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(By Authority.)

AN ACT,

Directing the secretary of the treasury, to cause the coast of North Carolina, between cape Hatteras and cape Fear, to be surveyed.

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 is hereby directed to cause the coast of North Carolina to be correctly surveyed, between cape Hatteras & cape Fear; together with the shoals lying off and between these respective capes or head lands, and to report at the next session of congress on the practicability of erecting a light house, lighted bacon or buoy, on or near the extreme point of these shoals or either of them. And the sum of five thousand dollars is hereby appropriated for the purpose of defraying any expense which may be incurred in making such survey, to be paid out of any money in the treasury not otherwise appropriated.

NATHL. MACON,
Speaker of the House of Representatives.
S. SMITH,
President of the Senate pro. tempore.
April 10, 1806.
APPROVED.
TH: JEFFERSON.

AN ACT

Relating to bonds given by marshals.

BE *it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the bond heretofore given, or which may hereafter be given by the marshal of any district, for the faithful performance of the duties of his office, shall be filed and recorded in the office of the clerk of the district court or circuit court, sitting within the district for which such marshal shall have been appointed, and copies thereof certified by the clerk, under the seal of the said court, shall be competent evidence in any court of justice.

Sec. 2. And be it further enacted, That it shall be lawful in case of the breach of the condition of any such bond, for any person, persons, or body politic, thereby injured, to institute a suit upon such bond in the name and for the sole use of such party, and thereupon to recover such damages as shall be legally assessed, with costs of suit; for which execution may issue for such party in due form, and in case such party shall fail to recover in the suit, judgment shall be rendered, and execution may issue for costs in favor of the defendant or defendants against the party who shall have instituted the suit, and the United States shall in no case be liable for the same.

Sec. 3. And be it further enacted, That the said bonds shall, after any judgment, or judgments, rendered thereon, remain as a security, for the benefit, of any person, persons, or body politic, injured by breach of the condition of the same, until the whole penalty shall have been recovered, and the proceedings shall be always in the same manner, and as herein before directed.

Sec. 4. And be it further enacted, That all suits on marshal's bonds, if the right of action has already accrued, shall be commenced and prosecuted within three years after the passage of this act, and not afterwards. And all such suits, in case the right of action shall accrue hereafter, shall be commenced and prosecuted within six years after the said right of action shall have accrued, and not afterwards; saving, nevertheless, the rights of infants, *Feme coverts*, and persons *non compos mentis*, so that they sue within three years after their disabilities are removed.

NATHL. MACON, *Speaker of the House of Representatives.*
S. SMITH, *President of the Senate pro tempore.*
April 10, 1806,
APPROVED,
TH: JEFFERSON.

AN ACT

To authorize the state of Tennessee to issue grants, and perfect titles to certain lands therein described; and to settle the claims to the vacant and unappropriated lands within the same.

BE *it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That for the purpose of defining the limits of the vacant and unappropriated lands in the state of Tennessee, hereafter to be subject to the sole and entire disposition of the United States, the following line be, and hereby is, established, *to wit:* beginning at the place where the eastern or main branch of Elk river shall intersect the southern boundary line of the state of Tennessee: from thence running due north, until said line shall intersect the northern or main branch of Duck river; thence down the waters of Duck river, to the military boundary line, as established by the seventh section of an act of the state of North Carolina, entitled "An act for the relief of the officers and soldiers of the continental line, and for other purposes;" (passed in the year one thousand seven hundred and eighty-three) thence with the military boundary line, west to the place where it intersects the Tennessee river; thence down the waters of the river Tennessee, to the place where the same intersects the northern boundary line of the state of Tennessee.

