

PRIVATE ACTS OF THE SEVENTEENTH CONGRESS

OF THE

UNITED STATES,

Passed at the second session, which was begun and held at the City of Washington, in the District of Columbia, on Monday, the second day of December, 1822, and ended on the third day of March, 1823.

JAMES MONROE, President; DANIEL D. TOMPKINS, Vice President of the United States, and President of the Senate; JOHN GAILLARD, President of the Senate pro tempore: PHILIP P. BARBOUR, Speaker of the House of Representatives.

STATUTE II.

CHAP. IV.—*An Act to repeal part of an Act passed by the State of Maryland, in the year 1784, and now in force in Georgetown, in the District of Columbia, entitled "An Act for an addition to Georgetown, in Montgomery county."*

Jan. 14, 1823.

Part of the third section of an act of the General Assembly of Maryland, respecting certain lots in Georgetown, repealed.

Proviso.

Proviso.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That so much of the third section of an act of the General Assembly of the state of Maryland, entitled "An Act for an addition to Georgetown in Montgomery county," as prohibits the proprietors of lots fronting on the north side of Water street, from selling or erecting buildings on the south side of said street, or on wharves made on the south side of the aforesaid street, be, and the same is hereby repealed: *Provided,* That the proprietors aforesaid shall not have power to erect any building or buildings on the south side of said street, not authorized by an ordinance of the corporation of Georgetown: *And provided, also,* That, after being thus authorized by said Corporation, the proprietors aforesaid may sell and dispose of their property on either side of the said street, without affecting the title to that on the other side, as effectually as they could have done before the passage of the aforesaid act of Maryland.

APPROVED, January 14, 1823.

STATUTE II.

Feb 21, 1823.

Account to be settled.

Act of Dec. 22, 1823, ch. 1. 1824, ch. 210.

2d section of appropriation act of April 30, 1822, ch. 41, not to affect Daniel D. Tompkins.

CHAP. XII.—*An Act to provide for the settlement of the accounts of Daniel D. Tompkins, late Governor of the State of New York.*

Be it enacted, &c., That the proper accounting officers of the treasury be, and they are hereby, authorized to adjust and settle the accounts and claims of Daniel D. Tompkins, late Governor of the state of New York, on principles of equity and justice, subject to the revision and final decision of the President of the United States.

SEC. 2. *And be it further enacted,* That nothing contained in the second section of the act, entitled "An act making appropriations for the support of government for the year one thousand eight hundred and twenty-two, and for other purposes," passed April twentieth [thirtieth,] one thousand eight hundred and twenty-two, shall be construed to extend or apply to the said Daniel D. Tompkins.

APPROVED, February 21, 1823.

STATUTE II.

Feb. 21, 1823.

Discharged.

CHAP. XIII.—*An Act for the relief of Samuel Buel.*

Be it enacted, &c., That the Attorney of the United States for the District of Vermont be, and he is hereby, authorized and required to

consent to the discharge of Samuel Buel from imprisonment, on the judgment recovered against him, in favor of the United States, and to the allowance of a new trial to the said Samuel, on condition that special bail be put in and perfected, if the same has not been already done; that the judgment stand as security for the amount which may be found due; and that his past imprisonment shall not exempt him from re-imprisonment on the recovery which may hereafter be had against him in said action.

APPROVED, February 21, 1823.

from imprisonment on finding bail.

CHAP. XX. — *An Act for the relief of Samuel F. Hooker.*

STATUTE II.

Feb. 23, 1823.

Be it enacted, &c., That the Secretary of the Navy be, and he is hereby, authorized and empowered to audit and settle, upon such principles as are applicable to contracts, the claims of Samuel F. Hooker, against the navy department of the United States; with authority, if he shall think proper so to do, to submit said claims to arbitration.

Claims to be settled.

SEC. 2. *And be it further enacted,* That the amount of the claims, when ascertained, shall be paid out of any money in the treasury, not otherwise appropriated, deducting whatever advances may have been made to the said Samuel F. Hooker, upon such claims.

Amount when ascertained to be paid.

APPROVED, February 28, 1823.

CHAP. LXXIII. — *An Act for the relief of James Rees, of New York, one of the sureties of Joseph H. Rees, deceased, late assistant deputy Paymaster General, in service of the United States.*

STATUTE II.

