Statute II.

March 2, 1841.

CHAP. XXIII. — *An Act granting a pension to Lemuel White.*

To be placed on pension roll.

Be it enacted, &c., That the Secretary of War place the name of Lemuel White on the roll of revolutionary pensioners, and pay him a pension at the rate of twenty dollars a year, from the fourth day of March, one thousand eight hundred and thirty-one, during his life.

APPROVED, March 2, 1841.

Statute II.

March 3, 1841.

CHAP. XXVII.—*An Act for the relief of Avery, Saltmarsh, and Company.*

Payment for property destroyed by the Creek Indians.

Be it enacted, &c., That the Secretary of the Treasury be, and he is hereby, authorized and required to pay, out of any money in the treasury not otherwise appropriated, to Avery, Saltmarsh, and Company, the contractors for carrying the mail on the route from Columbus, Georgia, to Montgomery, Alabama, the sum of nine thousand seven hundred and seventy-nine dollars, it being for property employed by them in transportation of the mail captured and destroyed by the Creek Indians in May, eighteen hundred and thirty-six.

APPROVED, March 3, 1841.

Statute II.

March 3, 1841.

CHAP. XXVIII.—*An Act for the relief of the heirs of Miguel Eslava.*

Decision of the register, &c. respecting a land claim, confirmed.

Act of March 2, 1829, ch. 40.

Be it enacted, &c., That the decision of the register and receiver of the land office for the district of St. Stephen's, in the state of Alabama, as contained in their report bearing date the third day of May, one thousand eight hundred and thirty-two, confirming a claim of the heirs of Miguel Eslava, deceased, (being claim number three in report number two,) and made in pursuance of the act of Congress, approved the second day of March, one thousand eight hundred and twenty-nine, entitled "An act confirming the reports of the register and receiver for the district of St. Stephen's, in the state of Alabama, and for other purposes," be, and the same is hereby, confirmed: *Provided*, That the confirmation provided to be made by this act shall amount only to a relinquishment, for ever, on the part of the United States, of all right and title whatever to the land so confirmed or granted: *Provided, also*, That the survey and location hereafter to be made of said claims, which are hereby confirmed, shall be made in conformity with the original Spanish title-papers, unless the surveys of said claims be found variant from the grants, according to the usages of the Spanish Government; in which case, the grants are to govern.

Proviso.

Proviso.

After the location, patents shall issue, &c.

SEC. 2. *And be it further enacted*, That after the proper location of the claims hereby confirmed, it shall be the duty of the Commissioner of the General Land Office to issue patents for the same, containing a reservation of the rights of all third persons: *Provided*, That the said patents shall be construed to convey to the claimants all such legal and equitable rights only, as may exist under the laws of nations, or under the constitution and laws of the United States, or treaties applicable to the said grants, under and by virtue of the said Spanish grants. And it shall be also the duty of the Commissioner of the General Land Office, forthwith to issue patents to Jonathan Hunt and Audley H. Gazzam, for all such portion of said lands, for which they now hold receipts issued by the receiver of the land office at St. Stephen's, in the state of Alabama; which patents shall contain an exception and reservation of all the rights of the said Spanish grantees, their heirs or assigns, under the titles claimed by them under the Spanish Government: *Provided*, That the patents issued to the said Hunt and Gazzam shall be construed to convey to them all such rights only, as are not inconsistent with the legal or equitable rights of the said Spanish grantees, their heirs or assigns,

Proviso.

Patents to be issued to J. Hunt and A. H. Gazzam.

Proviso.

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