NATIONAL INTELLIGENCER,

AND

WASHINGTON ADVERTISER.

Vol. VI. | WASHINGTON CITY, PRINTED BY SAMUEL HARRISON SMITH, PENNSYLVANIA AVENUE. | No. DCCCLXIX.

FIVE DOLLARS PER ANNUM. | WEDNESDAY, MAY 7, 1806. | *PAID IN ADVANCE.*

BY AUTHORITY.

AN ACT

For the relief of Gilbert C. Russell.

BE *it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That there be paid to Gilbert C. Russel late a captain of a company of mounted infantry, of the state of Tennessee, out of any monies 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 ferriages 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."

NATHL. MACON,
Speaker of the House of Represensatives.

S SMITH,
President of the Senate pro tempore.

April 15, 1805.

Approved—

TH: JEFFERSON.

AN ACT

Supplementary to the act making provision for the payment of claims of citizens of the United States on the government of France.

BE *it enacted by the Senate & House of Representatives of the United States of America in Congress assembled*, That the secretary of the treasury shall cause to be paid, at the treasury of the United States, the amount of certain claims of citizens of the United States against the government of France, arising from the Bordeaux embargo, in conformity with a certified list of liquidations, attested by the minister of the public treasury of France, and transmitted by the minister plenipotentiary of the United States, at Paris, to the said secretary; which payments shall be made for such sums, respectively, as are stated in the above mentioned list of liquidations, to such persons, respectively, as the accounting officers of the treasury shall determine to be rightfully entitled to the same, and out of the monies heretofore appropriated for the purpose of discharging the claims of citizens of the United States against the government of France, the payment of which was assumed by the government of the United States, by virtue of the convention of the thirtieth April, one thousand eight hundred and three.

NATHL. MACON,
Speaker of the House of Representatives.

S. SMITH, *President of the Senate pro tempore.*

April 18, 1806.

Approved—Th: JEFFERSON.

AN ACT,

Supplementary to the act intituled "An act to extend jurisdiction in certain cases to the territorial courts."

BE *it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That the provisions of the act intituled "An act for providing compensation for the marshals, clerks, attornies, jurors and witnesses, in the courts of the United States, and to repeal certain parts of the acts therein mentioned, and for other purposes," passed February the twenty-eighth, one thousand seven hundred and nine-one, be, and the same hereby are extended to the territories of the United States, so far as the said act may relate to the provisions of the act intituled "An act to extend jurisdiction in certain cases to the territorial courts," passed March the third, one thousand eight hundred and five, excepting that the clerks of the said territorial courts shall not receive the additional five dollars per day, allowed to the clerks of the circuit and district courts by the third section of the act first abovementioned.

NATHL. MACON,
Speaker of the House of Representatives.

S. SMITH,
President of the Senate pro tempore.

April 18, 1806.

Approved.—TH: JEFFERSON.

AN ACT

To repeal so much of any act or acts as authorise the receipt of evidences of the public debt, in payment for the lands of the United States, and for other purposes, relative to the public debt.

BE *it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That so much of any act or acts as authorise the receipt of evidences of the public debt, in payment for the lands of the United States, from and after the thirtieth day of April, one thousand eight hundred and six, be repealed: Provided, That the right of all persons who may have purchased public lands previous to the passage of this act, to pay for the same in stock, shall in no wise be affected or impaired: And provided, further, that there shall be allowed on every payment made in money, at or before the same shall fall due, for lands purchased before the thirtieth day of April, one thousand eight hundred and six, in addition to the discounts now allowed by law, a deduction equal to the difference at the time of such payment, between the market price of six per cent. stock and the nominal value of its unredeemed amount, which market price shall, from time to time, be stated by the Secretary of the Treasury to the officers of the several land offices.

Sec. 2. *And be it further enacted*, That the commissioners of the sinking fund shall not be authorised to purchase any of the several species of the public debt, at a higher price than at the rates following, that is to say: they shall not pay more for three per cent. stocks than sixty per cent. of its nominal value; nor for any other species of the public debt more than the nominal value of its unredeemed amount, the eight per cent. stock only excepted; for which they shall be authorised, in addition thereto, to give at the rate of one half of one per cent. on the said nominal value, for each quarterly dividend which may be payable on such purchased stock, from the time of such purchase to the first day of January, one thousand eight hundred and nine.