March 3, 1823.

Be it enacted, &c., That the proper accounting officers of the treasury department be, and they are hereby, authorized and directed to settle the accounts of Joseph H. Rees, deceased, late assistant deputy Paymaster General, in the service of the United States, upon the principles of justice and equity; and to allow to James Rees, one of the sureties of said deceased, such credits as he may prove himself entitled to, in consequence of payments actually made to troops in service of the United States during the life-time of said deceased: *Provided, however,* That no allowances shall be made in the settlement aforesaid, greater than the amount for which the said surety, James Rees, is now held liable to the United States.

Accounts to be settled.

Proviso.

SEC. 2. *And be it further enacted,* That the suit now pending in the District Court of the United States, for the Northern District of New York, against James Rees and Gerrit L. Dox, sureties of Joseph H. Rees, deceased, as aforesaid, be, and the same is hereby, suspended till the settlement directed in the first section of this act shall be fully completed.

Suit now pending to be suspended.

APPROVED, March 3, 1823.

CHAP. LXXIV. — *An Act for the relief of Edward Evat.*

STATUTE II.

March 3, 1823.

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay to Edward Evat, out of any moneys in the treasury not otherwise appropriated, thirteen hundred and thirty-eight dollars and eighty-one cents, being for the value of a house, burnt while occupied by the American troops: *Provided, however,* That there shall be deducted out of the aforesaid sum of thirteen hundred and thirty-eight dollars and eighty-one cents, whatever amount may have been paid to the said Evat for the hire or use of the said house.

1338 dollars 81 cents to be paid to Edward Evat.

Proviso.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

Damages to be paid for occupation of her farm.

CHAP. LXXV. — *An Act for the relief of Eleanor Lawrence.*

Be it enacted, &c., That there be paid to Eleanor Lawrence, out of any money in treasury not otherwise appropriated, the sum of one thousand and seventy dollars, being in full for damages, occasioned by the military occupation of her farm on Long Island, in the state of New York, from the year one thousand eight hundred and thirteen, to the year one thousand eight hundred and twenty-one.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

1824, ch. 40.
Proceedings
against John B.
Hogan to be
stayed.

CHAP. LXXVI. — *An Act for the relief of John B. Hogan.*

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby, required, with the assent of the surety of John B. Hogan, to stay all further proceedings in any suit or suits, commenced in the District Court of the United States for the District of Alabama, against John B. Hogan, late a paymaster in the service of the United States, and his surety, until the end of the next session of Congress, and until the final adjustment of the claims of the officers and volunteers engaged in the late campaign against the Seminole Indians, for horses and other property lost.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

816 dollars 70
cents to be paid
to Robert Purdy.

CHAP. LXXVII. — *An Act for the relief of Robert Purdy.*

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby, authorized to cause to be paid to Robert Purdy, late lieutenant-colonel in the army of the United States, the sum of eight hundred and sixteen dollars and seventy cents, the amount of judgment, fine, and cost, paid by said Purdy for the imprisonment of William Luty; and that the same be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

Certain lands
granted to the
heirs of Alexander
Montgomery.

CHAP. LXXVIII. — *An Act for the relief of the heirs and representatives of Alexander Montgomery, deceased.*

Be it enacted, &c., That the heirs and legal representatives of Alexander Montgomery, deceased, be, and they are hereby, authorized and empowered to enter four quarter sections of land, at any time within three years from the passing of this act, at either of the land offices in the states of Mississippi or Alabama; which said four quarter sections shall be in full satisfaction of all their claims for, and on account of, five hundred and seventeen arpens of land, situate on the waters of the Homochitto, in the now state of Mississippi, to which Alexander Montgomery was entitled by virtue of a Spanish order of survey for four hundred arpens, to Solomon Whitley, dated the fifth of May, seventeen hundred and ninety, and another for three hundred arpens, to John Montgomery, dated the twenty-sixth of April, seventeen hundred and ninety, which said lands have been in part sold by the United States.

SEC. 2. *And be it further enacted,* That no lands shall be entered in virtue of this act, which shall not have been previously offered at public sale; nor shall any lands, surrendered under the authority of the act, entitled "An act for the relief of the purchasers of public lands prior to the first day of July, 1820," be so entered, until such lands shall have again been offered at public sale.

