



AND

FRIDAY, APRIL 4, 1823.

NO. 1228.

VOL. XXVI.

Laws of the United States.

An act further to extend the provisions of the act, entitled "An act supplementary to an act, entitled 'An act for the relief of the purchasers of the public lands, prior to the 1st July, 1820.'"

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That all persons who shall produce satisfactory evidence to the Register and Receiver of the proper land office, that they were actually entitled to, and would have availed themselves of the provisions of the act, entitled "An act supplementary to the act, entitled 'An act for the relief of the purchasers of the public lands, prior to the first day of July, one thousand eight hundred and twenty,' approved April twentieth, one thousand eight hundred and twenty-two, and their failure to do so was owing to such cause or circumstance as he could not control or prevent, shall be allowed until the thirtieth day of September next, to avail themselves of all the privileges, advantages, and provisions of the said act, in the same manner they could have done prior to the thirtieth day of September last.

Approved—March 3, 1823.

An act to authorize the building of light houses, light vessels, and beacons, therein mentioned, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the Secretary of the Treasury be, and he hereby is, empowered to provide, by contract, for building light houses and light vessels, erecting beacons, and placing buoys, on the following sites or shoals, to wit: A light house on Baker's Island, near Mount Desert, in the State of Maine; one on Monamoy Point, in the State of Massachusetts; a light house on Goat Island, in the State of Rhode-Island; a light vessel, not to be under two hundred and fifty tons, on Cape Hatteras, in North-Carolina; a light house on Cape Romain, in the State of South-Carolina; a light house at or near the entrance of the harbor of Pensacola, for that part of the territory known as West Florida; a light house near Fort Gratiot, in Michigan territory; a beacon on Hadrell's Point, in the State of South-Carolina; two light vessels to be placed in the Bay of Delaware, the one at or near Brandywine Shoal, and the other at or near the shoal called the Upper Middle; and, also, to agree for the salaries, wages, or hire, of the persons to be appointed by the President of the United States, for the superintendence of the same: Provided, That no moneys shall be expended in erecting such light houses, until the jurisdiction to such portions of land as the President of the United States shall select as the sites of the same, respectively, shall be ceded to, and the property thereof vested in, the United States.

Sec. 2. And be it further enacted, That there be appropriated, out of any money in the Treasury, not otherwise appropriated, the following sums of money, to wit: for building the light house on Baker's Island, two thousand five hundred dollars; for one on Monamoy Point, three thousand dollars; for one on Goat Island, two thousand five hundred dollars; for an additional sum to complete the light vessel authorized to be built, by an act, entitled "An act to authorize the building light houses therein mentioned, and for other purposes," passed the seventh day of May, one thousand eight hundred and twenty-two, for the State of New-York, five thousand dollars; for an additional sum to complete the light house on Old-field Point, in the same State, one thousand five hundred dollars; for an additional sum to complete a tower for the light on Fort Niagara, in the same State, one thousand five hundred dollars; for placing a lantern at Fort Delaware, in the river Delaware, one thousand five hundred dollars; for completing the light house on Cape May, in the State of New-Jersey, a sum not exceeding five thousand seven hundred and fifty dollars; for placing a light vessel at or near Cape Hatteras Shoals, a sum not exceeding twenty-five thousand dollars; for building a light house on Cape Romain, ten thousand dollars; for erecting a beacon on Hadrell's Point, one thousand five hundred dollars; for finishing the light house near St. Augustine, in the territory of East Florida, the sum of five thousand dollars; for building a light house at or near Pensacola, a sum not exceeding six thousand dollars; for building a light house at Fort Gratiot, three thousand five hundred dollars; and for building and placing two light vessels in Delaware Bay, twenty thousand dollars.

Approved—March 3, 1823.

An act respecting Stamps. Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That whenever any person or persons shall pay to the Secretary of the Treasury, the duty chargeable by the act, entitled "An act to establish a general stamp office," passed on the twenty-third day of April, in the year one thousand eight hundred, on any deed, instrument, or writing, on which the said stamp duty chargeable by law shall not have been paid, together with the further sum of ten dollars, and shall obtain a certificate thereof from the Secretary of the Treasury, such deed, instrument, or writing, shall be, to all intents and purposes, as valid and invariable as if the same had been, or were stamped, counter-stamped, or marked, as by said law required; any thing, in any act, to the contrary, notwithstanding.

