mington, North Carolina, unseaworthy, whenever the said Potter and Cassidey shall furnish the Secretary of the Treasury with satisfactory proof that the said barque has been repaired in the United States, and that the cost of repairing her by her present owners exceeds three-fourths of the original cost of building a vessel of the same tonnage in the United States.

Approved, July 7, 1838.

Statute II.
July 7, 1838.

Chap. CCXXX. — *An Act to refund to the Georgia Railroad and Banking Company certain duties paid upon railroad iron.*

Duties on two importations of spikes to be refunded.

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby, authorized and directed to refund to the Georgia Railroad and Banking Company, for the use of the said company, the duties paid by the said company, upon two several importations of spikes, to be used in the construction of their railroad, the one made into the port of Savannah, Georgia, on the twenty-first day of February, eighteen hundred and thirty-seven, and the other into the same port, on the eighteenth day of May, of the same year, the whole amount of duties paid and to be refunded upon both importations being three thousand three hundred and sixty-one dollars and forty-two cents: *Provided*, That, before any repayment of the said duties shall be made, the said company shall furnish proof, to the satisfaction of the said Secretary, that their orders upon England for the said spikes were made and transmitted before the passage of the act of the first day of July, eighteen hundred and thirty-six, entitled "An act explanatory of the act entitled 'An act to release from duty iron prepared for, and actually laid on, railways and inclined planes,'" that it was out of the power of the said company, after the passage of the said act, to countermand their orders for the said spikes, and that the said spikes have been actually used in the construction of the railways or inclined planes for which they were ordered and imported.

Proviso.

Act of July 1, 1836, ch. 233.

Approved, July 7, 1838.

Statute II.
July 7, 1838.

Chap. CCXXXI.—*An Act for the relief of Henry Barton.*

To be placed on pension roll.

Be it enacted, &c., That the Secretary of War be required to place the name of Henry Barton on the roll of invalid pensioners, and pay him at the rate of two dollars and sixty-six cents per month, to commence on the first day of January, one thousand eight hundred and thirty-eight, in addition to the pension he now receives.

Approved, July 7, 1838.

Statute II.
July 7, 1838.

Chap. CCXXXII. — *An Act to authorize the Commissioner of Pensions to cause the unpaid pension of Captain Robert Laird, of the state of Georgia, to be paid to his executor.*

Amount due R. Laird at the time of his death to be paid.

Be it enacted, &c., That the Commissioner of Pensions be, and he is hereby, authorized to cause to be paid over to the executor of Captain Robert Laird, deceased, for the use and benefit of the legatees to whom the same was bequeathed, late of Clark county, in the state of Georgia, the amount which was due him, the said Captain Robert Laird, at the time of his death, any law to the contrary notwithstanding.

Approved, July 7, 1838.

Statute II.
July 7, 1838.

Chap. CCXXXIII. — *An Act for the settlement of the accounts of Richard Harrison, late consular agent of the United States in Spain.*

Be it enacted, &c., That the proper accounting officers of the Treasury Department be, and they are hereby, directed to audit and settle

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