APPROVED, March 3, 1823.

Lands must
have been offered
at public
sale.

Act of March
2, 1821, ch. 12.

CHAP. LXXIX.—*An Act for the relief of Henry Lee, one of the sureties of John Ricaud, late a paymaster in service of the United States.*

STATUTE II.
March 3, 1823.

Be it enacted, &c., That, in settling the accounts of John Ricaud, late paymaster in service of the United States, the proper accounting officers of the treasury department be, and they are hereby, authorized and directed to allow to the said Ricaud, to Henry Lee, and Abner Stewart, his sureties, such credits as they may prove themselves entitled to, by the best evidence which the nature of the case will admit of, and which it may be in their power to produce: *Provided, however,* That no allowance, made as aforesaid, shall exceed the amount now claimed of them by the United States.

Credits to be allowed to John Ricaud and his sureties.

Proviso.

SEC. 2. *And be it further enacted,* That the judgment, by default, lately recovered against Henry Lee, one of the sureties as aforesaid, in the District Court of Virginia, be, and the same is hereby, suspended, for and during the term of twelve months, from and after the passage of this act: *Provided, however,* that the accounting officers of the treasury department aforesaid be, and they are hereby, directed to require of the said Henry Lee such surety as will, in their opinion, eventually secure the payment of whatever demand the United States may have against him, after settlement shall be made in the manner directed in the first section of this act.

Judgment against Henry Lee suspended.

Proviso.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

CHAP. LXXX.—*An Act for the relief of James Morrison, of Kentucky.*

Be it enacted, &c., That in settling the accounts of James Morrison, the accounting officers of the treasury department be, and they are hereby authorized and directed to allow to the said Morrison, such credits as he may prove that he is entitled to, under his contract of the thirteenth of November, one thousand eight hundred and ten, by the best evidence which the nature of the case will admit of, and which it may be in his power to produce; *Provided,* That no allowance, made as aforesaid, shall exceed the sum of eight thousand four hundred and thirty-nine dollars and three cents.

Credits to be allowed to James Morrison.

Proviso.

SEC. 2. *And be it further enacted,* That any balance which may be found due to the said Morrison, in settling his accounts as aforesaid, shall be paid out of any money in the treasury not otherwise appropriated.

Any balance due him to be paid.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

CHAP. LXXXI.—*An Act for the relief of Woodson Wren.*

Be it enacted, &c., That the register and receiver of the land office at Jackson Court House be, and they are hereby authorized and required, on the application of Woodson Wren, to receive and decide on the proofs of his claim to a tract of land situated on the northeast side of the Bay of Biloxi, between Belle Fontaine Point and the old French Fort, which land he claims by virtue of a purchase from Littlepage Robertson; and the said officers are to be governed, in all respects, by the act, entitled "An act for adjusting the claims to land, and establishing land offices, in the districts east of the island of New Orleans," passed the third of March, one thousand eight hundred and nineteen; *Provided,* Such application be made before the first day of July, one thousand eight hundred and twenty-three.

Register and receiver at Jackson Court House to decide on the claim.

Act of March 3, 1819, ch. 100.

Proviso.

APPROVED, March 3, 1823.

CHAP. LXXXII.—*An Act for the relief of Nimrod Farrow, Richard Harris, and their securities.*

STATUTE II.
March 3, 1823.

Be it enacted, &c., That the Secretary of War be, and he is hereby, authorized and required, by some suitable person or persons to be ap-

Secretary of

War to examine
into the damages
sustained by
them.

pointed by him, to ascertain whether there has been any failure on the part of the United States in the fulfilment of the contract for erecting fortifications on Dauphin Island: and, if so, to ascertain and report to Congress, at the next session, the amount of damages thus sustained by Richard Harris and Nimrod Farrow, the contractors, by such failure; and also to ascertain and report, whether the said contractors themselves have failed in fulfilling the contract on their part, and the cause of such failure.

Suits now
pending to be
suspended.

SEC. 2. *And be it further enacted*, That the suits now depending in the Circuit Court, in Virginia, in behalf of the United States, against the said Harris and Farrow, and their securities, shall be suspended till the end of the next Congress, with the written assent of their securities.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

CHAP. LXXXIII.—*An Act for the relief of the legal representative of James M'Clung, deceased.*

74 dollars 62
cents to be paid.