Sec. 2. And be it further enacted, That this act shall be, and continue in force, for the term of one year from the passage thereof, and no longer.

Approved—March 3, 1823.

An act vesting in the State of Virginia the right of the United States to all fines assessed for non-performance of militia duty, during the late war with Great-Britain, within said State.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That all right which the United States have to the fines assessed upon the citizens of the State of Virginia, for the non-performance of militia duty during the late war with Great Britain, shall be, and the same is hereby, vested in the said State.

Sec. 2. And be it further enacted, That all moneys in the hands of those who now are, or here before have been, Marshals, or deputy Marshals, which may have been collected from the fines aforesaid, after deducting the expense of collecting the same, and the cost of any suits or suits which may have been brought against said Marshals or deputy Marshals, in

consequence of the collection of said fines, shall be paid by them respectively, to the treasurer of said State.

Sec. 3. And be it further enacted, That the said fines shall be recovered by the said State, under such regulations, provisions and restrictions, as shall be prescribed by the Legislature thereof: Provided, that if the provisions of this act are accepted by the state of Virginia, that State shall indemnify the United States against any charge or charges which have already accrued, or which may hereafter be made in consequence of the assessment and collection of said fines.

Approved—March 3, 1823.

An act extending the time for issuing and locating military land warrants to officers and soldiers of the revolutionary army.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the time limited by the second section of the act, approved on the twenty-fourth day of February, one thousand eight hundred and nineteen, for issuing military land warrants to the officers and soldiers of the Revolutionary army, shall be extended to the fourth day of March, one thousand eight hundred and twenty-five; and the time for locating the aforesaid warrants shall be extended to the first day of October thereafter.

Approved—March 3, 1823.

An act to extend the time allowed for the redemption of lands sold for direct tax in certain cases.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the time allowed for the redemption of lands which have been, or may be sold for the non-payment of taxes under the several acts, passed the second day of August, one thousand eight hundred and thirteen, the ninth day of January, one thousand eight hundred and fifteen, and the fifth day of March, one thousand eight hundred and sixteen, for laying and collecting a direct tax within the United States, so far as the same have been purchased for or on behalf of the United States, be revived and extended for the further term of two years, from and after the expiration of the present session of Congress: Provided, That, on such redemption, interest shall be paid, at the rate of twenty per centum per annum on the taxes aforesaid, and on the additions of twenty per centum chargeable thereon; and the right of redemption shall enure as well to the heirs and assignees of the lands so purchased on behalf of the United States, as to the original owners thereof.

Approved—March 3, 1823.

An act for clearing, repairing, and improving certain roads, for the purpose of facilitating the transportation of the United States' mail.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the President of the United States be, and he hereby is, authorized, to cause to be cleared, repaired and improved, the United States mail road from Nashville, in the State of Tennessee, to New-Orleans, in the State of Louisiana: Provided, he shall not expend more than seven thousand nine hundred and twenty dollars, in clearing, repairing, and improving the same, and that the said sum shall be expended on that part of the road which may lie within territory occupied by the Indians, and to which their title has not yet been extinguished.

Approved—March 3, 1823.

An Act to amend an act, entitled "And [An] act further to regulate the entry of merchandise imported into the United States from any adjacent territory."

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That from and after the passage of this act, every master or other person having charge of a vessel, boat, canoe, or raft, or the conductor or driver of any carriage, or sleigh, or other person bringing merchandise from any foreign territory adjacent to the United States, who shall neglect or refuse to deliver a manifest, as is required in and by the act, entitled "An act further to regulate the entry of merchandise imported into the United States from any adjacent territory," passed the second day of March, one thousand eight hundred and twenty-one, shall be subject to pay, instead of the penalty of four hundred dollars imposed by the first section of said act, four times the value of the merchandise so imported.

Sec. 2. And be it further enacted, That if any person or persons shall receive, conceal, or buy, any goods, wares, or merchandise, knowing them to have been illegally imported into the United States, and liable to seizure by virtue of any act in relation to the revenue, such person or persons shall, on conviction thereof, forfeit and pay a sum double the amount or value of the goods, wares, or merchandise, so received, concealed, or purchased.

