

who shall reside and keep his office, and the records and documents appertaining thereto, at the place of holding said court; said clerk shall be entitled to the same fees allowed by law to the clerks of the other districts of said State, perform the like duties, and be subject to the same liabilities and penalties.

The Attorney for the northern and the Marshal for the southern district to perform certain duties.

Jurisdiction of court for the middle district.

Appeals, &c. to lie to U. S. circuit court at Mobile.

Adjournment of the court.

Laws contravening this act repealed.

STATUTE III.

Feb. 13, 1839.

[Obsolete.]

Appropriation for the Seminoles.

STATUTE III.

Feb. 13, 1839.

[Obsolete.]

Appropriations. Revolutionary pensioners under acts other than those of May 15, 1828, ch. 53, June 7, 1832, ch. 126, and July 4, 1836, ch. 362.

SEC. 7. *And be it further enacted*, That the district attorney of the northern, and the marshal of the southern, district of Alabama shall respectively perform the duties of district attorney and marshal and for the middle district hereby established; and the said marshal shall keep an office at the city of Tuscaloosa, and his charges for mileage in the execution of the duties of his office within said middle district shall be computed from the said city of Tuscaloosa.

SEC. 8. *And be it further enacted*, That the said district court for the middle district of Alabama, in addition to the ordinary jurisdiction and powers of a district court of the United States, shall, within the limits of said middle district, have jurisdiction of all causes, except appeals and writs of error, which now are or hereafter may by law be made, cognizable in a circuit court of the United States, and shall proceed therein in the same manner as a circuit court.

SEC. 9. *And be it further enacted*, That appeals and writs of error in the nature of appeals, shall lie and may be sued from the said district court at Tuscaloosa to the circuit court of the United States at Mobile in the State of Alabama.

SEC. 10. *And be it further enacted*, That should the judge of the district courts aforesaid fail to attend at the time and place of holding the court for the said middle district, at any one of its terms aforesaid, before the close of the fourth day of any such term, the business pending in such court shall stand adjourned to the next term thereof.

SEC. 11. *And be it further enacted*, That all laws contravening or opposed to the provisions of this act be, and the same are hereby repealed.

APPROVED, February 6, 1839.

CHAP. XXIV.—*An Act to provide for the location and temporary support of the Seminole Indians removed from Florida.*

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 hereby is, authorized to provide a suitable location, west of the States of Missouri or Arkansas, for the Seminole Indians who have been or may be removed from Florida; and to provide for their support until they shall be removed to such location; and that, for these purposes, the sum of ten thousand dollars be, and the same is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated.

APPROVED, February 13, 1839.

CHAP. XXV.—*An Act making appropriations for the payment of the revolutionary and other pensioners of the United States, for the year eighteen hundred and thirty-nine.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, in addition to former appropriations, to be paid out of any money in the Treasury not otherwise appropriated, for the pensioners of the United States, for the year one thousand eight hundred and thirty-nine:

For the revolutionary pensioners, under the several acts, other than those of the fifteenth of May, one thousand eight hundred and twenty-eight; the seventh of June, one thousand eight hundred and thirty-two;

and the fourth of July, one thousand eight hundred and thirty-six, three hundred and twenty-six thousand two hundred and fifty dollars :

For the invalid pensioners, under various laws, three hundred thousand six hundred and eighty-five dollars and sixty-three cents :

For pensions to widows and orphans under the act of the fourth of July, one thousand eight hundred and thirty-six, four hundred and ninety thousand and eighty-four dollars and fifty-two cents :

For five years' pensions to widows, per act seventh July, one thousand eight hundred and thirty-eight, one million three hundred and seventy-two thousand dollars :

For half-pay pensions, payable through the office of the Third Auditor, ten thousand dollars.

APPROVED, February 13, 1839.

Invalid pensioners.
Pensions to widows and orphans under act July 4th, 1836, ch. 362.
Pensions to widows under act July 7th, 1838, ch. 189.
Half-pay pensions payable through office Third Auditor.

STATUTE III.
Feb. 16, 1839.

CHAP. XXVI.—*An Act to repeal the proviso to the second section of an act approved the third of March, eighteen hundred and thirty-seven, which authorized the Secretary of the Treasury to compromise the claims of the United States against certain banks.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso to the second section of "An act to authorize the proper officers of the Treasury Department to credit the account of the Treasurer of the United States with the amount of unavailable funds standing to his debit on the books of the Treasury, to transfer the amount to the debit of banks and individuals indebted for the same, and to authorize the Secretary of the Treasury to compromise and settle said claims," approved 3d of March, eighteen hundred and thirty-seven, which prohibits the Secretary of the Treasury from compromising the claims of the United States against the Alleghany Bank of Pennsylvania, be, and the same is hereby repealed; and that the Secretary of the Treasury is hereby authorized to compromise and settle the claim of the United States against said bank.

APPROVED, February 16, 1839.

The 2d section act 3d March, 1837, ch. 35, repealed, &c.

STATUTE III.
Feb. 16, 1839.

CHAP. XXVII.—*An Act to amend "An act to reorganize the district courts of the United States in the State of Mississippi," approved June eighteenth, eighteen hundred and thirty-eight. (a)*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the court of the northern district of Mississippi, besides the ordinary jurisdiction of a district court, shall have jurisdiction of all causes, except appeals and writs of error, cognizable by law in a circuit court, and shall proceed therein in the same manner as a circuit court.

SEC. 2. *And be it further enacted,* That defendants residing in said northern district shall not be sued in the circuit court held at Jackson, except in the cases and in the mode prescribed by the fourth section of the act to which this is an amendment.

SEC. 3. *And be it further enacted,* That all appeals and writs of error from the decisions of the said district court, when exercising the powers of a circuit court, shall be directly to the Supreme Court of the United States, in the same manner and under the same limitations and restrictions that they are now allowed by law from the circuit court.

SEC. 4. *And be it further enacted,* That the Marshal of the several districts in the State of Mississippi, in addition to the several sale days now allowed by law, may be authorized to sell property at the court-house of each county on Monday of each week, and on the first and second

Act of June 18, 1838, ch. 115.

The court of the N. dist. of Mississippi shall have jurisdiction, &c.

Appeals and writs of error shall be to supreme court U. S.

The marshal for the several districts of Mississippi, in addition to the sale days

(a) See notes of acts relating to the district court of Mississippi, vol. 3, 611.