Be it enacted, &c., That there shall be paid to the legal representative of James M'Clung, deceased, out of any money in the treasury not otherwise appropriated, the sum of seventy-four dollars and sixty-two cents, being the amount of a final settlement certificate, numbered nine hundred and fifty-nine, issued to the said James M'Clung, and which certificate appears to be outstanding on the books of the treasury, with interest, at the rate of six per centum per annum, from the first day of January, one thousand seven hundred and eighty-eight: *Provided*, That the said legal representative shall first execute and deliver to the Comptroller of the Treasury a bond of indemnity, in such sum, and with such security, as shall be satisfactory to the said Comptroller.

Proviso.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

CHAP. LXXXIV.—*An Act for the relief of John Coffee.*

Accounts for
clerk hire to be
settled.

Be it enacted, &c., That the proper accounting officers of the treasury department be, and they are hereby authorized to audit and settle the accounts of John Coffee, surveyor of public lands in Alabama, for clerk hire, previously to the twentieth day of April, one thousand eight hundred and eighteen, on the principles of justice and equity, and to make such allowance as may appear reasonable: *Provided*; Such allowance shall not exceed the rate of fifteen hundred dollars per annum, from the commencement of his services as Surveyor General, to the passing of the "Act respecting the surveying and sale of the public lands in the Alabama territory," that being the amount allowed him for clerk hire after the passing of said act.

Proviso.

Act of April
20, 1818, ch. 126.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

CHAP. LXXXV.—*An Act for the relief of Samuel Walker and others.*

Certain claims
to be paid.

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby, authorized to pay, out of any moneys in the treasury not otherwise appropriated, the following sums to wit: To Samuel Walker, the sum of one hundred and seventy-five dollars; to Joseph L. Dutton, the sum of four hundred and fifty dollars; and to John Martin, Samuel Peterson, and Hannah Peterson, the sum of one hundred and seventy-five dollars; it being for injuries done to their lands in erecting works of defence, near the town of Marcus Hook, on the Delaware river, in the fall of the year eighteen hundred and fourteen.

APPROVED, March 3, 1823.

CHAP. LXXXVI.—*An Act for the discharge of John Burgin from imprisonment.*

Be it enacted, &c., That John Burgin, of Eastport, in Maine, shall be, and he is hereby, exempt and discharged from imprisonment on a judgment obtained against him as security for Oliver Shead, late Postmaster, by the United States, in the District Court for the district of Maine: *Provided*, That the said John Burgin shall render a schedule of his estate, and take the oath required by the laws of said state of Maine, of insolvent debtors, before some judge or justice of the peace, which oath, being certified by such judge or justice, the said Burgin shall file in the office of the clerk of the court where the said judgment was rendered: *And provided, also*, That any estate, real or personal, that the said Burgin now hath, or may hereafter have, or possess, shall be subject to execution for the satisfaction of the aforesaid demand, in the same manner as though this act had not passed.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

To be discharged from imprisonment.

Proviso.

Proviso.

CHAP. LXXXVII.—*An Act for the relief of Captain Richard Hightower.*

Be it enacted, &c., That the proper accounting officers settle and adjust the account of Captain Richard Hightower, on the principles of justice and equity, and admit to his credit such sums, not exceeding seven hundred dollars, as shall be proved, to their satisfaction, to have been disbursed in the recruiting service, in the year one thousand eight hundred and twelve, by said Hightower, and the subaltern officers of his company.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

Accounts to be adjusted.

CHAP. LXXXVIII.—*An Act for the relief of Polly L. Campbell, widow of Colonel John B. Campbell, deceased, late of the eleventh regiment of the United States' Infantry.*

Be it enacted, &c., That in settling the accounts of Colonel John B. Campbell, deceased, late of the eleventh regiment of United States' infantry, the proper accounting officers of the treasury department be, and they are hereby, authorized and directed to allow to Polly L. Campbell, the widow of said deceased, such credits as she may prove that she is entitled to, by the best evidence which the nature of the case will admit of, and which it may be in her power to produce: *Provided, however*, That no credits shall be allowed which exceed the amount now claimed by the United States from Polly L. Campbell, widow of Colonel John B. Campbell, deceased, as aforesaid.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

To be allowed such credits as she shall prove her title to.

