

THE  
DEBATES AND PROCEEDINGS

IN THE  
CONGRESS OF THE UNITED STATES;

WITH  
AN APPENDIX,

CONTAINING  
IMPORTANT STATE PAPERS AND PUBLIC DOCUMENTS,

AND ALL  
THE LAWS OF A PUBLIC NATURE;  
WITH A COPIOUS INDEX.

ELEVENTH CONGRESS—FIRST AND SECOND SESSIONS.  
COMPRISING THE PERIOD FROM MAY 22, 1809, TO MAY 1, 1810,  
INCLUSIVE.

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COMPILED FROM AUTHENTIC MATERIALS.

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1853.

APRIL, 1810.

Territory of Orleans—Titles of Nobility, &amp;c.

SENATE.

The bill, entitled "An act providing for the better accommodation of the General Post Office and Patent Office, and for other purposes," was read the third time, and passed.

A message from the House of Representatives informed the Senate that the House have passed a bill, entitled "An act authorizing a loan of money, for a sum not exceeding the amount of the principal of the public debt, reimbursable during the year 1810;" in which bill they desire the concurrence of the Senate. The said bill was read, and passed to the second reading.

Mr. GILES, from the committee to whom was referred the bill to enable the people of the Territory of Orleans to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States, and for other purposes, reported it with amendments.

The Senate resumed, as in Committee of the Whole, the bill making provision for the establishment of a National Bank. And on motion by Mr. BAYARD, that the further consideration thereof be postponed until the first Monday in December next, it was determined in the affirmative—yeas 17, nays 14, as follows:

YEAS—Messrs. Bayard, Bradley, Brent, Champlin, Crawford, German, Gilman, Goodrich, Hillhouse, Horsey, Lloyd, Pickering, Pope, Reed, Smith of New York, Sumter, and Turner.

NAYS—Messrs. Anderson, Clay, Condit, Franklin, Gaillard, Giles, Gregg, Lambert, Leib, Mathewson, Meigs, Robinson, Smith of Maryland, and Whiteside.

THURSDAY, April 26.

The Senate resumed, as in Committee of the Whole, the bill, entitled "An act providing for the sale of certain lands in the Indiana Territory, and for other purposes;" and, having agreed to the amendments reported by the select committee, the PRESIDENT reported it to the House accordingly; and on the question, Shall this bill be read the third time as amended? it was determined in the affirmative.

Mr. GILMAN, from the committee, reported the bill allowing compensation to Robert Robinson correctly engrossed; and the bill was read the third time; and the blank having been filled with the words *five hundred*—

*Resolved*, That this bill pass, and that the title thereof be "An act allowing compensation to Robert Robinson."

The Senate resumed the motion made yesterday on the subject, which was amended and agreed to, as follows:

*Resolved*, That the Secretary of the Treasury be directed to lay before the Senate a statement of all claims which have been adjusted and allowed at the Treasury Department, in virtue of the law, entitled "An act providing for the settlement of the claims of persons, under particular circumstances, barred by the limitations heretofore established;" and, also, a statement of the balances standing in the books of the Treasury against the United States, which are barred by the statute of

limitations, together with his opinion whether the said statute can be modified or repealed, as to that or any other description of claims, without subjecting the Government to imposition.

Mr. CLAY gave notice that to-morrow he should ask leave to bring in a bill, supplementary to an act, entitled "An act for the punishment of certain crimes against the United States."

The bill, entitled "An act authorizing a loan of money, for a sum not exceeding the amount of the principal of the public debt reimbursable during the year one thousand eight hundred and ten," was read the second time, and referred to a select committee, to consist of five members, to consider and report thereon, and Messrs. SMITH of Maryland, CRAWFORD, LLOYD, FRANKLIN, and HILLHOUSE, were appointed the committee.

#### TERRITORY OF ORLEANS.

The Senate resumed, as in Committee of the Whole, the bill to enable the people of the Territory of Orleans to form a constitution and State government, and for the admission of such State into the Union on an equal footing with the original States, and for other purposes; together with the amendments reported thereto by the select committee. On motion, by Mr. HILLHOUSE, to add, at the end of the bill, the following words:

"*Provided*, That the several States shall assent thereto, or an amendment to the Constitution of the United States shall authorize Congress to admit said Territory of Orleans into the Union, on the footing of the original States:"

It was determined in the negative—yeas 8, nays 20, as follows:

YEAS—Messrs. Champlin, German, Goodrich, Hillhouse, Horsey, Lloyd, Pickering, and Reed.

NAYS—Messrs. Anderson, Brent, Clay, Condit, Crawford, Franklin, Gaillard, Giles, Gilman, Gregg, Lambert, Leib, Mathewson, Meigs, Pope, Smith of Maryland, Sumter, Tait, Turner, and Whiteside.

And the report of the select committee having been agreed to, and the bill further amended, the President reported it to the House accordingly. On the question, Shall this bill be engrossed and read a third time as amended? it was determined in the affirmative—yeas 18, nays 9, as follows:

YEAS—Messrs. Anderson, Brent, Clay, Condit, Crawford, Franklin, Gaillard, Giles, Gregg, Lambert, Lloyd, Mathewson, Meigs, Smith of Maryland, Sumter, Tait, Turner, and Whiteside.

NAYS—Messrs. Champlin, German, Gilman, Goodrich, Hillhouse, Horsey, Leib, Pickering, and Reed.

#### TITLES OF NOBILITY, &c.

The Senate resumed the consideration of the motion made on the 18th of January, for an amendment to the Constitution of the United States, respecting titles of nobility, together with the amendments proposed thereto.

