

Act of Feb. 11, 1800, ch. 16.

Continuance of this act.

President authorized to remit the disabilities, &c. &c.

and ninety-seven, and made perpetual by an act passed the eleventh of February, one thousand eight hundred.

SEC. 4. *And be it further enacted*, That this act shall continue and be in force for one year, and no longer.

SEC. 5. *And be it further enacted*, That at any time after the passing of this act, it shall be lawful for the President of the United States, if he shall deem it expedient and consistent with the interests of the United States, by his order, to remit and discontinue the restraints and prohibitions on the commerce aforesaid.

APPROVED, February 28, 1806.

STATUTE I.

Feb. 28, 1806.

CHAP. X.—*An Act authorizing the sale of a tract of land, in the town of Cincinnati, and state of Ohio.*

Secretary of the Treasury to cause a tract of land to be surveyed, the site of fort Washington, and sold, &c. &c.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That for the disposal of a certain tract or lot of land, belonging to the United States, in the town of Cincinnati, on the Ohio, being the same on which Fort Washington was erected, the Secretary of the Treasury shall cause the said tract to be surveyed and laid off into town lots, streets and avenues, in such manner, and of such dimensions as he may judge proper, conforming as near as may be to the original plan of the town; when the survey is completed, a plat thereof shall be returned to the surveyor-general, on which the lots shall be denominated by progressive numbers, who shall therefrom cause two copies to be made, one to be transmitted to the Secretary of the Treasury, and the other to the register of the land-office at Cincinnati: on the receipt of which plat, the Secretary of the Treasury shall cause the said town lots to be offered to the highest bidder at public sale, to be held at Cincinnati, under the superintendence of the register and receiver of the land-office in the district of Cincinnati, on the same terms and conditions as have been provided for the public sale of the public lands of the United States. Six weeks' notice shall be given of the day of sale, in at least two newspapers published in the state of Ohio.

APPROVED, February 28, 1806.

STATUTE I.

Feb. 28, 1806.

Act of March 2, 1805, ch. 26.

Powers of the surveyor general to be extended to the territory of Louisiana.

Deputy surveyors to be appointed.

Their duties, &c.

CHAP. XI.—*An Act extending the powers of the Surveyor-general to the territory of Louisiana; and for other purposes.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the powers vested by law in the surveyor-general, shall extend over all the public lands of the United States, in the territory of Louisiana, to which the Indian title has been or hereafter shall be extinguished. It shall be the duty of the said surveyor-general to appoint a sufficient number of skilful surveyors, as his deputies, in the said territory, one of whom he shall, with the approbation of the Secretary of the Treasury, designate as his principal deputy for the same. (a) Which said deputies shall severally take an oath, or affirmation, truly and faithfully to discharge the duties of their respective offices. The said principal deputy shall reside and keep an office in the said territory, and shall, under the superintendence of the surveyor-general, execute or cause to be executed by the other deputies, such surveys as may hereafter be authorized by law, or as he may be directed to execute by the commissioners appointed for the purpose of ascertaining the titles and claims to land within the territory aforesaid; and shall generally perform therein, in conformity with the regulations

(a) By the 3d section of the act of April 29, 1816, chap. 51, so much of the act of February 28, 1806, as provides for the appointment of a principal deputy as is inconsistent with the act of 1816, is repealed.

and instructions of the said surveyor-general, the duties imposed by law on the said surveyor-general.

SEC. 2. *And be it further enacted*, That all the plots of surveys, and all other papers and documents pertaining, or which did pertain to the office of surveyor-general, under the Spanish government, within the limits of the territory aforesaid, or to any other office heretofore established or authorized, for the purpose of executing or recording surveys of lands within the said limits, shall be delivered to the principal deputy aforesaid; and no plot of survey shall be admitted as evidence, in any court of justice, unless certified by the said principal deputy, to be a true copy of the record in his office.

SEC. 3. *And be it further enacted*, That so much of the act, intituled "An act for ascertaining and adjusting the titles and claims to land within the territory of Orleans and the district of Louisiana," as makes it the duty of every claimant to lands, within the territory of Louisiana, to deliver to the recorder of land titles a plot of the tract or tracts, claimed by him, be, and the same is hereby repealed, so far as relates to claimants whose tracts had not been surveyed by the proper officer, under the Spanish government, prior to the twentieth day of December, one thousand eight hundred and three. And the commissioners appointed for ascertaining the titles and claims to lands, within either the territory of Louisiana, or that of Orleans, are hereby authorized to direct the officer exercising the powers of surveyor-general, within the same, to execute such surveys as they may think necessary, for the purpose of deciding on claims presented for their decision: *Provided*, that the expense of executing such surveys shall be defrayed by the parties claiming the land, unless the same be claimed by a legal French or Spanish grant, made and completed before the first day of October, one thousand eight hundred: *And provided also*, and it is hereby further enacted, that every such survey, as well as every other survey, by whatever authority heretofore executed, those of the above-mentioned legal and complete titles only excepted, shall be held and considered as private surveys only; and all the tracts of land, the titles to which may be ultimately confirmed by Congress, in conformity with the provisions of the act above mentioned, shall, prior to the issuing of patents, be re-surveyed, if judged necessary, under the authority of the person exercising the powers of surveyor-general, and at the expense of the parties.

SEC. 4. *And be it further enacted*, That the surveyor-general shall fix the compensation of the deputy surveyors, chain carriers, and axemen, in the territory of Louisiana: *Provided*, that the whole expense of surveying and marking the lines, whether paid by the United States, or by individuals, shall not exceed three dollars per mile, for every mile that shall be actually run, or surveyed and marked. And the principal deputy aforesaid, shall be entitled to receive from individuals the following fees, that is to say: for examining and recording the surveys executed by any of the deputies, at the rate of twenty-five cents for every mile of the boundary line of such survey, and for a certified copy of any plot of a survey in his office, twenty-five cents.

APPROVED, February 28, 1806.

CHAP. XII.—*An Act declaring the consent of Congress to an act of the state of Pennsylvania, intituled "An act to empower the board of wardens, for the port of Philadelphia, to collect a certain duty on tonnage, for the purposes therein mentioned."*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the consent of Congress be, and it is hereby granted and declared to the operation of an act of the legislature of Pennsylvania, passed on the first day of April, in the

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Plots of surveys appertaining to the office of surveyor-general under the Spanish government to be delivered to the principal deputy: What copies are good evidence.

Part of a former act respecting plots of land, &c. &c. repealed.

Act of March 2, 1805, ch. 26, sect. 4.

Commissioners authorized to direct such surveys as they may think necessary for the ascertainment of titles.

Proviso.

Private surveys excepted.

All tracts to which the title shall be confirmed by Congress, shall be re-surveyed.

Compensations.

Proviso.

STATUTE I.

Feb. 28, 1806.

[Obsolete.]

Assent of Congress to an act of the legislature of Pennsylvania, laying a