Proviso.

CHAP. LXXXIX.—*An Act for the relief of Sophia B. Ford, Nathan Ford, and Jacob Arnold, junior, administrators of the estate of Mahlon Ford, deceased.*

Be it enacted, &c., That the proper accounting officers of the treasury department be, and they are hereby, authorized to pay to Sophia B. Ford, Nathan Ford, and Jacob Arnold, junior, administrators of the estate of Mahlon Ford, deceased, the amount due and unpaid on the pension certificate which was granted to the said Mahlon Ford in his life-time, from the fourth day of March, one thousand eight hundred and nineteen, to the fourteenth day of June, one thousand eight hundred and twenty; and that the said moneys be paid out of any money in the treasury, not otherwise appropriated.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

The unpaid pension of Mahlon Ford, to be paid to his administrators.

CHAP. XC.—*An Act for the relief of Daniel Seward.*

Be it enacted, &c., That the Secretary of the Treasury be, and hereby is, authorized and directed to issue to Daniel Seward a certifi-

STATUTE II.
March 3, 1823.

A certificate to be issued for 38 dollars 66 cents, with interest.

cate for the sum of thirty-eight dollars and sixty-six cents, with interest thereon, at six per centum per annum, from the twenty-ninth day of January, eighteen hundred and fourteen; being the sum, with interest, which was paid by the said Daniel Seward, to the United States, for nineteen acres and one third of an acre of land, part of a tract granted to him by patent, bearing that date, and which has been since legally adjudged to be the property of another person; which certificate shall be receivable in payment for public lands, and shall be in full satisfaction of his claim for money paid for said nineteen acres and one third of an acre of land: *Provided*, That said Daniel Seward shall previously make, and file with the Commissioner of the General Land Office, a release to the United States of all right, title, and claim, to the said nineteen acres and one third of an acre of land.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

466 dollars 66 cents to be paid.

CHAP. XCI. — *An Act for the relief of Amos Nichols.*

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay to Amos Nichols, of the state of Maine, four hundred and sixty-six dollars and sixty-six cents, being the amount of pay due him for seven months' service as clerk in the navy department, during the years eighteen hundred and eighteen and nineteen.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

816 dollars to be allowed.

CHAP. XCII. — *An Act for the relief of James H. Clark.*

Be it enacted, &c., That the accounting officers of the treasury department be, and they are hereby, authorized and directed to allow James H. Clark the sum of eight hundred and sixteen dollars, in the settlement of his accounts; the same being the amount of money of which he was robbed in Marseilles, on the third day of December, eighteen hundred and fifteen.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

Allowed to relinquish certain land.

CHAP. XCIII. — *An Act for the relief of Joshua Russell.*

Be it enacted, &c., That it shall and may be lawful for Joshua Russell, at any time before the thirtieth day of September next, to file with the Register of the Land Office at Marietta, in the state of Ohio, a relinquishment, in writing, of a quarter section of the land mentioned and described in a certain certificate of purchase issued to him by Joseph Wood, register of said Land Office, bearing date the twenty-second day of January, in the year of our Lord one thousand eight hundred and eighteen; and to retain the south-east fractional section of the said land; and, upon his filing said relinquishment, all sums of money paid on account of the part relinquished, shall be applied towards the discharge of any instalments which may be due, or shall hereafter become due and payable, on the said land so purchased, as shall not be relinquished; and, if the said Joshua Russell, or his assignee, or other legal representative, shall, within one year from the passing of this act, pay to the receiver of public moneys, at said office, or into the treasury of the United States, the balance of purchase money that may remain due for the said fractional quarter section of land, calculated at the price stated in said certificate, with interest, at the rate of six per centum per annum, upon such balance, from the thirtieth day of September, eighteen hundred and twenty-one, then the said Joshua Russell, or his assignee, or other legal representative, shall be entitled to receive a patent for the said fractional quarter section of land.

APPROVED, March 3, 1823.

