

toll shall be no longer collected thereon; and said company shall annually make returns to said circuit court of the amount of tolls collected, and of their necessary expenses, so as to enable said circuit court to determine when said toll shall cease.

Penalty for evading the payment of tolls.

SEC. 13. *And be it further enacted*, That if any person or persons, riding in, or driving any carriage of any kind, or leading, riding or driving any horses, sheep, hogs, or any kind of cattle whatever, on said road, shall pass through any private gate, bars or fence, or over any private way or passage, or pass through any toll-gate under any pretended privilege or exemption, to which he or she, or they, may not be entitled, or do any act or thing with intent to lessen or evade the tolls for passing through the gates established under this act, such person or persons, for every such offence, shall forfeit to the said president and directors, not less than three, nor more than ten dollars, to be recovered before any justice of the peace, with costs, in the same manner that small debts are recoverable: *Provided*, that it shall not be lawful for the company to ask, demand or receive from or for persons living on or adjacent to the said road, who may have occasion to pass by said road upon the ordinary business relating to their farms, so far as the limits of the same may extend on the road, who shall not have any other convenient road or way by which they may pass from one part to another part thereof, any toll for passing on or by the said turnpike.

Proviso.

APPROVED, March 3, 1809.

STATUTE II.

March 3, 1809.

Act of July 11, 1798, ch. 72.
Act of March 2, 1799, ch. 37.
Augmentation of the marine corps authorized.

CHAP. XXXIII.—*An Act authorizing an augmentation of the Marine Corps.*(a)

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 shall be, and he is hereby authorized to cause the marine corps in the service of the United States, to be augmented, by the appointment and enlistment of not exceeding one major, two captains, two first lieutenants, one hundred and eighty-five corporals, and five hundred and ninety-four privates, who shall be respectively allowed the same pay, bounty, clothing and rations, and shall be employed under the same rules and regulations to which the said marine corps are, or shall, be entitled and subject.

Term of establishments.

SEC. 2. *And be it further enacted*, That from and after the passage of this act, all enlistments in the said corps, shall be for the term of five years, unless sooner discharged, any law to the contrary notwithstanding.

APPROVED, March 3, 1809.

STATUTE II.

March 3, 1809.

[Obsolete.]
Further appropriation.

CHAP. XXXIV.—*An Act supplemental to the act intituled "An act for establishing trading houses with the Indian tribes."*(b)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a sum, not exceeding forty thousand dollars, in addition to the sum heretofore appropriated for the purpose of carrying on trade and intercourse with the Indian nations, in the manner prescribed by the act, intituled "An act for establishing trading houses with the Indian tribes," be, and the same is hereby appropriated, to be paid out of any monies in the treasury of the United States, not otherwise appropriated.

Act of April 18, 1796, ch. 13.
Act of April 21, 1806, ch. 48.
Act of March 2, 1811, ch. 30.
Appropriation for an additional clerk in the superintendent's office.

SEC. 2. *And be it further enacted*, That the sum of eight hundred dollars be, and the same is hereby appropriated out of any monies in the treasury of the United States not otherwise appropriated, for an additional clerk in the office of the superintendent of Indian trade.

(a) See notes of the acts passed relating to the Marine Corps, vol. i. 594.

(b) See notes to the act of April 18, 1796, chap. 13.

SEC. 3. *And be it further enacted*, That the proviso to the twelfth section of the act, intituled "An act for establishing trading houses with the Indian tribes," be, and the same is hereby repealed.

SEC. 4. *And be it further enacted*, That the act to which this is a supplement, and also this act, shall, from and after the twenty-first day of April next, commence and be continued in force, for and during the term of three years, and no longer.

APPROVED, March 3, 1809.

A proviso of a former law repealed.

Act of April 21, 1806, ch. 48.

Continuance of this act and of the one to which it is a supplement.

STATUTE II.

March 3, 1809.

CHAP. XXXVI.—*An Act making appropriations for the support of the Military establishment, and of the Navy of the United States, for the year one thousand eight hundred and nine.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for defraying the expense of the military establishment of the United States for the year one thousand eight hundred and nine, for the Indian department, and for the expense of fortifications, arsenals, magazines and armories, the following sums be, and the same hereby are respectively appropriated, that is to say:

For the pay of the army of the United States, eight hundred and sixty-eight thousand two hundred and forty dollars.

Specific appropriations.

For forage, sixty-four thousand six hundred and twenty-four dollars.

For subsistence, six hundred and forty-one thousand two hundred and twenty-eight dollars and thirty-five cents.

For clothing, two hundred and ninety-three thousand two hundred and sixty-four dollars.

For bounties and premiums, fifteen thousand dollars.

For the medical and hospital departments, forty-five thousand dollars.

For camp equipage, fuel, tools and transportation, two hundred and seventy thousand dollars.

For ordnance, seventy-five thousand dollars.

For purchasing horses, saddles and bridles for the light dragoons, and for the light artillery fifty-one thousand seven hundred and twenty dollars.

For forage for the horses for the regiment of light artillery, ten thousand eight hundred dollars.

For fortifications, arsenals, magazines and armories, two hundred and nineteen thousand and thirty-four dollars and seventy-five cents.

For purchasing maps, plans, books and instruments, two thousand five hundred dollars.

For contingencies, fifty thousand dollars.

For the salary of clerks employed in the military agent's offices, and in the office of inspector of the army, three thousand five hundred dollars.

For the Indian department, one hundred and twenty-five thousand six hundred dollars.

For the purpose of paying James Powell, late collector of Savannah, the amount of monies advanced by him to Solomon Ellis, contractor for supplying rations to the troops of the United States, in the state of Georgia, including a commission of two per centum to the collector, twenty-seven thousand six hundred and twenty-one dollars and eight cents.

For the purpose of paying Ferdinand Phinizy, late contractor for supplying the troops in Georgia, a balance due to him as admitted by the comptroller of the treasury, on the twenty-fourth of July, one thousand seven hundred and ninety-nine, one thousand three hundred and ninety-three dollars and thirty-nine cents.

SEC. 2. *And be it further enacted*, That for defraying the expenses of the navy of the United States, during the year one thousand eight