

# PRIVATE ACTS OF THE TWENTY-FIFTH CONGRESS

OF THE

## UNITED STATES,

*Passed at the third session, which was begun and held at the City of Washington, in the District of Columbia, on Monday, the third day of December, 1838, and ended on the third day of March, 1839.*

MARTIN VAN BUREN, President; RICHARD M. JOHNSON, Vice President of the United States, and President of the Senate; WILLIAM R. KING, President of the Senate, pro tempore, from the twenty-sixth day of February; JAMES K. POLK, Speaker of the House of Representatives.

### STATUTE III.

CHAP. V. — *An Act for the relief of Bradbury T. Jipson.*

Jan. 25, 1839.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be authorized and directed to issue the pension certificate for a pension granted by act approved June twenty-eighth, one thousand eight hundred and thirty-eight, to Bradley T. Jipson, to Bradbury T. Jipson for whom said pension was intended by said act.

Pension certificate granted by act of June 28, 1838, ch. 135, to be corrected.

APPROVED, January 25, 1839.

### STATUTE III.

CHAP. VI. — *An Act to remit or refund to the Philadelphia, Wilmington, and Baltimore Railroad Company, the duties upon certain railroad iron.*

Feb. 6, 1839.

*Be it enacted, &c.,* That it shall be, and is hereby made, the duty of the Secretary of the Treasury, to extend to the Philadelphia, Wilmington and Baltimore Railroad Company, or to the Philadelphia, Wilmington, and Baltimore Railroad Company, incorporated by the state of Pennsylvania, the Wilmington and Susquehanna Railroad Company, incorporated by the states of Delaware and Maryland, and the Baltimore and Port Deposit Railroad Company, incorporated by the state of Maryland, of which said three last named railroad companies the Philadelphia, Wilmington, and Baltimore Railroad Company, first above-named, is composed, all the benefits of the act of the fourteenth day of July, one thousand eight hundred and thirty-two, entitled "An act to release from duty iron prepared for, and actually laid on, railways and inclined planes," as to any importations of spikes, pins, or other fastenings for the rails upon the road of the said last named company, made since the passage of the act of the first day of July, one thousand eight hundred and thirty-six, explanatory of the act last above mentioned: *Provided,* That the said company shall first prove, to the satisfaction of the said Secretary, that the orders for the purchase and importation of the said spikes, pins, or other fastenings, were given prior to the passage of the said act of the first day of July, one thousand eight hundred and thirty-six; that the said orders had been sent out of the country before the passage of the said act; that they could not be countermanded without detriment and loss to the said company; and that the said com-

Duties on certain rail-road iron to be refunded.

Act of July 14, 1832, ch. 250.

Proviso.

Act of July 1, 1836, ch. 233.

pany shall further comply with all the provisions, requisitions, and conditions of the said act of the fourteenth of July, one thousand eight hundred and thirty-two.

APPROVED, February 6, 1839.

STATUTE III.

Feb. 6, 1839.

Proceedings  
against sureties  
of J. Manney,  
late collector,  
&c., to be sus-  
pended.

CHAP. VII.—*An Act for the relief of Jechonias Pigot and Benjamin Lecraft, sureties of James Manney, late collector of the customs for the district of Beaufort, in the state of North Carolina.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby directed to suspend all further proceedings to collect from Jechonias Pigot and Benjamin Lecraft, sureties of James Manney, late collector of the customs for the district of Beaufort, in the state of North Carolina, any portion of the balance of one thousand and forty-four dollars and twelve cents, stated to be due from them to the United States, on the twenty-eighth day of January now last past, upon a judgment or judgments rendered against them as such sureties, and that he discharge the said sureties from all further liability under the said judgments, it appearing that the said sureties have paid and satisfied the balance due from them, as stated by the Comptroller of the Treasury, on the thirteenth day of July, one thousand eight hundred and thirty-two, together with the interest upon that balance; but that in consequence of an error in the statement of the Comptroller before mentioned, a further balance is now claimed of the sum above stated, after the said sureties have permitted the property of their principal, placed in their hands for their indemnity, to go from them in payment of other debts of the said Manney, they having retained a sum sufficient to discharge their whole liability as stated by the said Comptroller on the thirteenth day of July, one thousand eight hundred and thirty-two, aforesaid.

APPROVED, February 6, 1839.

STATUTE III.

Feb. 6, 1839.

Payment for  
horse-shoes.

CHAP. VIII.—*An Act for the relief of William East.*

*Be it enacted, &c.,* That the Secretary of the Treasury pay to William East, out of any money in the treasury not otherwise appropriated, the sum of fifty-six dollars, for one hundred and twelve pairs of horse-shoes furnished Captain Hodge's command of mounted volunteer gun-men, in General Coffee's brigade of Tennessee volunteers, in the month of February, eighteen hundred and fifteen.

APPROVED, February 6, 1839.

STATUTE III.

Feb. 6, 1839.

Accounts to  
be settled, &c.

CHAP. IX.—*An Act for the relief of the heirs of John Brahan, late receiver of public moneys at Huntsville, Alabama.*

*Be it enacted, &c.,* That the Secretary of the Treasury of the United States be, and he is hereby, authorized and directed to settle and adjust the accounts of the said John Brahan, late a receiver of public moneys at Huntsville, in the state of Alabama, so as to release his estate from the payment of interest, on account of the debt which the said John Brahan owed to the Government of the United States as receiver aforesaid, and such part as may have been secured to be paid by others, shall be relinquished by the said Secretary, with the securities therefor, to the heirs of said Brahan: *Provided,* That nothing herein contained shall be construed to authorize the refunding from the treasury, to the estate or the heirs of said John Brahan, of any amount which may heretofore have been received or collected by the United States on account of the said debt or interest thereon.

Proviso.

APPROVED, February 6, 1839.

CHAP. X. — *An Act for the relief of the owners of the British brig Despatch.*

STATUTE III.

Feb. 6, 1839.

Certain tonnage duties to be refunded.

*Be it enacted, &c.,* That the Secretary of the Treasury be directed to ascertain the amount of tonnage, light-money, duties, and charges of all kinds paid on the brig Despatch and her cargo, at the port of Boston, in the Commonwealth of Massachusetts, where said vessel was entered on the twenty-second day of September, anno Domini eighteen hundred and twenty-two, over and above the duties, tonnage, light-money, et cetera, charged to, and paid by, American vessels from the island of Tobago at that time, and to pay the same over, when so ascertained, to Aaron Baldwin, of Boston, the consignee of said vessel and cargo.

APPROVED, February 6, 1839.

CHAP. XI.—*An Act for the relief of Jean B. Vallé.*

STATUTE III.

Feb. 6, 1839.

Authorized to locate a tract of land.

*Be it enacted, &c.,* That Jean B. Vallé, assignee of Elizabeth Petchaka, be, and he hereby is, authorized to locate one half section of land, in legal subdivisions, upon any of the public lands subject to private entry within the state of Missouri, in lieu of the like quantity of land granted to the said Elizabeth Petchaka, by the seventh article of the treaty between the United States and the Delaware nation of Indians, made and concluded on the third day of October, in the year eighteen hundred and eighteen.

APPROVED, February 6, 1839.

CHAP. XII.—*An Act to remunerate the captors of the privateer Lydia.*

STATUTE III.

Feb. 6, 1839.

Allowance for capturing a privateer.

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the treasury not otherwise appropriated, to David Robinson, Ebenezer Robinson, James Robinson, and John Robinson, or to their or either of their heirs or assigns, the sum of one thousand dollars, as a remuneration for the capture of the privateer Lydia, at Robinson's island, in the year eighteen hundred and thirteen.

APPROVED, February 6, 1839.

CHAP. XIII.—*An Act for the relief of Thomas Sumpter.*

STATUTE III.

Feb. 6, 1839.

Account to be closed, and allowance made.

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, directed to close the account of Thomas Sumpter, late Minister Plenipotentiary of the United States at Brazil, by placing to his credit the sum of six thousand two hundred and sixty-three dollars and fifty cents; which said sum was paid to him by order of James Monroe, late President of the United States, towards the expenses which he had incurred, in consequence of the omission of the Government to appoint a Secretary of Legation, during the period of eight years nine months and twenty-four days, for the mission on which he was employed; and which sum was charged against him on the books of the treasury, without the corresponding credit; and also by placing to his credit the sum of five thousand six hundred and twenty-nine dollars and sixty-nine cents, which is to be in full of all expenses incurred by him as aforesaid: *Provided, nevertheless,* That before this act shall have any effect, the said Thomas Sumpter shall first execute and deliver to the Secretary of the Treasury, in due form of law, a release to the United States, discharging them from all liability for any claims which he may now have against them for performing consular duties, or duties as agent for prisoners, or on any other account whatsoever.

APPROVED, February 6, 1839.

Proviso.

## STATUTE III.

Feb. 6, 1839.

CHAP. XIV. — *An Act to amend, and carry into effect, the intention of an act entitled "An act to renew the patent of Thomas Blanchard, approved June thirtieth, eighteen hundred and thirty-four."*

Patent for a machine for turning irregular forms, &c., extended for 14 years.

Act of June 30, 1834, ch. 213.

Proviso.

Persons who may have constructed, &c., may use the same.

Proviso.

*Be it enacted, &c.,* That the rights secured to Thomas Blanchard, a citizen of the United States, by letters patent granted on the sixth of September, eighteen hundred and nineteen, and afterwards on a corrected specification, on the twentieth day of January, anno Domini eighteen hundred and twenty, be granted to the said Blanchard, his heirs and assigns, for the further term of fourteen years from the twentieth of January, eighteen hundred and thirty-four, said invention so secured being described in said last mentioned letters as an engine for turning or cutting irregular forms out of wood, iron, brass or other material which can be cut by ordinary tools: *Provided,* That all rights and privileges heretofore sold or granted by said patentee, to make, construct, use, or vend the said invention, and not forfeited by the purchasers or grantees, shall inure to and be enjoyed by such purchasers or grantees respectively, as fully and upon the same conditions, during the period hereby granted, as for the term that did exist when such sale or grant was made.

SEC. 2. *And be it further enacted,* That any person who had, bona fide, erected or constructed any manufacture or machine for the purpose of putting said invention into use, in any of its modifications, or was so erecting or constructing any manufacture or machine for the purpose aforesaid, between the period of the expiration of the patent heretofore granted and the thirtieth day of June, one thousand eight hundred and thirty-four, shall have and enjoy the right of using said invention in any such manufacture or machine erected or erecting as aforesaid, in all respects as though this act had not passed: *Provided,* That no person shall be entitled to the right and privilege by this section granted, who has infringed the patent right and privilege heretofore granted, by actually using or vending said machine, before the expiration of said patent, without grant or license from said patentee, or his assignees, to use and vend the same.

APPROVED, February 6, 1839.

## STATUTE III.

Feb. 6, 1839.

CHAP. XV. — *An Act for the relief of John Newton.*

May surrender title to certain land, and enter other land.

Proviso.

Proviso.

*Be it enacted, &c.,* That John Newton, late a private in Egerton's company of the eleventh regiment of infantry, be, and he is hereby, authorized to surrender his title to the north-west quarter of section twenty-four, of township three north, of range two west in the military bounty district, in the state of Illinois; and upon making such surrender of title to the satisfaction of the Commissioner of the General Land Office, said John Newton is hereby authorized to enter, without payment, one quarter section of any of the public lands subject to entry at private sale, in the state of Illinois: *Provided,* That said John Newton shall avail himself of the benefits intended to be granted by this act within two years from the passage thereof: *And provided, also,* That such entry shall not be made on lands on which any settlement or improvement has been or shall be made at the time of the application to make such entry, where the settler or settlers, or person or persons, making such improvements, shall, at such time, be entitled to the right of pre-emption to such land under the existing laws of Congress.

APPROVED, February 6, 1839.

CHAP. XVI.—*An Act for the relief of Erastus Fairbanks and Thaddeus Fairbanks,*

STATUTE III.

Feb. 6, 1839.

*Be it enacted, &c.,* That there be paid to Erastus Fairbanks and Thaddeus Fairbanks, out of any money in the treasury not otherwise appropriated, the sum of one hundred and five dollars, being the amount of an over-payment made by them into the treasury, for the reissue at the patent office of seven patents.

APPROVED, February 6, 1839.

An over-pay-  
ment by them  
to be refunded.

CHAP. XVII.—*An Act for the relief of Elisha Town.*

STATUTE III.

Feb. 6, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he hereby is, directed to pay to Elisha Town, out of any money in the treasury not otherwise appropriated, the sum of thirty dollars, being the amount of an over-payment, made by him into the treasury, for a patent for his improved crane stove.

APPROVED, February 6, 1839.

An over-pay-  
ment by him to  
be refunded.

CHAP. XVIII. — *An Act for the relief of Sarah Angel, and the other heirs at law of Benjamin King, deceased.*

STATUTE III.

Feb. 6, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he hereby is, directed to cause to be issued to Sarah Angel, and the other heirs at law of Benjamin King, deceased, who was a corporal in the Rhode Island line during the revolutionary war, a duplicate of the warrant which was issued in their favor on the eighteenth of December, eighteen hundred and nineteen, and numbered eight hundred and thirty-one, for one hundred acres of land; the original of which has been lost, and is hereby revoked.

APPROVED, February 6, 1839.

Duplicate land  
warrant to be  
issued.

CHAP. XIX.—*An Act to confirm the sale of certain reservations.*

STATUTE III.

Feb. 6, 1839.

*Be it enacted, &c.,* That the sale of the following reserve, under the provisions of the second article of the treaty with the Pottawatamies of the Prairie of twentieth of October, eighteen hundred and thirty-two, to wit: "five sections for Shaw-was-nas-see, to include Little Rock village," be, and the same hereby is, confirmed to Cyrus Taber, and Allen Hamilton and Hiram Todd, the purchasers from the said reservee: *Provided,* That no such sale or conveyance of said lands, or any part thereof, shall be valid or effectual until every such conveyance or deed shall be submitted to the President of the United States for his approbation; and if, after inquiry into the facts and circumstances attending the contracts for the sale of any of the said lands as aforesaid, he shall be satisfied that such contracts were fair, and that the consideration paid or secured to be paid therefor is adequate, he shall endorse his approval on each conveyance and deed so approved, and thereafter the same shall be deemed valid and effectual.

APPROVED, February 6, 1839.

Land sale  
confirmed.

Proviso.

CHAP. XXI.—*An Act for the relief of Henry Wilson, confirming purchases of certain land in Arkansas.*

STATUTE III.

Feb. 12, 1839.

*Be it enacted, &c.,* That the entries of the following described tracts or parcels of land permitted to be made by the register of the land office at Helena, on the twenty-fifth day of February, one thousand eight hundred and thirty-five, under the belief that the said tracts of land had been proclaimed and offered at public sale, and under circumstances

Land entries  
confirmed.

that satisfied the land officers that the said tracts of land were in market and legally liable to be so entered; viz: the east fractional part of the south-west quarter of fractional section one; the north-east, north-west, and south-east fractional quarters, and the east half of the south-west quarter of fractional section twelve; and the north-west, south-west, and south-east fractional quarters of fractional section thirteen, all in township ten south, of range one west, in the state of Arkansas, be, and the same are hereby, confirmed, and patents shall issue to the purchaser as in other cases, any law to the contrary notwithstanding.

APPROVED, February 12, 1839.

STATUTE III.

Feb. 13, 1839.

Payment of a judgment and costs against special agent, &c.

CHAP. XXII.—*An Act for the relief of William B. Ferguson and sureties.*

*Be it enacted, &c.,* That the Postmaster-General pay out of the post office fund for mail depredations and special agents, four hundred and fifty dollars, the amount of a judgment and costs in the superior court of law in Guilford county, North Carolina, obtained at the Spring term, eighteen hundred and thirty-eight, of said court, by John A. Mebane, against William B. Ferguson, and for which judgment and costs J. J. M. Lindsay and William Adams are liable as bail of said Ferguson, who was special and confidential agent for the Post Office Department, and in consequence of his acts as such, said judgment and costs were recovered against him.

APPROVED, February 13, 1839.

STATUTE III.

Feb. 13, 1839.

Preamble.

CHAP. XXIII.—*An Act for the relief of Dr. John Campbell White, of Baltimore, in the state of Maryland.*

Whereas, the said John Campbell White hath by his petition set forth that, on the twelfth day of April, in the year of our Lord one thousand eight hundred and three, he did, in the district court of the United States in and for the district of Maryland, declare his intention to become a citizen of the United States, pursuant to the act of Congress in such case made and provided; and that afterwards, to wit: on the third day of April, in the year of our Lord one thousand eight hundred and four, he proved before the said court that he was residing within the limits and under the jurisdiction of the United States from the month of October, in the year of our Lord one thousand seven hundred and ninety-eight, and had continued to reside within the same to that time; and making the proof and declarations required by law, he was, by the judgment of the said court, admitted to become a citizen of the United States, pursuant to the act of Congress in such case made and provided; and that, by the misprision or mistake of the said clerk, the surname of the said petitioner is omitted in the record of the said naturalization, and the said record is made in the name of John Campbell, and that the said district court aforesaid have declined to order the record to be amended, because the application for that purpose came too late; and whereas, it is right and just that the misprision or mistake of the clerk in the entry of the said record should be corrected, in a case where no injustice can be done to any other person by such amendment; therefore,

*Be it enacted, &c.,* That the district court of the United States in and for the district of Maryland, be, and it is hereby, authorized to cause the record of the naturalization of John Campbell White, made in the name of John Campbell, on the third day of April, in the year of our Lord one thousand eight hundred and four, to be amended according to the truth of the fact, notwithstanding the lapse of time; and for that purpose to receive either written or parole evidence to prove the identity of the said John Campbell White and John Campbell named

Record of the naturalization of J. C. White to be corrected, &c.

in the said record, and record the same; and that the said record when so amended, shall have the same force and effect as if no misprision or mistake had been made by the clerk of the said court in recording the name of the said John Campbell White.

APPROVED, February 13, 1839.

