

SEC. 22. *And be it further enacted*, That the town of Jacksonville, in the State of North Carolina, shall be a port of delivery, subject to the same regulations as other ports of delivery in the United States, and shall be attached to the collection district of Wilmington, North Carolina, and that there shall be appointed, in pursuance of law, a surveyor of customs, and compensated for his services, in the mode prescribed by existing laws. Said surveyor shall exercise all the powers and perform the duties vested in deputy collectors under existing laws; the said surveyor of customs aforesaid to reside at said port of delivery.

Jacksonville, N. C., made a port of delivery, and attached to district of Wilmington.

Surveyor to be appointed.

APPROVED, September 28, 1850.

CHAP. LXXX. — *An Act making Appropriations for the Naval Service for the Year ending the thirtieth of June, one thousand eight hundred and fifty-one.*

Sept. 28, 1850.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, appropriated to be paid out of any money in the treasury not otherwise appropriated, for the year ending the thirtieth of June, one thousand eight hundred and fifty-one.

Appropriation.

For pay of commission, warrant, and petty officers, and seamen, including the engineer corps of the navy, two million seven hundred and fifty-eight thousand two hundred and sixty-two dollars; and that there be paid by the proper accounting officers to William J. McAlpine and William P. S. Sanger, the same salary that was paid to their predecessors as engineers-in-chief, during the time they severally performed such service at the navy yard, Brooklyn, New York, and that the same amount of salary as is provided for the said William J. McAlpine and William P. S. Sanger, be paid to James Herron, the engineer-in-chief at the navy yard at Pensacola, during the time he has been employed at said yard.

Pay of officers and seamen.

Wm. J. McAlpine and W. P. S. Sanger.

James Herron.

For pay of superintendents, naval constructors, and all the civil establishments at the several navy yards and stations, seventy-three thousand nine hundred and sixty dollars.

Superintendents, constructors, &c.

To equalize the salary of the clerk of the naval constructor at Kittery with those at other navy yards, two hundred and fifty dollars.

Clerk at Kittery.

For provisions for commission, warrant, and petty officers and seamen, including engineers and marines attached to vessels for sea service, six hundred and eighty-six thousand two hundred dollars: *Provided*, That so much of the "act making appropriations for the naval service for the half calendar year beginning the first day of January, and ending the thirtieth day of June, eighteen hundred and forty-three, and for the fiscal year beginning the first day of July, eighteen hundred and forty-three, and ending the thirtieth day of June, eighteen hundred and forty-four, approved the third March, eighteen hundred and forty-three, as requires the Secretary of the Navy to advertise once a week, for at least four weeks, for proposals for the transportation of supplies for the use of the navy, be, and the same hereby is, repealed, and that hereafter such advertisements shall be made for a period of not less than five days.

Provisions.

Proviso.

1843, ch. 83.

For surgeons' necessities and appliances for the sick and hurt of the navy, including marine corps, thirty-six thousand eight hundred dollars.

Surgeons' necessities.

For repair of vessels in ordinary, and for wear and tear of vessels in commission, including fuel for steamers, and the purchase of American water-rotted hemp, to be bought by the Secretary of the Navy in open market: *Provided*, That that the price of the American hemp shall not

Repairs, hemp, &c.

Proviso.

For making examinations of the various condensers for supplying marine engines with fresh water.

Meteorological observations.

Ordnance and ordnance stores.

Nautical instruments.

Books, maps, and charts.

Binding and printing.

Miscellaneous expenses of hydrographical office and national observatory.

Copying sea journals, engraving and publishing wind and current charts, &c.

Buildings of naval school.

Contingent expenses.

Transportation of U. S. mail in steamers.

Proviso.

exceed the average price of the foreign article, for the last five years, one million seven hundred and fifty thousand dollars.

And that the Secretary of the Navy be authorized to examine into the merits of the various condensers for supplying the boilers of marine engines with fresh water, and that he report to this House, at its next session, the result of said examination, together with his opinion as to the value of the best of said condensers to the government of the United States, and that the sum of five thousand dollars be, and the same is hereby, appropriated, to carry into effect this provision.

For meteorological observations, to be conducted under the direction of the Secretary of the Navy, two thousand dollars.

