

CHAP. CLXXVI. — *An Act making Appropriations for Lighthouses, Light-boats, Buoys, &c., and providing for the Erection and Establishment of the same.*

Aug. 14, 1848.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following appropriations be, and the same are hereby made, and directed to be paid out of any money in the treasury not otherwise appropriated, to be enable the Secretary of the Treasury to carry the provisions of this act into effect: *Provided, however,* If a good title to any land which it may be necessary to use cannot be obtained on reasonable terms, or the exclusive right to such land cannot be acquired by cession, where the interest of the United States demand it, before the appropriation would by law fall into the surplus fund, in any and all such cases the appropriations shall be applicable to the objects for which they are made at any time within two years after the first meeting of the legislature, subsequent to the passage of this act, in any State wherein any such land *lays, to wit:* in

Appropriation
for lighthouses,
light-boats,
buoys, &c.

Proviso as to
sites.

Maine. — For a fog-bell at the lighthouse on Pond Island, mouth of Kennebec River, seven hundred and fifty dollars.

Maine.

For buoys and beacons in Casco Bay, one thousand dollars.

In Massachusetts. — For a lighthouse at the mouth of Parmet River, in Truro, Cape Cod, three thousand five hundred dollars.

Massachusetts

For a lighthouse and keeper's house at Sankaty Head, Nantucket, twelve thousand dollars.

For a small harbor light at Hyannis, two thousand dollars.

For a beacon light on Palmer's Island, New Bedford, three thousand five hundred dollars.

For a lighthouse on Wing's Neck, Buzzard's Bay, thirty-five hundred dollars.

For a spar buoy at the mouth of Little Wood's Hole Harbor; one on the westerly part of Mutton Shoal; one on the south-west point, and one on the north-west point of Hawe's Shoal; one on the easterly point of Tom's Shoal, in Muskeket Channel; and three at the mouth of Parmet River, Truro, five hundred dollars; and the upper buoy at Edgartown Harbor to be removed to the shoal point of Cape Poge.

In Rhode Island. — For a dolphin on Long Bed, in Providence River, in lieu of the buoy now placed there, one hundred and twenty dollars.

Rhode Island.

For a spar buoy at each of the following places, to wit: off Plumb Beach Point; on Manna Rock; on Flat Rock; and on Bill Dyer's Rock, near Wickford, two hundred dollars.

For two buoys and a spindle at the mouth of Pawcatuck River, two hundred dollars.

In Connecticut. — For a light-boat to be placed on Eel Grass Shoal, in Fisher's Island Sound, five thousand dollars.

Connecticut.

In New York. — For three lamps on the Hudson River; one at the extreme part of West Point; one at the bend of the river, about two miles north of Catskill landing, on the west side of the river; and one at Pryme's Hook, two miles north of the city of Hudson, one hundred and fifty dollars.

New York.

For three spar buoys at the mouth of Port Jefferson Harbor, Long Island, one hundred and eighty dollars.

For eight spar buoys to guide vessels into Niagara River from Lake Erie, and into Black Rock Harbor, four hundred dollars.

For a lighthouse upon the North Brother, near Hurl Gate, East River, if a title to the site can be obtained upon satisfactory terms, ten thousand dollars.

In Pennsylvania. — For a lighthouse on the stone pier in the River Delaware, near Fort Mifflin, five thousand dollars.

Pennsylvania.