Sec. 2. *And be it further enacted*, That upon the senators and representatives from the state of Tennessee, by an instrument signed and sealed by them respectively, making known, that in pursuance of the power in them vested, by an act of the general assembly of the state of Tennessee, entitled "An act to appoint agents to settle the dispute between this state and the United States, relative to the vacant and unappropriated lands within this state, and to procure the relinquishment of the claim of the United States to the same," and by a resolution of the senate and house of representatives of the said state of Tennessee, passed in the year one thousand eight hundred and two, as instructions therein; they do, for, and in behalf of the state of Tennessee and in consideration of the provisions made in this act, agree and declare, that all right, title, and claim, which the state of Tennessee hath to the lands lying west and south of the line, herein before established within the limits of the state of Tennessee, shall thereafter for ever cease; and that the lands aforesaid shall be and remain at the sole and entire disposition of the United States, and shall be exempted from every disposition or tax made by order, or under the authority of the state of Tennessee, while the same shall remain the property of the United States, and for the term of five years after the same shall be sold; which said instrument shall be approved by the Senate of the United States, and entered at large on their journal, and deposited in the office of the secretary of state. The United States do thereupon cede and convey to the state of Tennessee, all right, title, and claim, which the United States have to the territory of the lands lying east and north of the line herein before established, within the limits of the state of Tennessee, subject to the same conditions as are contained in the act of the general assembly of the state of North Carolina, entitled "An act for the purpose of ceding to the United States of America, certain western lands therein described." And the said state of Tennessee shall thereupon have as full power & authority to issue grants and perfect titles of all lands lying east and north of the before described line, within the limits of the said state, as Congress now have, or the state of Tennessee might have, by virtue of an act of the state of North Carolina, entitled "An act to authorise the state of Tennessee to perfect titles to lands reserved to this state by the cession act," to which said act the assent of Congress is hereby given so far as is necessary to carry into effect the objects of this compact; subject nevertheless to the following express conditions; *that is to say,*

FIRST. That all entries of lands, rights of location, and warrants of surveys, and all interfering locations, which might be removed by the aforesaid act of cession of the state of North Carolina, and which are good and valid in law, and which were not actually located west and south of the herein before described line, before the twenty-fifth day of February, one thousand seven hundred and ninety, and all interfering grants which are good and valid in law and which have been located east and north of the said line, &c. shall be located, and the titles thereto perfected, within the territory hereby ceded to the state of Tennessee.

SECONDLY. That the state of Tennessee shall appropriate one hundred thousand acres, which shall be located in one entire tract, within the limits of the lands reserved to the Cherokee Indians, by an act of the state of North Carolina, entitled "An act for opening the land office for the redemption of specie and other certificates, and discharging the arrears due to the army," passed in the year one thousand seven hundred and eighty three; and shall be for the use of two colleges, one in east, and one in west Tennessee, to be established by the legislature thereof. And one hundred thousand acres in one tract within the limits last aforesaid, for the use of academies; one in each county in said state to be established by the legislature thereof; which said several tracts shall be located on lands to which the Indian title has been extinguished, and subject to the disposition of the legislature of the state, but shall not be granted or sold for less than two dollars per acre, and the proceeds of the sales of the lands aforesaid, shall be vested in funds for the respective uses aforesaid for ever. And the state of Tennessee shall moreover in issuing grants and perfecting titles, locate six hundred and forty acres, to every six miles square in the territory hereby ceded, where existing claims will allow the same, which shall be appropriated for the use of schools for the instruction of children forever. *Provided*, That nothing contained in this act shall be construed to affect the Indian title, or to subject the United States to the expence of extinguishing the same. *And provided also*, That the lowest price of all lands granted or sold within the ceded territory shall be the same, as shall be established by Congress for the lands of the United States. *And provided nevertheless*, That the people residing in said state, south of French Broad and Holston and west of Big Pigeon rivers, provided for by the constitution of the state of Tennessee, shall be secured in their respective rights of occupying and preemption and shall receive titles for such quantities as they may respectively claim, including their improvements not exceeding six hundred and forty acres each, nor exceeding the quantities they have heretofore claimed respectively, according to their conditional lines where such have been established, at a price not less than one dollar per acre. *And provided further*, That nothing herein contained shall be construed to enable any person or persons until authorized by the legislature of the state of Tennessee to locate any warrant issued under the authority of the state of North Carolina within the limits of the lands reserved to the Cherokee Indians by the fifth section of the act of said state, entitled "An act for opening the land office for the redemption of specie and other certificates and discharging the arrears due to the army," passed in the year one thousand seven hundred and eighty-three.

Sec. 3. *And be it further enacted*, That if the territory herein before ceded to the state of Tennessee shall not contain a sufficient quantity of land fit for cultivation according to the true intent and meaning of the original act of cession including the lands within the limits reserved by the state of North Carolina, to the Cherokee Indians, to perfect all existing legal claims charged thereon, by the conditions contained in this act of cession, Congress will hereafter provide by law for perfecting such as cannot be located in the territory aforesaid, out of the lands lying west or south of the before described line.

NATHL. MACON,
Speaker of the House of Representatives.
S. SMITH,
President of the Senate pro. tempore.
April 18, 1806.
APPROVED.
TH: JEFFERSON.

AN ACT

Making appropriations for the support of government for the year one thousand eight hundred and six.