For ordnance, and ordnance stores, and small arms, including incidental expenses, one hundred and ninety-six thousand nine hundred dollars.

For the purchase and repair of nautical instruments of the hydrographical office, ten thousand five hundred dollars.

For the purchase of books, maps, and charts for the hydrographical office, four thousand one hundred and twenty-five dollars.

For backing and binding the same, and for printing and publishing hydrographical surveys and astronomical observations, four thousand six hundred dollars.

For models, drawings, copying, postage, stationery, freight and transportation; for pay of lithographer, and for working lithographic press, including chemicals; for planting trees, sodding, and keeping grounds and buildings in order; for pay of porter, gardner, watchman, and instrument maker; for fuel and lights of the hydrographical office and national observatory, eight thousand four hundred and ten dollars.

For copying abstracts from old sea journals for the wind and current charts, and for continuing the engraving and publication of the same, including cost of copper, stones, chemicals, paper, &c., in the national observatory, seven thousand five hundred dollars.

For improvement and repair of buildings and grounds of the naval school at Annapolis, twenty-eight thousand two hundred dollars.

For contingent expenses that may accrue for the following purposes, viz.: freight and transportation, printing and stationery, advertising in newspapers; books, maps, models, and drawings; purchase and repair of fire-engines and machinery, and a patent right to use the same; repair of and attending on steam-engines in yards; purchase and maintaining of horses and oxen, and driving teams; carts, timber wheels, and the purchase and repair of workman's tools, postage of public letters, furniture for government houses, fuel, oil and candles, for navy yards and store stations, cleaning and clearing up yards; watchmen and incidental labor not chargeable to any other appropriation; labor attending on the delivery of stores and supplies on foreign stations; wharfage, dockage, and rent, travelling expenses of officers, funeral expenses, store and office rent, stationery and fuel to navy agents and storekeepers, flags, awnings and packing cases, premiums and other expenses of recruiting, apprehending deserters, per diem pay to persons attending courts-martial and courts of inquiry, and other services authorized by law, pay to judge advocates, pilotage and towage of vessels, and assistance rendered to vessels in distress, five hundred and thirty-two thousand one hundred and forty-five dollars.

For transportation of the United States mail between New York and Liverpool, between New York and New Orleans, Havana and Chagres, and between Panama and some points in the Territory of Oregon, eight hundred and seventy-four thousand six hundred dollars: *Provided*, That no payment shall be made for said services, except in proportion to the mail service heretofore performed, or that may be hereafter performed; and that the Secretary of the Navy is hereby directed to make

payment in said proportion only: *Provided*, That flogging in the navy, and on board vessels of commerce, be, and the same is hereby, abolished from and after the passage of this act.

Abolition of flogging in the navy and merchant service.

And that no midshipman in the navy shall be appointed from any congressional district, having at the time of appointment more than two officers of that grade in the navy from such district: and whenever an appointment shall be made from any State, the person so appointed shall be an actual resident of the congressional district from which the appointment purports to be made: *And provided, further*, that such congressional district of any State, as may not have any midshipmen in the navy at the time an appointment may be made from said State, shall be entitled to at least one appointment before any other shall be made from any district of the State having one or more officers of that grade in the navy.

Appointment of midshipmen.

Proviso.

For preparing for publication the American Nautical Almanac, twelve thousand eight hundred and fifty dollars: *Provided*, That hereafter the meridian of the observatory at Washington shall be adopted and used as the American meridian for all astronomical purposes, and that the meridian of Greenwich shall be adopted for all nautical purposes.

American Nautical Almanac.

Proviso as to the meridian.

And the Secretary of the Navy is hereby directed, in making contracts and purchases of articles for naval purposes, to give the preference, all other things (including price and quality) being equal, to articles of the growth, production, and manufacture of the United States; and that in the article of fuel for the navy, or naval stations and yards, the Secretary of the Navy shall have power to discriminate and purchase, in such manner as he may deem proper, that kind of fuel which is best adapted to the purpose for which it is to be used.

Secretary of the navy directed, in making contracts and purchases, to give the preference, other things being equal, to productions of the U. States.

And the pay of the superintendent of the naval school at Annapolis shall be at the rate allowed to an officer of his rank, when in service at sea.

Fuel.
Pay of superintendent of naval school.