CHAP. XCIV. — *An Act for the relief of Abraham Snyder.*

Be it enacted, &c., That Abraham Snyder, of Ulster county, in the state of New York, who is imprisoned within the limits of the jail of the said county, on execution issued out of the District Court of the Southern District of New York, at the suit of the United States, shall be entitled to the relief and benefit of the act, entitled "An act for the relief of persons imprisoned for debt," passed January sixth, one thousand eight hundred, in the same manner, and to the same effect, as if he were imprisoned at the suit of an individual creditor: *Provided*, That the notice required by the said act to be given to the creditor, his agent or attorney, shall be given to the District Attorney of the United States for the Southern District of New York: *And provided, further*, That such discharge of the said Abraham Snyder shall not be deemed to affect the right or remedy of the United States against his sureties, or either of them.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

Enabled to take the benefit of the act.

Act of Jan. 6, 1800, ch. 4.

Proviso.

Proviso.

CHAP. XCV. — *An Act for the relief of Nathan Branson.*

Be it enacted, &c., That there be paid to Nathan Branson, out of any money in the treasury not otherwise appropriated, the sum of six hundred and sixty-nine dollars and three cents, being the amount recovered from him in the District Court for the district of Alabama, on two bonds given by him for duties on goods, on which duty had already been paid, according to law, on their original importation into the United States.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

669 dollars and 3 cents restored to him.

CHAP. XCVI. — *An Act for the relief of Ebenezer Stevens and others.*

Be it enacted, &c., That there be paid, after the first day of March, one thousand eight hundred and twenty-three, out of any moneys in the treasury not otherwise appropriated, to Ebenezer Stevens and Austin L. Sands, representatives of Richardson Sands, deceased; to Robert Morris, surviving assignee, under the late United States' law of bankruptcy, of Comfort Sands, or to whomsoever shall appear to the Comptroller of the Treasury to be entitled to his share; and to Joshua Sands, the sum of twenty-two thousand nine hundred and seventy-eight dollars, in full satisfaction of their claim upon the United States under an award of referees in favor of them and others, dated at New York, on the twenty-fifth of October, one thousand seven hundred and eighty-seven, and the contracts therein referred to; one third part of which sum is to be paid to each of the said Richardson, Comfort, and Joshua Sands, or to their legal representatives as above mentioned: *Provided*, That, before such payment, each of the said parties shall relinquish to the United States all further claim against them on account of said award, and the several contracts upon which that award was founded.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

Award to be paid to the representatives of Comfort Sands, and others.

Proviso.

CHAP. XCVII. — *An Act for the relief of Samuel Hodgdon.*

Be it enacted, &c., That the accounting officers of the treasury department be, and they are hereby, authorized to revise the accounts of John Smith, late of Ohio, as contractor for the supply of the army of the United States, arising out of the contracts in which the said Samuel Hodgdon was one of the sureties of said contractor, and to cause the judgment, obtained by the United States against said Samuel, on such contracts, to be credited with all such sums as shall appear to be equitably due to said contractor upon such contracts.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

Accounts of John Smith to be revised.

STATUTE II.
March 3, 1823.

3028 dollars 64
cents to be
passed to his
credit.

CHAP. XCVIII. — *An Act for the relief of the heirs of Johnston Blakeley.*

Be it enacted, &c., That the proper accounting officers of the treasury department be, and they are hereby, authorized and directed to pass to the credit of the account of Johnston Blakeley, late a captain in the United States' Navy, the sum of three thousand and twenty-eight dollars and sixty-four cents, being the amount of moneys advanced to the said Blakeley, before the first day of May, eighteen hundred and fourteen, for the use of the United States' Navy.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

400 dollars to
be paid to his
heirs.

CHAP. XCIX. — *An Act for the relief of the heirs of Joseph Wilcox.*

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby authorized to pay, out of any moneys in the treasury not otherwise appropriated, the sum of four hundred dollars to the legal heirs of the late Joseph Wilcox, deceased; it being for the passage of George A. Hughes, bearer of the Louisiana treaty from Havre, in France, to the city of New York, in the year one thousand eight hundred and three, in the brig Enterprize, owned by the said Wilcox.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

Expenses of
certain suits to be
allowed to him
in the cases of
the Jeune Eugenia
and the Mari-
anna Flora.