Sec. 3. *And be it further enacted*, That so much of any act as directs that purchases of the public debt, by the commissioners of the sinking fund, shall be made within the thirty days next ensuing after each day on which a quarterly payment of interest on the debt of the United States shall become due; and also so much of any act as directs that the said purchases shall be made by open purchase, or by sealed proposals, be, and the same hereby is repealed. And said commissioners are hereby authorised to make such purchases, under the restrictions laid by the preceding section, in such manner and at such times and places as they shall deem most eligible, and for that purpose to appoint an agent or agents to whom they may allow a commission not exceeding one fourth of one per cent. on the respective purchases of such agents.

NATHL. MACON,
Sheaker of the House of Representatives.

S. SMITH,
President of the Senate, pro tempore.

April 18, 1806.

Approved,

TH: JEFFERSON.

AN ACT

In addition to an act, intituled "An act regulating the grants of land and providing for the disposal of the lands of the United States, south of the state of Tennessee."

BE *it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That whenever any person who shall have received a pre-emption certificate, from either of the boards of commissioners, appointed for the purpose of ascertaining the rights of persons to lands in the Mississippi territory, shall, by a final judgment or decree of the highest court of laws, or equity, in which a decision could be had, within the said territory, rendered in favor of another person claiming by virtue of a British patent, lose the whole or part of the tract of land to which he was entitled by virtue of such certificate, it shall be lawful for the receiver of public monies for the district where the land lies, to repay to such person or his assigns, so much of the purchase money as had been paid by him for the land thus recovered, by the holder of the British patent.

In all cases where only a part of a tract of land, to which any person may be entitled by virtue of a certificate granted by the commissioners aforesaid, is also claimed by the holder of a British patent, a patent may issue in favor of the owners of such certificate, for so much of such tract of land as is not claimed by virtue of such British patent. *Provided*: That he shall in every other respect have complied with the provisions of the acts of Congress, regulating the grants of land in the Mississippi territory. And the lands contained in British grants, which have been duly recorded in conformity with the provisions of former laws, and for which certificates have not been granted by the commissioners aforesaid, shall not be disposed of until otherwise directed by Congress.

Sec. 2. And be it further enacted, That persons entitled to a right of preemption to lands in the Mississippi territory, by virtue of certificates granted by either of the boards of commissioners aforesaid, shall be allowed till the first day of January, one thousand eight hundred and seven, to make the first payment of the purchase money of such lands: And if any such person shall neglect to make such first payment, on or before the first day of January, one thousand eight hundred and seven, his right of preemption shall cease and become void.

Sec. 3. *And be it further enacted*, That each of the commissioners appointed to ascertain the claims to lands in the above mentioned territory, west of Pearl river, shall be allowed at the rate of six dollars for every day he shall attend, subsequent to the first day of April, one thousand eight hundred and six: *Provided*, That such additional allowance shall not exceed five hundred dollars, for each commissioner, and the agent appointed in behalf of the United States for the said board shall be allowed an additional compensation of three hundred and fifty dollars for the whole of his services. And the register and receiver of public monies, in each of the districts of the abovementioned territory, shall, and they are hereby authorised, in their districts, respectively, and after the dissolution of the board of commissioners for their district, to regulate the location of any tract of land lying within such district, for which a certificate shall have been granted by the commissioners, whenever it shall appear that the location specified in such certificates, interfere with each other, or do not include the improvements, by virtue of which such certificates were granted: *Provided*, That the said register and receiver, shall not be authorised to allow any location on land not improved and settled, in the manner provided by the former acts of congress, regulating the grants of land in the above mentioned territory; nor to allow, in any case, a greater quantity of land than had been allowed by the commissioners.

Sec. 4. *And be it further enacted*, That whenever it ſhall appear to the ſatisfaction of the regiſter and receiver of the diſtrict, eaſt of Pearl river, that the ſettlement and occupancy, by virtue of which a pre-emption certificate had been granted by the commiſſioners, had been made and taken place, prior to the 30th day of March, one thouſand ſeven hundred and ninety eight, they ſhall be authorized to grant to the party a donation certificate, in lieu of ſuch pre-emption; and the patent ſhall iſſue as in other caſes of donations: *Provided*, That application ſhall be made for ſuch an exchange, and evidence produced of the date of ſuch ſettlement and occupancy, on or before the 31ſt day of December next.

Sec. 5. *And be it further enacted*, That the right of the United States, to all the land lying between the front ſtreet of the city of Natchez and the Miſſiſſippi river, and bounded on the north by north Fourth ſtreet, and the land granted to Stephen Minor, and on the ſouth, by the lands annexed to the old fort, and thoſe granted to William Barland, be, and the ſame hereby is, forever veſted in the corporation of ſaid city, ſo as not to affect the legal or equitable claims of any individuals, or of any body politic, or corporate, if any ſuch there be: *Provided*, That the ſaid land, as above deſcribed, be neither cultivated nor occupied by buildings, but that it be planted with trees, and preſerved as a common, for the uſe, comfort, and health of the inhabitants of the city aforeſaid, and all other perſons who may occaſionally reſort thither.

