acres for each applicant, as tenants at will, on such terms and conditions as shall prevent any waste or damages on such lands, and on the express condition that such applicant or applicants shall, whenever such tract or tracts of land may be sold, or ceded by the United States, or whenever for any other cause, he or they may be required under the authority of the United States, so to do, give quiet possession of such tract or tracts of land, to the purchaser or purchasers, or remove altogether from the land, as the case may be: *Provided however*, that such permission shall not be granted to any such applicant, unless he shall previously sign a declaration stating that he does not lay any claim to such tract or tracts of land, and that he does not occupy the same, by virtue of any claim or pretended claim derived, or pretended to be derived from any other person or persons: *And provided also*, that in all cases where the tract of land applied for, includes either a lead mine or salt spring, no permission to work the same shall be granted without the approbation of the President of the United States, who is hereby authorized to cause such mines or springs to be leased for a term not exceeding three years, and on such conditions as he shall think proper.

1808, ch. 10.

Proviso.

Applications to be entered on books.

Sec. 3. *And be it further enacted*, That all the applications made, and provisions granted by virtue of the last [preceding] section, shall be duly entered on books to be kept for that purpose, by the registers and recorders aforesaid respectively; and they shall be entitled to receive from the party for each application, fifty cents, and for each permission, one dollar.

Marshals, &c. authorized, under instructions from the President, to oust intruders.

Sec. 4. *And be it further enacted*, That it shall be lawful after the first day of January next, for the proper marshal, or officer acting as marshal, under such instructions as may for that purpose be given by the President of the United States, to remove from the lands aforesaid, any and every person or persons, who shall be found on the same, and who shall not have obtained permission to remain thereon as aforesaid: *Provided*, that three months' previous notice shall be given to all such person or persons, as aforesaid, who were settled on such lands prior to the passing of this act. And every such person, who shall at any time after the expiration of three months after such notice shall have been given, be found on any part of the lands aforesaid, shall moreover incur a penalty of one hundred dollars, to be recovered in any court having jurisdiction of the same, and be moreover liable, on conviction, to imprisonment, at the discretion of the court, not exceeding six months; and the certificate of the proper register, or recorder, shall be a sufficient evidence that the tract of land which was occupied by the offender had not been previously sold, leased, or ceded by the United States, that the claim to such tract had not been recognized and confirmed by the United States, and that the person occupying the same, and removed, or to be removed, by the marshal, had not obtained permission to remain thereon in conformity with the provisions of this act: *Provided always, and it is further enacted*, that nothing in this section contained shall be construed to apply to any persons claiming lands in the territories of Orleans or Louisiana, whose claim shall have been filed with the proper commissioners before the first day of January next.

Penalties for keeping possession after notice to give it up.

Proviso.

Approved, March 3, 1807.

Statute II.

March 3, 1807.

Chap. XLVII.—*An Act confirming claims to land in the district of Vincennes; and for other purposes.*

Decisions of commissioners, transmitted to Secretary of the Treasury, confirmed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all the decisions made by the commissioners appointed for the purpose of examining the claims of persons claiming lands in the district of Vincennes, in favour of such claimants as entered in the transcripts of decisions which have been

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transmitted by the said commissioners to the Secretary of the Treasury, according to law, be and the same are hereby confirmed.

Confirmations of the governor of the N. West and Indiana territories, confirmed by Congress—conditionally. 1791, ch. 27.

Sec. 2. *And be it further enacted*, That the confirmations or grants of land, made in the said district of Vincennes, by the governors of the Northwest and Indiana territories, prior to the establishment of the board of commissioners aforesaid, and in conformity with the act, intituled "An act for granting lands to the inhabitants and settlers at Vincennes and the Illinois country, in the territory northwest of the Ohio, and for confirming them in their possessions," be, and the same are hereby confirmed; unless when actually rejected by the said commissioners; although the persons entitled to the land may not have given notice of their claim, as required by the several acts making provision for the disposal of the public lands in the Indiana territory: *Provided however*, that no other claims shall be confirmed by virtue of this section, than such as, having been entered on the territorial records, have, by the commissioners aforesaid, been inserted in their reports transmitted as aforesaid.

Proviso.

Assurance of certain titles in the tract called "Continuation."

Sec. 3. *And be it further enacted*, That the several persons, or the legal representatives of the several persons, to whom or to whose assigns the several tracts of the tract of land near Vincennes, known by the name of the "Upper Prairie," have been heretofore confirmed, be and they are hereby respectively confirmed in their claims to the respective tracts also claimed by them, and in their actual possession, lying in that tract of land containing two hundred and forty-four acres, which is known by the name of "Continuation," and is situated between the boundaries of the tracts already confirmed, and the river Wabash.

Claims confirmed under this act to be entered with the register of the land-office of Vincennes.