On motion, that the further consideration thereof be postponed to the first Monday in December next, it was determined in the negative—yeas 8, nays 20, as follows:

YEAS—Messrs. Condit, Gilman, Gregg, Leib, Mathewson, Meigs, Tait, and Whiteside.

**NAYS**—Messrs. Anderson, Brent, Champlin, Clay, Crawford, Franklin, Gaillard, German, Goodrich, Hillhouse, Horsey, Lambert, Lloyd, Pickering, Pope, Reed, Smith of Maryland, Smith of New York, Sumter, and Turner.

On motion, to amend the last report of the select committee, so as to read as follows:

"If any citizen of the United States shall accept, claim, receive, or retain, any title of nobility, or honor, or shall, without the consent of Congress, accept any present, pension, office, or emolument, of any kind whatever, from any Emperor, King, Prince, or foreign Power, such person shall cease to be a citizen of the United States, and shall be incapable of holding any office of trust or profit under them, or either of them."

It was determined in the affirmative—yeas 26, nays 1, as follows:

**YEAS**—Messrs. Anderson, Brent, Champlin, Clay, Condit, Crawford, Franklin, Gaillard, German, Gilman, Goodrich, Hillhouse, Horsey, Lambert, Leib, Lloyd, Mathewson, Meigs, Pickering, Pope, Reed, Smith of Maryland, Sumter, Tait, Turner, and Whiteside.

**NAY**—Mr. Smith, of New York.

On motion, by Mr. POPE, to add to the resolution the following words: "And be subject to such other penalties and disabilities as may be provided by law:" it was determined in the negative—yeas 12, nays 14, as follows:

**YEAS**—Messrs. Anderson, Brent, Clay, Gregg, Leib, Lloyd, Pickering, Pope, Reed, Sumter, Tait, and Turner.

**NAYS**—Messrs. Champlin, Condit, Crawford, Franklin, Gaillard, German, Gilman, Goodrich, Hillhouse, Lambert, Mathewson, Smith of Maryland, Smith of New York, and Whiteside.

And the resolution having been further amended by inserting the words "and retain," after the words "accept," in the second instance, the President reported it to the House accordingly. On the question, Shall this resolution be engrossed and read a third time as amended? it was determined in the affirmative.

FRIDAY, April 27.

The Senate resumed, as in Committee of the Whole, the bill making further provision for the corps of engineers, together with the amendment reported thereto by the select committee. On motion, it was agreed that the further consideration thereof be postponed until Monday next.

The Senate resumed, as in Committee of the Whole, the bill appropriating a sum of money for procuring munitions of war, and for other purposes.

On motion, it was referred to a select committee, to consider and report thereon; and Messrs. SMITH of Maryland, GILMAN, and CLAY, were appointed the committee.

Mr. SMITH, of Maryland, from the committee to whom was referred the bill from the House of Representatives authorizing a loan, reported the same with the following proposed amendment:

**SEC. 4.** And be it further enacted, That the incorporation of the subscribers to the Bank of the United

States, made and established by the act, entitled "An act to incorporate the subscribers to the Bank of the United States," be, and the same is hereby, continued until the thirtieth day of June, one thousand eight hundred and twelve.

Mr. CLAY asked and obtained leave to bring in a bill, supplementary to an act, entitled "An act for the punishment of certain crimes against the United States;" which bill was read and passed to the second reading.

The Senate resumed, as in Committee of the Whole, the bill for the preservation of peace, and maintenance of the authority of the United States in the ports, harbors, and waters, under their jurisdiction, together with the amendments reported thereto by the select committee; and the further consideration thereof was postponed until the first Monday in December next.

Mr. GILMAN, from the committee, also reported the resolution for an amendment to the Constitution, respecting titles of nobility, correctly engrossed; and the resolution was read the third time as amended.

On the question, Shall this resolution pass as amended? it was determined in the affirmative—yeas 19, nays 5, as follows:

**YEAS**—Messrs. Anderson, Champlin, Crawford, Franklin, Gaillard, Goodrich, Gregg, Hillhouse, Lambert, Leib, Lloyd, Mathewson, Meigs, Pickering, Reed, Smith of Maryland, Sumter, Tait, and Turner.

**NAYS**—Messrs. German, Gilman, Robinson, Smith of New York, and Whiteside.

So it was *Resolved*, That this resolution pass as amended.

On motion, by Mr. LLOYD, it was agreed, by unanimous consent, that a bill in addition to an act, entitled "An act concerning the Library for the use of both Houses of Congress," be now twice read.

On the question, Shall this bill be engrossed and read the third time? it was determined in the affirmative.

Mr. GILMAN, from the committee, reported the bill last mentioned, correctly engrossed, and the bill was read the third time by unanimous consent, and passed.

The bill entitled "An act providing for the sale of certain lands in the Indiana Territory, and for other purposes," was read the third time as amended.

*Resolved*, That this bill pass with amendments.

The Senate resumed, as in Committee of the Whole, the bill, entitled "An act for the relief of Jared Shattuck," together with the amendment proposed thereto; and the further consideration thereof was postponed to the first Monday in December next.

The Senate resumed, as in Committee of the Whole, the bill, entitled "An act for the relief of Margaret Lapsley, Grove Pomeroy, Arthur St. Clair, David Blackwell, Lucy Dickson, and John Murray."

On motion, it was agreed that the further consideration thereof be the order of the day for tomorrow.