Sec. 6. *And be it further enacted*, That whenever the ſection No. 16, ſhall fall upon land already granted, by virtue of any act of congreſs, or claimed by virtue of a Britiſh grant, the ſecretary of the treaſury ſhall locate another ſection, in lieu thereof, for the uſe of ſchools, which location ſhall be made in the ſame townſhip, if there be any other vacant ſection therein, and otherwiſe, in an adjoining townſhip.

Sec. 7. *And be it further enacted*, That Richard Sparks be permitted to enter with the regiſter of the land office, for the diſtrict weſt of Pearl river, his claim to three hundred and twenty acres of land, lying within ſaid diſtrict; and that Richard S. Bryan, and George Brewer, ſenior, be permitted to enter with the regiſter of the land office, for the diſtrict eaſt of Peal river, their certificate of a right of pre-emption for three hundred and twenty acres of land, lying within the diſtrict laſt mentioned: And ſuch entry of the claim of the ſaid Richard Sparks, ſhall have the ſame effect, as if it had been made prior to the firſt day of December, one thouſand eight hundred and four, and ſuch entry of the certificate of the ſaid Richard S. Bryan and George Brewer, ſenior, ſhall have the ſame effect as if it had been made within three months from the time it was iſſued.

NATHL. MACON, *Speaker of the House of Representatives.*

S. SMITH, *President of the Senate pro tempore.*

April 21, 1806,

Approved,—TH: JEFFERSON.

AN ACT,

To regulate and fix the compensation of clerks, and to authorise the laying out certain public roads; 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 secretaries of state, treasury, war, and navy departments, shall be, and they are hereby authorised to apportion the compensations for clerks in their respective departments, in such manner, as the services to be performed shall, in their judgment, require: *Provided*, That the whole amount of ordinary compensations for clerks in the said departments respectively, shall not exceed the following sums annually, that is to say:

For the department of state, seven thousand one hundred and fifty dollars:

For the treasury department, forty four thousand two hundred and twenty seven dollars and twenty eight cents, that is to say; in the office of the secretary of the treasury, ten thousand two hundred and eighty nine dollars and eighty one cents; in the office of comptroller of the treasury, nine thousand and sixty seven dollars; in the office of the auditor, eight thousand eight hundred and eleven dollars; in the office of the treasurer of the United States two thousand eight hundred and seventeen dollars, forty five cents; and in the office of the register of the treasury, thirteen thousand two hundred and forty two dollars and two cents:

For the department of war, sixteen thousand five hundred and forty dollars, that is to say; in the office of the secretary, six thousand three hundred and forty dollars; in the office of the accountant of the war department, eight thousand five hundred dollars; and in the office of the purveyor of public supplies, one thousand seven hundred dollars:

For the department of the navy, twelve thousand nine hundred dollars, that is to say; in the office of the secretary, four thousand nine hundred dollars; and in the office of the accountant of the navy department, eight thousand dollars.

Sec. 2. *And be it further enacted*, That the post master general of the United States, shall be, and hereby is authorised to appoint such number of clerks in his office, as he shall judge proper, and to apportion their compensations in such manner as the services to be rendered by each, shall in his judgment require: *Provided*, That the whole amount of ordinary compensations for clerks in the said office, shall not exeed the sum of nine thousand three hundred and forty five dollars annually.

Sec. 3. *And be it further enacted* That the director of the mint be, and he is hereby authorised to allow to one of the clerks employed in his office, seven hundred dollars per annum; and the said director is hereby authorised to expend the further sum of one thousand dollars annually, in clerk hire, in such manner as his discretion shall dictate. And the surveyor general is hereby allowed to expend twelve hundred dollars annually, for clerk hire.

