

Expenditures
for secret ser-
vices.

1798, ch. 17.

Disbursements
by pursers of the
navy.

Post, p. 419.

SEC. 5. *And be it further enacted*, That where expenditures have been made, in the course of the war with Mexico, by the commanding generals, or under their directions, for secret services, the accounts therefor shall be adjusted and settled in the same manner as is provided for the settlement of accounts for expenses of intercourse between the United States and foreign nations, under the act entitled "An Act providing the means of intercourse between the United States and foreign nations," passed March nineteenth, seventeen hundred and ninety-eight.

SEC. 6. *And be it further enacted*, That where pursers of the navy, acting under the instructions of their commanding naval officers, have made disbursements for hostile operations against the enemy on land, and which operations have been approved by the government, such pursers shall, under the direction of the President of the United States, be credited for the amounts thus necessarily disbursed; and such parts thereof as shall have been received by officers of the army shall be charged to and accounted for by them respectively.

APPROVED, March 3, 1849.

March 3, 1849.

CHAP. CXXVII.—*An Act declaring Fort Covington, in the State of New York, to be a Port of Delivery, and for other Purposes.*

Fort Covington, New York, made a port of delivery.

Deputy collector for Chesapeake city, Md., to be appointed.

Ante, p. 410.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the town of Fort Covington, in the State of New York, shall be a port of delivery, and shall be subject to the same regulations as other ports of delivery in the United States.

SEC. 2. *And be it further enacted*, That the Secretary of the Treasury be authorized to appoint a deputy collector to reside at Chesapeake city, in the State of Maryland, to grant enrolments and licenses to vessels: *Provided*, That the compensation of the said deputy collector shall be the usual fees of office, and nothing more.

APPROVED, March 3, 1849.

March 3, 1849.

CHAP. CXXIX.—*An Act to provide for the Payment of Horses and other Property lost or destroyed in the Military Service of the United States.*

Payment for horses, and other property lost or destroyed in the military service of the United States provided for.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any field, or staff, or other officer, mounted militia-man, volunteer, ranger, or cavalry, engaged in the military service of the United States since the eighteenth of June, eighteen hundred and twelve, or who shall hereafter be in said service, and has sustained, or shall sustain, damage without any fault or negligence on his part, while in said service, by the loss of a horse in battle, or by the loss of a horse wounded in battle, and which has died or shall die of said wound, or, being so wounded, shall be abandoned by order of his officer and lost, or shall sustain damage by the loss of any horse by death or abandonment because of the unavoidable dangers of the sea when on board an United States transport vessel, or because the United States failed to supply transportation for the horse, and the owner was compelled by the order of his commanding officer to embark and leave him, or in consequence of the United States failing to supply sufficient forage, or because the rider was dismounted and separated from his horse and ordered to do duty on foot at a station detached from his horse, or when the officer in the immediate command ordered, or shall order, the horse turned out to graze in the woods, prairies, or commons, because the United States failed, or shall fail, to supply

sufficient forage, and the loss was or shall be consequent thereof, or for the loss of necessary equipage, in consequence of the loss of his horse, as aforesaid, shall be allowed and paid the value thereof, not to exceed two hundred dollars: *Provided*, That if any payment has been, or shall be, made to any one aforesaid, for the use and risk, or for forage after the death, loss, or abandonment of his horse, said payment shall be deducted from the value thereof, unless he satisfied, or shall satisfy, the paymaster at the time he made, or shall make, the payment, or thereafter show, by proof, that he was remounted, in which case the deduction shall only extend to the time he was on foot: *And provided, also*, If any payment shall have been, or shall hereafter be, made to any person above mentioned, on account of clothing to which he was not entitled by law, such payment shall be deducted from the value of his horse or accoutrements.

Proviso.

Proviso.

SEC. 2. *And be it further enacted*, That any person who has sustained, or shall sustain, damage by the capture or destruction by an enemy, or by the abandonment or destruction by the order of the commanding general, the commanding officer, or quartermaster of any horse, mule, ox, wagon, cart, boat, sleigh, or harness, while such property was in the military service of the United States, either by impressment or contract, except in cases where the risk to which the property would be exposed was agreed to be incurred by the owner; and any person who has sustained, or shall sustain, damage by the death or abandonment and loss of any such horse, mule, or ox, while in the service aforesaid, in consequence of the failure on the part of the United States to furnish the same with sufficient forage, and any person who has lost, or shall lose, or has had, or shall have, destroyed by unavoidable accident, any horse, mule, ox, wagon, cart, boat, sleigh, or harness, while such property was in the service aforesaid, shall be allowed and paid the value thereof at the time he entered the service: *Provided*, It shall appear that such loss, capture, abandonment, destruction, or death, was without any fault or negligence on the part of the owner of the property, and while it was actually employed in the service of the United States.

