

BE IT ENACTED by the Senate and House of Representatives of the United States of America in Congress assembled, **THAT** the sum of one hundred thousand dollars be, and the same is hereby, authorized to be paid, under the direction of the Secretary of the Navy, out of any money in the treasury not otherwise appropriated, to the officers and crew of the Ketch Intrepid, commanded by Stephen Decatur, who were engaged in the capture and destruction of the frigate Philadelphia, in the harbor of Tripoli, on the sixteenth February, eighteen hundred and four, to be distributed pro rata among the said officers and crew, according to the rates fixed by the sixth section of the act of April twenty third, eighteen hundred, for the better government of the Navy of the United States.

Sec. 2. And be it further enacted, That if any officer, seaman or marine, who was engaged in the capture aforesaid, shall have died prior to the passage of this act, the sum to which he would have been entitled under this act shall be divided equally among his children and his widow, if she be living and unmarried; and if there be no widow, then to his children; but if there be no children, then to his widow, if she be living and unmarried, as his sole heir; and in no case shall any collateral kinred or creditor of

any deceased officer, seaman or marine, be entitled to receive any of the benefits of this act
Provided That Mrs Priscilla Decatur Triggs and her two sisters, nieces of Commodore Stephen Decatur, shall for the purposes of this bill, be deemed his children and share as such in the distribution of prize money to be made, in the proportion of one part to the children and the other ninety in equal shares to the wife and children.

Sec. 3 And be it further enacted, That, in default of such heirs as are specified in the preceding section, the share or proportion to which any deceased officer, seaman or marine, might have been entitled under this act, shall remain in the treasury of the United States, and be carried to the surplus fund.

Sec. 4 And be it further enacted, That any portion of this appropriation which may remain unclaimed in the Treasury at the expiration of the term of three years from the date of this act, shall be carried to the surplus fund.

Passed the Senate

February 1. 1849

Attest

Abner Dickinson

Secretary

Naval Affairs
S 348

An act
for the relief of the
Captors of the frigate
Philadelphia

TR. Naval Affairs

Papers