SEC. 1. BE *it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That for the expenditure of the civil list, in the present year, including the contingent expenses of the several departments and officers; for the compensation of the several loan officers and their clerks, and for books and stationary for the same; for the payment of annuities and grants; for the support of the mint establishment; for the expenses of intercourse with foreign nations; for the support of light houses, beacons, buoys, and public piers; for the defraying the expences of surveying the public lands in the territories of Indiana, and Mississippi; and for satisfying certain miscellaneous claims; the following sums be, and the same hereby are respectively appropriated; that is to say:

For compensations granted by law to the members of the Senate and House of Representatives, their officers and attendants, estimated for a session of four months and a half continuance, two hundred thousand five hundred and eighty-five dollars.

For the expence of firewood, stationary, printing, and all other contingent expences of the two Houses of Congress, thirty-two thousand dollars.

For all contingent expenses, of the library, and librarian's allowance for the year one thousand eight hundred and six, four hundred and fifty dollars.

For compensation to the President and Vice-President of the United States, thirty thousand dollars.

For compensation to the secretary of state, clerks and persons employed in that department, including the sum of twelve hundred dollars for compensation to his clerks, in addition to the sum allowed by the act of second March, one thousand seven hundred and ninety-nine, twelve thousand five hundred and sixty dollars.

For the incidental and contingent expenses of the said departments, four thousand two hundred dollars.

For printing and distributing copies of the laws of the first session of the ninth Congress, and printing the laws in news-papers, eight thousand two hundred and fifty dollars.

For special messengers charged with dispatches, two thousand dollars.

For compensation to the secretary of the treasury, clerks and persons employed in his office, including those engaged on the business belonging to the late office of the commissioner of the revenue, twelve thousand three hundred dollars.

For the expence of translating foreign languages, allowance to the person employed in receiving and transmitting passports and sea-letters, stationary and printing, one thousand dollars.

For compensation to the comptroller of the treasury, clerks, and persons employed in his office, twelve thousand nine hundred and seventy seven dollars and eight cents.

For expense of stationary, printing, and incidental and contingent expences of the comptroller's office, eight hundred dollars.

For compensation to the auditor of the treasury, clerks, and persons employed in his office, twelve thousand two hundred and twenty dollars and ninety three cents.

For expence of stationary, printing, and incidental and contingent expences in the office of the auditor of the treasury, five hundred dollars.

For compensation to the treasurer, clerks, and persons employed in his office, six thousand two hundred and twenty seven dollars and forty-five cents.

For the expence of stationary, printing and incidental and contingent expenses in the treasurer's office, three hundred dollars.

For compensation to the register of the treasury, clerks, and persons employed in his office, sixteen thousand and fifty-two dollars.

For expence of stationary and printing in the register's office, (including books for the public stock, and for the arrangement of the marine papers,) two thousand eight hundred dollars.

For compensation to the secretary of the commissioners of the sinking fund, two hundred and fifty dollars.

For compensation to the clerks employed for the purpose of making drafts of the several surveys of land in the territory of the United States, northwest of the river Ohio, and in keeping the books of the treasury in relation to the sales of lands at the several land offices, three thousand four hundred dollars.

For fuel and other contingent expences of the treasury department, four thousand dollars.

For defraying the expences incident to the stating and printing the public accounts for the year one thousand eight hundred six, one thousand two hundred dollars.

For purchasing books, maps, and charts, for the use of the treasury department, four hundred dollars.

For compensation to a superintendent employed to secure the buildings and records of the treasury, during the year one thousand eight hundred and six, including the expence of two watchmen, and for the repair of two fire engines, buckets, lantherns, and other incidental expences, one thousand five hundred dollars.

For compensation to the secretary of war, clerks, and persons employed in his office, eleven thousand two hundred and fifty dollars.

For the expence of fuel, stationary, printing, and other contingent expences of the office of the secretary of war, one thousand dollars.

For compensation to the accountant of the war department, clerks, and persons employed in his office, ten thousand nine hundred and ten dollars.

For contingent expences in the office of the accountant of the war department, one thousand dollars.

For compensation to clerks employed in the paymaster's office, one thousand eight hundred dollars.

For fuel in the said office, ninety dollars.

For compensation to the purveyor of public supplies, clerks, and persons employed in his office, including a sum of twelve hundred dollars, for compensation to his clerks, in addition to the sum allowed by the act of the second day of March, one thousand seven hundred and ninety-nine, and for expense of stationery, store rent, and fuel, for the said office, four thousand six hundred dollars.

For expences incidental to the removal of the purveyor's office, to Germantown, during the prevalence of the yellow fever in Philadelphia, in the year one thousand eight hundred and five, one hundred dollars.

