

the tract of land lying on the Coosa river, whereon the town of Jefferson is situated, in said county, containing one hundred and fifty acres, according to the survey of S. R. Russell, county surveyor for the seat of justice of said county, instead of the quarter section allowed by law for the same purpose; the commissioners of said county paying for the same the minimum price as in other cases.

APPROVED, July 5, 1838.

Cherokee county, &c.

CHAP. CLVIII.—*An Act to modify the last clause of the fifth section of the deposit act of the twenty-third of June, eighteen hundred and thirty-six.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the last clause of the fifth section of the act entitled "An act to regulate the deposits of the public money," approved on the twenty-third day of June, eighteen hundred and thirty-six, declaring that the notes or bills of no bank shall be received in payment of any debt due to the United States, which shall, after the fourth day of July, in the year one thousand eight hundred and thirty-six, issue any note or bill of a less denomination than five dollars, shall be, and the same is hereby, so far modified as that the interdiction as to the reception of the bills and notes shall not continue against any bank which has, since the said fourth day of July, in the year one thousand eight hundred and thirty-six, issued bills or notes of a less denomination than five dollars, or which shall issue any such bills or notes prior to the first day of October, in the year eighteen hundred and thirty-eight, but that from and after the said last mentioned day, the bills or notes of no bank shall be received in payment of any debt due to the United States, which bank shall, after that date, issue, re-issue, or pay out any bill or note of a denomination less than five dollars.

APPROVED, July 5, 1838.

STATUTE II.

July 5, 1838.

[Obsolete.]

Act of June 23, 1836, ch. 115, last clause, modified as to issues of notes under five dollars.

CHAP. CLIX.—*An Act to amend "An act authorizing the Secretary of War to establish a pension agency in the town of Decatur in the State of Alabama, and to provide for the payment of certain pensioners in the said town of Decatur."*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized, if in his opinion necessary, to remove and establish said pension agency in the town of Huntsville, Alabama; and, in the event of said removal, the pensioners described in said act shall be paid in Huntsville.

APPROVED, July 5, 1838.

STATUTE II.

July 5, 1838.

Act of June 27, 1834, ch. 91.

Sec. War empowered to remove pension agency at Decatur to Huntsville Ala.

CHAP. CLX.—*An Act to authorize vessels bound for the ports of Mexico, and prevented from completing the voyages in consequence of the existing blockade of those ports, to enter and store their cargoes in the ports of the United States.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That any vessel which may have been turned off from her port of destination in Mexico, by the blockading squadron, may land and store her cargo in any port of the United States into which she may first enter, to be kept under the custody of the custom-house, free from duty or any other charge except the usual storage: *Provided,* The said cargo be re-exported within twelve months from the time of its being so stored, and the provisions of the existing laws relating to the importation of goods, with the privilege of re-exportation without the payment of duty, or with the

STATUTE II.

July 5, 1838.

Vessels turned off from their destination in Mexico by the blockading squadron, may, &c.  
PROVISO.

privilege of a drawback of duty, shall be applicable to goods entered and stored under the provisions of this act, except as is herein otherwise provided.

APPROVED, July 5, 1838.

STATUTE II.

July 5, 1838.

CHAP. CLXI.—*An Act to authorize the issuing of patents to the last bona fide transferee of reservations under the treaty between the United States and the Creek tribe of Indians which was concluded on the twenty-fourth of March, eighteen hundred and thirty-two.*

The President to cause patents to issue to the last purchasers, &c. of Indian selections, &c.

*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 and required to cause patents to be issued to such person or persons as may be the bona fide purchaser, owner, assignee, or transferee of any selection or reservation which has been made to, or in behalf of, any chief or head of an Indian family, under a treaty concluded between the United States and the Creek tribe of Indians, at Washington city, on the twenty-fourth day of March, eighteen hundred and thirty-two, whatever may be the number of intermediate transfers or assignments: *Provided,* The person or persons applying for such patent or patents shall adduce satisfactory proof to the Commissioner of the General Land Office of the fairness of said several preceding transfers or assignments.

Proviso.

APPROVED, July 5, 1838.

STATUTE II.

July 5, 1838.

Act of May 23, 1836, ch. 80.

One company to be added to each of the regiments of artillery, &c.

Organization.

A regiment of infantry to be raised.

The President authorized to increase the corps of engineers.

Pay and emoluments.

CHAP. CLXII.—*An Act to increase the present military establishment of the United States, and for other purposes. (a)*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there shall be added to each of the four regiments of artillery, one company, to be organized in the same manner as authorized by existing laws, with the exceptions hereafter mentioned; that there be added to every company of artillery sixteen privates, and to every company of infantry one sergeant and thirty-eight privates, and that the number of second lieutenants of a company of artillery be reduced to one, and that this reduction be so made in connection with the appointment of officers to the four additional companies authorized as aforesaid, and the transfer to the Ordnance Department hereafter directed, that all the present second lieutenants shall be retained in service; and there shall be raised and organized under the direction of the President of the United States, one regiment of infantry, to be composed of the same number and rank of officers, non-commissioned officers, musicians, and privates, composing the regiments of infantry now in the service of the United States, who shall receive the same pay and allowances, and be subject to the same rules and regulations which now apply to other regiments of infantry, as provided for in this act.

SEC. 2. *And be it further enacted,* That the President of the United States be and he is hereby, authorized to add to the corps of engineers, whenever he may deem it expedient to increase the same, one lieutenant colonel, two majors, six captains, six first and six second lieutenants; and that the pay and emoluments of the said corps shall be the same as those allowed to the officers of the regiment of dragoons.

(a) An act supplementary to an act entitled, An act to increase the present military establishment of the United States, and for other purposes; July 7, 1838, chap. 194.

An act to amend an act regulating the pay and emoluments of brevet officers, passed April 16, 1818; March 3, 1839, chap. 85.

An act regulating the organization of the army, and for other purposes; August 23, 1842, chap. 186. An act to repeal so much of the act approved the twenty-third of August, one thousand eight hundred and forty-two, as requires the second regiment of dragoons to be converted into riflemen, after the fourth day of March, one thousand eight hundred and forty-three; April 4, 1844, chap. 11.