etta the original papers in all cases hereby ordered to be transferred, together with a transcript of all orders and other proceedings had thereon.

Suits hereafter instituted to be commenced in a court of the district where the defendant resides; but if more than one defendant, plaintiff may sue in the district of either.

SEC. 5. *And be it further enacted*, That all suits hereafter to be instituted in either of said courts, not of a local nature, shall be commenced in a court of the district where the defendant resides; but if there be more than one defendant, and they reside in different districts, the plaintiff may sue in either, and send duplicate writs to the other defendants, on which the plaintiff or his attorney shall endorse that the writ thus sent is a copy of a writ sued out of the proper district; and the said writs, when executed and returned into the office from which they issued, shall constitute one and the same suit, and be proceeded in accordingly.

Judge to appoint a clerk for northern district.

SEC. 6. *And be it further enacted*, That the judge of the said District Court shall appoint a clerk of the District Court of the northern district, who shall reside and keep his office, and records and documents appertaining thereto, at the place of holding said court. And the said clerk shall be entitled to the same fees allowed by law to the clerks of the District Courts in the other district in said State, perform the like duties, and be subject to the same liabilities and penalties.

District attorney and marshal of southern district to perform duties of district attorney and marshal for northern district.

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

Jurisdiction of District Court for northern district.

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

Appeals, &c., to lie to Supreme Court of the United States.

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 Marietta to the Supreme Court of the United States.

In case judge should fail to attend, business to stand adjourned.

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 northern district, at any one of its terms aforesaid, before the close of the fourth day of any such term, the business pending in any such court shall stand adjourned to the next term thereof.

Conflicting laws repealed.

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, August 11, 1848.

Aug. 11, 1848.

CHAP. CLII. — *An Act to authorize the State of Alabama to apply certain Lands heretofore granted to that State for internal Improvements, for the Use of Schools in the valueless sixteenth Sections in said State.*

Certain lands granted to State of Alabama for internal improvements may be applied by said State for the use of schools.

1841, ch. 16.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lands granted to the State of Alabama for purposes of internal improvement, by the eighth section of the act entitled "An Act to appropriate the proceeds of the sales of the public lands, and to grant preëmption rights," approved September fourth, eighteen hundred and forty-one, may be, and the same are hereby, placed at the disposal of the legislature of said State, at such price as said legislature may direct, to be

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applied for the use of schools in such townships of said State as in which the sixteenth or school sections are comparatively valueless, and the legislature may locate said lands in any legal subdivisions, not less than forty acres, within the limits of said State.

Approved, August 11, 1848.

Aug. 11, 1848.

Chap. CLIII. — *An Act to change the Time of holding the Circuit and District Courts in the State of Kentucky.*

Time of holding the Circuit and District Courts of the United States in the State of Kentucky, changed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the spring terms of the District and Circuit Courts of the United States in and for the district of Kentucky shall hereafter commence on the third Monday in May, annually, and the fall terms of the same courts shall hereafter commence on the third Monday in October, annually, and may continue in session at each term the number of juridical days now allowed by law; and all actions, suits, appeals, recognizances, processes, writs, and proceedings whatever, pending or which may be pending in said courts or returnable thereto, shall have day therein, and be heard, tried, proceeded with and decided in like manner as if the time of holding said courts or sessions had not been hereby altered

Approved, August 11, 1848.

Aug. 11, 1848.

Chap. CLIV — *An Act to change the Time of holding the Terms of the Circuit Court of the United States in the District of Maine.*

Time of holding the Circuit Court of the United States for district of Maine, changed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the terms of the Circuit Court of the United States for the District of Maine shall hereafter be held as follows, to wit: on the twenty-third day of April, and on the twenty-third day of September, in each year, instead of the time now by law appointed; and all actions, suits, appeals, recognizances, writs, processes, and other proceedings whatever, pending in said court or returnable thereto, shall have day, and be heard, tried, proceeded with, and decided accordingly: *Provided, however*, That when either of said days shall happen on Sunday, then the session of said court shall commence on the next day.

Proviso.

Approved, August 11, 1848.

Aug. 11, 1848.

Chap. CLV. — *An Act renewing certain Naval Pensions, and extending the Benefits of existing Laws, respecting Naval Pensions, to Engineers, Firemen, and Coal-heavers in the Navy, and to their Widows.*

Naval pensions of certain widows and orphans, renewed.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all those widows and such child or children as are now receiving a pension under any of the laws of Congress passed prior to the first of August, eighteen hundred and forty-one, (excepting the law passed the third of March, eighteen hundred and thirty-seven,) and those widows and children who have received pensions at any time within five years prior to the passage of this act, may and shall continue to receive the same amount as they have received under any special act, from the time such special act expired: *Provided*, Such act ceased on or after the first day of September, eighteen hundred and forty-five, or may hereafter terminate And all such pensions as are now in force, and such as are renewed by this act, shall be paid out of any money in the treasury not otherwise appropriated, so long as the said widows shall live as widows; and in case of the death, before or after the passage of this act, of the

1837, ch. 42.

Proviso.

Pensions to be paid so long as such widows continue as widows.