CHAP. C. — *An Act for the relief of Robert F. Stockton.*

Be it enacted, &c., That the proper accounting officers of the treasury department be, and they are hereby, authorized and directed to audit and allow the accounts of Lieutenant Robert F. Stockton, late commander of the United States' schooner Alligator, for money paid and expenses incurred, or which may hereafter be incurred, by him, in any suit or suits instituted in the courts of the United States, in the case of the schooner Jeune Eugenia, captured off the coast of Africa, by the said schooner Alligator, for an alleged violation of the laws prohibiting the slave trade; and in the case of the ship Marianna Flora, likewise captured on the high seas, for an alleged piratical aggression on the said schooner Alligator, while under the command of the said Stockton; and which vessels, respectively, were sent into the United States for adjudication.

Appropriation. *SEC. 2. And be it further enacted,* That the amount of said expenses, when ascertained by the Secretary of the Treasury, shall be paid to the said Robert F. Stockton, out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1823.

STATUTE II.
March 3, 1823.

10,000 dollars
to be allowed to
him.

CHAP. CI. — *An Act for the relief of James Morrison.*

Be it enacted, &c., That the accounting officers of the treasury department be, and they are hereby, authorized to allow James Morrison, late Deputy Quartermaster-General, in the settlement of his accounts, the sum of ten thousand dollars, which was advanced by Thomas H. Pindall, an Assistant Deputy Quartermaster-General, under the said Morrison, to Thomas Buford, late Deputy Commissary-General: *Provided,* That the said James Morrison shall first assign and transfer to the United States all his right and claim to the moneys mentioned in a certain receipt signed by said Thomas Buford to said James Morrison, bearing date the twenty-first day of December, in the year eighteen hundred and twelve. But, if the said James Morrison, on the final settlement of his accounts with the treasury department, should not be found indebted to the United States in the amount of the sum herein allowed him, in that event, the said sum, or so much thereof as

shall be found due the said Morrison, on such final settlement, shall be paid to him out of any moneys in the treasury not otherwise appropriated.

APPROVED, March 3, 1823.

CHAP. CII. — *An Act for the relief of John Byers.*

Be it enacted, &c., That the proper accounting officers of the treasury department be, and they are hereby, authorized to pass to the credit of John Byers, such sum as shall be satisfactorily shown to have been the depreciation on treasury notes, advanced by the government, and expended by him, in the supply of rations in the states of Connecticut and Rhode Island, from the first day of June, one thousand eight hundred and fourteen, to the thirty-first day of May, one thousand eight hundred and fifteen, both days inclusive, taking for the rule of allowance the difference in value between the treasury notes so advanced, and the money current at par in those states, at the periods when the advances were made; and confining the allowance to the loss on the sums actually expended within the periods above mentioned: *Provided*, It shall be made to appear, to the satisfaction of the said officers, that, after the contract of the said John Byers, the Secretary of War did promise the indemnity provided by this act.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

To be credited for certain moneys.

Proviso.

STATUTE II.

March 3, 1823.

CHAP. CIII. — *An Act for the relief of Charles Carr, of Kentucky, late Paymaster to Colonel William Dudley's regiment of Kentucky militia.*

Be it enacted, &c., That, in settling the accounts of Charles Carr, late Paymaster to Colonel William Dudley's regiment of Kentucky militia, in service of the United States, the proper accounting officers of the treasury department be, and they are hereby, authorized and directed to allow to the said Charles Carr, such credits as he may prove that he is entitled to, by the best evidence which the nature of the case will admit of, and which it may be in his power to produce: *Provided, however*, That no credits allowed as aforesaid shall exceed the amount claimed of the said Charles Carr, by the United States.

Certain credits to be allowed.

Proviso.

SEC. 2. *And be it further enacted*, That the further prosecution of the judgment obtained by the United States against the said Charles Carr, in the District Court of Kentucky, be, and the same is hereby, suspended for and during the term of twelve months from and after the passage of this act: *Provided, however*, That the proper accounting officers of the treasury department aforesaid shall require of the said Charles Carr good and sufficient surety for the eventual payment to the United States of whatever sum may be found due from him, on a settlement of his accounts, in the manner directed in the first section of this act.

Judgment suspended.

Proviso.

APPROVED, March 3, 1823.