

# PRIVATE ACTS OF THE NINTH CONGRESS

OF THE

## UNITED STATES,

*Passed at the first session, which was begun and held at the City of Washington, in the District of Columbia, on Monday, the second day of December, 1805, and ended the twenty-first day of April, 1806.*

THOMAS JEFFERSON, President; GEORGE CLINTON, Vice President of the United States, and President of the Senate; SAMUEL SMITH, President of the Senate pro tempore, on the 11th day of December, and from the 28th day of March; NATHANIEL MACON, Speaker of the House of Representatives.

### STATUTE I.

CHAP. VII.—*An Act to repeal in part the fourth section of an act entitled "An act to authorize a grant of lands to the French inhabitants of Gallipolis, and for other purposes therein mentioned."*

Feb. 21, 1806.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That so much of the fourth section of an act entitled "An act to authorize a grant of lands to the French inhabitants of Gallipolis, and for other purposes therein mentioned," as imposes the condition of an actual settlement on the said inhabitants, or any of them, their heirs or assigns, be, and the same is hereby repealed. And in every case where a patent has issued, in conformity with the said fourth section, to any of the inhabitants aforesaid, their heirs or assigns, the conditions aforesaid, inserted in any such patent, shall be considered null and void; and the fee simple be vested, to all intents and purposes, in the person to whom such patent has been issued, his or her heirs or assigns.

APPROVED, February 21, 1806.

Repeal of 4th sec. of act of June 25, 1798, ch. 59.

### STATUTE I.

CHAP. XVI.—*An Act to incorporate the trustees of the Presbyterian congregation of Georgetown.*

March 28, 1806.

*Be it enacted, &c.,* That Stephen B. Balsh, William Whann, James Melvin, John Maffit, John Peter, Joshua Dawson, James Calder, George Thompson, Richard Elliott, David Wiley, and Andrew Ross, and their successors, duly elected, or appointed, in manner hereinafter directed, be, and they are hereby made, declared, and constituted a corporation, and body politic in law, and in fact, to have continuance for ever, by the name, style, and title of "The Trustees of the Presbyterian Congregation, in Georgetown."

SEC. 2. *And be it further enacted,* That all and singular, the lands, tenements, rents, annuities, rights, privileges, goods, and chattels, heretofore given, granted, devised, or bequeathed to the said congregation, or to any person or persons, for the use thereof, or that have been purchased for, or on account of the same, be, and are hereby vested in and confirmed to the said corporation: *And further,* That the said corpora-

Stephen B. Balsh, &c. made a corporation of body politic.

Their style and title.

Corporation made capable of holding and alienating property, &c.

tion may purchase, take, receive, and enjoy, any lands, tenements, rents, annuities, rights or privileges, or any goods, chattels or other effects, of what kind or nature soever, which shall or may hereafter be given, granted, sold, bequeathed or devised, unto them by any person or persons, bodies politic or corporate, capable of making such gift, grant, sale, or bequest; and the said property, real and personal, to rent, sell, convey and confirm, or otherwise dispose of, as fully and effectually as any person or persons, bodies politic or corporate, may or can do: *Provided*, That the clear annual income of all such property may not exceed the sum of three thousand dollars; that no part of the ground now appropriated, and enclosed for a grave yard, be disposed of for any other purpose; and that the aforesaid property, real and personal, be considered as held in the trust, under the management, and at the disposal of said corporation, for the purpose of defraying the expenses incident to their mode of religious worship; of enclosing and keeping in decent repair, their grave yards and other lots, with the buildings thereon; and of affording such relief to the poor, as their funds may from time to time allow, and for no other purpose.

Proviso.

Made capable of suing or being sued, &c.

SEC. 3. *And be it further enacted*, That the said corporation, by the name, style, and title aforesaid, be, and shall be hereafter, for ever, able and capable in law, to sue and to be sued, plead and be pleaded, answer and be answered unto, defend and be defended, in any court or courts, or other places, and before any judge or judges, justice or justices, or other person whatsoever, within the District of Columbia, or elsewhere, in all, and all manner of suits, actions, complaints, pleas, causes, matters, and demands, of whatsoever kind or nature they may be, in as full and effectual a manner, as any other person or persons, bodies politic or corporate, may or can do.

Authority to use a common seal.

SEC. 4. *And be it further enacted*, That the said corporation shall have full power and authority to make, have, and use a common seal, with such device and inscription as they shall think proper, and the same to break, alter, and renew, at their pleasure; to appoint a treasurer, secretary, and such other officers as they may deem necessary and proper; to assign them their duties, and fix their compensation, and to remove any or all of them from office; appoint another, or others, in their place, as often as they shall think fit; to make, ordain, establish, and execute such bye-laws and ordinances, of a secular nature, as may be deemed useful for their own government, and the same to alter, amend, or abrogate, at pleasure; to fill up vacancies that may happen in their number between two annual elections; and to determine upon, do, and transact all business and matters appertaining to the said corporation, and to the secular affairs of said congregation, agreeable to the rules, ordinances and bye-laws thereof, during their continuance in office: *Provided*, That not less than five trustees be a quorum to do business; that no by-law, rule or ordinance shall be made, repugnant to the laws of this district.

Proviso.

Annual meetings of the congregation for the choice of trustees, &c.

SEC. 5. *And be it further enacted*, That there shall be an annual meeting of the members belonging to said congregation, held on the first Tuesday of April, in every year hereafter, at the church or usual place of public worship, at which time and place the said members, or such of them as may be present, shall elect, and choose, by ballot, from their own number, nine trustees, to serve for the year ensuing their election, and until others shall be elected or appointed to serve in their place.