Payment provided for horses, mules, oxen, wagons, carts, &c. captured or destroyed by the enemy.

Proviso.

SEC. 3. *And be it further enacted*, That the claims provided for under this act shall be adjusted by the Third Auditor, under such rules as shall be prescribed by the Secretary of War, under the direction or with the assent of the President of the United States, as well in regard to the receipt of applications of claimants as the species and degree of evidence, the manner in which such evidence shall be taken and authenticated, which rules shall be such as in the opinion of the President shall be best calculated to obtain the object of this act, paying a due regard as well to the claims of individuals' justice as to the interest of the United States; which rules and regulations shall be published for four weeks in such newspapers, in which the laws of the United States are published, as the Secretary of War shall direct.

Claims provided for under this act, to be adjusted by Third Auditor of the Treasury.

SEC. 4. *And be it further enacted*, That in all adjudications of said Auditor upon the claims above mentioned, whether such judgments be in favor of or adverse to the claim, shall be entered in a book provided by him for that purpose, and under his direction; and when such judgments shall be in favor of such claim, the claimant or his legal representative shall be entitled to the amount thereof, upon the production of a copy thereof, certified by said Auditor, at the treasury of the United States.

Adjudications upon claims to be recorded by Third Auditor, and when favorable, to be paid at the Treasury upon his certificate.

SEC. 5. *And be it further enacted*, That in all instances where any minor has been, or shall be, engaged in the military service of the United States, and was, or shall be, provided with a horse or equipments, or with military accoutrement by his parent or guardian, and has died, or shall die, without paying for said property, and the same

Parents or guardians to be allowed for lost horses, &c., provided for minors.

has been, or shall be, lost, captured, destroyed, or abandoned in the manner before mentioned, said parent or guardian shall be allowed pay therefor, on making satisfactory proof, as in other cases, and the further proof that he is entitled thereto by having furnished the same.

When persons other than minors have been provided with horses, &c., the owners to be paid.

SEC. 6. *And be it further enacted*, That in all instances where any person other than a minor has been, or shall be, engaged in the military service aforesaid, and has been, or shall be, provided with a horse or equipment, or with military accoutrements by any person, the owner thereof, who has risked, or shall take the risque of such horse, equipments, or military accoutrements on himself, and the same has been, or shall be, lost, captured, destroyed, or abandoned in the manner before mentioned, such owner shall be allowed pay therefor, on making satisfactory proof, as in other cases, and the further proof that he is entitled thereto, by having furnished the same, and having taken the risque on himself.

Horses condemned as unfit for service, in consequence of want of forage, to be paid for.

SEC. 7. *And be it further enacted*, That in all cases where horses have been condemned by a board of officers, on account of their unfitness for service, in consequence of the government failing to supply forage, all such horses and their equipage shall be allowed and paid for, whenever the facts shall be proven, by legal and satisfactory evidence, whether oral or written, that such condemned horse and the equipage was turned over to a quartermaster of the army, whether any receipt therefor was given and produced or not.

APPROVED, March 3, 1849.

March 3, 1849.

CHAP. CLXXIX.—*An Act for the Relief of James Norris, and for other Purposes.*

Name of James Norris to be placed on the invalid pension roll.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, directed to place the name of James Norris, of Sandwich, in the State of New Hampshire, on the roll of invalid pensioners, and pay him a pension at such rate per year as is provided by law for the total disability of an *of an* assistant surgeon in the navy of the United States, to commence on *on* the first day of July, A. D. eighteen hundred and forty-eight, and continue during his natural life.

Appropriation for the government of Territory of Minnesota, viz.:

SEC. 2. *And be it further enacted*, That there be, and hereby are, appropriated out of any money in the treasury not otherwise appropriated the following sums, for the government of the Territory of Minnesota:

Salaries of governor and other officers.

For salaries of governor, three judges, and secretary, nine thousand dollars.

Contingencies.

For contingent expenses of said Territory, three hundred and fifty dollars.

Pay and mileage of members of legislature, officers, and attendants, and other incidental expenses.

For compensation and mileage of the members of the legislative assembly, pay of officers and attendants, printing, stationery, fuel, and other incidental expenses, thirteen thousand seven hundred dollars.

APPROVED, March 3, 1849.