People of the territory of Orleans, when the number of free inhabitants shall have amounted to 60,000, permitted to establish a government for themselves.

Must establish a republican government.

Congress to retain the privilege of altering the boundaries of the territory of Orleans, before its admission into the Union.

No alteration to be made which may defer its admission.

Part of the act erecting Louisiana into two territories, &c. repealed.

The rest to remain in force.

1804, ch. 38.

Sec. 7. *And be it further enacted*, That whenever it shall be ascertained by an actual census, or enumeration of the inhabitants of the territory of Orleans, taken by proper authority, that the number of free inhabitants included therein shall amount to sixty thousand, they shall thereupon be authorized to form for themselves a constitution and state government, and be admitted into the Union upon the footing of the original states, in all respects whatever, conformably to the provisions of the third article of the treaty, concluded at Paris, on the thirtieth of April, one thousand eight hundred and three, between the United States and the French Republic: *Provided*, that the constitution so to be established shall be republican, and not inconsistent with the constitution of the United States, nor inconsistent with the ordinance of the late Congress, passed the thirteenth day of July, one thousand seven hundred and eighty-seven, so far as the same is made applicable to the territorial government hereby authorized to be established: *Provided however*, that Congress shall be at liberty, at any time prior to the admission of the inhabitants of the said territory to the right of a separate state, to alter the boundaries thereof as they may judge proper:—*Except only*, that no alteration shall be made which shall procrastinate the period for the admission of the inhabitants thereof to the rights of a state government according to the provision of this act.

Sec. 8. *And be it further enacted*, That so much of an act, intituled "An act erecting Louisiana into two territories, and providing for the temporary government thereof," as is repugnant with this act, shall, from and after the first Monday of November next, be repealed. And the residue of the said act shall continue in full force, until repealed, any thing in the sixteenth section of the said act to the contrary notwithstanding.

Approved, March 2, 1805.

Statute II.

March 2, 1805.

Chap. XXIV.—*An Act further to amend 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."*(a)

Act of March 3, 1803, ch. 27.

Act of March 27, 1804, ch. 61.

Persons obtaining certificates from the board of commissioners in the Mississippi territory, allowed a further time for entering them.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That persons who may have obtained, or shall obtain certificates from the board of commissioners appointed to ascertain the claims to lands in the Mississippi territory, shall be allowed three months after the respective date of such certificates, for entering the same with the register of the proper land-office; and certificates, thus entered, shall have the same force and effect, as if they had been duly entered with the said register, on or before the first day of January, one thousand eight hundred and five.

Commissioners appointed to ascertain the claims to land in the Mississippi territory, east of Pearl river, authorized to grant certificates for land in the island of Nannee Hubba; and persons having claims permitted to file them before the 1st May, 1805.

Sec. 2. *And be it further enacted*, That the commissioners appointed to ascertain the claims to lands, in the above-mentioned territory, east of Pearl river, shall be authorized to grant certificates for lands lying in the island known by the name of Nannee Hubba, formed by the cut off of the river Tombigbee and Alabamaha; and persons having claims for lands lying either in said island, or east of the Tombigbee and Alabamaha rivers, shall be permitted to file the same with the register of the land-office, till the first day of May, one thousand eight hundred and five; and the commissioners shall decide on the same, in the same manner as if they had been presented before the thirty-first day of March, one thousand eight hundred and four.

Per diem allowances to the

Sec. 3. *And be it further enacted*, That each of the last mentioned commissioners, shall be allowed at the rate of six dollars a day, for every day he shall attend, subsequent to the first day of April, one thousand

(a) See notes to act of March 27, 1804, chap. 61.

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commissioners for their attendance after 1st April.

Whole additional allowance limited.

Compensations of the clerks of the boards of commissioners in the Mississippi territory.

Claimants under British grants legally and fully completed, allowed a further time for filing their claims.

Register to make report to Secretary of the Treasury of the grants thus recorded.

The lands included in the grants not to be disposed of for one year.

Grants not filed, &c. according to this act to be no bar to other Spanish and American grants.

eight hundred and five: *Provided*, that such additional allowance shall not exceed five hundred dollars for each commissioner.

