

SEC. 3. *And be it further enacted*, That the Secretary of the Treasury, under the direction of the President of the United States, be, and he is hereby, authorized and required, as soon as may be, to adopt such measures as may be necessary, to give full effect to the reports of the commissioners which are enumerated in the first and second sections of this act: *Provided*, That this act shall not be so construed as to prejudice the rights of third persons, or to impose any obligation, on the part of the United States, to make payment, or give other lands, to any claimant who may be deprived of his possessions by operation of law; nor shall the confirmations made by this act be so construed as to extend further than to a relinquishment, by the United States, of all interest in, and to, said lands, nor to any lands occupied by the United States for military purposes.

Secretary of the Treasury authorized, &c. to give full effect to the reports of the commissioners enumerated in the 1st and 2d sections of this act.
Proviso.

SEC. 4. *And be it further enacted*, That it shall be the duty of the register of the land office at Detroit, to issue patent certificates, in the forms usual in similar cases, to claimants whose claims are confirmed by this act, upon which certificates, if legally and properly obtained, patents shall be granted by the commissioner of the general land office.

Register of the land office at Detroit, to issue certificates to claimants.

SEC. 5. *And be it further enacted*, That the Secretary of the Treasury be, and he is hereby, authorized and required to pay to John J. Deming, of Detroit, the sum of thirty dollars, which shall be in full for his services in preparing and publishing maps for the use of the commissioners aforesaid.

Secretary of the Treasury to pay John J. Deming 30 dollars.

SEC. 6. *And be it further enacted*, That, for surveying the donation rights or back concessions in said territory, heretofore made under the above-mentioned acts of Congress, and not paid for, and also for such surveys as may be necessary to carry into effect the provisions of this act, there shall be paid, out of any money in the treasury not otherwise appropriated, the same compensation per mile as is allowed by the tenth section of the act of the eighth of February, one thousand eight hundred and twenty-seven, entitled "An act to provide for the confirmation and settlement of private land claims in East Florida, and for other purposes," any thing in any act to the contrary notwithstanding.

Same compensation per mile, as is allowed by the 10th section of the act of Feb. 8, 1827, ch. 9, to be paid for surveying the donation rights or back concessions in said territory.

APPROVED, April 17, 1828.

STATUTE I.

CHAP. XXIX.—*An Act providing for the appointment of an additional judge of the superior court for the territory of Arkansas, and for other purposes.* (a)

April 17, 1828.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That it shall be lawful for the President of the United States of America, by and with the advice and consent of the Senate, to appoint and commission an additional judge of the superior court for the territory of Arkansas, who shall reside in said territory, and hold his commission for the term of four years.

An additional judge of the superior court to be appointed for the territory of Arkansas.

SEC. 2. *And be it further enacted*, That, when said judge shall have been commissioned, the legislature of the territory of Arkansas shall be authorized to organize the counties of said territory into four judicial districts, and to assign to each of the four judges of the superior court of the territory of Arkansas one of said circuits or districts, and to require

Legislature of Arkansas authorized to organize the counties of said territory into

(a) *Acts relating to the courts in Arkansas:*

An act to extend the jurisdiction of the district court of the United States, in the district of Arkansas, March 1, 1837, ch. 16.

An act supplementary to the act entitled "An act to amend the judicial system of the United States," March 3, 1837, ch. 34, sec. 2.

An act to amend the act of the third of March, 1837, entitled "An act supplementary to the act entitled 'An act to amend the judicial system of the United States,'" and for other purposes, March 3, 1839, ch. 81.

An act supplementary to the act entitled "An act to regulate trade and intercourse with the Indian tribes and to preserve peace on the frontiers," passed thirtieth June, one thousand eight hundred and thirty-four, June 17, 1844, ch. 103.

four judicial districts, &c.

Additional duties.

A clerk in each county of their respective districts.

Compensation of said clerks.

Appeal.

Salary as the other judges.

Writs of error, &c., to be made to the Supreme Court of the United States.

Act of the legislature, in relation to the courts of said territory, confirmed.

Acts coming within the purview of this act repealed.

said judges to hold circuit or district courts in each county of their respective districts, at such place and time as the legislature aforesaid may appoint and designate.

SEC. 3. *And be it further enacted*, That, in addition to holding district or circuit courts, as aforesaid, the judges aforesaid shall hold two terms annually, of the superior court, at the seat of government in said territory; and the legislature aforesaid shall be authorized, in all cases, except when the United States is a party, to fix the respective jurisdictions of the district and superior court. The United States' cases shall be tried in the superior court, in the manner that said cases are now tried.

SEC. 4. *And be it further enacted*, That the judges aforesaid shall be authorized to nominate and appoint, and the governor to commission, a clerk in each county of their respective districts, in such manner, with such powers, and for such term of time, as the legislature aforesaid may designate; but in no county shall the clerk of the superior court be appointed the clerk of the circuit court; and the compensation of said clerks, except in United States' cases, shall be fixed by the legislature aforesaid.

SEC. 5. *And be it further enacted*, That, when any party to a suit is aggrieved by a decision of a judge holding a district court, except in criminal cases, the party aggrieved shall be at liberty, by appeal, writ of error, or *certiorari*, to remove said suit to the superior court of said territory, for further trial; and the case thus brought up shall be tried by the judges, or any two of them other than the judge who made the decision in the district court.

SEC. 6. *And be it further enacted*, That the additional judge hereby authorized to be appointed shall receive the same salary now allowed by law to the judges of the superior court for the territory of Arkansas.

SEC. 7. *And be it further enacted*, That writs of error and appeal from the final decision of the superior court for the territory of Arkansas, shall be made to the Supreme Court of the United States, in the manner, and under the same regulations, as from the circuit courts of the United States, when the amount in controversy, to be ascertained by oath or affirmation of either party, shall exceed one thousand dollars.

SEC. 8. *And be it further enacted*, That the act of the legislature of the territory of Arkansas, passed at the last session of the legislature of said territory, in relation to the courts of said territory, so far as the provisions of said act are not inconsistent with and repugnant to this act, be, and the same is hereby, affirmed until said legislature may alter or modify the same.

SEC. 9. *And be it further enacted*, That all acts coming within the purview of this act be, and the same are hereby, repealed; and that this act shall take effect, and be in force, from and after its passage.

APPROVED, April 17, 1828.

STATUTE I.

April 17, 1828.

An agent or agents, to be employed in prosecuting the designation, &c., of the line forming the north-eastern

CHAP. XXX.—*An Act authorizing the President of the United States to appoint certain agents therein mentioned.* (a)

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 he is hereby, authorized, by and with the advice and consent of the Senate, to appoint such agent or agents as may be usefully employed in prosecuting the designation and settlement of the line forming the north-eastern boundary of the United States and bring-

(a) An act to provide for carrying into effect the treaty between the United States and Great Britain, concluded at Washington on the ninth day of August, one thousand eight hundred and forty-two, March 3, 1843, ch. 89.