

APPENDIX.

No. I.

Proclamation issued by the President of the United States, under the act of June 7, 1836, chap. 86.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

Preamble.

WHEREAS, by an act of Congress of the 7th of June, 1836, it was enacted that when the Indian title to all the lands lying between the State of Missouri and the Missouri river should be extinguished, the jurisdiction over said land should be ceded by the said act to the State of Missouri, and the western boundary of said State should be then extended to the Missouri river, reserving to the United States the original right of soil in said lands, and of disposing of the same; and whereas, it was in and by the said act provided that the same should not take effect until the President should, by proclamation, declare that the Indian title to said lands had been extinguished, nor until the State of Missouri should have assented to the provisions of the said act:

And whereas, an act was passed by the General Assembly of the State of Missouri, on the 16th of December, 1836, expressing the assent of the said State to the provisions of the said act of Congress, a copy of which act of the General Assembly, duly authenticated, has been officially communicated to this Government, and is now on file in the Department of State:

The President declares that the Indian title has been extinguished.

NOW, THEREFORE, I, MARTIN VAN BUREN, President of the United States of America, do, by this my proclamation, declare and make known, that the Indian title to all the said lands lying between the State of Missouri and the Missouri river, has been extinguished, and that the said act of Congress of the 7th of June, 1836, takes effect from the date hereof.

Given under my hand at the city of Washington, this 28th day of March, A. D. 1837, and of the Independence of the United States of America the sixty-first.

MARTIN VAN BUREN.

By the President:

JOHN FORSYTH,
Secretary of State.

No. II.

BY THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF VIRGINIA.

Act of Gen. Ass. of Va., passed 27th Feb. 1829.

"An act further to amend the act incorporating the Chesapeake and Ohio Canal Company—Passed February twenty-seventh, eighteen hundred and twenty-nine."

The Chesapeake and Ohio Canal company may in lieu of bridges substitute boats, &c.

"Be it enacted by the General Assembly, That the Chesapeake and Ohio Canal Company be, and they are hereby, empowered, whenever it shall be, in the judgment of the president and directors thereof, expedient, in lieu of bridges, to substitute boats, properly fitted, for the transportation of persons, wagons and carriages of every description, across the canal, whenever a public or private road shall render a bridge or ferry necessary, and such road cannot be conveniently conducted under the canal.

President and Directors may, with consent of company, sell, &c. any surplus water.

"Be it further enacted, That the said president and directors, acting in behalf of the said company, and with the consent and approbation thereof, expressed at some general meeting thereof, in which a majority in interest of said stock is represented, may sell, let, or otherwise dispose of, any surplus water in any part of the said canal, or of any feeder or reservoir thereof, if they shall be of opinion that no injury will result therefrom to the navigation of the canal.

“Be it further enacted, That whenever it may be necessary to form heavy embankments, piers, or moles, at the mouths of creeks, or along the river shore, for basins and other purposes, and the president and directors may deem it expedient to give a greater strength to the same, by widening them, and constructing them of the most solid materials, the ground so formed for such useful purpose may by them, when so improved, be sold out, or let for terms of years, as they may deem most expedient for the company, on such conditions as may direct the application of the proceeds thereof to useful purposes, and at the same time repay the necessary expense of the formation of such embankments, piers, or moles: *Provided,* That this power shall in no case be exercised so as to injure the navigation of the canal.

“This act shall be in force, so far as relates to the eastern section of the canal, on its receiving the assent of the Legislature of Maryland, and of the Congress of the United States; and shall be valid as relates to both sections, on its receiving the further assent of the Legislature of Pennsylvania.

“APPROVED, March 3, 1837.”

The ground formed in constructing embankments may be sold, &c.

Proviso.

This act to be in force when, &c.