Suitable books to be kept by the trustees.

SEC. 6. *And be it further enacted*, That the trustees shall keep, or cause to be kept, in suitable books for the purpose, just and proper entries of all the proceedings and accounts of said congregation and corporation, and have them laid before the members, at every annual meeting, previous to taking the votes, and shall always deliver the said books,

together with all the property of said congregation and corporation, in good order to their successors in office, whenever required.

APPROVED, March 28, 1806.

CHAP. XVIII.—*An Act for the relief of Peter Landais.*

*Be it enacted, &c.,* That the Secretary of the Treasury be, and he hereby is directed to pay to Peter Landais, late a captain of one of the armed vessels of the United States, out of any money in the treasury not otherwise appropriated, the sum of four thousand dollars, on account of his claim to prize money, accruing from certain captures made and carried into Bergen, in the year one thousand seven hundred and seventy-nine; to be deducted from his proportion of the money which may be obtained from the Danish government, in satisfaction of the claim aforesaid.

APPROVED, March 28, 1806.

STATUTE I.  
March 28, 1806.

Specific appropriation.

CHAP. XXVII.—*An Act for the relief of Gilbert C. Russell.*

*Be it enacted, &c.,* That there be paid to Gilbert C. Russell, late a captain of a company of mounted infantry, of the State of Tennessee, out of any moneys in the treasury not otherwise appropriated by law, the sum of six hundred and seventeen dollars and ninety-five cents, for so much by him expended to the use of the United States, for provision and forage, supplied by him for his men and horses, and for ferrriages paid, on a tour of duty from the State of Tennessee to the Natchez; performed under the order of the President of the United States, by virtue of "An act to enable the President of the United States to take possession of the territories ceded by France to the United States, by the treaty concluded at Paris, on the thirtieth of April last, and for the temporary government thereof."

APPROVED, April 15, 1806.

STATUTE I.  
April 15, 1806.

Sum to be paid to him.

Act of Oct. 31, 1803, ch. 1.

CHAP. XXXIV.—*An Act making provision for the compensation of witnesses who attended the trial of the impeachment of Samuel Chase.*

*Be it enacted, &c.,* That, to every witness summoned to attend the trial of the impeachment of Samuel Chase, there shall be allowed and paid, for every day's attendance upon the said trial, the sum of three dollars; and also, for mileage, at the rate of twelve and an half cents for every mile distance coming to the city of Washington, and returning to the usual place of residence of the witnesses, respectively.

SEC. 2. *And be it further enacted,* That it shall be the duty of the secretary of the senate to ascertain and certify the amount due to each witness for attendance and mileage; which certificate shall be a sufficient voucher to entitle the witness to receive from the treasury of the United States the amount certified to be due, unless otherwise ordered by the senate.

SEC. 3. *And be it further enacted,* That the sum of six thousand dollars be appropriated to defray the expenses to be incurred under the provisions of this act, to be paid out of any money in the treasury, not otherwise appropriated.

APPROVED, April 21, 1806.

STATUTE I.  
April 21, 1806.

\$3 per day to every witness who attended the trial of Samuel Chase, &c.  
Mileage.

Secretary of the senate to ascertain and certify the amount due to each witness, &c.

\$6,000 appropriated to defray the expenses incurred under this act, &c.

STATUTE I.  
April 21, 1806.

CHAP. XXXVII.—*An Act for the temporary relief of Hamet Caramalli.*

§2400 appropri-  
ated.

*Be it enacted, &c.*, That the sum of two thousand four hundred dollars be, and is hereby, appropriated, to be paid out of any moneys in the treasury not otherwise appropriated, to be applied, under the direction of the President of the United States, to the immediate and temporary relief of Hamet Caramalli, ex-bashaw of Tripoli.

APPROVED, April 21, 1806.

STATUTE I.  
April 21, 1806.

CHAP. XLIII.—*An Act to provide for the adjustment of titles of land in the town of Detroit and territory of Michigan, and for other purposes.*

A town to be  
laid out by the  
Governor and  
Judges of Michi-  
gan, &c.

*Be it enacted, &c.*, That the governor and the judges of the territory of Michigan shall be, and they, or any three of them, are hereby, authorized to lay out a town, including the whole of the old town of Detroit, and ten thousand acres adjacent, excepting such parts as the President of the United States shall direct to be reserved for the use of the military department, and shall hear, examine, and finally adjust all claims to lots therein, and give deeds for the same. And to every person, or the legal representative or representatives of every person, who, not owning or professing allegiance to any foreign power, and being above the age of seventeen years, did, on the eleventh day of June, one thousand eight hundred and five, when the old town of Detroit was burnt, own or inhabit a house in the same, there shall be granted by the governor and the judges aforesaid, or any three of them, and where they shall judge most proper, a lot not exceeding the quantity of five thousand square feet.

Lots to be given  
to actual settlers  
of Detroit when  
it was burnt, if  
citizens of U. S.

SEC. 2. *And be it further enacted*, That the land remaining of the said ten thousand acres, after satisfying claims provided for by the preceding section, shall be disposed of by the governor and judges aforesaid, at their discretion, to the best advantage, who are hereby authorized to make deeds to purchasers thereof; and the proceeds of the lands so disposed of shall be applied, by the governor and judges aforesaid, towards building a court-house and jail in the town of Detroit, and the said governor and judges are required to make a report to Congress, in writing, of their proceedings under this act.

Land undis-  
posed of accord-  
ing to preceding  
section to be sold  
by the Governor  
and Judges.

APPROVED, April 21, 1806.