Sec. 4. *And be it further enacted*, That the clerk of each of the boards of commissioners appointed to ascertain the claims to lands in the above-mentioned territory, shall be allowed at the rate of seven hundred and fifty dollars a year, from the time when he entered on the duties of his office, to the time when the board shall adjourn sine die.

Sec. 5. *And be it further enacted*, That persons claiming lands in the Mississippi territory, by virtue of British grants, legally and fully completed, who may not have filed their claims with the proper register of the land-office, in conformity with the provisions heretofore made for that purpose, may, until the first day of December one thousand eight hundred and five, file such claims with the register of the land-office west of Pearl river, and have the same recorded. And the said register shall, on or before the first day of January, one thousand eight hundred and six, make to the Secretary of the Treasury, a full report of all the British grants thus recorded; which report shall immediately after be laid before Congress. The lands contained in such grants shall not be otherwise disposed of until the end of one year, after that time. And if any such person shall neglect to file such British grant, and to have the same recorded, in the manner and time hereby provided, neither such grant nor any other evidence of such claim, which shall not have been recorded as above directed, shall ever after be considered or admitted as evidence in any court of the United States, against any grant derived from the United States, or against any title legally and fully executed, derived from the Spanish government;—any act or acts to the contrary notwithstanding.

Approved, March 2, 1805.

Statute II.

March 2, 1805.

Chap. XXVI.—*An act for ascertaining and adjusting the titles and claims to land, within the territory of Orleans, and the district of Louisiana.*(a)

The titles of persons residing in the ced-

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

(a) Acts which have been passed relative to lands and land titles in Louisiana:—An act erecting Louisiana into two territories, and providing for the temporary government thereof, March 26, 1804, chap. 38, sec. 14, 15. An act for ascertaining and adjusting the titles and claims within the territory of Orleans, and the district of Louisiana, March 2, 1805, chap. 26. An act supplementary to an act entitled, "An act for ascertaining and adjusting the titles and claims to lands within the territory of Orleans, and the district of Louisiana," April 21, 1806, chap. 39. An act respecting claims to lands in the territories of Orleans and Louisiana, March 3, 1807, chap. 36. An act providing for the final adjustment of claims to lands, and for the sale of the public lands in the territories of Orleans and Louisiana, February 15, 1811. An act providing for the final adjustment of claims to lands, and for the sale of the public lands in the territories of Orleans and Louisiana, and to repeal the act passed for the same purpose, and approved February 16, 1811, March 3, 1811, chap. 46. An act giving further time for registering claims to lands in the western district of the territory of Orleans, March 10, 1812, chap. 38. An act for ascertaining the title and claims to land, in that part of Louisiana which lies east of the river Mississippi and the island of New Orleans, April 25, 1812, chap. 67. An act giving validity to the sale of certain tracts of public land, sold in the western district of the territory of Orleans, now the state of Louisiana, July 1, 1812, chap. 118. An act giving further time for registering claims to land in the eastern and western districts of the territory of Orleans, now state of Louisiana, February 27, 1813, chap. 38. An act for the final adjustment of land titles in the state of Louisiana and territory of Mississippi, April 12, 1814, chap. 52. An act supplementary to an act for ascertaining the titles and claims to land in that part of Louisiana which lies east of the river Mississippi and island of New Orleans, April 18, 1814, chap. 85. An act concerning certificates of confirmation of claims to lands in the state of Louisiana, April 18, 1814, chap. 93. An act to provide for the appointment of a surveyor of the public lands in the territories of Illinois and Missouri, April 29, 1816, chap. 151, sec. 3. An act for the confirmation of certain claims in the western district of Louisiana, and in the territory of Missouri, April 29, 1816, chap. 159. An act concerning pre-emption rights given in the purchase of lands to certain settlers in the state of Louisiana, and in the territory of Missouri and Illinois, April 29, 1816, chap. 162. An act explanatory of the act entitled, "An act for the final adjustment of the land titles in the state of Louisiana, and territory of Missouri," March 3, 1819, chap. 84. An act to authorize the President of the United States to take possession of East and West Florida, and to establish a temporary government therein, March 3, 1819, chap. 91. An act for adjusting the claims to land, and establishing land-offices in the districts east of the island of Orleans, March 3, 1819, chap. 98. An act confirming the titles to lots in the town of Mobile, and in the former province of West Florida, which