CHAP. XXIX. — *An Act for the relief of the securities of Elias T. Langham, late surveyor of public lands for the states of Missouri and Illinois.*

*Be it enacted, &c.,* That it shall and may be lawful for Richard Graham and John O'Fallon and others, securities of Elias T. Langham, late surveyor of public lands for the states of Missouri and Illinois, to settle the accounts of the said Elias T. Langham before the proper accounting officers of the treasury department; and the said officers shall be, and they hereby are, authorized to adjust with the securities of said Langham the amount to be paid on the surety bond according to equity and justice, and upon such evidence as they may be able to produce which will satisfy such officers as to the credits which ought to be allowed; and that in the mean time, without releasing said securities, the suit against them be suspended: *Provided,* They immediately commence the settlement of said accounts, and continue the settlement thereof, until the same may be completed, without any unnecessary or unreasonable delay.

APPROVED, February 16, 1839.

STATUTE III.

Feb. 16, 1839.

Lawful for securities of E.T. Langham to settle his accounts, &c.

Proviso.

STATUTE III.

Feb. 26, 1839.

CHAP. XXXII. — *An Act for the relief of the legal representatives of Thomas Glascock, deceased.*

*Be it enacted, &c.,* That the Secretary of the Treasury of the United States be, and he is hereby, authorized and required to pay to the legal representatives of Thomas Glascock, the sum of one hundred and thirty-three dollars and thirty-three cents, (that sum appearing to be due said Glascock, by the return of unexpended balances made by John Hopkins, army agent of the United States for the state of Virginia, on the eighteenth of March, eighteen hundred and twenty-four,) out of any money in the treasury not otherwise appropriated.

APPROVED, February 26, 1839.

Payment to them.

STATUTE III.

Feb. 28, 1839.

CHAP. XXXIV. — *An Act supplemental to the "Act granting certain city lots to the corporation of the Columbian College for the purposes therein mentioned," approved the fourteenth day of July, eighteen hundred and thirty-two.*

*Be it enacted, &c.,* That the corporation of the Columbian College be, and hereby is, authorized to sell so many of the city lots, granted to said corporation by the act to which this is supplemental, as shall be sufficient to raise the sum of seven thousand dollars, and to apply the proceeds of such sale to the payment of debts due from said corporation, any thing in the act to which this is supplemental to the contrary notwithstanding.

APPROVED, February 28, 1839.

Act of July 14, 1832, ch. 248.

Authorized to sell so many city lots as will raise \$7000.

STATUTE III.

March 2, 1839.

CHAP. XXXVIII. — *An Act for the relief of Messrs. Smith and Town.*

*Be it enacted, &c.,* That the collector of the customs for the district of New York is authorized to allow and pay the drawback on twenty-one hundred and eight bags of sugar, exported by Messrs. Smith and Town, on the eighth day of July, one thousand eight hundred and thirty-six, in the Prussian brig Die Oder, from New York to Antwerp, notwithstanding the omission of the inspector's return, as required by law.

APPROVED, March 2, 1839.

Drawback on sugar to be allowed and paid.

## STATUTE III.

March 2, 1839.

CHAP. XXXIX. — *An Act for the relief of William W. Stevenson and Joseph Henderson.*

In lieu of certain land to which W. W. Stevenson had established his right of pre-emption, authorized to enter, &c.

1832, ch. 129.

In lieu of certain land to which J. Henderson had established his right of pre-emption, authorized to enter, &c.

*Be it enacted, &c.,* That in lieu and full consideration of seventy-six acres, part of the south-west quarter of section two, township one north, and range twelve west, in the territory of Arkansas, to which the said William W. Stevenson had established his right of pre-emption, but which was embraced in the location of a thousand-acre tract granted by Congress for the erection of a court-house and jail at Little Rock, in said territory, the said Stevenson is hereby authorized to enter at the proper land office, a quarter section of any of the unappropriated and unimproved land in said territory; and upon making such entry, a patent shall issue as in other cases, conveying to the said Stevenson a fee simple title to the same.

SEC. 2. *And be it further enacted,* That in lieu and in full consideration of the south-west quarter of section one, in township one north, in range twelve west, (south of the Arkansas river,) in the territory of Arkansas, to which Joseph Henderson had established his right of pre-emption, but which was enclosed in the location of a thousand-acre tract granted by Congress for the erection of a court-house and jail at Little Rock, in said territory, the said Henderson, his heirs or assigns, is hereby authorized to enter at the proper land office a quarter section of any of the unappropriated and unimproved land in said territory; and upon making such entry, a patent shall issue as in other cases, conveying to said Henderson, his heirs or assigns, a fee-simple title to the same.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. XL. — *An Act for the relief of Robert Murray.*

May relinquish certain land, and enter another tract.

*Be it enacted, &c.,* That Robert Murray be, and he is hereby, authorized to relinquish to the United States, in such form as the Commissioner of the General Land Office shall prescribe, the north-west quarter of the north-west quarter of section thirty-two, township fifty-five north, range twenty-nine west, of the fifth principal meridian, in the district of lands now offered for sale at Lexington, in the state of Missouri; and, upon such relinquishment being made as aforesaid, the said Murray shall be, and he is hereby, authorized to enter any other quarter quarter section of unappropriated land in said district which shall be liable to entry at private sale.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. XLI. — *An Act for the relief of John Wiley and Jefferson Greer.*

## Preamble.

Whereas it appears that John Wiley and Jefferson Greer, of the county of Calloway and state of Missouri, purchased, each of them, from the Government of the United States, at the land office at St. Louis, in the state of Missouri, a half-quarter section of land, for which each got a certificate from the receiver of public lands at said office; the said Wiley purchasing his in April, eighteen hundred and thirty-two, and the said Greer purchasing his in August, eighteen hundred and thirty-one; and whereas it further appears that the said Wiley and Greer, after having improved and cultivated the said lands purchased as aforesaid for three and four years, purchased of the Government lands which the Government had previously sold to others; therefore, for the relief of said Wiley and Greer,

*Be it enacted, &c.,* That John Wiley and Jefferson Greer, of the county of Calloway and state of Missouri, or the legal representatives



of each, be allowed to enter, without further payment, the quantity of three hundred and twenty acres each, of any of the unappropriated public lands of the United States that have been offered for sale, as a full compensation for the loss of the improvements which each had made upon lands which each had purchased of the Government, but which said lands so purchased by them had been previously disposed of by the Government to other individuals.

APPROVED, March 2, 1839.

Authorized to enter land, without payment.

CHAP. XLII. — *An Act for the relief of John Whitsitt.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That John Whitsitt be, and he is hereby, authorized to enter at private sale, at the minimum price of the public lands, the north-east quarter of section four, in township fifty north of the base line, of range twenty-five west of the fifth principal meridian; and that such sum as has heretofore been paid on said quarter section, and forfeited, be deducted from the amount of purchase money.

APPROVED, March 2, 1839.

Authorized to enter land at private sale.

CHAP. XLIII. — *An Act for the relief of James Middleton Tuttle, of Arkansas.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That as soon as James Middleton Tuttle shall file in the office of the Commissioner of the General Land Office a relinquishment of all his right, title, claim, and interest in and to the south half of the south-east quarter of section number six, in township number sixteen north, of range number thirty west of the fifth principal meridian, to the United States of America, the President of the United States be, and he is hereby, authorized to issue a patent to the said James Middleton Tuttle for the south half of the south-west quarter of section number five, in township number sixteen north, of range number thirty west of the fifth principal meridian, situate in the district of lands subject to sale at Fayetteville, Arkansas territory.

APPROVED, March 2, 1839.

Upon filing a relinquishment of certain land, patent shall issue for a certain other tract.

CHAP. XLIV. — *An Act for the relief of Levi Chadwick.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That the Secretary of War cause to be issued to Levi Chadwick, a private in the New Jersey line in the revolutionary war, a duplicate of military bounty land warrant number seven hundred and sixteen, for one hundred acres of land, which issued to Levi Chadwick, alias Shadwick, the fourth day of December, eighteen hundred and eighteen, and which has been lost; and the said Levi Chadwick shall have the said duplicate located and proceeded upon in the same manner as if it were an original warrant; and the said original warrant is hereby declared null and void.

APPROVED, March 2, 1839.

Duplicate military bounty land warrant to be issued.

CHAP. XLV. — *An Act to authorize the issuing of a register to Anthony C. Meneghetty for the sloop Sarah.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That there be issued, under the direction of the Secretary of the Treasury, a register for the sloop called the Sarah, built in Sierra Leone, but now owned by Anthony C. Meneghetty, a citizen of the United States, and lying at the port of Wilmington, North Carolina, unseaworthy, whenever the said Anthony C. Meneghetty shall furnish the Secretary of the Treasury with satisfactory proof that the said sloop has been repaired in the United States, and that the cost of repairing her by her present owner exceeds three-fourths of the original cost of building a vessel of the same tonnage in the United States.

APPROVED, March 2, 1839.

A register for the sloop Sarah to be issued.

## STATUTE III.

March 2, 1839.

CHAP. XLVI.—*An Act for the relief of Dennis Tramell.*

To be placed  
on pension list.  
Act of June 7,  
1832, ch. 126.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, directed to place the name of Dennis Tramell on the pension list, under the act of June seventh, eighteen hundred and thirty-two, at the rate of one hundred and twenty dollars per annum; and to pay him at that rate, from the fourth day of March, eighteen hundred and thirty-one, during his natural life.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. XLVII.—*An Act authorizing the settlement of the heirs of Captain Jesse Copeland.*

Accounts to  
be settled, &c.

*Be it enacted, &c.,* That the proper accounting officers be authorized to adjust and settle, according to the principles of justice and equity, the claims of the heirs of Jesse Copeland, late a captain in the army of the United States; and if any balance shall be found due to said heirs from the United States, the Secretary of the Treasury is hereby authorized to pay the same to them out of any money in the treasury not otherwise appropriated.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. XLVIII.—*An Act for the relief of Jesse E. Dow.*

Payment for  
bearing des-  
patches from  
the Mediterra-  
nean, &c.

*Be it enacted, &c.,* That there be paid to Jesse E. Dow, out of any money in the treasury not otherwise appropriated, the sum of one hundred and fifty-three dollars and thirty-three cents, for his time and expenses in bearing despatches from Commodore Elliott, commanding the United States' naval squadron in the Mediterranean, and from Mr. Kavanagh, our chargé d'affaires in Portugal, to the Navy and State Departments of the United States.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. XLIX.—*An Act for the relief of Nathaniel Mitchell.*

Payment of  
amount paid by  
him to satisfy  
a judgment  
against him.

*Be it enacted, &c.,* That the Treasurer of the United States pay to Nathaniel Mitchell the sum of two thousand three hundred and ninety-two dollars and twenty-one cents, out of any money in the treasury not otherwise appropriated, out of the fund appropriated for the service of the Post Office Department; being the amount paid by said Mitchell to satisfy a judgment recovered against him in the supreme judicial court of Maine, on the first Tuesday of July, eighteen hundred and thirty-seven, in favor of William Merriam, for acts done by said Mitchell under orders from the Postmaster-General, in arresting the said Merriam on a charge for violating the post office laws of the United States.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. L.—*An Act for the relief of Tilford Taylor.*

Upon relin-  
quishing a cer-  
tain tract of  
land, authorized  
to enter another  
tract.

*Be it enacted, &c.,* That Tilford Taylor be, and he is hereby, authorized to relinquish to the United States the east half of the south-west quarter of section two, in township forty-seven, and range five west, in the district of lands now offered for sale at Saint Louis, in the state of Missouri; and, upon such relinquishment being made, the said Taylor shall be, and he is hereby, authorized to enter any other half-quarter section of unappropriated land in said district, which shall be liable to entry at private sale.

APPROVED, March 2, 1839.

CHAP. LI. — *An Act for the relief of the legal representatives of Charles S. Walsh.*

STATUTE III.  
March 2, 1839.

*Be it enacted, &c.,* That the proper accounting officer of the treasury do allow and pay to the legal representatives of Charles S. Walsh, out of any money in the treasury not otherwise appropriated, a sum of money, in addition to the pay of secretary of legation, sufficient to make up to said Charles S. Walsh the salary of chargé d'affaires at the Court of Spain, from the twenty-seventh day of July, one thousand eight hundred and twenty-nine, to the ninth day of December, of the same year.

APPROVED, March 2, 1839.

Allowed the difference between the pay of a secretary of legation, and that of a chargé.

CHAP. LII. — *An Act for the relief of Nathaniel H. Hooe.*

STATUTE III.  
March 2, 1839.

*Be it enacted, &c.,* That all the interest and claim of the United States to the south-east quarter of section seventeen, township twenty-four, range three west, in the Tuscaloosa land district, in Alabama, and for which a certificate of purchase from the said land office, numbered twelve thousand three hundred and twenty-five, was issued to said Nathaniel H. Hooe, be, and the same are hereby, relinquished: *Provided,* That nothing in this act shall be so construed to prejudice the claim of any other individual, either by pre-emption or otherwise to said described tract of land: *And provided further,* That, if the money paid into the land office as the price of said land at the time the entry was made, has been refunded to said Nathaniel H. Hooe, to entitle him to the benefit of this act, he shall repay the original amount so refunded into the said land office.

APPROVED, March 2, 1839.

Interest of U. S. in a certain tract of land relinquished to him.  
Proviso.

Proviso.

CHAP. LIII. — *An Act for the relief of John E. Alexander.*

STATUTE III.  
March 2, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury pay to John E. Alexander, out of any money in the treasury not otherwise appropriated, the sum of one hundred and seventy dollars, for thirty-four days' services, by direction of the Secretary of State, in pursuing after and arresting persons engaged in counterfeiting the coin of the United States, and bills, and putting them in circulation.

APPROVED, March 2, 1839.

Payment for services in pursuing and arresting counterfeiters.

CHAP. LIV. — *An Act for the relief of John Randolph Clay.*

STATUTE III.  
March 2, 1839.

*Be it enacted, &c.,* That there be allowed to John Randolph Clay, in the settlement of his accounts, the difference between the compensation of a chargé d'affaires and that of a secretary of legation, for the time he acted in the former capacity in Russia, viz: from the twenty-fifth of December, eighteen hundred and thirty-five, to the twenty-ninth of June, eighteen hundred and thirty-six.

APPROVED, March 2, 1839.

Allowed the difference between the pay of a chargé and that of a secretary of legation.

CHAP. LV. — *An Act for the relief of William Colt and William Donoldson.*

STATUTE III.  
March 2, 1839.

*Be it enacted, &c.,* That the Postmaster-General issue his warrant on the Treasury of the United States, registered and countersigned as provided by law, for the payment to William Colt and to William Donoldson, out of the moneys paid into the treasury for the services of the Post Office Department, for the sum of six hundred and ninety-seven dollars, being for their expenses and for their services in pursuing after, arresting, and prosecuting William Kromer and Abraham Kromer for robbing the mail, and who were convicted of said offence.

APPROVED, March 2, 1839.

Payment for arresting and prosecuting mail robbers.

## STATUTE III.

March 2, 1839.

CHAP. LVI. — *An Act authorizing a grant of bounty land to the heirs of Bennett Shurley.*

Duplicate land  
warrant to be  
issued.

*Be it enacted, &c.,* That the Secretary of War be, and he hereby is, authorized and required to issue to the heirs of Bennett Shurley, deceased, who was a private in the Maryland continental line of the army in the war of the revolution, a duplicate of land warrant number eleven thousand seven hundred and six, for one hundred acres, dated eleventh March, one thousand seven hundred and ninety-one.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. LVII. — *An Act for the relief of Samuel Dickerson.*

Upon relin-  
quishing certain  
land, authorized  
to enter another  
tract.

*Be it enacted, &c.,* That Samuel Dickerson, of Sangamon county, Illinois, be, and he hereby is, authorized to relinquish to the United States, in such manner as the Secretary of the Treasury shall direct, the east half of the north-west quarter of section eighteen, township sixteen north, range one west; and upon his making such relinquishment, he shall be authorized to enter with the register and receiver of the land office at Springfield, Illinois, the same quantity of any of the unappropriated land, in said land district, which shall be subject to sale at private entry.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. LVIII. — *An Act for the relief of the Louisville Savings Institution.*

The interest  
charged on cer-  
tain public mo-  
ney to be de-  
ducted.

Act of June 23,  
1836, ch. 115.

*Be it enacted, &c.,* That the Secretary of the Treasury revise the account of interest charged against said institution, under the act of June twenty-third, eighteen hundred and thirty-six, and deduct therefrom such amount as has been charged on public money deposited in said institution, while under actual orders to be transferred elsewhere.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. LIX. — *An Act for the relief of Daniel Malone.*

Upon surren-  
dering his right  
to certain land,  
may enter a  
like quantity.

*Be it enacted, &c.,* That on Daniel Malone surrendering to the United States all his right of the west half of the north-east quarter of section number thirty-five, in township number four south, range three west, in the Kaskaskia land district, in the state of Illinois, the register is hereby authorized and required to permit the said Malone to enter in said district the same quantity of land so surrendered as above stated, out of any lands not otherwise disposed of, and subject to private entry.

APPROVED, March 2, 1839.

## STATUTE III.

March 2, 1839.

CHAP. LX. — *An Act for the relief of [the] legal representatives of Nathan Sage.*

Payment to  
them.

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized to pay to the legal representatives of Nathan Sage, late of Oswego, in the state of New York, and late collector of the customs of the United States, from any money in the treasury not otherwise appropriated, the same proportional part of any sum of money that has actually been paid into the treasury in satisfaction of a judgment recovered by the United States on the complaint of said Sage against Eliakim Barney, for a violation of the revenue laws of the United States, as the said Sage, or his legal representatives, would have been entitled to receive had the whole amount of said judgment been paid; first deducting from the sum paid into the treasury aforesaid, and excluding from the division contemplated by this act, the full amount of costs awarded to the United States by said judgment: said judgment being the same

that was recovered in the year eighteen hundred and twenty-four, in the court of the United States for the northern district of the state of New York.

APPROVED, March 2, 1839.

CHAP. LXI.—*An Act for the relief of Thomas McClelland and James Smith.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That Thomas McClelland and James Smith, sureties of the late Samuel Smith, receiver of public moneys at Saint Stephen's, in an official bond, bearing date the fifth day of August, eighteen hundred and twelve, be, and they are hereby, released from their said liabilities: *Provided,* That nothing in this act contained shall be held to discharge the estate of the said Samuel Smith from the payment of any balance which may be due the United States for moneys received by him while receiver as aforesaid.

Sureties of S. Smith, receiver of public moneys, released from their liabilities.

Proviso.

APPROVED, March 2, 1839.

CHAP. LXII.—*An Act for the relief of Archibald R. S. Hunter.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury pay to Archibald R. S. Hunter the sum of twenty-five dollars, for forage taken for the use of a troop of volunteer militia, who were in the service of the United States during the year eighteen hundred and thirty-six, while said troop were without the rations of forage allowed by law.

Payment for forage taken for public service.

APPROVED, March 2, 1839.

CHAP. LXIII.—*An Act for the relief of Hiner Stigermire.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That Hiner Stigermire be, and he is hereby, authorized to relinquish to the United States, in such form as the Commissioner of the General Land Office shall prescribe, the south-east quarter of the south-west quarter of section thirty-one, township forty-five north, in range one east of the fifth principal meridian, in the district of lands now offered for sale at Saint Louis, in the state of Missouri; and upon such relinquishment being made as aforesaid, the said Stigermire shall be, and he is hereby, authorized to enter the south-west quarter of the north-west quarter of section thirty-one, township forty-five north, in range one east, being the same which the said Stigermire originally intended to enter, as set forth in his petition: *Provided,* That the same is still subject to entry.

Upon relinquishing certain land, may enter another tract.

Proviso.

APPROVED, March 2, 1839.

CHAP. LXIV.—*An Act for the relief of Joseph M. Hernandez.*

STATUTE III.

March 2, 1839.

*Be it enacted, &c.,* That the proper accounting officers of the treasury be, and they are hereby, authorized to examine and adjust all claims of Joseph M. Hernandez which have arisen since the commencement of the late hostilities with the Seminole Indians in Florida, and allow him for all corn taken and put into pits by order of an officer in the service of the United States, deducting from the same any sum he may have realized from a sale of a part thereof in a damaged state by order of General Eastis, and for all corn at his plantation that was used by troops in the military service, and for all cattle killed and for forage taken by order of an officer, and for cane taken for forage by the troops, the value of the cane to be fixed at what it was worth as an article of forage, and for property impressed into the military service of the United States by order of an officer, where the same was never regained by him, deducting any sum which may appear to have been paid for the use of the same while in the service aforesaid; likewise for any claim for the

Claims for corn, cattle, &c. to be examined.

use of any property so impressed while in said service where he may appear to have regained the same, and to have received no compensation for the use thereof.

Evidence, how  
receivable.

SEC. 2. *And be it further enacted*, That, in adjusting such claims, said accounting officers shall be governed by such rules, with regard to the species and degree of evidence to be adduced in proof of the fact of taking or impressing the property, the value thereof or compensation for the use of the same, and the use, removal, or destruction of the buildings, and the manner in which such evidence shall be taken and authenticated, as shall be prescribed by the Secretary of War, with the assent of the President of the United States; that whenever a difference of opinion shall arise between the accounting officers as to the extent of the allowance to be made on any claim under this act, the case shall be referred to the Secretary of War, whose decision shall be conclusive.

Appropriation.

SEC. 3. *And be it further enacted*, That the claims allowed under this act be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 2, 1839.

STATUTE III.

March 2, 1839.

CHAP. LXV.—*An Act for the relief of Frederick Frey and Company.*

Allowance of  
drawback on  
playing cards.

*Be it enacted, &c.*, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the treasury not otherwise appropriated, to Frederick Frey and Company, of the city of New Orleans, the drawback of duties on two thousand two hundred and twenty packs of Spanish playing cards, imported by said Frey and Company from Hamburg, into the city of New Orleans, and exported by them to Mexico, on board the schooner Pearl, in November, eighteen hundred and thirty-five: *Provided*, satisfactory proof be furnished to the Secretary of the Treasury that the law relative to drawbacks has been complied with.

Proviso.

APPROVED, March 2, 1839.

STATUTE III.

March 2, 1839.

CHAP. LXVI. — *An Act for the relief of John Davlin.*

1843, ch. 162.  
On surrender-  
ing a patent for  
certain land,  
may enter an-  
other tract.

*Be it enacted, &c.*, That John Davlin, of Arkansas, or his legal representative, be, and he is hereby, authorized to surrender a patent to the United States, issued to him for three hundred and twenty acres of land, covering the south-west quarter of section thirty-five, and the south-east quarter of section thirty-four, in township two south, in range sixteen west of the fifth principal meridian, of which he is the rightful owner; and, when the said Davlin, or his representative, shall surrender the said patent, and reconvey the aforesaid quarter section to the United States, in such form as the Commissioner of the General Land Office shall designate, it shall be lawful for the said Davlin, or his legal representative, to enter, in lieu of the land by this act authorized to be surrendered, three hundred and twenty acres of any of the unappropriated lands subject to private entry, in the state of Arkansas: *Provided*, The selection is made within two years from the passage of this act.

Proviso.

APPROVED, March 2, 1839.

STATUTE III.

March 2, 1839.

CHAP. LXVII. — *An Act for the relief of certain heirs and legal representatives of James Wilson, late of [the] town of Alexandria, in the District of Columbia.*

Lien on a cer-  
tain lot in Alex-  
andria, released  
to proprietors of  
said lot.

*Be it enacted, &c.*, That the lien of the United States, derived from a deed of trust executed by J. C. Wilson upon a certain lot of ground lying in the city of Alexandria, in the District of Columbia, on which stood a house, consumed by fire in the year one thousand eight hundred and twenty-eight, which lien was given by James C. the son of the said

James Wilson, be, and the same is hereby, released to the legal proprietors of the said lot, on condition that they, or some one of them, shall pay to the treasurer of the United States, for the use thereof, such sum of money as the Secretary of the Treasury, for the time being, shall consider equivalent to the one-third part of the value of the said property, after the consumption of the buildings formerly erected, and prior to the construction of the new buildings now standing thereon: *Provided*, That the said James C. Wilson, by whom the said deed of trust or mortgage was executed, shall in no event be entitled to or enjoy, by force of this law, any advantage, right, or privilege, to which he would not have been entitled if it had not been passed.

APPROVED, March 2, 1839.

STATUTE III.

CHAP. LXVIII. — *An Act for the relief of the legal representatives of Thomas T. Triplett.*

March 2, 1839.

*Be it enacted, &c.*, That the Secretary of the Treasury be, and he is hereby, authorized and directed to cause to be paid to the legal representatives of Thomas T. Triplett, out of any money in the treasury not otherwise appropriated, the sum of eleven hundred and thirty-seven dollars, for his services for valuing Creek Indian improvements, and for enrolling Creek Indians, under the Creek treaty of eighteen hundred and twenty-six, deducting therefrom the amount in which the said Triplett stands indebted to the government on the books of the treasury.

APPROVED, March 2, 1839.

Payment for  
valuing Indian  
improvements.

STATUTE III.

CHAP. LXIX.—*An Act for the relief of John H. Pease.*

March 2, 1839.

*Be it enacted, &c.*, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay to John H. Pease, of Nantucket, Massachusetts, out of any moneys in the treasury not otherwise appropriated, the sum of twenty-five dollars; being one-half the amount of a forfeiture incurred by him as master of a coasting vessel between said Nantucket and New Bedford, in the month of April, one thousand eight hundred and thirty-six, which has been paid into the treasury.

APPROVED, March 2, 1839.

Payment to  
him of one-half  
of a certain for-  
feiture.

STATUTE III.

CHAP. XCVI. — *An Act for the relief of the legal representatives of Michael Fenwick, deceased.*

March 3, 1839.

*Be it enacted, &c.*, That the Secretary of the Treasury pay to the legal representatives of Michael Fenwick, deceased, the sum of seven thousand dollars, out of any money in the treasury not otherwise appropriated, in full satisfaction for buildings (other than the dwelling-house) destroyed by the enemy, on the estate of the said deceased, during the late war with Great Britain, in consequence of the occupation of the said buildings by the troops of the United States.

APPROVED, March 3, 1839.

Payment for  
property de-  
stroyed.

STATUTE III.

CHAP. XCVII.—*An Act for the settlement of the accounts of Edmund Roberts, late diplomatic agent of the United States to Cochín China, Muscat and Siam.*

March 3, 1839.

*Be it enacted, &c.*, That the proper accounting officers of the treasury be authorized to allow to the legal representatives of the late Edmund Roberts the salary of a chargé d'affaires, without the outfit, during the time he was employed as diplomatic agent of the United States, under his appointment of January twenty-seventh, eighteen hundred and thirty-

Allowed the  
salary of a  
chargé, without  
the outfit.

two, deducting the per diem allowance already paid, and that the same be paid out of any money in the treasury not otherwise appropriated, which shall be in full of all demands.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. XCVIII. — *An Act for the relief of the legal representatives of William Tudor, junior.*

Allowed compensation for diplomatic services in Peru.

*Be it enacted, &c.,* That there be allowed and paid, out of any moneys in the treasury not otherwise appropriated, to the legal representatives of William Tudor, junior, compensation for his services as informal diplomatic agent of the United States in Peru, from the twenty-seventh of March, one thousand eight hundred and twenty-four, to the tenth of March, one thousand eight hundred and twenty-five, at the same rate per annum as was allowed and paid to said William Tudor, junior, for like services at a subsequent period.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. XCIX. — *An Act for the relief of William S. Colquhoun.*

Payment for services in department of Commissary General of supplies.

*Be it enacted, &c.,* That the Secretary of the Treasury is hereby authorized and required to pay to William S. Colquhoun, six hundred and eighty-seven dollars and fifty cents, out of any money in the treasury not otherwise appropriated; the same being in full discharge of all that is due to the said William S. Colquhoun, for all the services rendered by him in the department of the Commissary General of supplies, from the tenth day of December, in the year eighteen hundred and nineteen, to the twenty-seventh day of July, in the year eighteen hundred and twenty-one.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. C. — *An Act for the relief of certain officers of the Florida militia.*

Certain officers, &c. of the Florida militia, to be paid.

*Be it enacted, &c.,* That the Secretary of War cause the officers and non-commissioned officers of the second regiment of the second brigade of Florida militia, ordered into the service of the United States by General J. M. Hernandez, in the year eighteen hundred and thirty-five, to be paid according to their respective ranks, for the time they were in the service, deducting such payments as may heretofore have been made to any of them on account of services rendered at that time or under the order by which they were originally called out.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CI. — *An Act for the relief of Peter Barge, junior.*

Payment for loss sustained in performance of a certain contract.

*Be it enacted, &c.,* That the Secretary of the Treasury pay to Peter Barge, out of any money in the treasury not otherwise appropriated, the sum of five thousand six hundred forty-five dollars and four cents, for the loss sustained by him in the necessary performance of his contract, made with the Government in August, eighteen hundred and thirty-two, for Macadamizing a large portion of the Pennsylvania avenue, in the city of Washington; which loss was not occasioned by any neglect on the part of said contractor, but by events beyond his control.

Not to receive any benefit from this act until, &c.

SEC. 2. *And be it further enacted,* That the said Barge shall not receive any benefit from this act, until he shall have furnished evidence to the satisfaction of the Secretary of the Treasury, and filed the same in the treasury department, that the respective laborers whom he employed in his service under his contract with the Government, shall have received compensation for their labor; or until he shall have filed with



the Secretary of the Treasury a satisfactory bond that the balances (if any) justly due to such laborers, shall be fully satisfied by the said Bargy.

APPROVED, March 3, 1839.

CHAP. CII. — *An Act for the relief of Sarah Windham, widow of the late Joshua Lamb, a soldier of the revolution.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, authorized and required to place the name of Sarah Windham, of Annapolis, state of Maryland, on the list of pensioners of the United States, and pay her the sum of one hundred and twenty dollars per annum, from the fourth March, eighteen hundred and thirty-one, and to be continued during her natural life.

To be placed on pension list.

APPROVED, March 3, 1839.

CHAP. CIII. — *An Act granting a pension to Michael McCray.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, directed to place the name of Michael McCray, of the county of Venango, state of Pennsylvania, on the roll of invalid pensions, and pay to him the sum of two dollars and sixty-six cents per month, during his natural life, commencing on the first day of January, eighteen hundred and thirty-eight.

To be placed on pension roll.

APPROVED, March 3, 1839.

CHAP. CIV. — *An Act for the relief of the legal representatives of Adam Smith.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury cause to be paid to the legal representatives of Adam Smith, surviving partner of Smith and Hussey, six hundred and twenty-seven dollars and twenty-five cents, out of any money in the treasury not otherwise appropriated, in full compensation for stone prepared by them (the said Smith and Hussey) for the Cumberland road west of Zanesville, in the state of Ohio.

Payment for stone prepared for the Cumberland road.

SEC. 2. *And be it further enacted,* That the Chief Engineer be, and he is hereby, required to cause the stone so as aforesaid prepared by the said Smith and Hussey, on the twelfth mile of the said road west of Zanesville, as well as that which has been broken up and ready for use, as that which was put upon the said road to be broken, to be taken charge of by the superintendent of the said road, or other person to be by him appointed, and sold for the use of the United States.

Said stone to be sold for use of U. S.

APPROVED, March 3, 1839.

CHAP. CV. — *An Act for the relief of the heirs and legal representatives of the late Robert Farmer, deceased.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the heirs and legal representatives of the late Robert Farmer, deceased, be, and they hereby are, confirmed in their title to a certain tract of land, commonly called the Island; bounded on the north, by the Bayou Chatague; on the south, by the Bayou Marmott; on the east, by the river Mobile; and on the west, by the said bayou, situate about a mile above or north of the city of Mobile, in the state of Alabama, and containing about four hundred acres, more or less; and the Commissioner of the General Land Office is hereby authorized to issue a patent to said heirs, agreeably to their petition: *Provided, however,* That this act shall be deemed and taken only as relinquishment on the part of the United States of all their right, title, claim, and interest to the said tract of land. *And provided further,*

Land title confirmed.

Proviso.

Proviso.

That this relinquishment shall not extent to more than four hundred acres of land, nor shall the same in any manner interfere with the prior legal or equitable rights of others.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CVI. — *An Act for the relief of James Moore.*

May surrender land certificate, and receive another therefor.

*Be it enacted, &c.,* That James Moore, of the county of Bibb, in the state of Alabama, be, and he hereby is, authorized to surrender the certificate which issued to him from the land office at Tuscaloosa, in the said state, on the tenth day of July, eighteen hundred and thirty-two, for the south-west quarter of the south-west quarter of section three, in township number twenty-three, of range twelve east, in the said district, which was purchased and paid for by him through mistake; and, upon the surrender of said certificate, or, if a patent shall have issued for the said tract of land, upon the surrender of his patent, and filing his relinquishment in said land office, the said James Moore shall be entitled to a certificate from the register and receiver of said land office for the amount which was so paid by mistake; which shall be received in payment for any other tract of land in said land district which may be subject to private entry.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CVII. — *An Act for the relief of Menzies Gillespie, late a soldier of the United States army.*

Authorized to relinquish all right to U. S. in a certain warrant, &c.

*Be it enacted, &c.,* That Menzies Gillespie, by his attorney, Robert Clark, is authorized to relinquish to the United States, in such form as the Commissioner of the General Land Office may prescribe, all the right, interest, and title of the said Menzies Gillespie to warrant number two thousand four hundred and eighty-three, issued thirteenth February, eighteen hundred and fifteen, for bounty land, in consideration of services rendered in the late war; and when so surrendered, the Commissioner of the General Land Office shall issue a duplicate warrant in lieu of the said warrant heretofore issued; which warrant shall be receivable in payment of lands at any land office of the United States.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CVIII. — *An Act for the relief of Nicholas Phelan, heir at law of John Phelan, deceased.*

Land warrant to be issued.

*Be it enacted, &c.,* That the Secretary of War cause to be issued to Nicholas Phelan, heir at law of John Phelan, deceased, late of the city of Baltimore, a warrant for two hundred acres of land, for the service of said John Phelan, as a lieutenant or captain in the war of the Revolution.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CIX. — *An Act for the relief of the legal representatives of Major Tarlton Woodson.*

Account to be settled and paid.

*Be it enacted, &c.,* That the proper accounting officers of the treasury be, and they are hereby, authorized and required to settle and adjust the account of the legal representatives of Major Tarlton Woodson, and to pay the balance of the account of said Woodson which was found due on the tenth of February, one thousand seven hundred and ninety-one; and that the same be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

CHAP. CX. — *An Act for the relief of the heirs of Crocker Sampson, deceased.*

*Be it enacted, &c.,* That the Secretary of War cause to be issued a duplicate of warrant number one thousand nine hundred and fifteen, issued to Crocker Sampson, a lieutenant in the Massachusetts line of the army of the Revolution, for two hundred acres of land: *Provided,* That nothing in this act contained shall be so construed as to affect the interest of any bona fide assignee of said original warrant, if the same shall be still in existence; in which event, the duplicate hereby authorized shall be null and void.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

Duplicate land  
warrant to be  
issued.  
Proviso.

CHAP. CXI. — *An Act for the relief of Farish Carter, and the heirs of Charles Williamson, deceased.*

*Be it enacted, &c.,* That Farish Carter be, and he is hereby, authorized and empowered to enter six quarter sections of land on any unreserved and unappropriated land in Florida, in lieu of so many quarter sections for which he had paid the United States, and held certificates from the receiver; and that Seaton Grantland, administrator of Charles Williamson, be, and he is hereby, authorized and empowered to enter one half-quarter section of land in the name and for the use of the heirs of the said Charles Williamson, on any unreserved and unappropriated land in Florida, and one other half-quarter section on any land of the United States which has been offered for sale, in lieu of that much land for which the said Williamson had paid the United States, and held certificates from the receiver; and that patents do issue free of purchase to the said Farish Carter and the heirs of the said Williamson, respectively, for the land so entered.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

F. Carter em-  
powered to en-  
ter land.

S. Grantland  
empowered to  
enter land.

CHAP. CXII. — *An Act for the relief of E. H. Williams, administrator of the estate of Doctor Hazel W. Crouch.*

*Be it enacted, &c.,* That the Secretary of War ascertain the time that Doctor Hazel W. Crouch attended on the sick at Fort Moultrie and at the Charleston dépôt, under a contract made on behalf of the United States by Major Pool, of the army; and that he allow therefor the sum due under said contract, and for such medicine as was furnished by Doctor Crouch.

SEC. 2. *And be it further enacted,* That the Secretary of the Treasury pay the amount so allowed out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

Allowance for  
medical attend-  
ance, &c.

Appropriation.

CHAP. CXIII. — *An Act for the relief of Nathaniel Plumb.*

*Be it enacted, &c.,* That the Secretary of War is hereby authorized and required to cause to be issued to Nathaniel Plumb, or his legal representatives, a bounty land warrant for one hundred acres of land, to which he is entitled for services rendered during the Revolutionary war.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

Bounty land  
warrant to be  
issued.

CHAP. CXIV. — *An Act granting a pension to Susannah Rowe, widow of John Rowe, deceased.*

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, authorized and required to place the name of Susannah Rowe, widow of John Rowe, deceased, of the state of Virginia, on the pension roll;

STATUTE III.  
March 3, 1839.

To be placed  
on pension roll.

and that there be paid to her sixty dollars per annum during her natural life; commencing on the fourth day of March, eighteen hundred and thirty-one.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXV. — *An Act to provide for the settlement of the claims of Walter Jones against the United States.*

Proceedings  
in a certain  
judgment  
against him to  
be suspended,  
&c.

*Be it enacted, &c.,* That all further proceedings in a certain judgment, for the United States of America, against Walter Jones, rendered at May term, eighteen hundred and thirty, in the circuit court of the District of Columbia for the county of Washington, be suspended; and that the proper accounting officers of the treasury department be, and they are hereby, authorized and directed to adjust and settle the accounts and claims between the United States and the said Walter Jones upon principles of equity and justice; and if, upon such settlement, it shall appear that the United States are indebted to the said Jones in a sum over and above the amount of said judgment, it shall be the duty of the district attorney of the United States for the District of Columbia to enter said judgment satisfied; and the balance due to said Jones shall be paid to him out of any money in the treasury not otherwise appropriated: *Provided, however,* That said settlement shall be made within twelve months from the date thereof.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXVI. — *An Act for the relief of James L. Stokes, and for other purposes.*

Permitted to  
complete his  
entry and pur-  
chase of certain  
land.

Act of April  
12, 1814, ch. 52.

Register and  
receiver to se-  
lect other lands  
in lieu, &c.

*Be it enacted, &c.,* That James L. Stokes is hereby permitted to complete his entry and purchase a quarter section of land, situate in the land district north of Red river, in the state of Louisiana, it being the north-east quarter section of section number sixteen, township eleven, range eight east; by virtue of the act of Congress of the twelfth of April, one thousand eight hundred and fourteen, entitled "An act for the final adjustment of land titles in the state of Louisiana and Territory of Missouri;" any other law to the contrary notwithstanding.

SEC. 2. *And be it further enacted,* That it shall be the duty of the register of the land office and receiver of public moneys in the district aforesaid, under the direction of the Secretary of the Treasury, to select and reserve, for the use of schools in the aforesaid township, other lands, of the same extent and quality within the same or the next adjoining township, in lieu of the quarter section which the said James L. Stokes is hereby permitted to purchase, and which embraces his improvements: *Provided,* That the said Stokes shall first obtain and file with the register of the land office of the district the assent thereto of the commissioners of schools of the parish in which the lands lie, and of a majority of the free white male inhabitants of the township over twenty-one years of age.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXVII. — *An Act for the relief of the widow of Thomas Kibbey.*

Widow of T.  
Kibbey to be  
paid the sum to  
which he would  
have been enti-  
tled, &c.

*Be it enacted, &c.,* That there be allowed and paid to the widow of Thomas Kibbey, deceased, late a private in the marine corps, and who died by reason of a disability received in the line of his duty, the sum to which he would have been entitled as a full pensioner, from the first day of April, eighteen hundred and thirty-four, to the first day of April, eighteen hundred and thirty-seven, had he been on the pension list during that time.

APPROVED, March 3, 1839.

CHAP. CXVIII.—*An Act for the relief of Joseph Pierce and others.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the sum of ninety-three dollars and eighteen cents, with interest thereon from the first day of September, one thousand eight hundred and seventeen, until the passage of this act, be paid to Joseph Pierce, Mary Pierce, Jeremiah H. Pierce, David Z. Pierce, James Steele, Horatio G. Phillips, Elnathan Carey, and Daniel Hubble, out of any money in the treasury not otherwise appropriated; which sum was paid by the said Joseph Pierce and company for seventy-six acres and eighty-five hundredths of land lying within the reserve of twelve miles square at the foot of the rapids of the Miami of Lake Erie, in the state of Ohio, and the title to which tract was confirmed to Samuel Ewing by an act of Congress dated seventh of May, one thousand eight hundred and twenty-two; and that the said Joseph Pierce and company be, and they are hereby, exempted from all further payments for said lands.

Money paid for certain land to be refunded.

Act of May 7, 1822, ch. 109.

APPROVED, March 3, 1839.

CHAP. CXIX.—*An Act granting a pension to Harvey Reynolds.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, authorized and directed to place the name of Harvey Reynolds, of the state of Vermont, on the list of invalid pensioners, and to pay him out of any money in the treasury not otherwise appropriated, the sum of four dollars per month; to commence from the 1st of January, eighteen [hundred] and thirty-four, and to continue during his natural life.

To be placed on pension list.

APPROVED, March 3, 1839.

CHAP. CXX.—*An Act for the benefit of Eliphalet Spafford.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, directed to place the name of Eliphalet Spafford on the list of invalid pensioners, at the rate of four dollars a month; to commence the first day of January, eighteen hundred and thirty-eight, and to continue during his natural life.

To be placed on pension list.

APPROVED, March 3, 1839.

CHAP. CXXI.—*An Act for the relief of Rosaline Prudhomme.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That Rosaline Prudhomme, widow of the late Jean Baptiste Prudhomme, of the county of Natchitoches, in the state of Louisiana, is hereby confirmed in her claim to a tract of land situated in the aforesaid county, on or near the bayou La Deesa, containing six hundred and forty superficial acres, being section six, in township number twelve, north of the thirty-first degree of north latitude, and range number eleven, west of the basis meridian; on which said Rosaline resides: *Provided,* This confirmation shall only operate as a relinquishment to said Rosaline Prudhomme of such rights as the United States may have to said tract of land, and shall not in any manner affect the rights of third persons to the same; nor shall this confirmation give any right or claim upon the United States for indemnification, in case the whole or any part of said land shall be lost.

Land claim confirmed.

Proviso.

APPROVED, March 3, 1839.

CHAP. CXXII.—*An Act for the relief of Isaac Miller.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That Isaac Miller, of Union county, Illinois, be, and he is hereby, authorized to relinquish to the United States, in such form as the Commissioner of the General Land Office may require, cer-

May surrender land certificate, and receive another therefor.

tificate number five hundred and twenty, for the south-west quarter of the north-west quarter of section twenty-two, in township eleven south, of range three west, in the district of lands subject to entry at Kaskaskia, Illinois; and upon such relinquishment being made, as aforesaid, the said Isaac Miller shall be, and he is hereby, authorized to enter any other forty acres in the Kaskaskia land district, in the state of Illinois.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

To be allowed the pay of the former surgeon, &c.

CHAP. CXXIII.—*An Act for the relief of Doctor J. M. Foltz.*

*Be it enacted, &c.,* That the same pay be allowed, from the seventh of June, eighteen hundred and thirty-six, to the ninth of March, eighteen hundred and thirty-seven, to J. M. Foltz, that was allowed to surgeon at the headquarters of the United States marine corps who was relieved by him by order of the honorable the Secretary of the Navy.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

To be paid for his pay and subsistence as a lieutenant, &c.

CHAP. CXXIV.—*An Act for the relief of Frederick Richmond.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, required to pay to Frederick Richmond out of any money in the treasury not otherwise appropriated the sum of ninety-eight dollars and forty cents, for his pay and subsistence as a lieutenant in Captain McClure's company, in Colonel Dubois's regiment of New York militia, intermediate the twenty-second day of October, eighteen hundred and twelve, and the first day of January, eighteen hundred and thirteen, he having been wounded and taken a prisoner at the battle of Queens-town, in eighteen hundred and twelve.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Land patent to be issued.

CHAP. CXXV.—*An Act for the relief of the heirs of William Graham, deceased.*

*Be it enacted, &c.,* That the [Secretary of the] Treasury be, and he is hereby, authorized to cause a patent to be issued to the heirs and legal representatives of William Graham, deceased, for a certain lot or quarter section of land, situated on lake Providence, in the state of Louisiana, being lot number sixteen, in township twenty-one, of range twelve east; the said William Graham, deceased, having heretofore paid to the receiver of public moneys for the district of lands north of Red river, the full amount for the above described quarter section of land, the administrators of the public schools and the citizens of the township having given their assent thereto.

Other land to be selected for use of schools.

SEC. 2. *And be it further enacted,* That the Secretary of the Treasury cause to be selected in the same district a section of land for the use of schools in lieu of section numbered sixteen, in the first section of this act above mentioned.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Authorized to relinquish certain land, and enter another tract.

CHAP. CXXVI.—*An Act for the relief of Philip Catner.*

*Be it enacted, &c.,* That Philip Catner be, and he is hereby, authorized to relinquish to the United States, in such form as the Commissioner or the General Land Office may prescribe, the north-east quarter of the south-east quarter of section number twenty-one, in township number eleven south, of range number three west, in the district of land offered for sale at Kaskaskia, Illinois; and upon such relinquishment being made, as aforesaid, the said Philip Catner shall be, and he is

hereby, authorized to enter any other quarter-quarter section, containing not more than forty acres, in the district of lands subject to sale at Kaskaskia, in the state of Illinois, subject to private entry.

APPROVED, March 3, 1839.

CHAP. CXXVII.—*An Act for the relief of Francis Mallaby.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury pay to Francis Mallaby, out of any money not otherwise appropriated, the sum of three hundred and ninety-two dollars, for quarters to which he was entitled as sailing-master at the United States navy yard at Brooklyn, from the twenty-seventh day of March, eighteen hundred and twenty-seven, to the thirty-first day of December, eighteen hundred and thirty, inclusive; but which quarters were not furnished him, nor were there at any part of that time any quarters that could have been assigned to him, as certified by Commodore Chauncey, then commander of the yard.

APPROVED, March 3, 1839.

Payment for  
quarters not  
furnished.

CHAP. CXXVIII.—*An Act for the relief of Peter Samuel Jaccard.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That Peter Samuel Jaccard, grantee of eighty acres of land in section thirty-one, in township thirteen south, range two east, be, and he is hereby, authorized to relinquish to the United States, in such form as the Commissioner of the General Land Office shall prescribe, the certificate to the above described eighty acres of land; and upon such relinquishment being made, as aforesaid, the said Peter Samuel Jaccard shall be, and he is hereby, authorized to enter any other half-quarter section of land in the land district of Shawnee-town, Illinois.

APPROVED, March 3, 1839.

Authorized to  
relinquish and  
enter land.

CHAP. CXXIX.—*An Act for the relief of John Blanc.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Commissioner of Patents be, and he is hereby, empowered to issue to John Blanc, a native of France, but now a citizen of the United States, a new patent for a machine, the invention of said Blanc, called a "Marsh Drainer," (said Blanc having obtained a patent therefor on the second day of July, anno Domini eighteen hundred and thirty-six, which patent was destroyed by fire on the eighth day of May, anno Domini eighteen hundred and thirty-seven,) in the same manner and under the same regulations as provided by law had said patent been destroyed prior to the fifteenth day of December, eighteen hundred and thirty-six.

APPROVED, March 3, 1839.

A new patent  
to issue for a  
machine called  
a "Marsh  
Drainer."

CHAP. CXXX.—*An Act for the relief of Paul Poissot.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the register of the land office at Natchitoches, in the state of Louisiana, grant to Paul Poissot a certificate for a quarter section of land, according to the proper and legal subdivisions, to embrace the settlement made by François Masseppe, on the sixteenth section, in the parish of Natchitoches, situated on the south-west bank of Red river, about twenty-three miles above the town of Natchitoches, and bounded above by the lands occupied by Jean Eloi Rachal, and below by the lands occupied by Baptist Landreaux, upon his paying to the register of the land office at Natchitoches the sum of one dollar and twenty-five cents per acre, and producing the certificate therefor from the receiver of public moneys at Opelousas.

A certificate  
for land to be  
granted.

Other land to be selected for use of schools.

Proviso.

SEC. 2. *And be it further enacted*, That the Secretary of the Treasury cause to be selected one quarter section of land, of one hundred and sixty acres, in lieu of the quarter section in the first section of this act named, out of any of the public lands, to be located in the land district in which the first named quarter section is situated, for the use of schools in said township: *Provided*, The school commissioners for the parish in which said land is situated, and a majority of the free white male inhabitants of the township, over twenty-one years of age, shall consent to such change.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXXXI.—*An Act for the relief of Return B. Brown.*

Claims to be settled, &c.

*Be it enacted, &c.*, That the proper accounting officers of the War Department be, and they are hereby, authorized to inquire into and settle the claims of Return B. Brown, late a captain in the army, and, upon proof, to allow him such credit as may be equitable and just, notwithstanding the judgment which the United States have recovered against him; and that such sums as may thus [be] found due to him shall be applied to the amount thereof in satisfaction of said judgment.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXXXII.—*An Act for the relief of Herman Harris, of the city of New York.*

Payment to him of one-half of a certain forfeiture.

*Be it enacted, &c.*, That the Secretary of the Treasury is hereby authorized and directed to pay to Herman Harris, of the state of New York, out of any money in the treasury not otherwise appropriated, the sum of twenty-five dollars; being one half the amount of a forfeiture incurred by the said Herman Harris, and by him paid to the deputy collector at Pensacola, in the year eighteen hundred and thirty-six, which sum has been paid into the treasury of the United States.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXXXIII.—*An Act to confirm the claim of Charles Morgan, in right of Simon Porche, to a tract of land.*

Land claim confirmed.

*Be it enacted, &c.*, That the claim of Charles Morgan, as the representative of Simon Porche, to a tract of land on the bayou Grosse Tete, containing, according to a survey thereof, made in August, eighteen hundred and six, nine hundred and sixty-nine acres and seventy-four-hundredths of an acre, under an order of survey in favor of said Porche, given by Governor Miro, on the seventeenth November, seventeen hundred and eighty-seven, be, and the same is hereby, confirmed; and, upon the presentation of a duly certified plat of the survey to the Commissioner of the General Land Office, a patent shall be issued on the same to the said Morgan or his legal representatives.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXXXIV.—*An Act for the relief of Zebulon Sheets.*

Upon surrendering certain land, may enter, &c.

*Be it enacted, &c.*, That Zebulon Sheets, or his legal representatives, be, and are hereby, authorized, upon surrendering to the United States, free of encumbrance, forty-seven acres and two-hundredths of an acre of land, entered by the said Sheets at the land office at Crawfordsville, state of Indiana, in section six, township twenty-six, range four west, to enter the same amount anywhere in said state, upon any lands of the United States subject to private entry and unoccupied.

APPROVED, March 3, 1839.



CHAP. CXXXV.—*An Act for the relief of John and Samuel Rowe, heirs and legal representatives of Ludwick Rowe, deceased.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, directed to issue duplicate warrant number four hundred and four, for one hundred acres of land, issued the fourth of April, eighteen hundred and eight, in the names of John Rowe and Samuel Rowe, legal heirs and representatives of Ludwick Rowe, who was a private in the Pennsylvania line in the revolution; the original warrant having been lost.

APPROVED, March 3, 1839.

Duplicate land warrant to be issued.

CHAP. CXXXVI.—*An Act for the relief of James Cooper.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, authorized to issue a duplicate warrant to James Cooper, for one hundred acres of military bounty land, in lieu of land warrant number twelve thousand nine hundred and sixty-six, issued prior to the year one thousand eight hundred, to the said James Cooper, a private of "Lee's legion," and of the New Jersey quota of continental troops in the revolutionary army, and which said land warrant is alleged to have been lost.

APPROVED, March 3, 1839.

Duplicate military bounty land warrant to be issued.

CHAP. CXXXVII.—*An Act for the relief of the representatives of Henry Richardson, deceased.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the sum of two hundred and thirty-three dollars and eighty cents be, and the same is hereby, directed to be paid to the legal representatives of Henry Richardson, deceased, out of any money in the treasury not otherwise appropriated, being the proportion due to them for wages and prize money, in virtue of the act entitled "An act respecting the late officers and crew of the sloop of war Wasp," approved the twentieth day of April, one thousand eight hundred and sixteen, and which money shall be paid and distributed according to the provisions of the said act.

APPROVED, March 3, 1839.

Payment for wages and prize money.

Act of April 20, 1816, ch. 65.

CHAP. CXXXVIII.—*An Act for the relief of Milley Yates.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, required to cause to be located to Milley Yates, a Choctaw woman, wife of Allen Yates, two sections of land, on any of the public lands within the country acquired by the treaty concluded with the Choctaw Indians at Dancing Rabbit creek, on the twenty-seventh of September, eighteen hundred and thirty, not previously located to any Choctaw reservee, nor subject to any pre-emption claim, in one or more tracts, not less in any case than one quarter section: *Provided,* The said Milley Yates shall release to the United States the two sections heretofore located in her name, by Colonel George W. Martin, and since disposed of at public sale at St. Stephens.

SEC. 2. *And be it further enacted,* That when such location shall have been made and confirmed, the said Milley Yates shall be entitled to a grant for the same from the United States.

APPROVED, March 3, 1839.

Certain land to be located to her.

Proviso.

Entitled to a grant of said land.

CHAP. CXXXIX.—*An Act for the relief of Isaac Conly.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he hereby is, directed to place the name of Isaac Conly, of Tennessee, upon the pen-

To be placed on pension roll.

sion roll, and pay him the sum of six dollars per month during life; commencing on the first day of January, anno Domini eighteen hundred and thirty-eight.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Certain proceedings against them to be relinquished.

CHAP. CXL.—*An Act for the relief of Daniel Ward and George Ficklin.*

*Be it enacted, &c.,* That the United States district attorney for the eastern district of Virginia, or other officer whose duty it may be to superintend the collection of a certain judgment recovered by the United States against John Morrison, and other sureties of George Wheeler and Caleb Morrison, be authorized and required finally to relinquish all proceedings for enforcing the supposed lien created by the said judgment against the lands and tenements of the said John Morrison, purchased by Daniel Ward and Joseph Ficklin.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Payment for accommodations to post-office guard.

CHAP. CXLI.—*An Act for the relief of Richard Hendley.*

*Be it enacted, &c.,* That the Secretary of the Treasury be authorized and directed to pay to Richard Hendley, out of any money in the treasury not otherwise appropriated, ninety-three dollars, as compensation for furnishing a room, fire, and candles to the guards round the old post office thirty-one days.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Released from part of a certain judgment.

CHAP. CXLII.—*An Act for the relief of Abel A. Pasko and others.*

*Be it enacted, &c.,* That so much of the judgment taken in the northern district court of New York, in favor of the Post Office Department, against Orson Crane, Abel A. Pasko, and — Wickham, as includes the penalty and the damages, and interest thereon, be, and the same is hereby, remitted and released.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Settlement with them, &c.

CHAP. CXLIII.—*An Act for the relief of John Brown and Company.*

*Be it enacted, &c.,* That the Postmaster-General is hereby authorized and directed to settle with John Brown and Company, and pay to them such sum of money as they in justice and equity ought to receive for carrying the New Orleans mail from the city of Washington, in the District of Columbia, to Fredericktown, in the state of Maryland, from the twenty-third day of May, eighteen hundred and thirty-six, to the seventh day of July next following.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Authorized to transfer location of land warrant.

CHAP. CXLIV.—*An Act for the relief of Enoch Matson.*

*Be it enacted, &c.,* That Enoch Matson be, and he is hereby, authorized to withdraw his location of warrant number one hundred and fifty-five, for six hundred and forty-acres, and to locate the same upon any of the unappropriated lands of the United States, in the state of Missouri, now liable to entry at private sale.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

To be indemnified for an official act.

CHAP. CLXV.—*An Act for the relief of John L. Allen.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized to pay to John L. Allen, of Lowndes county and state of Mississippi, out of any moneys in the treasury not otherwise ap-

propriated, the sum of nine hundred and fifty-nine dollars and eighty-six cents, being for the indemnification of the said Allen for an official act.

APPROVED, March 3, 1839.

CHAP. CXLVI.—*An Act for the relief of William Grozer.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized and empowered to pay to William Grozer, late master of the schooner Warwick, such portion of the proceeds of the cargo of said schooner as he may show himself entitled to as owner thereof, not exceeding five-eighths of the same, which was seized and forfeited to the United States for a supposed violation of the revenue laws, in the year eighteen hundred and thirty-five: *Provided*, That such payment do not exceed the amount actually paid into the treasury as the property of said Grozer; to be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Payment to him of such portion of proceeds of schr. Warwick, &c.

Proviso.

CHAP. CXLVII.—*An Act for the relief of James Selby.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized to pay to James Selby, of the county of Philadelphia, out of any money in the treasury not otherwise appropriated, the amount of discriminating duties paid by him upon the schooner Sea Flower, between the time of his having purchased said vessel in the island of Cuba, and her having obtained a new register, not exceeding the sum of eight hundred and forty-five dollars and twenty-two cents: *Provided*, That the Secretary of the Treasury shall be satisfied that the schooner Sea Flower was an American vessel, owned by an American citizen, when she was sold to James Selby, and that he, at the time he purchased the said vessel at the port of Havana, was also an American citizen, and that the said disability was incurred without wilful negligence or intention of fraud.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Certain duties to be refunded.

Proviso.

CHAP. CXLVIII.—*An Act for the relief of Winslow Lewis.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby authorized and directed to pay to Winslow Lewis, out of the sum appropriated for rebuilding the light-house at Cape Florida, one thousand seven hundred and eighty-one dollars and sixty-eight cents, for his expenses actually incurred in chartering a vessel, employing hands, &c. for the purpose of rebuilding the light-house at Cape Florida; which he was prevented from doing by the hostility of the Seminole Indians, and the suggestion of the superintending agent of the Government.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Payment for rebuilding light-house at Cape Florida.

CHAP. CXLIX.—*An Act for the relief of Benjamin Hewitt.*

*Be it enacted, &c.,* That there be paid to Benjamin Hewitt, of Saint Mary's county, in the state of Maryland, or his legal representatives, the sum of two hundred and eighty dollars, out of the fund (if so much there be unapplied) which was allotted by the British Government, under the first article of the treaty of Ghent, and the subsequent convention to carry the same into effect, which he was prevented from recovering before the Board of Commissioners because his proof was mislaid in the Department of State; that being the price of a slave, the property of the said Hewitt (estimated at the average value established for the pay-

STATUTE III.

March 3, 1839.

Payment for a slave lost.

ment of slaves by the said board which sat under the said convention,) who was conveyed from the United States on board the British fleet, in the year eighteen hundred and fourteen, and not recovered by the said Hewitt.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Claim to be examined, &c.

CHAP. CL.—*An Act for the relief of Benjamin Hewitt.*

*Be it enacted, &c.,* That the Secretary of the Navy be, and he is hereby, authorized to examine and decide upon the claim of Benjamin Hewitt, agreeably to the provisions of the resolution of the tenth of February, eighteen hundred and thirty-two, empowering the Secretary of the Navy to settle certain contracts and relinquish certain forfeitures, and to extend to him the full benefit of said resolution, if he finds and adjudges his case to be within the principle thereof.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Allowed for services as an acting lieutenant.

CHAP. CLI.—*An Act for the relief of Spencer C. Gist.*

*Be it enacted, &c.,* That the proper accounting officers of the treasury be authorized to settle and adjust the account of Spencer C. Gist, a midshipman in the navy of the United States, for his services as an acting lieutenant on board the frigate Guerriere, Captain Thompson, in the Pacific ocean, from the tenth of March eighteen hundred and thirty, to the twenty-eighth December eighteen hundred and thirty-one; and to allow him the extra pay and emoluments to which he may be entitled, over and above the amount already received by him as midshipman and acting sailing-master of said ship; and the amount so found due to the [said] Spencer C. Gist shall be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

A bounty land warrant to be issued.

CHAP. CLII.—*An Act for the relief of the widow and other heirs at law of Alexander Hamilton, deceased.*

*Be it enacted, &c.,* That the Secretary of War cause to be issued to Elizabeth Hamilton widow, and the other heirs at law of Alexander Hamilton, who was a lieutenant-colonel in the revolutionary army, a bounty land warrant for four hundred and fifty acres of land, in lieu of a warrant for a like quantity issued in the name of said widow and heirs the thirtieth day of July, eighteen hundred and thirteen, and numbered six hundred and twenty-two; and which said last-mentioned warrant never has been surrendered to the General Land Office for the purpose of being satisfied, but is represented to have been lost or mislaid.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Authorized to enter land, free of cost.

CHAP. CLIII.—*An Act for the relief of the legal representatives of Daniel Warner.*

*Be it enacted, &c.,* That the legal representatives of Daniel Warner, deceased, late a private in Captain Peters's company of the twenty-seventh regiment of infantry of the army of the United States, be, and they are hereby, authorized to enter free of cost, one quarter section of one hundred and sixty acres, of any of the public lands subject to sale at private entry, and that a patent issue to them for the same; which quarter section shall be taken for and in full consideration of the land bounty to which, by the act of one thousand eight hundred and twelve, the said Daniel Warner would be entitled to if living.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLIV. — *An Act for the relief of the heirs of Francis Jarvis, deceased.*

*Be it enacted, &c.,* That the Commissioner of the Land Office be, and he is hereby, directed to issue to the heirs of Francis Jarvis, deceased, a scrip certificate for one hundred acres, in consequence of military land warrant number six thousand three hundred and forty-five being located upon lands previously entered, and which could not be holden by said heirs.

Land scrip to be issued.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLV. — *An Act for the relief of Stephen P. W. Douglass.*

*Be it enacted, &c.,* That on application of Stephen P. W. Douglass, a citizen of the state of New York, for a patent for a machine denominated a "maintaining power," of which said machine said Douglass claims to be the inventor, assisted by one Hazard Knowles, the Commissioner of patents be, and he is hereby, empowered to dispense with that clause of the oath or affirmation required by law of said Douglass "that he does verily believe that he is the original and first inventor of said machine," for which he solicits a patent; he, the said Douglass first causing to be recorded in the said Patent Office a deed, duly executed by said Hazard Knowles, bearing date the eighteenth day of January anno Domini, eighteen hundred and thirty-eight, by which deed the said Hazard Knowles did give, grant and convey all his right, title and interest to said Douglass, which he the said Hazard Knowles had, or might acquire to said invention.

Part of the oath required in obtaining a patent may be dispensed with.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLVI. — *An Act for the relief of Isaac Lilley.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, directed to pay, out of any money in the treasury not otherwise appropriated, to Isaac Lilley, of the state of Maine, the sum of four hundred and eighty-five dollars and twenty-eight cents; that being the amount which accrued to the United States from the forfeiture of the brigantine Planter, the property of the said Isaac Lilley, which was incurred by a violation of "An act making reservation of certain public lands to supply timber for naval purposes," without wilful negligence or any intention of fraud on the part of the said Lilley or of the master of said vessel.

Payment to him of amount which accrued to U. S. by a certain forfeiture.

1817, ch. 22.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLVII. — *An Act to authorize the trustees of the township of Oxford, in the county of Butler and state of Ohio, to enter a section of land in lieu of section sixteen, in said township, for the use of schools.*

*Be it enacted, &c.,* That the trustees of the township of Oxford, in the county of Butler and state of Ohio, be, and they are hereby, authorized to enter a quantity, equal to one full section, in legal subdivisions of not less than quarter sections, of any of the public lands in the state of Ohio, in lieu of section sixteen in said township, which has been located under a grant to the use of the Miami university, pursuant to an act of Congress passed on the third day of March, in the year of our Lord one thousand eight hundred and three; and the Commissioner of the General Land Office is directed, upon receiving the proper evidence of said entry, to issue a patent or patents therefor: *Provided, however,* That the inhabitants of said township shall, before making such entry, at a legal meeting called for that purpose, agree to accept thereof, in

Authorized to enter a section of land, in lieu of, &c.

Act of March 3, 1803, ch. 21.

Proviso.

Proviso.

lieu of said section sixteen, for the use of schools in said township: *And provided, further*, That the said entry shall not include town lots or lands to which there shall be an existing right of pre-emption at the time of such entry; and that the same be made within two years from the passing of this act.

Said land to be subjected to the same uses, &c.

SEC. 2. *And be it further enacted*, That the land so entered and patented in lieu of said section sixteen, shall be subjected to the same uses, under the same management, and liable to the same disposition, in all respects, as section sixteen in said township granted for the use of schools would by law have been.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLVIII. — *An Act for the relief of Solomon Prewett.*

To be restored to pension roll.

*Be it enacted, &c.*, That the Secretary of War be, and he is hereby, authorized and directed to replace the name of Solomon Prewett, of Kentucky, on the roll of revolutionary pensioners of the United States, and to pay him the sum of eighty dollars per annum, from the time when he was last paid prior to his being stricken from the roll, and to be continued to him during his natural life.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLIX. — *An Act granting a pension to William Ford, of the State of Virginia.*

To be placed on pension roll.

*Be it enacted, &c.*, That the Secretary of War be, and he is hereby, directed to cause the name of William Ford, of the state of Virginia, to be placed upon the roll of revolutionary pensioners; and that there be paid to him twenty dollars per annum during his natural life; commencing at the time when his former pension was withheld.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLX. — *An Act granting a pension to Frances Jones, widow of John Jones, of the State of Virginia.*

To be placed on pension roll.

*Be it enacted, &c.*, That the Secretary of the Treasury be, and he is hereby, directed to cause the name of Frances Jones, widow of John Jones, late of the county of Kanawha, in the state of Virginia, to be placed on the pension roll; and that there be paid to her forty dollars per annum during her natural life; commencing at the time of the last payment made to her late husband, John Jones.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXI. — *An Act for the relief of David Rollins.*

To be placed on pension list.

*Be it enacted, &c.*, That the Secretary of War be, and he is hereby, directed to place the name of David Rollins on the invalid pension list, and pay him at the rate of six dollars per month; to commence from the first of January, in the year of our Lord one thousand eight hundred and thirty-eight.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXII. — *An Act for the relief of Weight Hurlbert.*

To be placed on pension list.

*Be it enacted, &c.*, That the Secretary of War be, and he is hereby, directed to place the name of Weight Hurlbert on the pension list of invalid pensioners of the United States; and that said Weight Hurlbert be entitled to receive a pension at the rate of six dollars a month, to commence on the first day of January, eighteen hundred and thirty-eight.

APPROVED, March 3, 1839.

CHAP. CLXIII.—*An Act granting a pension to the widow of John March, deceased.* STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That there be paid out of the navy pension fund, to the widow of John March, deceased, an ordinary seaman of the United States ship Adams, who received an injury while in the line of his duty, a pension equal to half that to which he would have been entitled, provided the proof required by the regulations of the Navy Department had been produced; to commence on the twenty-second day of December, eighteen hundred and thirty-four, and to end on the day of his death.

A pension granted to her.

APPROVED, March 3, 1839.

CHAP. CLXIV.—*An Act granting a pension to Mary Uptegraff, of Butler county, Pennsylvania.* STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be directed to place the name of Mary Uptegraff, widow of Isaac Uptegraff, deceased, and late a pensioner of the United States, on the roll of revolutionary pensioners, and pay the same amount of pension per annum which her said husband received in his life-time; the same to commence and take effect at and from the first of March, eighteen hundred and thirty-one, to be paid out of any money in the treasury not otherwise appropriated.

To be placed on pension roll.

APPROVED, March 3, 1839.

CHAP. CLXV.—*An Act granting a pension to John Clark.* STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, directed to place the name of John Clark on the invalid pension roll, and that he be paid at the rate of six dollars per month, out of any money in the treasury not otherwise appropriated; to commence on the first day of January, one thousand eight hundred and thirty-seven.

To be placed on pension roll.

APPROVED, March 3, 1839.

CHAP. CLXVI.—*An Act for the relief of Henry Grady, of Macon county, North Carolina.* STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury pay to Henry Grady, of Macon county, North Carolina, five hundred and six dollars, out of any money in the treasury not otherwise appropriated, it being for six hundred and fifty bushels of corn delivered by him at Fort Butler, in the Cherokee nation, for the use of the United States troops, in the year eighteen hundred and thirty-seven.

Payment for corn delivered.

APPROVED, March 3, 1839.

CHAP. CLXVII.—*An Act for the relief of Chauncey Calhoon.* STATUTE III.  
March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury be directed to audit and settle the claim of Chauncey Calhoon for three hundred and five dollars and fifty-three cents, upon the principles adopted in the act of Congress approved fourteenth June, eighteen hundred and thirty-six, entitled "An act for the relief of Jesse Smith and others;" the said claim being for a due bill of that amount given by Thomas Tupper, late assistant deputy quartermaster-general, to said Calhoon, for a balance due him for work and materials furnished for the Madison barracks at Sackett's Harbor, in the year eighteen hundred and sixteen.

1842, ch. 55.  
Claim to be audited and settled.  
Act of June 14, 1836, ch. 91.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.

CHAP. CLXVIII.—*An Act for the relief of Thomas M. Burland.*

Land purchase confirmed.

*Be it enacted, &c.,* That Thomas M. Burland be, and is hereby, confirmed in his purchase of fractional lot number one, of section twenty-eight, in township number seventeen north, range thirteen east, entered and paid for by him at the land office at Monroe, in the district for the sale of lands north of Red River, in Louisiana, containing one hundred and forty-six acres and fifty-eight hundredths of an acre, and that a patent be issued to him for the same.

Other land to be reserved for use of schools.

SEC. 2. *And be it further enacted,* That the register of the land office at Monroe, in the district aforesaid, shall, under the direction of the Secretary of the Treasury, designate in some other place, and reserve for the use of schools in the aforesaid township, a fractional section, or quarter section, or lot, as nearly equal as may be in quantity and value to that hereby confirmed to said Burland, and notify the school administrators of the parish in which said township may be, of such designation and reservation as soon as it shall be made.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.

CHAP. CLXIX.—*An Act for the relief of A. J. Picket and George W. Gayle.*

Allowed certain pay and emoluments.

*Be it enacted, &c.,* That the Secretary of War allow to A. J. Picket and to George W. Gayle, as aids-de-camp to C. C. Clay, late Governor of Alabama, the pay and emoluments to which their rank entitles them, for their services one month, in the year eighteen hundred and thirty-six, in obtaining, organizing, mustering, and marching volunteers of the militia of Alabama to suppress Indian hostilities; and that the amount so allowed, to be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.

CHAP. CLXX.—*An Act for the relief of Isaac D. Saunders.*

A bounty land certificate to be issued.

*Be it enacted, &c.,* That the Secretary of War cause to be issued to Isaac D. Saunders, as assignee of Edward Bevin, a bounty land certificate for one hundred and sixty acres of land; to be located on some part of the public lands set apart for that purpose.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.

CHAP. CLXXI.—*An Act for the relief of Samuel Mussey and Thomas James, of the county of Crawford, in the state of Missouri.*

Authorized to enter land as tenants in common.

Proviso.

*Be it enacted, &c.,* That Samuel Mussey and Thomas James, of the county of Crawford, in the state of Missouri, be, and hereby are, authorized to enter, at the proper land office, as tenants in common or joint partnership, such lands in township thirty-eight, of the ranges five and six, west of the fifth principal meridian, as they may desire, at the minimum price: *Provided, however,* That the selection of lands shall be confined to the aforesaid township thirty-eight, of the ranges five and six west of the principal meridian, in the county of Crawford, in the state of Missouri; and this act shall not be construed so as to permit the aforesaid Mussey or James to select, or purchase, or occupy, any lands in said township that may now be in the possession of any actual settler, or under improvement.

APPROVED, March 3, 1839.



STATUTE III.

March 3, 1839.

CHAP. CLXXII.—*An Act for the relief of the legal representatives of James Maxwell, of Pennsylvania.*

*Be it enacted, &c.,* That the Secretary of War cause to be issued to the legal representatives of James Maxwell, of Pennsylvania, for his services during the war of the revolution, a bounty land warrant for one hundred acres of land.

Bounty land warrant to be issued.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXIII.—*An Act for the relief of Abraham Stipp.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized and required to issue scrip to Abraham Stipp, of Vermillion county, in the state of Indiana, and in his name, on the authority of a warrant (number four thousand six hundred and thirty-three) granted by the state of Virginia to Charles Fierier, for two thousand acres of military bounty land, or for so much thereof as may remain unsatisfied, in conformity with the provisions contained in the second section of the act entitled "An act making appropriations for the civil and diplomatic expenses of Government for the year one thousand eight hundred and thirty-five," approved March third, eighteen hundred and thirty-five; the said Abraham Stipp first having filed a bond, with sufficient security, in a penalty at least double the amount of the scrip so to be issued, conditioned to reimburse to the United States the amount of such scrip in case any other person shall hereafter claim and establish a right to said warrant. The said scrip shall be executed in the form prescribed by the act entitled "An act for the relief of certain officers and soldiers of the Virginia line and navy, and of the continental army during the revolutionary war," approved May thirty, eighteen hundred and thirty. It shall be assignable, as in said act is provided, and available for the purposes in that act mentioned, or in the acts amendatory or supplemental thereto.

Land scrip to be issued.

Act of March 3, 1835, ch. 30.

Act of May 30, 1830, ch. 215.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXIV.—*An Act for the relief of Captain John Vannettin and his company, for their services, during the late war.*

*Be it enacted, &c.,* That the Paymaster-General of the United States pay to Captain John Vannettin, and to each of the commissioned officers, non-commissioned officers and privates, the amount to which each is entitled for a tour of duty in the service of the United States as Ohio draughted militia, commencing on the eleventh of May, and ending on the twenty-fifth of May, eighteen hundred and thirteen, both days inclusive.

Payment of officers, &c. of Ohio militia.

SEC. 2. *And be it further enacted,* That two hundred and sixty-three dollars and twenty-two cents be paid out of any money in the treasury, not otherwise appropriated, to carry into effect the first section of this act; payment to be made to the legal representatives where the person who performed the service has or shall de cease without receiving the amount due to him.

Appropriation.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXV. — *An Act for the relief of Joseph R. Folsom and the owners and crew of the schooner Galaxy, of Bucksport, in the state of Maine.*

*Be it enacted, &c.,* That the collector of the customs for the district of Penobscot, in the state of Maine, is hereby authorized and directed to pay to Joseph R. Folsom, the owners, master, and crew of the fishing

Allowance to a fishing schooner lost at sea.

schooner *Galaxy*, of Bucksport, to be distributed according to law, the same said vessel would have been entitled to receive as a bounty, or drawback, if she had been actually at sea during the whole time required by law to be entitled to said bounty, she having been lost before she had accomplished her full term required by law.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXVI.—*An Act for the relief of Joseph Safford and other heirs at law of Joseph Safford, late of the New Hampshire line in the revolutionary war, deceased.*

A duplicate land warrant to be issued.

*Be it enacted, &c.,* That a duplicate warrant for two hundred acres of land be issued by the proper officer to Joseph Safford and other heirs of Joseph Safford, late a lieutenant in the New Hampshire line in the revolutionary war, deceased, in lieu of warrant number one thousand six hundred and eighty-three, which heretofore issued to the same persons, and which has been, as they allege, lost by time or accident.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXVII.—*An Act for the relief of George Rowe.*

Authorized to locate a tract of land.

*Be it enacted, &c.,* That George Rowe, a resident of the parish of Ouachita, in the state of Louisiana, is hereby authorized to locate, within twelve months after the passage of this act, under the direction of the Surveyor-General of Louisiana, on any unlocated lands in the district for the sale of lands south of Red river, in the aforesaid state, a tract not exceeding four hundred superficial arpens; which said tract and privilege is granted to the said George Rowe, in lieu of an equal quantity confirmed to him by the register and receiver in the aforesaid land district, under certificate number three hundred and eighty-two; and the proper officers of the Government are hereby authorized and required to issue a patent for said quantity of land as soon after the location aforesaid and return thereof as it can be done: *Provided*, That the said George Rowe, or his legal assignee or representative, shall, at the time of making such location, execute a deed in due form of law, relinquishing and conveying to the United States all the right or title which he the said George Rowe, his heirs, assigns, or other legal representatives, has or ever had to the tract of land on the Bayou Bœuff, in lieu of which this right of locating an equal quantity elsewhere is granted: *And also provided*, That said George Rowe, in making the aforesaid location, shall conform to the legal subdivisions in surveying the public lands, and be limited to land of equal quality with that in lieu of which this grant is authorized.

Proviso.

Proviso.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXVIII. — *An Act for the relief of Jarius Loomis and heirs of James Basset.*

Payment for prize money.

*Be it enacted, &c.,* That the sum of five thousand four hundred and sixty-five dollars shall be, and the same is hereby, appropriated, out of any money in the treasury not otherwise appropriated; which sum shall be distributed as prize money, by the Secretary of the Navy, among the officers and crews, their, or either of their heirs, or legal representatives, of the gunboats numbered one hundred and forty-nine and one hundred and fifty-four, who, in attempting to pass up the river Appalachicola, with a convoy of provisions and stores, in the month of July, one thousand eight hundred and sixteen, were attacked by a fort situated on said river, and occupied by a number of fugitive negroes and Indians; and who, in resisting said attack, blew up and destroyed said fort, with the greatest part of those by whom it was occupied.

APPROVED, March 3, 1839.

STATUTE III.

CHAP. CLXXIX.—*An Act for the relief of certain settlers, living on what is called the Salt Lick reservation, in the western district of Tennessee.*

March 3, 1839.

*Be it enacted, &c.,* That the state of Tennessee be, and she is hereby, authorized to issue grants, and perfect titles, to the vacant and unappropriated land in the western district of Tennessee, which lies within a tract of land of four miles square upon both sides of Sandy river, commonly called the Salt Lick reservation, and which is described in the fourth article of the treaty of Old Town, concluded on the nineteenth day of October, eighteen hundred and eighteen, between the United States and the Chickasaw nation of Indians: *Provided, nevertheless,* That in issuing said grants, and perfecting said titles, the same shall be done in conformity to those rules, regulations, and restrictions which were heretofore prescribed by the Tennessee Legislature, for locating, entering, and satisfying land warrants, and extinguishing the North Carolina claims in said western district: *And provided, also,* That all those persons, their heirs, or legal representatives, who were seated down and in the actual possession and cultivation of any piece or parcel of land within said reservation, at or before eighteen hundred and thirty, shall be entitled to all the rights and benefits in entering and obtaining grants for their respective parcels of land, which have been extended from time to time by the laws of Tennessee to occupant settlers in the other parts of said district, without the limits of the reservation aforesaid: *And provided, furthermore,* That in procuring warrants, locating and entering said occupant claims, making their divisional lines, ascertaining their respective quantities, and settling their boundaries, they shall be governed by the laws of Tennessee, in relation to other occupant claims in said district, in all respects whatever.

Tennessee authorized to issue grants, &c. of vacant land in the western district.

Proviso.

Proviso.

Proviso.

APPROVED, March 3, 1839.

CHAP. CLXXX.—*An Act for the relief of Ashbel Mason.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of War is hereby authorized and required to cause to be issued to Ashbel Mason, or his legal representatives, a bounty land warrant for one hundred acres of land, to which he is entitled for his services during the revolutionary war.

A bounty land warrant to be issued.

APPROVED, March 3, 1839.

STATUTE III.

CHAP. CLXXXI.—*An Act for the relief of Lewis B. Willis, formerly acting deputy surveyor for the district of Mississippi.*

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury be authorized and directed to allow, in the settlement of the accounts of the several surveyors of the customs for the district of Mississippi, respectively, the charge for the services of Lewis B. Willis, as acting deputy surveyor, at the rate of four hundred dollars per year from the fourteenth day of July, one thousand eight hundred and twenty-nine, to the third day of September, one thousand eight hundred and thirty-four, during which period the said Willis performed the duty of acting deputy surveyor.

Charge for services as acting deputy surveyor to be allowed.

APPROVED, March 3, 1839.

STATUTE III.

CHAP. CLXXXII.—*An Act for the relief of William C. Hazard, of Rhode Island.*

March 3, 1839.

*Be it enacted, &c.,* That it shall and may be lawful for William C. Hazard, the only child and heir at law of Ezekiel Hazard, a soldier in the army of the United States during the late war, who died in service, to relinquish the bounty land to which the said Ezekiel Hazard, had he survived the war, would have been entitled, and in lieu thereof,

May relinquish bounty land, and receive half the monthly pay, &c.

Act of April 16,  
1816, ch. 55,  
sec. 2.

to receive half the monthly pay to which the said Ezekiel Hazard was entitled at the time of his death, for and during the term of five years, in the same manner as the guardian of the said William C. Hazard might have done under the provisions of the second section of the act of Congress of the sixteenth of April, one thousand eight hundred and sixteen, had such guardian existed; and the Secretary of the Treasury, upon the notice of the surrender of the land warrant, is hereby authorized and required to give the requisite orders for the payment of the said half pay to the said William C. Hazard, in the same manner as the said act of the sixteenth of April, one thousand eight hundred and sixteen, authorized and required to be given to the guardian of any minor child or children of a deceased soldier, who died in the service of the United States, upon relinquishment of the bounty land warrant, under the provisions of the aforesaid act.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXXIII. — *An Act for the relief of John Borey, of Arkansas.*

Patent certificate to be surrendered to him, &c.

*Be it enacted, &c.,* That it shall be the duty of the register and receiver of the land office at Little Rock, in the state of Arkansas, to surrender to John Borey, or his legal representative, the patent certificate (number two hundred and seventy-eight) which was issued to said John Borey, for the east half of fractional section twenty-three, in township one, south, and in range eleven west; and that said register and receiver be authorized to consider said land as other public land, and that the said John Borey, or his legal representative, be authorized to locate, in any land office in Arkansas, three hundred and twenty acres of any of the public land, conformably to legal subdivisions: *Provided,* The same be subject to private entry. And for the land thus located, it shall be the duty of the proper register and receiver to issue a patent certificate, and for the President to issue a patent therefor: *Provided, further,* That in case the title to the lands for which his patent certificate was taken have become vested in him, he shall reconvey the same to the Government, and produce to the Secretary of the Treasury satisfactory evidence that said lands so reconveyed are free from encumbrance.

Proviso.

Proviso.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXXIV. — *An Act for the relief of William Washington Bigham.*

Authorized to enter certain land, in lieu of land entered by mistake.

*Be it enacted, &c.,* That William Washington Bigham, or his legal representatives, are hereby authorized to enter, free of cost, forty acres of any land subject to sale at private entry, and unoccupied except by him or themselves, within the district of lands directed to be sold at Huntsville, in the state of Alabama, in lieu of the north-west fourth of the north-east fourth of section number thirty-six, in township seven, of range number nine (west,) entered by mistake: *Provided,* That a reconveyance of the aforesaid tract of land, unencumbered, be first made to the United States, and deposited with the register of the land office at Huntsville, Alabama.

Proviso.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CLXXXV. — *An Act for the relief of Polly Lemon.*

Authorized to locate certain land, in lieu of land taken by U. S.

*Be it enacted, &c.,* That Polly Lemon, or her legal representatives or assigns, are hereby authorized to locate, on any unappropriated public land in the north-western district for the sale of lands in the state of Louisiana, six hundred and forty acres, in lieu of the same quantity of land taken from her by the United States for public purposes, near Fort

Jesup, in the state of Louisiana; and the register of the land office at Natchitoches is authorized and required to have said location made, and issue a certificate of such location, so that a patent may issue for the same: *Provided*, Said location shall be made within twelve months from the passage of this act, conforming to the legal surveys.

SEC. 2. *And be it further enacted*, That, at the time of making such location or entry, the said Polly Lemon, her legal representatives or assigns, shall produce to the aforesaid register, and deposit in his office, a deed of release, conveying to the United States all the right, title, interest, fee, or claim (unencumbered,) that she or they may claim to have in and to the tract of land claimed by them, near Fort Jesup, in lieu of which the land granted by this act is given.

APPROVED, March 3, 1839.

Proviso.

Deed of release to U. S. to be produced.

CHAP. CLXXXVI.—*An Act for the relief of John Dixon.*

*Be it enacted, &c.*, That John Dixon, late a private in the tenth regiment of infantry of the United States, and who was discharged from service the twenty-sixth day of February, one thousand eight hundred and fourteen, for disability, be, and he hereby is, entitled to receive the bounty land and three months' extra pay allowed to a private by the act of Congress approved the twenty-fourth day of December, one thousand eight hundred and eleven, entitled "An act for completing the existing military establishment."

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Entitled to bounty land and three months' extra pay.

Act of Dec. 24, 1811, ch. 10.

CHAP. CLXXXVII.—*An Act for the relief of Aaron Stout.*

*Be it enacted, &c.*, That Aaron Stout, or his legal representatives, be, and are hereby authorized to enter, and obtain a patent for three hundred and twenty acres of land, free of cost, in any part of the state of Indiana, upon any of the lands of the United States subject to private entry; being bounty land due him for services in the last war, but which he has not received, in consequence of the loss of his certificate and discharge.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Authorized to enter and obtain a patent for land free of cost.

CHAP. CLXXXVIII.—*An Act for the relief of the children and heirs of Sebastian Sroufe, late of Ohio, deceased.*

*Be it enacted, &c.*, That John Allen Alexander and James Alexander, children and heirs of Carnes Alexander, deceased, and Abert Sroufe and George Sroufe and Susanna Sroufe, children and heirs at law of Sebastian Sroufe, late of Putnam county, in the state of Ohio, deceased, be, and they hereby are, authorized, within six months after the passage of this act, to enter with the register and receiver of the land office at Lima, in said state, the west fraction of the south-west quarter of section twenty-one, in township one north, of range five east, lying in the Lima land district of Ohio, on their first paying to the receiver of said land office two dollars and fifty cents per acre for said tract of land.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Authorized to enter certain land.

CHAP. CLXXXIX.—*An Act for the relief of John McCarroll, junior.*

*Be it enacted, &c.*, That the Secretary of the Treasury cause to be issued to John McCarroll, junior, land scrip on a Virginia military land warrant, number two thousand four hundred and twenty-nine, which issued to James Wilder, for one hundred acres of land, on the ninth day of February, one thousand seven hundred and eighty-four, upon said

STATUTE III.

March 3, 1839.

Land scrip to be issued.

John McCarroll, junior, giving bond and satisfactory security to refund the value thereof, should the heirs or other claimants under said James Wilder show a better claim thereto than said John McCarroll.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXC.—*An Act for the relief of Zebulon Baxter.*

A bounty land warrant to be issued, &c.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, directed to issue a land warrant for one hundred and sixty acres of bounty land to Zebulon Baxter, a Canadian volunteer; which shall be in full compensation of bounty lands for all the services by him rendered in the service of the United States in the late war with Great Britain, to be located on any of the unappropriated lands which have been offered for sale and are subject to private entry in the Territory of Wisconsin. And the Secretary of the Treasury is hereby directed to pay to said Zebulon Baxter, the sum of twenty-four dollars, in full for three months' extra pay, given by the acts of eighteen hundred and sixteen, and eighteen hundred and seventeen, to that class of soldiers in certain cases.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXCI.—*An Act for the relief of Thomas Sinnard.*

Payment for extra work on the Cumberland road.

*Be it enacted, &c.,* That the Secretary of the Treasury is hereby authorized to pay to Thomas Sinnard, out of any money in the treasury not otherwise appropriated, the sum of five hundred and seventy dollars and twenty cents, for extra work done on the Cumberland road in grading on section number one E, of Indianapolis, in the state of Indiana; and, also, for iron work in the following bridges, to wit: White Lick, Black's bridge, Mad creek, and Hancock creek and bayou.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXCH. — *An Act for the relief of William Clark.*

Land warrant to be issued.

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, directed to issue a land warrant for one hundred and sixty acres of land to William Clark, a Canadian volunteer, to be located on any of the unappropriated lands which have been offered for sale, and are subject to private entry in the Territory of Wisconsin: and also, that the Secretary of the Treasury do pay to said William Clark, the sum of twenty-four dollars, for three months extra pay, all which shall be in full compensation for the services of said Clark in the late war with Great Britain.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CXCH. — *An Act for the relief of Margaret Kingsbury.*

Authorized to enter land, free of cost.

*Be it enacted, &c.,* That Margaret Kingsbury, widow of Oliver Kingsbury, deceased, late corporal of Captain Larkin's company of the twenty-second regiment of infantry, who enlisted on the thirteenth day of July, one thousand eight hundred and thirteen, for the term of five years, and who was killed on the twenty-fifth day of July, eighteen hundred and fourteen, in the battle of Bridgewater, be, and she is hereby, authorized to enter free of cost, one quarter section of one hundred and sixty acres, of any of the public lands subject to sale at private entry, and that a patent issue to her for the same; which tract shall be taken for, and in full consideration of, the land bounty to which, by the act of one thousand eight hundred and twelve, he, the said Oliver Kingsbury, would be entitled to if living.

APPROVED, March 3, 1839.

Act of Jan. 11, 1812, ch. 14.

STATUTE III.

CHAP. CXCIV.—*An Act for the relief of the legal representatives of John Dawson, deceased.*

March 3, 1839.

*Be it enacted, &c.,* That the legal representatives of John Dawson, deceased, or their assignees, are hereby authorized to locate, on any public land in the north-western district for the sale of lands in the state of Louisiana, the quantity of six hundred and forty acres, in lieu of the same quantity which has been taken from them, and appropriated to public purposes; which location shall be made in the office of the register of the said district at Natchitoches, who shall issue a proper certificate of said entry and location to the said legal representatives, on the presentment of which to the Commissioner of the General Land Office, a patent for the same shall issue for said land, in the manner directed by law: *Provided,* That the said entry or location shall be made within twelve months after the passage of this act, and shall conform to the legal surveys.

Authorized to locate a tract of land, in lieu of a tract taken from them.

Proviso.

SEC. 2. *And be it further enacted,* That, at the time of making the aforesaid entry or location, the said legal representatives of John Dawson, deceased, or their legal assignee or assignees, shall produce to the aforesaid register of the land office at Natchitoches and deposite in his office a deed of release and quit-claim to the United States, made in due form of law, of all their right, title, and claim to the same quantity of land, near Fort Jesup, in Louisiana, in lieu of which the land now granted is given.

A deed of release to U. S. to be produced.

APPROVED, March 3, 1839.

STATUTE III.

CHAP. CXCV.—*An Act for the relief of David Ballentine.*

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury cause to be issued to David Ballentine, of Ohio, assignee of Patrick Duffy, a certificate of forfeited land scrip for one hundred and forty-seven dollars and fifty cents, it being the amount paid by said Patrick Duffy to the receiver of public moneys at the land office at Zanesville, in the year eighteen hundred and seven, as the first instalment for a quarter section of land, and which subsequently reverted to the United States for non-payment, and was sold to another purchaser.

Certificate of forfeited land scrip to be issued to him.

APPROVED, March 3, 1839.

STATUTE III.

CHAP. CXCVI.—*An Act for the relief of J. Eloï Rachal.*

March 3, 1839.

*Be it enacted, &c.,* That the register of the land office at Natchitoches, in the state of Louisiana, grant to J. Eloï Rachal a certificate for the — quarter of section number sixteen, of township number eleven, of range number nine, situate on the right or south-west bank of Red river, about twenty-three miles above Natchitoches, the same being land to which he claims the right of pre-emption, upon his producing the receiver's receipt for the sum of one dollar and twenty-five cents per acre for each acre in said quarter section contained.

Land certificate to be granted to him.

SEC. 2. *And be it further enacted,* That the Secretary of the Treasury cause to be selected one quarter section of land, in the same district, for the use of schools, in lieu of the quarter section named in the first section of this bill: *Provided,* That the school commissioners for the parish in which said land is situated, and a majority of the free white male inhabitants of the township, over twenty-one years of age, shall consent to such change.

Other land to be selected for use of schools.

Proviso.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.    CHAP. CXC VII. — *An Act for the relief of James H. Grant, Moses W. Simpson, and Preston Going.*

To be paid the same amount as was paid to other privates, under act of March 1, 1837, ch. 17.

*Be it enacted, &c.,* That the Secretary of War be, and he hereby is, directed to pay James H. Grant, Moses W. Simpson, and Preston Going, the same amount that was paid to other privates in Captain Ayers Mau-pin's company of volunteers, under an act of Congress passed the first day of March, eighteen hundred and thirty-seven, concerning volunteers raised in the summer of eighteen hundred and thirty-six.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.    CHAP. CXC VIII. — *An Act for the relief of Henry Stoker, William G. Belknap, and Benjamin Walker.*

Authorized to locate a tract of land.

*Be it enacted, &c.,* That Henry Stoker, or his legal representatives or assigns, and William G. Belknap and Benjamin Walker, or their legal representatives or assigns, of the parish of Natchitoches, in the state of Louisiana, are hereby authorized to locate, on any unappropriated public land in the north-western district for the sale of lands in the state of Louisiana, as follows: Henry Stoker, or his legal representatives or assigns, six hundred and forty acres, and Belknap and Walker, or their legal representatives or assigns, six hundred and forty acres, in lieu of the same quantities of land taken by the United States for public purposes, near Fort Jesup, in the state of Louisiana: and the register of the land office at Natchitoches is authorized and required to have said locations made, and issue certificates of such locations, so that patents may issue for the same: *Provided*, Said locations shall be made within twelve months from the passage of this act, conforming to the legal surveys.

Proviso.

Deeds of conveyance to U.S. to be deposited, &c.

SEC. 2. *And be it further enacted*, That at the time of making such locations or entries, the said Henry Stoker, and the said Belknap and Walker, or their legal representatives or assigns, shall produce to the aforesaid register, and deposit in his office, their several deeds conveying to the United States an unencumbered title that they or any of them may claim to have in and to any tract or tracts of land claimed by them, or either of them, near Fort Jesup, in lieu of which the land granted by this act is given.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.    CHAP. CXC IX. — *An Act for the relief of Griffith Coombe and John P. Ingle, trustees of the house in the city of Washington commonly called "the brick capitol."*

Payment for rent of apartments in "the brick capitol."

*Be it enacted, &c.,* That there be paid to Griffith Coombe and John P. Ingle, trustees of the house in the city of Washington called "the brick capitol," the sum of one thousand and nineteen dollars and forty-three cents, out of any money in the treasury not otherwise appropriated, in full satisfaction for the rent of certain apartments in said house, contracted for by the Secretary of State for the use of the commissioners under the treaty with Naples.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.    CHAP. CC. — *An Act for the relief of Irad Kelly and Datus Kelly.*

Payment for stone delivered.

*Be it enacted, &c.,* That the Secretary of the Treasury pay to Irad Kelly and to Datus Kelly, out of any money in the treasury not otherwise appropriated, for thirty-four pieces of stone delivered at the wharf at the river Roque, in Michigan, for the arsenal at Dearbornville: their value to be ascertained by the price agreed upon by the parties to the



contract; to be paid for each foot of stone delivered, and the quantity of feet to be ascertained by the best evidence that can be produced; the person having deceased who was to have measured said pieces.

APPROVED, March 3, 1839.

CHAP. CCI.—*An Act for the relief of the representatives of Ann Levacher De Van Brun.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the proper accounting officers of the Treasury be, and they are hereby, authorized and directed to settle the account of Ann Levacher De Van Brun, and to allow her seven years' half pay, to which she is entitled on account of the services of her husband, John Levacher De Van Brun, deceased, who was a lieutenant in the revolutionary war, in the Maryland continental line, and died before the close of the war; and that the sum found to be due be paid out of any money in the treasury not otherwise appropriated, to the representatives of Ann Levacher De Van Brun.

APPROVED, March 3, 1839.

Allowed seven years' half pay of a lieutenant.

CHAP. CCII.—*An Act for the relief of Polly Lining, executrix of the last will and testament of Charles Lining, deceased, who in his life-time, and at the time of his death, was executor of the last will and testament of Edward Blake, deceased.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That no proceedings shall be had against Polly Lining, executrix of the last will and testament of Charles Lining, deceased, who in his life-time, and at the time of his death, was executor of the last will and testament of Edward Blake, deceased, to enforce, by execution or otherwise, a judgment recovered by the United States against her, in the district court of the United States, at Charleston, South Carolina, in July, eighteen hundred and thirty-five.

APPROVED, March 3, 1839.

No proceedings to be had on a judgment against her.

CHAP. CCIII.—*An Act for the relief of the heirs and assignees of Peter Alba, deceased.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the title of the heirs of Peter Alba, late of Pensacola, in the territory of Florida, deceased, or of such person or persons as by assignment from said Peter Alba may have claims thereto, to fifteen lots of land in the suburbs of the town of Pensacola, in the territory of Florida, designated as follows, viz: numbers thirty, eighty-seven, three hundred and five, three hundred and twenty-one, three hundred and forty-two, three hundred and forty-three, three hundred and forty-four, three hundred and forty-five, three hundred and forty-six, three hundred and forty-seven, three hundred and twenty-seven, three hundred and thirty-five, three hundred and thirty-six, three hundred and thirty-seven, and three hundred and twenty-eight; all which were purchased by the said Peter Alba of the Spanish government, in the year eighteen hundred and seventeen, be, and the same are hereby, confirmed, respectively, to the heirs of the said Peter Alba, or to his assignee or assignees, to whom he may have conveyed the same, or any part of said lots, in his life-time, according to the right which the said heirs, or assignee or assignees, may have thereto under the said Peter Alba: *Provided,* That this confirmation shall only extend to the relinquishment of any title which the United States may have to said lots.

APPROVED, March 3, 1839.

Land title confirmed.

Proviso.

## STATUTE III.

March 3, 1839.

Payment for  
services as de-  
puty inspector.

CHAP. CCIV. — *An Act for the relief of George Innes.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized to pay to George Innes, out of any money in the treasury not otherwise appropriated, the sum of five hundred and forty-eight dollars and thirty cents, being in full for his compensation for services rendered by him as deputy inspector of the revenue in the port of New York, from July, eighteen hundred and twenty-two, to August, eighteen hundred and twenty-three, both inclusive.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.

Authorized to  
enter certain  
land.

CHAP. CCV. — *An Act for the relief of Henry L. Reviere.*

*Be it enacted, &c.,* That Henry L. Reviere, of West Florida, be, and he is hereby authorized to enter, at a minimum price, one quarter section of land, or a fraction equal to one quarter, as near as may be, in fractional section twenty-three, in township four, range fourteen, south and west, and lot number five, in section number fourteen in same township, including the settlement of the said Reviere; to be bounded by sectional and fractional lines according to Government surveys; to which pre-emption the said Henry L. Reviere was entitled by inhabitation and cultivation, under the act passed June twenty-nine, [nineteen,] eighteen hundred and thirty-four; which was reserved erroneously from entry at the time, and before the expiration of the act.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.

Interest of the  
U. S. in estate  
of his father, to  
be released.

Act of March  
2, 1831, ch. 62.

Act of July 14,  
1832, ch. 230.

CHAP. CCVI. — *An Act for the relief of Henry Lynch.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby authorized, on behalf of the United States, to cause to be released and assigned to the children of Henry Lynch, the interest in the estate of his father heretofore assigned by the said Henry, one of the sureties of his brother, Dominick Lynch, for the use of the United States, upon obtaining the benefit of the act for the relief of certain insolvent debtors of the United States, passed the second of March, eighteen hundred and thirty-one, and the act in addition thereto, passed the fourteenth of July, eighteen hundred and thirty-two.

APPROVED, March 3, 1839.

## STATUTE III.

March 3, 1839.

Authorized to  
enter land, in  
lieu of, &c.

CHAP. CCVII. — *An Act for the relief of Solomon Sturges, assignee of Resin Frazier.*

*Be it enacted, &c.,* That Solomon Sturges be, and he is hereby, authorized to enter one half-quarter section of land of any of the lands of the United States in the Zanesville land district, in the state of Ohio, subject to sale in private entry, in lieu of the east half of the north-west quarter of section nine, township four, range five, of the military land in the Zanesville land district, which was entered and paid for to the United States on the thirtieth day of April, eighteen hundred and thirty-two, by one Rezin Frazier, who afterwards assigned the same and his interest therein to the said Solomon Sturges: *Provided,* That the said Sturges shall relinquish to the United States all his right and claim in and to the land so entered by said Frazier and assigned to him, in such form as the Commissioner of the General Land Office shall prescribe.

APPROVED, March 3, 1839.

Proviso.

CHAP. CCVIII.—*An Act for the relief of Ezekiel Jones.*

*Be it enacted, &c.,* That the proper accounting officers of the Treasury be, and they are hereby, authorized to allow to Ezekiel Jones, for his services as commander of the revenue cutter "Washington," while acting in conjunction with the navy of the United States in eighteen hundred and thirty-six, the same amount of pay as a lieutenant in the navy would be entitled to receive for like services, deducting therefrom the sum which he has already received therefor.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

Allowed compensation as commander of revenue cutter Washington.

CHAP. CCIX.—*An Act for the relief of Samuel McComb.*

*Be it enacted, &c.,* That the Secretary of the Treasury allow to Samuel McComb, out of any money in the treasury not otherwise appropriated, the sum of one thousand dollars per annum, from the period of his appointment as commissioner to superintend the erection of a Branch Mint, at Charlotte, North Carolina, in May, eighteen hundred thirty-five, till the completion of the same in eighteen hundred and thirty-seven, when his accounts were presented for settlement, in full compensation for his services as commissioner or otherwise.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

Allowed for services in superintending erection of a branch mint.

CHAP. CCX.—*An Act for the relief of Cornelius Taylor.*

*Be it enacted, &c.,* That the Postmaster General be, and he is hereby, authorized to settle the claim of Cornelius Taylor, for extraordinary expense incurred in carrying the mail between St. Augustine and Jacksonville, and St. Augustine and San Pablo, caused by the war with the Indians; and that he pay the said Taylor such amount as he is equitably entitled to, out of the funds of the Department; which amount is hereby appropriated for that object.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

Claim for carrying the mail to be settled and paid.

CHAP. CCXI.—*An Act for the relief of Joseph Jackson.*

*Be it enacted, &c.,* That the Secretary of the Treasury cause to be audited and settled the claim of Joseph Jackson, for a horse lost in the service of the United States, in Florida, for want of forage, upon the principles stated in the report of the Committee of Claims accompanying this bill.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

Payment for a horse lost.

CHAP. CCXII.—*An Act for the relief of Sibel Barnes.*

*Be it enacted, &c.,* That the Secretary of War be, and he is hereby, authorized and directed to pay to Sibel Barnes, of Ohio, widow of Thomas Barnes, late of Middletown, Connecticut, out of any money in the treasury not otherwise appropriated, a pension, at the rate of eighty dollars per annum, during her natural life, to commence on the fourth day of March, eighteen hundred and thirty-one.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

A pension granted to her.

CHAP. CCXIII.—*An Act for the relief of Thomas Todd.*

*Be it enacted, &c.,* That the Commissioner of the General Land Office be, and he is hereby, directed to issue a patent granting in fee simple to Thomas Todd, late a soldier in Captain Harris' company of light dragoons, who enlisted for a period of during the war of eighteen

STATUTE III.  
March 3, 1839.

Land patent to issue to him.

hundred and twelve with Great Britain, or to his heirs, as the case may be, one quarter section of land, in conformity with such rules and regulations as have been prescribed for the issuing of patents for bounty lands due to the soldiers of said war.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CCXIV. — *An Act for the relief of William Moor, and for other purposes.*

Wm. Moor authorized to surrender land certificate, and receive scrip therefor.

*Be it enacted, &c.,* That William Moor, of the county of Bibb, in the state of Alabama, be, and he hereby is, authorized to surrender the certificate which issued to him from the land office at Tuscaloosa, on the seventeenth day of January, eighteen hundred and thirty-four, for the south-west quarter of the north-west quarter of section number three, township number twenty-three, and range thirteen east, which was purchased by him, and paid for, through mistake; and that he receive scrip for the amount by him so paid, which shall be received in payment for any other tract of land in the said land district which may be subject to private entry: *Provided*, That the said William Moor file in said land office his relinquishment to said tract of land.

Proviso.

T. Nichols authorized to surrender land certificate, &c.

SEC. 2. *And be it further enacted*, That Thomas Nichols, of the county of Jefferson, in the state of Alabama, be, and he is hereby, authorized to surrender the certificate which issued to him from the land office at Tuscaloosa, for the south-west quarter of the south-east quarter of section thirty, of township sixteen, and range five west, which was purchased and paid for by him through mistake; and that he receive scrip for the amount by him so paid, which shall be received in payment for any other tract of land in said land district, subject to private entry; and if a patent shall have issued to said Nicholas for said tract of land, he shall surrender said patent, and file a relinquishment of his title thereto, before said scrip shall issue.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CCXV. — *An Act to authorize the President of the United States to cause to be issued to Michael Ambrister, assignee of Us-se-yoholo, a Creek Indian, a patent for a certain reservation of land in the State of Alabama.*

Land claim confirmed.

*Be it enacted, &c.,* That the claim and title of Michael Ambrister to the south half of section fourteen, in township nineteen, of range four east, in the Coosa land district, purchased by him of Us-se-yoholo, alias Toney, the head of a Creek Indian family, who was entitled to the same under the provisions of the treaty between the United States and the Creek tribe of Indians, concluded on the twenty-fourth of March, eighteen hundred and thirty-two, be, and the same is hereby, confirmed.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

CHAP. CCXVI. — *An Act for the relief of Stephen Mursters.*

Amount paid for certain land to be refunded.

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, directed to refund to Stephen Mursters, of the state of Indiana, the amount paid to the receiver of public money at the Laporte land office, in the state of Indiana, on the ninth day of September, one thousand eight hundred and thirty-five, for the south-east quarter of section thirty-one, in township thirty-one north, of range two east; which sum is hereby directed to be refunded to said Stephen Mursters upon his surrendering to the Secretary of the Treasury the duplicate certificate issued to him for said quarter section by the receiver aforesaid.

APPROVED, March 3, 1839.

CHAP. CCXVII. — *An Act for the relief of Dudley Walker.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That there be paid to Dudley Walker, a purser in the navy, out of any money not otherwise appropriated, the sum of one hundred and fifty-eight dollars, and fifty-two cents, for advances made by him under authority of his commanding officer, to seamen who afterwards deserted from the United States sloop of war St. Louis.

APPROVED, March 3, 1839.

Payment for advances made to certain seamen.

CHAP. CCXVIII. — *An Act for the relief of Thomas Cushing.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized to allow and cause to be paid to Thomas Cushing as managing owner of the fishing schooner Commerce, of Boston, and to the crew thereof, to be divided and distributed to and among them as the law in such cases provides, the bounty allowed to vessels engaged in the cod-fishery, the said schooner being of the burden of sixty-five tons, and employed four months and fourteen days in such fishery, actually at sea, in the year eighteen hundred and thirty-five, and having taken five hundred and fifteen quintals of fish in that time: to be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

Allowance of bounty to fishing schooner.

CHAP. CCXIX. — *An Act for the relief of Patrick Green.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That Patrick Green, who was wounded on the night of the eighth of July, eighteen hundred and twenty-three, whilst protecting and defending the mail between Baltimore and Havre de Grace, be, and he is hereby, allowed the sum of one thousand dollars; to be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

Payment for protecting the mail.

CHAP. CCXX. — *An Act for the relief of John Balch, junior.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby, authorized to pay, out of any money in the treasury not otherwise appropriated, to John Balch, junior, the sum of three hundred and forty-two dollars and seventy-five cents, being a compensation for two cable chains and two anchors, sold by the marshal for the district of the Commonwealth of Massachusetts under a decree of the district court of said district, on or about the twenty-eighth of July, eighteen hundred and thirty-six.

APPROVED, March 3, 1839.

Payment for cables, &c. sold by marshal.

CHAP. CCXXI. — *An Act providing for paying three companies of militia in the State of Indiana, called into the service of the United States.*

STATUTE III.

March 3, 1839.

*Be it enacted, &c.,* That there be paid, on the requisition of the Secretary of War, out of any money in the treasury not otherwise appropriated, one thousand five hundred and seventy-eight dollars and eighty-nine cents, for paying three companies of Indiana militia, called into the service of the United States, by Colonel Ewing, on the twenty-fifth day of September, one thousand eight hundred and thirty-six, on the requisition of A. C. Pepper, Indian agent at Logansport, for the protection of certain Indians assembled to receive their annuities, and other persons, necessarily employed relative to said annuities; it being for the services of said militia, and for necessary expenses incurred by them incident to said service.

APPROVED, March 3, 1839.

\$1578 89 to be paid on requisition of Sec. War, for paying three companies of Indiana militia called into service U. S. by Col. Ewing, 25th Sept. 1836, on requisition of A. C. Pepper, Indian agent.

STATUTE III.

March 3, 1839.

Authorized to enter a tract of land.

CHAP. CCXXII.—*An Act for the relief of William Marcus, of Arkansas.*

*Be it enacted, &c.,* That William Marcus be, and he is hereby, authorized to enter one quarter section of land, by legal subdivisions, of any of the vacant unappropriated and unoccupied public lands in the state of Arkansas, at the price of one dollar and twenty-five cents per acre, in the proper land office.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Authorized to enter certain land.

CHAP. CCXXIII.—*An Act for the relief of John Dougherty, of Wisconsin.*

*Be it enacted, &c.,* That John Dougherty, of the Territory of Wisconsin, be, and is hereby, authorized to enter at the land office at Mineral Point, in the Territory aforesaid, by paying the minimum price for the same, section number twelve, of township number two, in range number three east, in the district of land subject to sale at Mineral Point; the said section being the same that was granted to his wife Mary, the daughter of Kee-no-kee, by stipulations embraced in the treaty entered into by and between the United States and the Winnebago tribe of Indians, at Prairie du Chien, August first, eighteen hundred and twenty-nine: *Provided,* That the certificate of the said John Dougherty, and the patent to be issued thereon, shall recite the provisions of this act, as the authority, by virtue of which his said entries have been made, and also show that such entries were made in right of his wife; and if the said John Dougherty shall abandon, or in any other manner separate from his said wife Mary, during her life-time, then all the right, title, and interest in and to said section, and every part thereof, shall vest in said Mary, and inure to the sole benefit of herself and her children.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Payment for cattle killed for public use.

CHAP. CCXXIV.—*An Act for the relief of William Traverse.*

*Be it enacted, &c.,* That the Secretary of the Treasury pay to William Traverse, out of any money in the treasury not otherwise appropriated, two hundred and twenty-eight dollars, for ten head of cattle killed, the property of said Traverse, in the month of February or March, eighteen hundred and thirty-six, by order of Major Mark A. Cooper, or with his knowledge and approbation, for the subsistence of a battalion of Georgia volunteers under his command, in the service of the United States, then deficient in provisions, near the Saint John's, in the Territory of Florida.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Allowed pay and emoluments as first sergeant, &c.

CHAP. CCXXV.—*An Act for the relief of Andrew Rembert.*

*Be it enacted, &c.,* That the proper accounting officers of the treasury allow to Andrew Rembert his pay and emoluments as first sergeant of Captain Brodnax's company of mounted volunteers, engaged in the late Creek war, from the twenty-sixth day of April to the seventeenth day of June, eighteen hundred and thirty-seven, in the same manner as if his name had remained on the pay-roll of said company as first sergeant during that interval; and that the same be paid out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Land title confirmed.

CHAP. CCXXVII.—*An Act for the relief of Etienne (Stephen) La Lande, of Alabama.*

*Be it enacted, &c.,* That Etienne (Stephen) La Lande, of Alabama, be, and he hereby is, confirmed in his title to eight hundred arpens of

land, (on which he now resides,) situate in the county of Mobile, and state of Alabama, on the west side of Dog river, having twenty arpens in front on said river, with forty arpens in depth; and the Commissioner of the General Land Office is hereby required to issue a patent to the said Etienne (Stephen) La Lande for the said tract of land: *Provided, however*, That this confirmation shall amount only to a relinquishment on the part of the United States of all their right and title to the said land, and shall not interfere with, or extinguish, any elder or better right, if any there be, to the same.

APPROVED, March 3, 1839.

Proviso.

CHAP. CCXXVIII.—*An Act for the relief of Robert M. Roberts or his legal assignees.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.*, That Robert M. Roberts, his legal representatives or assignees, are hereby authorized to purchase of the Register and Receiver of the land office at Monroe, in the state of Louisiana, in the district for the sale of lands north of Red river, lot number sixteen, in township number twenty-two north, range number twelve east, in said district, containing one hundred and fifty-six and twenty-seven hundredths acres, at the rate of one dollar and twenty-five cents per acre; and upon the production of the receipt of the aforesaid receiver for the money, together with the assent in writing of the school commissioners of the parish of Carroll, in said state, and of a majority of the white male inhabitants of the township over twenty-one years of age to the making of said purchase and filing the same in the office of the Register, that officer shall issue a certificate for the same; upon the production of which at the General Land office, the said Robert M. Roberts, or his legal assignees, shall be entitled to receive a patent for said land in the same manner as if purchased under the pre-emption laws.

Authorized to purchase certain land at \$1.25 per acre.

SEC. 2. *And be it further enacted*, That the aforesaid Register and Receiver, under the direction of the Commissioner of the General Land Office, shall select and set apart an equal quantity of land of equal value, in the same township, if the same can be found, if not, in some other place in said land district, for the use of schools in the aforesaid township.

Other land to be selected for use of schools.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

CHAP. CCXXX.—*An Act for the relief of Charles Rockwell.*

*Be it enacted, &c.*, That the proper accounting officers of the treasury, under the superintendence of the Secretary of the Navy, be, and they are hereby, required to allow to the Reverend Charles Rockwell, who performed the duties of chaplain on board the United States frigate Potomac, from the eighteenth day of October to the thirtieth of November, eighteen hundred and thirty-four, and from the seventh of April, eighteen hundred and thirty-six, to the ninth of March, eighteen hundred and thirty-seven, the same pay to which a regular chaplain in the navy would be entitled therefor, deducting from the first-named period one ration per diem, and from the last period the full amount which has been paid him for his services during that time as captain's clerk.

Allowed the pay of a regular chaplain in the navy.

APPROVED, March 3, 1839.

STATUTE III.  
March 3, 1839.

CHAP. CCXXXI.—*An Act for the relief of John Jones and Charles Souder and Robinson Carr and Company.*

*Be it enacted, &c.*, That the Secretary of the Treasury pay, out of any money not otherwise appropriated, to John Jones and Charles Souder, one hundred and eight dollars fifteen cents, and to Robinson Carr

Payment for expenses in unloading stone at the Peapatch.

and Company, one hundred and nineteen dollars twenty cents, for expenses incurred by them, respectively, in unloading stone at Peapatch Island, which was to have been incurred by the United States.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Accounts to be settled, &c.

CHAP. CCXXXII.—*An Act for the relief of Jamison and Williamson.*

*Be it enacted, &c.,* That the Postmaster-General be, and he is hereby, authorized to settle the account of Jamison and Williamson, and pay them such sum, out of the funds of the post office department, as in equity and justice they ought to receive for the increased quantity of mail matter thrown upon their mail route in consequence of hostilities with the Creek Indians; and the sum so ascertained to be due is hereby appropriated for the object aforesaid.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Limitation in 3d section of act of April 20, 1816, ch. 65, of two years for presentment of claims, extended, &c.

CHAP. CCXXXIII.—*An Act for the relief of the widow or legal representatives of John Tilden.*

*Be it enacted, &c.,* That the limitation contained in the third section of the act entitled "An act respecting the late officers and crew of the sloop of war Wasp," approved April twentieth, eighteen hundred and sixteen, of two years, for the presentment of claims under and in virtue thereof, so far forth as the same may relate to, or operate upon, the widow or representatives of John Tilden, or of the crew of said sloop of war Wasp, be, and the same hereby is, suspended, and extended for the term of two years from and after the passage of this act; and within that time the claim of said widow or representatives of said John Tilden, by virtue of said act, may be presented, and in all respects proceeded with as though no such limitation had been passed; and the sum which may thereupon be allowed, shall be paid out of the navy pension fund.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Payment for demurrage.

CHAP. CCXXXIV.—*An Act for the relief of the assignees of Jacob Clements, deceased.*

*Be it enacted, &c.,* That the Secretary of the Treasury is hereby authorized and directed to pay to the assignees of Jacob Clements, deceased, late owner of the brig Cumberland and schooner Active Trader, the sum of four thousand six hundred and twenty-eight dollars, for demurrage on those vessels at the port of Laguira, in the year eighteen hundred and twelve: *Provided,* That the assignees of the said Jacob Clements, deceased, shall release the United States from all claims whatsoever on account of said vessels.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Payment for extra services, &c., of Henry Gratiot.

CHAP. CCXXXV.—*An Act for the relief of Susan Gratiot, administratrix, and Charles H. Gratiot, administrator, of Henry Gratiot, deceased.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he is hereby is, authorized to pay, out of any money in the treasury not otherwise appropriated, to Susan Gratiot, administratrix, and Charles H. Gratiot, administrator, of Henry Gratiot, deceased, the sum of fourteen hundred and thirteen dollars and seventy cents, for extra services of the said Henry Gratiot while sub-agent of the Winnebago Indians, and for money paid by him to effect his redemption from Indian captivity.

APPROVED, March 3, 1839.

STATUTE III.

March 3, 1839.

Payment to him of certain fees.

CHAP. CCXXXVI.—*An Act for the relief of John L. McCarty.*

*Be it enacted, &c.,* That the accounting officers of the treasury allow to John L. McCarty one hundred and sixty dollars for that amount of



fees charged by Charles Lewis, as attorney, in prosecuting, under an order from the Secretary of War, before the year eighteen hundred and twenty-four, four suits, to decide the validity of entries in the Cherokee country under the laws of Tennessee: *Provided*, That the original account and assignment be presented; and it shall be proven to the satisfaction of said officers that said account has not been paid by any disbursing officer of the Government, and that said McCarty is the purchaser of said claim, and holds the same as assignee.

SEC. 2. *And be it further enacted*, That, on making said allowance, the same be paid out of any money in the treasury not otherwise appropriated.

Appropriation.

APPROVED, March 3, 1839. \_\_\_\_\_

CHAP. CCXXXVII.—*An Act for the relief of the legal representatives of Dunscomb Bradford, deceased.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.*, That the proper officers of the treasury be, and they are hereby, required to allow and pay to the legal representatives of said Bradford, out of any money in the treasury not otherwise appropriated, the salary of consul and agent of claims of the United States at Paris, from the ninth of August, eighteen hundred and thirty-three, to the twenty-third of September, eighteen hundred and thirty-three, at the rate per annum established by law.

Allowed the salary of a consul and agent of claims, &c.

APPROVED, March 3, 1839. \_\_\_\_\_

CHAP. CCXXXVIII.—*An Act for the relief of the legal representatives of the late Doctor James H. Cheears.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.*, That the Secretary of the Treasury pay to the legal representatives of Doctor James H. Cheears, out of any money in the treasury not otherwise appropriated, the compensation of assistant surgeon in the army of the United States, from the ninth of July, eighteen hundred and thirty-seven, to the twenty-second of October, eighteen hundred and thirty-seven, the said Doctor Cheears having discharged the duties of that office in General Armstrong's brigade of mounted Tennessee volunteers, in their campaign in Florida.

Allowed the compensation of an assistant surgeon in the army.

APPROVED, March 3, 1839. \_\_\_\_\_

CHAP. CCXXXIX.—*An Act for the relief of Jesse Seymour, or his representatives, and in alteration of an act entitled "An act respecting the late officers and crew of the sloop of war Wasp," approved April twentieth, eighteen hundred and sixteen.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.*, That the limitation contained in the third section of said act, of two years, for the presentment of claims under and in virtue thereof, so far forth as the same may relate to, or operate upon, Jesse Seymour, one of the crew of said sloop of war Wasp, or his representatives, be, and the same hereby is, suspended and extended for the term of two years from and after the passage of this act; and within that time the claim of said Seymour or his representatives, by virtue of said act, may be presented, and in all respects proceeded with as though no such limitation had been passed; and the sum which may thereupon be allowed shall be paid out of the navy pension fund.

Limitation contained in 3d section of act of April 20, 1816, ch. 65, extended, &c.

APPROVED, March 3, 1839. \_\_\_\_\_

CHAP. CCXL.—*An Act for the relief of Woodburne Potter.*

STATUTE III.  
March 3, 1839.

*Be it enacted, &c.*, That the Secretary of War adjust the claim of Woodburne Potter for services as a clerk to General Gaines from the sixth of March, eighteen hundred and thirty-seven, to September eight, eighteen hundred and thirty-seven, and allow to him therefor such reasonable compensation as he is entitled to, not however to exceed

Claim for services as clerk to be adjusted, &c

the amount heretofore certified by General Gaines and paid by the disbursing officer, but disallowed by the accounting officers, and charged to the account of General Gaines, under the one hundred and fourth paragraph of the regulations of the quartermaster's department; that said allowance be carried to the credit of General Gaines on his account, if said debit shall stand against him; but if that shall have been paid by Woodburne Potter, then the amount so allowed shall be paid to said Potter out of any money in the treasury not otherwise appropriated.

APPROVED, March 3, 1839. \_\_\_\_\_

### RESOLUTIONS.

March 2, 1839.

Duplicate land warrant to be issued, &c.

No. 5. *Resolution for the relief of Abraham Wright, of New York.*

*Be it resolved, &c.,* That the Secretary of War cause to be issued to Abraham Wright, of Washington county, New York, as assignee of Ezra St. John, jr., who was assignee of Theodore Treat, a duplicate land warrant, number four hundred and eighty-six, the original having issued the twenty-second of February, eighteen hundred and ten, to said Ezra St. John, jr., assignee of Theodore Treat; and the said duplicate shall be located and proceeded upon in the same manner as if [it] were the original warrant; and said original warrant is hereby declared void.

APPROVED, March 2, 1839. \_\_\_\_\_

March 2, 1839.

Duplicate bounty land warrant to be issued.

No. 6. *Resolution for the relief of the heirs at law of Captain Frederick M Bell, deceased.*

*Be it resolved, &c.,* That the Secretary of War cause to be issued to Mary Shepherd and the other heirs at law (if any such there be) of Captain Frederick M. Bell, deceased, for services in the war of the revolution, a duplicate bounty land warrant for three hundred acres of land, in lieu of one for the like quantity, issued the sixth day of February, one thousand eight hundred and nineteen, numbered seven hundred and thirty-eight, and which is represented to have been lost to the said heirs; and the said duplicate shall be located and proceeded upon in the same manner as if it were the original warrant; and the said original warrant is hereby declared void.

APPROVED, March 2, 1839. \_\_\_\_\_

March 2, 1839.

Duplicate bounty land warrant to be issued.

No. 7. *Resolution for the relief of the heirs of Charles Brown, deceased.*

*Be it resolved, &c.,* That the Secretary of War cause to be issued a duplicate of bounty land warrant number two thousand one hundred and thirty-seven, for two hundred acres, issued the twenty-fourth day of March, eighteen hundred and thirty-six, to Susan C. Brown, Sarah C. Brown, Charles T. Brown, Anna E. Brown, William T. Brown, E. Boudinot Brown, Sarah B. Keith, wife of John A. Keith, and Eliza Hopkins, surviving daughter of Susan Hopkins, they being the legal heirs of Charles Brown, deceased, who was a lieutenant in the South Carolina line; which said warrant has been lost to the said heirs; and the said duplicate shall be located and proceeded upon in the same manner as if it were the original warrant; and the said original warrant is hereby declared void.

APPROVED, March 2, 1839. \_\_\_\_\_

March 3, 1839.

A certain alley in Washington

No. 8. *A Resolution authorizing the opening of an alley, and the execution of certain deeds, in the city of Washington.*

*Be it resolved, &c.,* That the alley in the west end of square B, in the city of Washington, as now laid open by the proprietors of lots

numbered fifteen, sixteen, seventeen, eighteen, nineteen, twenty, and twenty-one, in said square, be adopted as a public alley in lieu of the one originally laid out in the west end of said square, by commissioners appointed by the Corporation of Washington, under an act of Congress entitled "An act to authorize and empower the Corporation of the city of Washington, in the District of Columbia, to drain the low grounds on and near the public reservations, and to improve and ornament certain parts of such reservations," approved on the third of March, one thousand eight hundred and twenty-three [seventh of May, one thousand eight hundred and twenty-two]; and that the Mayor of the city of Washington be authorized to execute deeds to the proprietors of the aforesaid lots, respectively, according to the division thereof now made by them.

adopted as a public alley, in lieu of, &c.

Act of May 7, 1822, ch. 96.

APPROVED, March 3, 1839.

No. 10. *Resolution for the relief of Edward Beatty, of Missouri.*

March 3, 1839.

Whereas Edward Beatty, of the county of Marion, in the state of Missouri, some time in the month of March, eighteen hundred and thirty-six, emigrated to Missouri for the purpose of entering public lands; that, in consequence of the representations of others, he converted about nine hundred dollars in specie into certificates of deposit; that, after he had purchased the certificates at an advance of three per cent., he applied to the land office in Palmyra to enter land, when he was informed by the officers that the certificates could not be accepted, as none but the individual who made the deposit of money in the treasury could enter land with them. In consequence of this condition of the affair, the petitioner has lain out of the use of the money for a year and upwards, and has no prospect of getting it back for some years to come, unless he be aided by Congress. Be it, therefore,

Preamble.

*Resolved, &c.*, That the said Edward Beatty be, and he is hereby, authorized to enter land at any of the land offices in the state of Missouri, which is now liable to private entry, with the said certificates of deposit, at the price of one dollar and twenty-five cents per acre: *Provided, however*, That the said Beatty shall satisfy the register of the land office at which he may apply for the purpose of entering land, that the assignments on the same are genuine, and that he is legally entitled to the same.

Authorized to enter, with certain certificates, land liable to private entry, at \$1.25 per acre.

APPROVED, March 3, 1839.