massacre and found refuge at Camp Floyd, fifteen hundred dollars.

SEC. 2. *And be it further enacted*, That there be added to the medical corps of the army four surgeons and four assistant surgeons, to be appointed in accordance with the existing laws.

SEC. 3. *And be it further enacted*, That the following sums be, and they are hereby, appropriated, out of any money in the treasury not otherwise appropriated, for the following fortifications:

Fort Montgomery, Lake Champlain, New York, ten thousand dollars.

Fort Knox, Penobscot Bay, Maine, twenty thousand dollars.

Fort on Hog Island Ledge, Portland harbor, Maine, thirty thousand dollars.

Fort Winthrop, Boston harbor, Massachusetts, ten thousand dollars.

Fort at the entrance of New Bedford harbor, Massachusetts, twenty-five thousand dollars.

Fort Adams, Newport harbor, Rhode Island, five thousand dollars.

Fort Richmond, Staten Island, New York, fifteen thousand dollars.

Fort on the site of Fort Tompkins, Staten Island, New York, twenty-five thousand dollars.

Additional batteries at Fort Hamilton, at the Narrows, New York, fifty thousand dollars.

Fort Carroll, Baltimore harbor, Maryland, fifty thousand dollars.

Fort Monroe, Hampton Roads, Virginia, five thousand dollars.

Armament, well at Fort Monroe, six thousand dollars.

Repairing government bridge over Mill Creek, near Fort Monroe, five hundred dollars.

Fort Calhoun, Hampton Roads, Virginia, fifty thousand dollars.

Repairs of Fort Moultrie, Charleston harbor, South Carolina, eight thousand five hundred dollars.

Fort Clinch, Amelia Island, Florida, thirty thousand dollars.

Fort Taylor, Key West, Florida, seventy thousand dollars.

Fort Jefferson, Garden Key, Florida, seventy-five thousand dollars.

Fort Morgan, and preservation of site, Pensacola, Florida, ten thousand dollars.

Fort Gaines, Dauphin Island, Mobile Bay, Alabama, twenty thousand dollars.

Fortifications on Ship Island, coast of Mississippi, twenty thousand dollars.

Fort Pickens, on Mississippi River, fifteen thousand dollars.

Fort St. Philip, on Mississippi River, ten thousand dollars.

Fortifications for defence of entrance into Galveston harbor, twenty thousand dollars.

Fort at Fort Point, San Francisco, including guns, fifty thousand dollars.

Fort at Alcatraz Island, San Francisco Bay, California, twenty-five thousand dollars.

Armament, expenses of fortifications, preservation of sites, protection of titles, and repair of sudden damage, thirty thousand dollars.

SEC. 4. *And be it further enacted*, That the allowance of sugar and coffee to the non-commissioned officers, musicians and privates of the army, as fixed by the seventeenth section of the act of 5th of July, 1838, shall hereafter be ten pounds of coffee and fifteen pounds of sugar for every one hundred rations.

SEC. 5. *And be it further enacted*, That the Secretary of War be and he is hereby authorized and directed, out of any money in the treasury not otherwise appropriated, to pay to the State of Iowa such sums of money as were paid by that State to troops called out by the governor of Iowa in 1857, 1858, and 1859, to protect the frontier from Indian incursions; *Provided*, The secretary shall be satisfied that there was a necessity for calling out these troops; that the amounts have been actually paid by the State; that no greater pay or allowances be given than were received by officers and soldiers of equal grade at that period in the United States army, and that the amount so to be paid shall not exceed the sum of eighteen thousand nine hundred and twenty-eight dollars and eighty-four cents: *Provided further*, That compensation shall only be allowed for the period during which said troops were actively employed in military service.

SEC. 6. *And be it further enacted*, That the provisions of the second section of the act 3d of March, 1859, chapter eighty-three, be extended so as to include all the moneys advanced by the State of Texas in payment of volunteers called out in the defence of the frontier of that State, since the 28th of February, 1853: *Provided*, The Secretary of War shall be satisfied that there was necessity for calling out those troops, that they were called out by competent authority, and that the amount so claimed was actually paid by the said State. And that the amount hereby provided for shall not exceed the sum of one hundred and twenty-three thousand five hundred and forty-four dollars and fifty-one cents: *Provided further*, That compensation shall only be allowed for the period during which said troops were actively employed in military service.

SEC. 7. *And be it further enacted*, That the twelfth section of the act of 3d March, 1857, be extended so as to embrace the pay proper and allowances of the militia of New Mexico therein named: *Provided*, They shall receive no greater pay and allowances than were given to officers and soldiers of equal grade at that period in the United States service, and that the amount hereby appropriated shall not exceed the sum of seventy-four thousand and nine dollars: *Provided further*, That compensation shall only be allowed for the period during which said troops were actively employed in military service.

SEC. 8. *And be it further enacted*, That upon the passage of this act, or as soon thereafter as practicable, a commission shall be appointed, in the manner hereinafter designated, to consist of two senators, two members of the House of Representatives, and two officers of the army, which commission shall examine into the organization, system of discipline, and course of instruction of the United States Military Academy, with a view to ascertain what modification, or changes, if any, are desirable in order that the academy shall best accomplish the objects of its establishment. That the said commission shall report the result of its examination to the President of the Senate and Speaker of the House of Representatives. That the commissioners from the Senate shall be appointed by the President of the Senate, those from the House of Representatives by the Speaker of the House, and those from the army by the President of the United States.

SEC. 9. *And be it further enacted*, That the sum of fifteen hundred dollars be, and the same is hereby, appropriated, out of any money in the treasury not otherwise appropriated, to defray the expenses of said commission.

SEC. 10. *And be it further enacted*, That the lot of land in the city of San Antonio, Texas, given to the United States on the 5th day of March, 1857, as a site for an arsenal and barracks, but for which it has been found to be unsuitable, be, and the same is, reconveyed to the said city of San Antonio.

APPROVED, June 21, 1860.

CLERK'S OFFICE.—An Act providing for the Punishment of Marshals and Deputy Marshals of the United States, or other ministerial officers, for permitting their prisoners to escape.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever any marshal, deputy marshal, or other ministerial officer, shall have in his custody any prisoner by virtue of process issued under the laws of the United States by any court, judge, or commissioner, and such marshal, deputy marshal, or other ministerial officer, shall voluntarily suffer such prisoner to escape, the officer so offending shall be deemed guilty of a misdemeanor, and, upon conviction thereof in any district or circuit court of the United States, shall be fined or imprisoned, or both, according to the discretion of the court in which such conviction shall take place, having respect to the nature of the crime with which the escaped prisoner shall have been charged, in a sum not exceeding two thousand dollars, and for a term not exceeding two years. This act shall be taken and construed to apply not only to cases in which the prisoner who escaped was charged or found guilty of an offence against the laws of the United States, but also to cases in which a prisoner may be in custody charged with offences against any foreign government with whom the United States have treaties of extradition.

APPROVED, June 21, 1860.

CLERK'S OFFICE.—An Act making Appropriations for the Naval Service for the Year ending the thirtieth of June, eighteen hundred and sixty-one.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, appropriated, to be paid out of any money in the treasury not otherwise appropriated, for the year ending the thirtieth of June, 1861: