

territories, to take effectual measures to organize, arm and equip according to law, and hold in readiness to march at a moment's warning, their respective proportions of one hundred thousand militia, officers included, to be apportioned by the President of the United States, from the latest militia returns in the department of war, and in cases where such returns have not been made, by such other data as he shall judge equitable.

SEC. 2. *And be it further enacted*, That the executives of the several states and territories may accept, as part of the said detachment, any corps of volunteers who shall engage to continue in service six months after they arrive at the place of rendezvous.

SEC. 3. *And be it further enacted*, That the detachment of militia and volunteers aforesaid shall be officered out of the present militia officers, or others, at the option and discretion of the constitutional authority in the respective states and territories, the President apportioning the general officers among the respective states and territories, as he may deem proper.

SEC. 4. *And be it further enacted*, That the said detachments shall not be compelled to serve a longer time than six months after they arrive at the place of rendezvous, and that during the time of their service, they shall be entitled to the same pay, rations and allowance for clothing, as are established by law for the army of the United States.

SEC. 5. *And be it further enacted*, That the President of the United States be, and he is hereby authorized to call into actual service any part, or the whole of said detachment, when he shall judge that the exigencies of the United States require it; and, if a part only of said detachment shall be called into actual service, they shall be taken from such part thereof, as the President of the United States shall deem proper.

SEC. 6. *And be it further enacted*, That a sum not exceeding one million of dollars be, and the same is hereby appropriated, out of any monies in the treasury, not otherwise appropriated, for the pay, subsistence, and support of such part of said detachment as may be called into actual service.

SEC. 7. *And be it further enacted*, That this act shall continue and be in force for the term of two years from the passing thereof, and no longer.

APPROVED, March 30, 1808.

organize and equip their quotas of militia.

Apportionment, how made.

Executives of states may accept corps of volunteers.

Detachment of militia,—how to be officered.

General officers to be apportioned by the President.

Term of service of the detachment; allowance of pay, rations, &c.

President may call the whole or part of detachment into service.

Appropriation.

Limitation of this act.

STATUTE I.

CHAP. XL.—*An Act concerning the sale of the Lands of the United States, and for other purposes.*(a)

March 31, 1808.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever the President of the United States has been or may be authorized to cause the public lands, in any land district, to be offered for sale, it shall be lawful, whenever he shall think it convenient, to offer for sale, at first, only a part of the lands contained in such district, and at any subsequent time or times, to offer for sale in the same manner, any other part, or the remainder of the lands contained in the same.

SEC. 2. *And be it further enacted*, That the fourth section of an act passed the twenty-first day of April, one thousand eight hundred and six, intituled "An act in addition to an act, intituled An act regulating the grants of land, and providing for the disposal of the lands of the United States south of the state of Tennessee," be revived and continued in force until the first day of October next: and in any case where a donation shall be granted in lieu of a pre-emption certificate, agreeable to the provisions of the said fourth section, the money, if any shall

Act of March 3, 1803, ch. 27.

Act of March 27, 1804, ch. 35.

Act of June 30, 1812, ch. 110.

Public lands may be offered for sale in such proportions as the President chooses.

Part of a former act revived.

Act of April 21, 1806, ch. 46.

(a) See notes to act of March 3, 1803, chap. 27.

have been paid, shall be by the receiver of the public money repaid to the person or persons who have paid the same.

Settlers on the river Mobile allowed a further time to put in their claims.

SEC. 3. *And be it further enacted*, That certain settlers on the river Mobile, in the Mississippi territory, east of Pearl river, who reside near the line of demarcation, between the United States and Spain, run in pursuance of the treaty of the twenty-seventh day of October, one thousand seven hundred and ninety-five, and whose claims to land has not been decided on according to law, shall be allowed until the first day of October next, to file a notice in writing with the register of the land-office, stating the nature and extent of their claims, together with a plat of the tract or tracts claimed; and the said register of the land-office, and the receiver of public monies, are hereby required to hear and determine such claims according to the several acts of Congress "regulating the grants of land and providing for the disposal of the lands of the United States south of the state of Tennessee," and to grant certificates in the form heretofore prescribed by the board of commissioners in said district.

Act of March 3, 1803, ch. 27.

Reports to be made by the registers of the land-offices east and west of Pearl river, to the Secretary of the Treasury, &c. &c.

SEC. 4. *And be it further enacted*, That it shall be the duty of the registers of the land-office east and west of Pearl river, in the Mississippi territory, to transmit to the Secretary of the Treasury of the United States, on or before the first day of November next, a full and fair report of all the claims of certain persons to lands in the Mississippi territory, founded upon British or Spanish warrants or orders of survey granted prior to the twenty-seventh day of October, one thousand seven hundred and ninety-five, not confirmed by former laws regulating the grants of lands in said territory, which have heretofore been regularly filed with the register of the land-office aforesaid, together with the evidence in support of such claims respectively, and to be by him laid before Congress at their next ensuing session. And the land contained in such warrants or orders of survey shall not be disposed of until otherwise directed by law.

Certain lands to which Indian title has been extinguished, to be attached to land district east of Pearl river.

SEC. 5. *And be it further enacted*, That that part of the lands to which the Indian title was extinguished by the treaty with the Choctaw nation made on Mount Dexter, in the year one thousand eight hundred and five, lying on the east of Pearl river, shall be attached to the land district east of Pearl river, and that the residue of the lands to which the Indian title was extinguished by said treaty, shall be attached to the land district west of Pearl river; and the said lands shall, with the exception of section number sixteen, which shall be reserved in each township for the use of schools within the same, and also with the exception of fifteen hundred acres of land, which is hereby confirmed to John M'Grew, in compliance with the fourth article of said treaty, be offered for sale under the same regulations, at the same prices, and on the same terms as other lands lying within the said districts.

Actual settlers on lands of the U. States in Mississippi territory, allowed a further time.

SEC. 6. *And be it further enacted*, That every person and the legal representatives of every person, who being either the head of a family, or above the age of twenty-one years, who did before the third day of March, one thousand eight hundred and seven, actually inhabit and cultivate a tract of land in the Mississippi territory, belonging to the United States, shall be allowed until the first day of October next, to obtain permission to remain on such tract or tracts of land, according to the provisions of the act, intituled "An act to prevent settlements being made on lands ceded to the United States until authorized by law," and the person or persons obtaining such permission shall be entitled to all the benefits, rights and privileges granted by law to those who obtained the same prior to the first day of January, one thousand eight hundred and eight.

1807, ch. 46.

Right of U. States to two

SEC. 7. *And be it further enacted*, That the right of the United States to two town lots lying and being in the city of Natchez be, and the same

is hereby forever vested in the corporation of the said city, so as not to affect the legal or equitable claims of any individuals, or of any body politic or corporate, if any such there be.

SEC. 8. *And be it further enacted*, That whenever the claims of persons having a right of pre-emption in either of the districts east or west of Pearl river, shall interfere with each other, the register and receiver of public monies are hereby authorized in their respective districts so to regulate their locations as to prevent such interference.

APPROVED, March 31, 1808.

town lots ceded to the corporation of Natchez. Saving of private rights.

Interfering claims in districts east and west of Pearl river, how to be settled.

STATUTE I.

April 1, 1808.

[Expired.]

Mint continued in Philadelphia for five years after 4th March, 1808. 1812, ch. 2.

CHAP. XLI.—*An Act further to prolong the continuance of the Mint at Philadelphia.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the act, intituled "An act concerning the mint," approved March the third, one thousand eight hundred and one, is hereby revived and continued in force and operation for the further term of five years after the fourth day of March, one thousand eight hundred and eight.

APPROVED, April 1, 1808.

STATUTE I.

April 2, 1808.

[Obsolete.]

President authorized to sell to individual states public arms.

CHAP. XLII.—*An Act authorizing the sale of public Arms.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States be, and he is hereby authorized to cause to be sold to individual states, which may wish to purchase, any arms now owned by the United States, and which may be parted with without injury to the public: Accounts of such sales shall be laid before Congress, and the money arising therefrom be, and the same is hereby appropriated, under the direction of the President of the United States, to the purchase or manufacture of other arms for the use of the United States: *Provided*, that such arms be not delivered to any state or their agents until the payment of the purchase money be first made into the treasury of the United States, in money or in the stock of the United States, at its value, as established by an act, intituled "An act to repeal so much of any act or acts as authorize the receipt of evidences of the public debt, in payment for the lands of the United States, and for other purposes relative to the public debt:" *Provided also*, that this provision shall not extend to any purchase, not exceeding five thousand stand of arms, which shall be made by a state to which the United States by existing engagements are bound to pay a sum of money, equal to the amount of such purchase.

APPROVED, April 2, 1808.

Payment of the purchase money to be first made into the treasury of the U. States.

1806, ch. 50.

Proviso.

STATUTE I.

April 12, 1808.

[Obsolete.]

Additional military force to be raised.

CHAP. XLIII.—*An Act to raise for a limited time an additional military force.*(a)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the present military establishment of the United States, there be raised five regiments of infantry, one regiment of riflemen, one regiment of light artillery, and one regiment of light dragoons, to be enlisted for the term of five years, unless sooner discharged.

SEC. 2. *And be it further enacted*, That the said regiments of infantry, riflemen, and artillery, shall consist of ten companies each, and

Term of service. How the regiments are to be composed.

(a) See the act fixing the military peace establishment of the United States, March 3, 1815, chap. 78.