Sec. 3. And be it further enacted, That if any person shall forcibly resist, prevent, or impede any officer of the customs, or their deputies, or any person assisting them in the execution of their duty, such person so offending, shall, for every such offence, be fined a sum not exceeding four hundred dollars.

Sec. 4. And be it further enacted, That the provisions of the forty-sixth section of the act, entitled "An act to regulate the collection of duties on imports and tonnage," passed the second day of March, Anno Domini one thousand seven hundred and ninety-nine, be, and they are hereby, extended to the case of goods, wares, and merchandise, imported into the United States, from an adjacent territory.

Sec. 5. And be it further enacted, That, all penalties and forfeitures, incurred by force of this act, shall be sued for, recovered, distributed, and accounted for, in the manner prescribed by an act, entitled "An act to regulate the collection of duties on imports and tonnage," passed on the second day of March, Anno Domini one thousand seven hundred and ninety-nine.

Approved—March 3, 1823.

An Act supplementary to the acts to provide for certain persons engaged in the Land and Naval service of the United States in the Revolutionary War.

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 he is hereby authorized and required, to restore to the list of pensioners the name of any person who may have been, or hereafter shall be, stricken therefrom, in pursuance of the act of Congress, passed the first day of May, one thousand eight hundred & twenty, entitled "An act in addition to an act, entitled 'An act to provide for certain persons engaged in the Land and naval service of the United States in the Revolutionary War,' passed the eighteenth day of March, one thousand eight hundred and eighteen, if such person, so stricken from the list of pensioners, has heretofore furnished, or hereafter shall furnish, evidence, in pursuance of the provisions of said act, to satisfy the Secretary of War that he is in such indigent circumstances, as to be unable to support himself without the assistance of his country, and that he has not disposed of or transferred his property, or any portion thereof, with a view to obtain a pension.

Sec. 2. And be it further enacted, That, when any person, coming within the provisions of the acts to which this is a supplementary, shall, by reason of bodily infirmity, be unable to attend in court to make his schedule, and furnish the evidence by said acts required, it shall be lawful for any judge or justice of a court of record, in the district, city, county, or borough, in which such person resides, to attend at his place of abode, and receive his schedule, and oath or affirmation, and said judge or justice shall certify that said applicant was, from bodily infirmity, unable to attend such court; which schedule, and oath or affirmation, and certificate, shall, by said judge or justice, be produced in the court of which he is judge; and the opinion of said court, of the value of the property contained in said schedule, shall be entered thereon, and certified by the clerk of said court; and such schedule shall be valid for all the purposes contemplated by the acts aforesaid.

Sec. 3. And be it further enacted, That no pension hereafter to be allowed on claims or schedules heretofore filed under the act or acts to which this act is a supplement, or under the provisions of this act, shall commence before the passage thereof; and all other pensions hereafter to be allowed under the acts aforesaid, shall commence from the time of completing the proof.

Approved—March 1, 1823.

An Act supplementary to the act, entitled "An Act to designate the boundaries of Districts, and establish Land Offices for the disposal of the public lands, not heretofore offered for sale, in the states of Ohio and Indiana."

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That all the lands ceded and relinquished to the United States, by the Wea tribe of Indians, under the first article of the treaty held at Vincennes, on the eleventh [eleventh] day of August, eighteen hundred and twenty, and which is specified and designated by the second article of the treaty between the United States and the said tribe, concluded at St. Mary's, on the second day of October, eighteen hundred and eighteen, be, and the same is hereby, attached to the Terre Haute District for the sale of public lands in the state of Indiana.

Sec. 2. And be it further enacted, That all the public lands specified, designated, and embraced within the first and second article of the treaties aforesaid, which have not been granted to, or secured for, the use of any individual or individuals, or appropriated and reserved for any other purpose by any existing treaties or laws, and with the exception of the section numbered sixteen, in each township, which shall be reserved for the support of schools therein, shall be offered for sale to the highest bidder, at the Land Office in the Terre Haute District, under the direction of the Register of the Land Office, and Receiver of Public Moneys, on such day or days as shall, by proclamation of the President of the United States, be designated for that purpose. The lands shall be sold in tracts of the same size, on the same terms and conditions, and, in every respect, as provided by the act, entitled "An act making further provision for the sale of the public lands," approved April twenty-fourth, eighteen hundred and twenty.