Sec. 4. *And be it further enacted*, That there shall be allowed to the commissioners of loans, in the states of Massachusetts and New-York respectively, not exceeding five clerks, at the rate of five hundred dollars each, per annum: to the commissioner of loans in Connecticut, not exceeding two clerks, at the rate of four hundred dollars each, per annum: to the commissioner of loans in Pennsylvania, not exceeding six clerks, at the rate of five hundred dollars each, annually: to the commissioners of loans in Virginia and South Carolina, respectively, not exceeding two clerks, at the rate of five hundred dollars each, annually: the aggregate of compensations for clerks employed by either of said commissioners, to be apportioned among them at his discretion. And there shall be annually allowed in lieu of clerk hire, to the commissioner of loans in the state of New-Hampshire, three hundred and fifty dollars: to the commissioner of loans in the state of Rhode Island, four hundred dollars: to the commissioner of loans in the state of New Jersey, three hundred dollars: and to the commissioners of loans in the state of Maryland, two hundred and fifty dollars.

Sec. 5. *And be it further enacted*, That the compensations allowed by this act to clerks, shall commence with the year one thousand eight hundred and seven; and it shall be the duty of the secretaries for the departments of state, treasury, war and navy, and of the post master general, and surveyor general, and of the commissioners of loans in the several states, to report to Congress, at the beginning of each year, the names of the clerks they have employed respectively, in the preceding year, and the sum given to each; and whether the business for clerks increases or diminishes in their respective departments, that Congress may be enabled to make further arrangements by law, respecting clerk hire. And it shall be the duty of the secretary of the treasury particularly to report, whether the business in the loan office of Pennsylvania, shall from year to year, continue to require the additional sum of two thousand dollars allowed by this act for clerk hire, in consequence of the removal of the treasury office from Philadelphia, in eighteen hundred, to the permanent seat of government; and likewise, he shall report the necessity, if such shall continue, of employing clerks on the business belonging to the office of the late commissioner of the revenue.

Sec. 6. *And be it further enacted*, That hereafter, in case of the removal of any public office, by reason of sickness which may prevail in the town or city where such office is located, a particular account of the cost of such removal shall be laid before Congress, that they may be enabled to judge of the proper sum to be allowed for the same.

Sec. 7. *And be it further enacted*, That the President of the United States be, and he is hereby authorised to cause to be opened a road from the frontier of Georgia on the route from Athens to New Orleans, 'till the same intersects the 31st degree of North latitude: *Provided*, he shall not expend more than six thousand four hundred dollars in opening the same; and to cause to be opened a road or roads through the territory lately ceded by the Indians to the United States, from the river Mississippi to the Ohio, and to the former Indian boundary line which was established by the treaty of Grenville: *Provided*, He shall not expend in opening the same, more than six thousand dollars. And to cause to be opened a road from Nashville in the state of Tennessee, to Natchez in the Mississippi territory: *Provided*, He shall not expend more than six thousand dollars in opening the same.

Sec. 8. *And be it further enacted*, That to defray the expense authorised by this act beyond the appropriation for the support of government, for the year one thousand eight hundred and six; there is hereby appropriated a sum not exceeding twenty eight thousand dollars, payable out of any money in the treasury not otherwise appropriated. And that the act entitled "An act to regulate and fix the compensation of clerks," which passed on the second day of March one thousand seven hundred and ninety nine, shall from and after the first day of January next be, and the same is hereby repealed.

MAHTL. MACON,
Speaker of the House of Representatives.

S. SMITH,
President of the Senate pro tempore.

April 21, 1806.

Approved.

Th. JEFFERSON.

AN ACT

In addition to act, intituled "An act supplementary to the act providing for a naval peace establishment; 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 second and fourth sections of "An act providing for a naval peace establishment, and for other purposes," be, and the same are hereby repealed.

Sec. 2. *And be it further enacted*, That the President of the United States be, and he is hereby authorised to keep in actual service, in time of peace, so many of the frigates and other public armed vessels of the United States, as in his judgment the nature of the service may require, and to cause the residue thereof to be laid up in ordinary in convenient ports.

Sec. 3. *And be it further enacted*, That the public armed vessels of the United States, in actual service in time of peace, shall be officered and marned, as the President of the United States shall direct; provided that the officers shall not exceed the following numbers and grades, that is to say, thirteen captains, nine masters commandant, seventy-two lieutenants, and one hundred and fifty midshipmen: but the said officers shall receive no more than half their monthly pay, during the time when they shall not be under orders for actual service; and provided farther, that the whole number of able seamen, ordinary seamen and boys, shall not exceed nine hundred and twenty-five; but the President may appoint, for the vessels in actual service, so many surgeons, surgeons mates sailing masters, chaplains, pursers, boatswains, gunners, sail-makers, and carpenters, as may in his opinion be necessary and proper.

NATHL. MACON,
Speaker of the House of Representatives.

S. SMITH, *President of the Senate pro tempore.*

April 21, 1806.

Approved,

TH: JEFFERSON.