For compensation to the secretary of the navy, clerks, and persons employed in his office, including the sum of seven hundred dollars, in addition to the sum of four thousand two hundred dollars, allowed by the act of the second March, one thousand seven hundred and ninety-nine, nine thousand eight hundred and ten dollars.

For expence of fuel, stationary, printing, and other contingent expences in the office of the secretary of the navy, two thousand dollars.

For compensation to the accountant of the navy, clerks, and persons employed in his office, including the sum of one thousand one hundred dollars for compensation to his clerks, in addition to the sum allowed by the act of the second of March, one thousand seven hundred and ninety nine, ten thousand four hundred and ten dollars.

For contingent expences in the office of the accountant of the navy, seven hundred and fifty dollars.

For compensation to the post-master general, assistant post-master general, clerks and persons employed in the post-master general's office, including a sum of four thousand five hundred and ninety-five dollars, for compensation to his clerks in addition to the sum allowed by the act of the second of March, one thousand seven hundred and ninety-nine, thirteen thousand nine hundred and fifty-five dollars.

For expence of fuel, candles, house rent for the messenger, stationary, chests, &c. exclusive of expences of prosecution, portmanteaus, mail locks, and other expences incident to the department, these being paid for by the post-master general out of the funds of the office, two thousand five hundred dollars.

For compensation to the several loan officers, thirteen thousand two hundred and fifty dollars.

For expences incurred by removal of the loan office from New York, during the prevalence of the epidemic fever, in the year one thousand eight hundred and five, one hundred dollars.

For expences incurred by removal of the loan office from Philadelphia, during the prevalence of the epidemic fever, in the year one thousand eight hundred and five, one hundred dollars.

For compensation to the clerks of the several commissioners of loans, and an allowance to certain loan officers, in lieu of clerk hire, and to defray the authorised expences of the several loan offices, thirteen thousand dollars.

For defraying the expense of clerk hire in the office of the commissioner of loans of the state of Pennsylvania, in consequence of the removal of the offices of the treasury department, in the year one thousand eight hundred, to the permanent seat of government, two thousand dollars.

For compensation to the surveyor-general, and the clerks employed by him, and for expense of stationery and other contingencies of the surveyor-general's office, three thousand two hundred dollars.

For compensation to the surveyor of the lands south of the state of Tennessee, clerks employed in his office, stationery and other contingencies, three thousand two hundred dollars.

For compensation to the officers of the mint:

The director, two thousand dollars:

The treasurer, one thousand two hundred dollars:

The assayer, one thousand five hundred dollars:

The chief coiner, one thousand five hundred dollars:

The melter and refiner, one thousand five hundred dollars:

Te engraver, one thousand two hundred dollars:

One clerk, at seven hundred dollars:

And two, at five hundred dollars each:

For the wages of persons employed in the different brances of melting, coining, carpenter's mill-wright's, and smith's work, including the sum of eight hundred dollars, per annum, allowed to an assistant coiner, and die-forger, who also oversees the execution of the iron work, six thousand two hundred dollars.

For the repairs of furnaces, costs of rollers and screws, timber, bar iron, lead, steel, pot ash, and for all other contingencies of the mint, four thousand two hundred dollars.

For compensation to the governor, judges, and secretary of the territory of Orleans, including the sum of two thousand seven hundred and fifty dollars, for the salaries from the 1st of October to the 31st December 1804, fifteen thousand seven hundred and fifty dollars.

For incidental and contingent expenses of the executive officers of the said territory, including the sum of eight hundred & fifty dollars, a deficiency in the appropriation for 1805 and for express hire and compensation of an Indian interpreter, three thousand seven hundred dollars.

For compensation to the governor, judges, and secretary of the Mississippi territory, five thousand nine hundred and fifty dollars.

For expence of stationery, office rent, and other contingent expences in the said territory, and to make good a deficiency in the appropriations for the years one thousand eight hundred and four, and one thousand eight hundred and five, five hundred and eighty-two dollars and fifty cents.

For compensation to the governor, judges, and secretary of the Indiana territory, five thousand one hundred and fifty dollars.

For expences of stationary, office rent, and other contingent expences in the said territory, three hundred and fifty dollars.

For compensation to the governor, judges and secretary of the Michigan territory, including a deficiency of two thousand five hundred and seventy-five dollars, in the appropriation for the year one thousand eight hundred and five, for the support of the said government, seven thousand seven hundred and twenty-five dollars.

For expences of stationery, office rent, and other contingent expences in