Sec. 3. And be it further enacted, That the Register of the Land Office and the Receiver of Public Moneys, shall, each, receive five dollars for each day's attendance in superintending the public sales of the land before described, according to the President's proclamation.

Approved—March 3, 1823.

An Act for the erection of a Monument over the tomb of Ebridge Gerry, late Vice-President of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That

the Superintendent of the Public Buildings be, and he hereby is, directed to cause to be erected, in the burial ground of the City of Washington, a neat and appropriate monument, over the tomb of Ebridge Gerry, late Vice-President of the United States, who died at Washington, November twenty-third, one thousand eight hundred and fourteen, with a suitable inscription on the same, stating the name, station, age, and time of death, of the deceased.

Sec. 2. And be it further enacted, That a sum, not exceeding one thousand dollars be, and the same is hereby appropriated, for the payment of the cost thereof, from any money in the treasury, not otherwise appropriated.

Approved—March 3, 1823.

An act to continue in force an act, entitled "An act regulating the currency within the United States, of the gold coins of Great-Britain, France, Portugal and Spain, and the crowns of France and five franc pieces," passed on the twenty-ninth day of April, one thousand eight hundred and sixteen, so far as the same relates to the crowns of France and five franc pieces.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That so much of the act, entitled "An act regulating the currency within the United States, of the gold coins of Great-Britain, France, Portugal and Spain, and the crowns of France and five franc pieces," passed on the twenty-ninth day of April, one thousand eight hundred and sixteen, as relates to the crowns of France and five franc pieces, shall be, and the same hereby is, continued in force for the further term of four years, from and after the fourth day of March next.

Approved—March 3, 1823.

An act making appropriations for the Public Buildings.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the following sums of money be, and are hereby, appropriated, to wit: For improving the grounds around the Capitol, one thousand dollars. For making the necessary alteration in the Representatives' Hall, for the accommodation of the eighteenth Congress, the sum of one thousand two hundred dollars. For finishing the South Portico to the President's House, the sum of nineteen thousand dollars. For an allegorical ornament for a Clock for the use of the Senate, two thousand dollars.

Sec. 2. And be it further enacted, That said several sums of money be paid out of any moneys in the Treasury, not otherwise appropriated.

Approved, March 3, 1823.

An act making appropriations for certain fortifications of the United States for the year one thousand eight hundred and twenty-three, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the following sums be, and the same are hereby, appropriated, to wit: For fortifications, to each specifically, as follows, viz: For Fort Delaware, fifty-eight thousand dollars: For Fort Washington, forty-six thousand dollars: For Fort Monroe, one hundred thousand dollars: For Fort Calhoun, eighty thousand dollars: For collecting materials for a fortification at Mobile Point, in the State of Alabama, fifty thousand dollars: For the Rigolets, and Chief [Chef] Menteur, one hundred thousand dollars: For collecting materials for, and progressing with a fort on, the right bank of the Mississippi, opposite Fort St. Phillip, forty thousand dollars: For repairing Fort Jackson, in the harbor of Savannah, eight thousand dollars: For contingencies and repairs of fortifications, twenty-six thousand dollars: For the purchase of small arms for arming the whole body of the militia, in addition to the annual appropriation of the year one thousand eight hundred and twenty-three, for arming the militia, twenty thousand dollars: For completing the barracks and other public buildings, at Baton Rouge, twenty-nine thousand one hundred seventy-eight dollars, seventy-seven cents.

Approved, March 3, 1823.

An Act supplementary to the acts to provide for certain persons engaged in the Land and Naval service of the United States in the Revolutionary War.

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Sec. 2. And be it further enacted, That, when any person, coming within the provisions of the acts to which this is a supplementary, shall, by reason of bodily infirmity, be unable to attend in court to make his schedule, and furnish the evidence by said acts required, it shall be lawful for any judge or justice of a court of record, in the district, city, county, or borough, in which such person resides, to attend at his place of abode, and receive his schedule, and oath or affirmation, and said judge or justice shall certify that said applicant was, from bodily infirmity, unable to attend such court; which schedule, and oath or affirmation, and certificate, shall, by said judge or justice, be produced in the court of which he is judge; and the opinion of said court, of the value of the property contained in said schedule, shall be entered thereon, and certified by the clerk of said court; and such schedule shall be valid for all the purposes contemplated by the acts aforesaid.