Sec. 4. *And be it further enacted*, That the several persons whose claims are confirmed by this act, and had not been actually located prior to the establishment of the board of commissioners, be, and they are hereby authorized to enter their locations with the register of the land-office of Vincennes, on any part of the tracts set aside for that purpose, by virtue of the act, intituled "An act respecting the claims to lands in the Indiana territory, and state of Ohio," and in conformity with the provisions of that act: *Provided*, that such location shall be made prior to the first day of July, one thousand eight hundred and eight; and the right of any person who shall neglect to locate prior to that day, shall become void, and forever be barred.

Proviso. Act of April 21, 1806, ch. 40.

Persons whose claims are confirmed under this act, entitled to patents, &c. if they shall not previously have received them.

Sec. 5. *And be it further enacted*, That every person, or the legal representative of every person whose claim to a tract of land is confirmed by this act, and who had not previously obtained a patent for the same, from the governor either of the territory northwest of the Ohio, or of the Indiana territory, shall whenever his claim shall have been located and surveyed, be entitled to receive from the register of the land-office, at Vincennes, a certificate stating, that the claimant is entitled to receive a patent for such tract of land by virtue of this act; for which certificate the register shall receive one dollar; and which certificate shall entitle the party to a patent for the said tract, which shall issue in like manner as is provided by law for the other lands of the United States.

Register and receiver of Kaskaskias allowed a further time.

Additional compensation to them.

Sec. 6. *And be it further enacted*, That the register and receiver of public monies in the district of Kaskaskias, be allowed till the first day of December next, to complete the investigation of claims to land in the said district. And each of the said officers, and the clerk of the board, shall be allowed an additional compensation of five hundred dollars, in full for his service in relation to such claims.

Public sales in Vincennes, how long to be kept open.

Sec. 7. *And be it further enacted*, That the public sales of the public lands in the district of Vincennes, may be continued six weeks, if the term of three weeks now prescribed by law, shall not be found sufficient to offer all the lands within the said district for sale.

1804, ch. 35.

Sec. 8. *And be it further enacted*, That persons entitled to a right

Pre-emption rights in Mississippi—time for satisfying them.

of pre-emption to lands in the Mississippi territory, shall be allowed till the first day of January next, to make the first payment of the purchase money of such lands.

Approved, March 3, 1807.

Statute II.

March 3, 1807.

Chap. XLIX.—*An Act making provision for the disposal of the public lands, situated between the United States military tract and the Connecticut reserve, and for other purposes.*

Land of the U. States to be disposed of.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the disposal of the lands of the United States, situated between the United States military tract and the Connecticut reserve, a land-office shall be established, which shall be kept at such place as the President of the United States may direct: and that for the disposal of the lands of the United States, lying on the Ohio river, between the Cincinnati and Vincennes districts, a land-office shall be established at Jeffersonville: and for each of the said offices a register and receiver of public monies shall be appointed, who shall give security in the same manner, in the same sums, and whose compensation, emoluments, duties and authority, shall, in every respect, be the same, in relation to the lands which shall be disposed of at their offices, as are or may be provided by law, in relation to the registers and receivers of public monies in the several offices established for the disposal of the lands of the United States, north of the river Ohio, and above the mouth of Kentucky river.

Offices established.

When to be sold.

Reservations, &c.

Act of Feb. 29, 1808, ch. 26.

Sec. 2. *And be it further enacted,* That all the lands of the United States, in the said districts, shall, with the exception of the section number sixteen, and with the exception also of thirteen sections, including the lower town of the Delaware tribe of Indians, and their improvements, which said thirteen sections shall be designated by the Secretary of the Treasury, and shall be reserved for the use of the said tribe and their descendants, so long as they continue to reside thereon, and cultivate the same, be offered for sale to the highest bidder, under the direction of the register of the land-office, and of the receiver of public monies, at the places, respectively, where the land-offices are kept, and on such day or days as shall, by proclamation of the President of the United States, be designated for that purpose: the sales shall remain open at each place for six weeks, and no longer: the lands shall not be sold for less than two dollars an acre, and shall in every other respect, be sold in tracts of the same size, and on the same terms and conditions, as have been, or may be by law provided for lands sold north of the river Ohio, and above the mouth of the Kentucky river. All the lands of the United States, in the said districts, with the exceptions above mentioned, remaining unsold at the close of the public sales, may be disposed of at private sale, by the register of the respective land-offices, in the same manner, under the same regulations, for the same price, and on the same terms and conditions, as are or may be provided by law for the sale of the lands of the United States north of the river Ohio, and above the mouth of the Kentucky river. And patents shall be obtained for all lands sold in said districts, in the same manner and on the same terms as are provided by law, for other public lands sold in the state of Ohio and the Indiana territory.

The sales to remain open for six weeks.

1800, ch. 55.

Lands not to be sold for less than two dollars per acre.

1809, ch. 55.

Compensation of superintendents of sales.

Sec. 3. *And be it further enacted,* That the several superintendents of public sales, directed by this act, shall receive six dollars a day for each day's attendance on the said sales.

Registers and receivers may be appointed in the recess of the Senate.

Sec. 4. *And be it further enacted,* That the President of the United States, in the recess of Congress, shall have full power to appoint and commission the registers and receivers of public monies of the land-offices established by this act, and their commissions shall continue in