For constructions, extension, and completion of the following objects, and for contingent repairs at the several navy yards, viz.:

Constructions and contingencies at navy yards.

At Portsmouth, N. H.—For brick stables, lime-house, coal-house, filling in wharf east of bridge, filling in wharf east of timber-shed, machinery and tools for smithery, and for repairs of all kinds, thirty-one thousand six hundred and seventy-three dollars.

Portsmouth.

At Boston.—For storehouse on number thirty-six, stone skids in timber-shed number thirty-three, stone skids in timber-shed number thirty-eight, paving in front and rear of carpenters and joiners shops, completing sail loft and cordage-store, mastmakers shed, N. Pedrick's patent fliers, drains between timber-sheds, and repairs of all kinds, one hundred and eight thousand five hundred dollars.

Boston.

At New York.—For one officer's house, one work and machine shop, quay walls, dredging channels, sewer from city drain, house on gun block, removing coffer dam and dredging in front of dock, and for repairs of all kinds, one hundred and nineteen thousand five hundred dollars.

New York.

At Philadelphia.—For extending wharves number one, two, and four, extending ways in ship-house G, moving ship-house F, and extending ways, two culverts and moving shears, raising roof of smithery, raising roof of timber-shed five, filling up old timber dock, iron railing front of officers' houses, and for repairs of all kinds, eighty thousand and ninety-three dollars: and the pay of the engineer, Ward B. Burnett, at the navy yard, Philadelphia, be two thousand three hundred and fifty dollars, commencing at the time of his appointment on the first day of February, eighteen hundred and forty-nine.

Philadelphia.

At Washington.—For a building and machinery for a copper rolling establishment, and for repairs of all kinds, fifty-one thousand three hundred dollars.

Washington.

- Norfolk.** *At Norfolk.*—For storehouse number nineteen and gateway, wall across timber dock, completing engine-house to smithery and machinery, iron pipes to cisterns, magazine at Fort Norfolk, magazine keeper's house, filling in space enclosed by quay walls, filling low grounds, making streets in yard, digging out timber dock, and for repairs of all kinds, sixty-two thousand five hundred dollars.
- Pensacola.** *At Pensacola.*—For extending permanent wharf, dredging, towards timber-shed, coal-house, extension of wharf and rail tracks near number twenty-six, lime-house, muster-house, and office for the clerk of the yard, and for repairs of all kinds, one hundred and ninety-seven thousand seven hundred dollars.
- Memphis.** *At Memphis.*—For completing the following works, viz.: excavation and embankment, ropewalk and boiler-house, saw-mill, one wing of stone house, blacksmith's shop, joiner's shop, tarring-house, offices, commandant's house, machinery for saw-mill; and for constructing a hemp-house, house for fire-engine, cisterns, pavements, drains, and ditches, and for repairs of all kinds, one hundred and thirty-four thousand dollars.
- Sackett's Harbor.** *At Sackett's Harbor.*—For fences and repairs of all kinds, seven hundred dollars.
- Hospitals.** For hospitals, viz.:
Boston. *At Boston.*—For repairing, whitewashing fences, walls, painting, glazing, repairs of roads, &c., one thousand dollars.
- New York.** *At New York.*—For paving, grading, completing sewers, wall and fence round burying-ground, and current repairs, sixteen thousand dollars.
- Pensacola.** *At Pensacola.*—For general repairs, one thousand seven hundred and fifty dollars.
- Magazines.** For magazines, viz.:
Boston. *At Boston,* one hundred and fifty dollars.
New York. *At New York,* five hundred dollars.
Washington. *At Washington,* one hundred and fifty dollars.
Dry docks. For completing the stone dry dock at New York, one hundred and eighty thousand dollars.
New York. *At Kittery.* For completing the floating dry dock at Kittery, Maine, three hundred thousand dollars.
- At Philadelphia.** For completing the floating dry dock at Philadelphia, three hundred and seventy-one thousand two hundred and forty-two dollars.
- At Pensacola.** For completing the floating dry dock at Pensacola, four hundred and fourteen thousand three hundred and twenty dollars.
- On the coast of California.** For commencing the construction of a floating dry dock on the coast of California, one hundred thousand dollars; and the Secretary of the Navy is authorized to enter into a contract for the construction, with all reasonable despatch, of a sectional, or balance floating dry dock, basin, and railway, at such harbor on the coast of the Pacific Ocean as he may select, of a capacity and dimensions in no respect inferior to those of the dry dock in progress of construction at Pensacola: *Provided,* That by granting the said contractors permission if required to prepare the materials chiefly at some harbor on the Atlantic seaboard, and advancing moneys thereon, as the works progress, the said works can be completed at a sum not exceeding by more than twelve per cent. the total amount contracted to be paid for the floating dock, basin, and railway at the Pensacola navy yard, with the addition thereto of what would be the cost of transportation to said coast of the said materials thus prepared, and with the reservation till the works are done of ten per cent., and the usual surety for the faithful performance of the contract; and the Secretary of the Navy shall also be authorized to enter into an agreement with the contractors, if they will keep the said works in repair, and take proper care of the same, for any given period of years, free of charge to the government, to permit them to
- Sectional or balance floating dry dock to be constructed at such harbor on the Pacific as the Secretary of the Navy may direct.**
Proviso.