- Maryland. *In Maryland.* — For a lighthouse on Blackstone's Island, Potomac River, three thousand five hundred dollars.
 For a spar buoy in Potomac River, above Rozier's Bluff, on the Maryland side, between Alexandria and Fort Washington, fifty dollars.
 For five spar buoys to be placed on the Great Shoal in Wicomico River, two hundred and fifty dollars.
- Virginia. *In Virginia.* — For two lighthouses on Sand Shoal Island, to be placed so as to guide vessels in the best and safest manner into Sand Shoal Inlet, or to be placed so as to guide vessels into Matchapungo Inlet, ten thousand dollars.
- North Carolina. *In North Carolina.* — For a beacon light on the upper Jettee, Cape Fear River, three thousand five hundred dollars.
 For a beacon light on Campbell's Island, same river, three thousand five hundred dollars.
 For a beacon light at Orton's Point, same river, three thousand five hundred dollars.
 For a light-boat at the Horse Shoe, same river, between the New Inlet and Prince's Creek, ten thousand dollars.
 For two beacon lights placed in the best manner at Price's Creek, same river, six thousand dollars.
 For two lighthouses placed in the best manner upon the west channel of the same river, and a keeper's house on Oak Island, nine thousand dollars.
 For a buoy on the Western bar, and another at the Rip off the point of Oak Island, same river, five hundred dollars.
- Georgia. *In Georgia.* — For a light-boat to be placed off the knoll north of Tybee Island, Savannah River, ten thousand dollars.
- Florida. *In Florida.* — For the removal of the lighthouse on Amelia Island to such other site thereon as the Secretary of the Treasury shall deem best suited to the exigencies of commerce, six thousand dollars.
- Mississippi. *In Mississippi.* — For a lighthouse on the west end of Ship Island twelve thousand dollars.
- Louisiana. *In Louisiana.* — For a bug-light at Proctorsville, on Lake Borgne, five hundred dollars.
 For a light-boat on Ship Shoal, near Dernier, or Last Island, fifteen thousand dollars.
 For a light-boat in Atchafalaya Bay, as designated on the chart drawn by Captain Foster, provided the Fifth Auditor shall deem the same necessary for the protection of commerce, after causing a full examination to be made, twelve thousand dollars.
- Wisconsin. *In Wisconsin.* — For a lighthouse to guide vessels through the passage from Lake Michigan to Green Bay, called Port du Mort, three thousand five hundred dollars.
 For a lighthouse at Port Washington, three thousand five hundred dollars.
 For a bug-light on the government pier at Milwaukee, five hundred dollars.
- Michigan. *In Michigan.* — For twelve buoys to be placed on the St. Clair Flats, in St. Clair River, eight hundred dollars.
 For two beacon lighthouses on Detroit River, one near Mamajuda, and the other on or near Grass Island, or at such places as may be decided upon by the Fifth Auditor, after a survey, seven thousand dollars.
- New Jersey. *In New Jersey.* — For providing surf boat, rockets, carronades, and other necessary apparatus for the better preservation of life and property from shipwreck on the coast of New Jersey, between Sandy Hook and Little Egg Harbor, ten thousand dollars; the same to be expended under the supervision of such officer as may be detached for this duty by the Secretary of the Treasury.

SEC. 2. *And be it further enacted*, That if the Fifth Auditor shall report, in any of the cases herein provided for, that preliminary surveys are necessary to determine the site of a proposed lighthouse or light-boat, or to ascertain more fully what the public exigency demands, the Secretary of the Navy shall thereupon appoint one or more officers of the navy, possessing the requisite skill and experience, to perform the required service.

SEC. 3. *And be it further enacted*, That any officer so appointed shall forthwith enter upon the discharge of the duty, and, after fully ascertaining the facts, shall report, first, whether the proposed facility to navigation is the most suitable for the exigency which exists; and, second, where it should be placed if the interests of commerce demand it; third, if the thing proposed be not the most suitable, whether it is expedient to make any other kind of improvement; fourth, whether the proposed light has any connection with other lights, and if so, whether it cannot be so located as to subserve both the general and local wants of trade and navigation; and, fifth, whether there be any, and, if any, what other facts of importance touching the subject.

SEC. 4. *And be it further enacted*, That all such reports shall, as speedily as may be, be laid before the Secretary of the Treasury, and if such as to authorize the work without further legislation, he shall forthwith proceed with it; otherwise, such report shall be laid before Congress at the next ensuing session; but in all cases where the Fifth Auditor does not report such preliminary examination as expedient, the provisions of this act shall without delay be carried into execution.

SEC. 5. *And be it further enacted*, That the sum of six thousand dollars be, and the same is hereby appropriated, out of any money in the treasury not otherwise appropriated, to purchase lenses, and to fit up, under the direction of the Secretary of the Treasury, a lighthouse to make trial of Mr. Isherwood's plan of discriminating one light from another, and of determining the distance of a vessel from a light, if the said Secretary shall be of opinion that the discovery merits such a trial of its value.

APPROVED, August 14, 1848.

If the Fifth Auditor shall report that preliminary surveys are necessary, the Secretary of the Navy shall appoint an officer to perform the service required.

Duties of officers so appointed.

Reports of such officers to be laid before Secretary of the Treasury, &c.

Appropriation for a lighthouse to make trial of Mr. Isherwood's discovery.

CHAP. CLXXVII. — *An Act to establish the Territorial Government of Oregon.*

Aug. 14, 1848.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the passage of this act, all that part of the Territory of the United States which lies west of the summit of the Rocky Mountains, north of the forty-second degree of north latitude, known as the Territory of Oregon, shall be organized into and constitute a temporary government by the name of the Territory of Oregon: *Provided*, That nothing in this act contained shall be construed to impair the rights of person or property now pertaining to the Indians in said Territory, so long as such rights shall remain unextinguished by treaty between the United States and such Indians, or to affect the authority of the government of the United States to make any regulation respecting such Indians, their lands, property, or other rights, by treaty, law, or otherwise, which it would have been competent to the government to make if this act had never passed: *And provided, also*, That the title to the land, not exceeding six hundred and forty acres, now occupied as missionary stations among the Indian tribes in said Territory, together with the improvements thereon, be confirmed and established in the several religious societies to which said missionary stations respectively belong: *And provided further*, That nothing in this act contained shall be construed to inhibit the government of the United States from dividing

Temporary government for Territory of Oregon established.

Proviso as to Indians in said Territory.

Title to missionary stations confirmed.