Sec. 3. And be it further enacted, That no pension hereafter to be allowed on claims or schedules heretofore filed under the act or acts to which this act is a supplement, or under the provisions of this act, shall commence before the passage thereof; and all other pensions hereafter to be allowed under the acts aforesaid, shall commence from the time of completing the proof.

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Sec. 2. And be it further enacted, That all the public lands specified, designated, and embraced within the first and second article of the treaties aforesaid, which have not been granted to, or secured for, the use of any individual or individuals, or appropriated and reserved for any other purpose by any existing treaties or laws, and with the exception of the section numbered sixteen, in each township, which shall be reserved for the support of schools therein, shall be offered for sale to the highest bidder, at the Land Office in the Terre Haute District, under the direction of the Register of the Land Office, and Receiver of Public Moneys, on such day or days as shall, by proclamation of the President of the United States, be designated for that purpose. The lands shall be sold in tracts of the same size, on the same terms and conditions, and, in every respect, as provided by the act, entitled "An act making further provision for the sale of the public lands," approved April twenty-fourth, eighteen hundred and twenty.

Sec. 3. And be it further enacted, That the Register of the Land Office and the Receiver of Public Moneys, shall, each, receive five dollars for each day's attendance in superintending the public sales of the land before described, according to the President's proclamation.

Approved—March 3, 1823.

An Act for the erection of a Monument over the tomb of Ebridge Gerry, late Vice-President of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That

the Superintendent of the Public Buildings be, and he hereby is, directed to cause to be erected, in the burial ground of the City of Washington, a neat and appropriate monument, over the tomb of Ebridge Gerry, late Vice-President of the United States, who died at Washington, November twenty-third, one thousand eight hundred and fourteen, with a suitable inscription on the same, stating the name, station, age, and time of death, of the deceased.

Sec. 2. And be it further enacted, That a sum, not exceeding one thousand dollars be, and the same is hereby appropriated, for the payment of the cost thereof, from any money in the treasury, not otherwise appropriated.

Approved—March 3, 1823.

An act to continue in force an act, entitled "An act regulating the currency within the United States, of the gold coins of Great-Britain, France, Portugal and Spain, and the crowns of France and five franc pieces," passed on the twenty-ninth day of April, one thousand eight hundred and sixteen, so far as the same relates to the crowns of France and five franc pieces.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That so much of the act, entitled "An act regulating the currency within the United States, of the gold coins of Great-Britain, France, Portugal and Spain, and the crowns of France and five franc pieces," passed on the twenty-ninth day of April, one thousand eight hundred and sixteen, as relates to the crowns of France and five franc pieces, shall be, and the same hereby is, continued in force for the further term of four years, from and after the fourth day of March next.

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An act making appropriations for the Public Buildings.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That the following sums of money be, and are hereby, appropriated, to wit: For improving the grounds around the Capitol, one thousand dollars. For making the necessary alteration in the Representatives' Hall, for the accommodation of the eighteenth Congress, the sum of one thousand two hundred dollars. For finishing the South Portico to the President's House, the sum of nineteen thousand dollars. For an allegorical ornament for a Clock for the use of the Senate, two thousand dollars.

Sec. 2. And be it further enacted, That said several sums of money be paid out of any moneys in the Treasury, not otherwise appropriated.

Approved, March 3, 1823.

An act making appropriations for certain fortifications of the United States for the year one thousand eight hundred and twenty-three, and for other purposes.

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Approved, March 3, 1823.

HOUSES FOR SALE OR RENT.

A Convenient Dwelling-House, containing six Rooms, with a Kitchen, Smokehouse, a well fenced Garden, and other conveniences, at the corner of Davie and M'Dowell Streets, within 150 yards of one of the best Springs in the city.

Also a smaller House, with a piece of vacant Ground suitable for a Garden and Lot, on Cabarrus Street, within 50 yards of the same Spring. Apply to J. GALEY.

Feb. 16.