use the said works, during such period, on their own account, for repairing merchant vessels, when not occupied by vessels of the navy, to which precedence shall at all times be given, on such terms as he shall deem reasonable.

The sum of five hundred dollars for suitable plans of the buildings, and requisite improvements at the naval depot near New Orleans, and that said plans be procured and furnished under the direction of the senior naval officer resident or stationed at New Orleans.

Plans of buildings at the naval depot of New Orleans.

Marine Corps. — For pay of officers, non-commissioned officers, musicians, privates, and servants, serving on shore, subsistence for officers, and pay for undrawn clothing, two hundred and fifty-three thousand four hundred and six dollars and seven cents.

Pay of officers, marines, subsistence, and clothing.

For provisions for marines serving on shore, twenty thousand dollars.

Provisions.

For clothing, forty-six thousand four hundred and sixteen dollars.

Clothing.

For fuel, ten thousand dollars.

Fuel.

For military stores, repair of arms, pay of armorers, accoutrements, ordnance stores, flags, drums, fifes, and musical instruments, six thousand nine hundred dollars.

Military stores, etc.

For transportation of officers and troops, and expenses of recruiting, nine thousand dollars.

Transportation.

For repairs of barracks, and rent of temporary barracks and offices for commanding officers, six thousand dollars.

Barracks and repairs.

For contingencies, viz.: freight, ferriage, cartage, wharfage, compensation to judges advocate per diem, for attending courts-martial, courts of inquiry, and for constant labor, house rent in lieu of quarters, burial of deceased marines, printing, stationery, forage, postage, pursuit of deserters, candles, oil, straw, furniture, bed-sacks, spades, axes, shovels, picks, carpenters tools, keep of a horse for the messenger, pay of matron, washerwoman, and porter at the hospital headquarters, twenty thousand dollars.

Contingencies

SEC. 2. *And be it further enacted*, That the Secretary of the Navy is authorized, should he deem it practicable to employ such part of the naval force as may be necessary, to remove the wreck of the steam-frigate Missouri lying in the harbor of Gibraltar.

Wreck of the "Missouri," in the harbor of Gibraltar.

SEC. 3. *And be it further enacted*, That the Secretary of the Navy be, and is hereby authorized, if he deems it advisable to submit the demands of the claimants for salvage on the United States vessel Waterwitch, to the arbitration of the judge of the District Court of the United States in the southern district of Florida.

Salvage for the "Water Witch."

APPROVED, September 28, 1850.

CHAP. LXXXI. — *An Act making Appropriations for certain Fortifications of the United States, for the Year ending the thirtieth of June, one thousand eight hundred and fifty-one.* Sept. 28, 1850.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and they are hereby, appropriated, to be paid out of any money in the treasury not otherwise appropriated, for the preservation, repairs, and construction of certain fortifications, for the year ending the thirtieth of June, eighteen hundred and fifty-one.

Appropriation.

For defensive works and barracks near Detroit, fifteen thousand dollars.

Detroit.

For fortifications at outlet of Lake Champlain, fifteen thousand dollars.

Lake Champlain.

For defensive works and barracks at narrows of Penobscot River, Maine, twenty thousand dollars.

Penobscot River.