

competent board of officers to be by him appointed, he shall discover that the public interests will not be promoted by acquiring the title as aforesaid.

Survey, &c. of harbor of New London to be made, and of the waters of Narragansett Bay to be made.

SEC. 2. *And be it further enacted*, That the board of officers to be appointed by the Secretary of the Navy, according to the provisions of the first section of this act, shall, before proceeding to any decision of the question hereinbefore referred to them, make a survey and examination of the harbor of New London, Connecticut, and its surroundings, with reference to its capacity and fitness for a naval depot and navy yard, and whether the public interests will not be promoted by establishing a naval depot and navy yard in or near said harbor of New London instead of League Island; and that they also make the same investigation in regard to the waters of Narragansett Bay.

APPROVED, July 15, 1862.

July 15, 1862.

1837, ch. 34.
Vol. v. p. 176.

Post, pp. 635, 807.

What districts constitute the fourth circuit.

The fifth circuit.

The sixth circuit.

The seventh circuit.

Post, p. 637.

The eighth circuit.

The ninth circuit.

Times and places of holding circuit and district courts.

Repeal of acts giving certain district courts power, &c. of circuit courts.

Circuit courts in such districts.

Post, p. 635.

Provision for pending process.

CHAP. CLXXVIII. — *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.'"*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter the districts of Maryland, Delaware, Virginia, and North Carolina shall constitute the fourth circuit; the districts of South Carolina, Georgia, Alabama, Mississippi, and Florida shall constitute the fifth circuit; the districts of Louisiana, Texas, Arkansas, Kentucky, and Tennessee shall constitute the sixth circuit; the districts of Ohio and Indiana shall constitute the seventh circuit; the districts of Michigan, Wisconsin, and Illinois shall constitute the eighth circuit, and the districts of Missouri, Iowa, Kansas and Minnesota shall constitute the ninth circuit; and the circuit courts in the districts heretofore included within any circuit of the United States, which by this act are attached to a different circuit, shall be held at the same times and places as are now prescribed by law, and the circuit courts in districts which by this act are for the first time attached to circuits shall be held at the same times and places as are now prescribed by law for holding the district courts in said districts, except in the district of Iowa, in which the circuit court shall be holden at the capital of the State on the second Tuesday in May and November of each year, at which times and place terms of the district court shall be holden: *Provided*, this act shall not interfere with the terms of said district court now provided by law for said district. The allotment of their chief justice and the associate justices of the said supreme court to the several circuits shall be made as heretofore.

SEC. 2. *And be it further enacted*, That so much of any act or acts of Congress as vests in the district courts of the United States for the districts of Texas, Florida, Wisconsin, Minnesota, Iowa, and Kansas, or either of them, the power and jurisdiction of circuit courts be, and the same is hereby, repealed; and there shall hereafter be circuit courts held for said districts by the chief or associate justices of the Supreme Court, assigned or allotted to the circuit to which said districts may respectively belong, and the district judges of such districts severally and respectively, either of whom shall constitute a quorum; which circuit courts, and the judges thereof, shall have like powers and exercise like jurisdiction as other circuit courts and the judges thereof; and the said district courts, and the judges thereof, shall have like powers and exercise like jurisdiction as the district courts, and the judges thereof, in the other circuits.

SEC. 3. *And be it further enacted*, That all actions, suits, prosecutions, causes, pleas, process, and other proceedings, relative to any cause, civil or criminal, (which might have been brought and could have been originally cognizable in a circuit court,) now pending in, or returnable to the several district courts of Texas, Florida, Wisconsin, Minnesota, Iowa, and Kansas, acting as circuit courts, (or so empowered to act,) on the first day of Oc-

tober next, shall be, and are hereby declared to be, respectively, transferred, returnable, and continued to the several circuit courts constituted by this act, to be holden within the said districts, respectively, and shall be heard, tried, and determined therein, in the same manner as if originally brought, entered, prosecuted, or had in such circuit courts. And the said circuit courts shall be governed by the same laws and regulations as apply to the other circuit courts of the United States; and the clerks of the said courts respectively shall perform the same duties, and shall be entitled to receive the same fees and emoluments which are by law established for the clerks of the other circuit courts of the United States.

Clerks and their fees.

SEC. 4. *And be it further enacted*, That all acts and provisions inconsistent with this act be, and the same are hereby, repealed.

Repeal of inconsistent provisions.

APPROVED, July 15, 1862.

CHAP. CLXXIX. — *An Act to extend the Provisions of the Act of August four, eighteen hundred and fifty-two, entitled "An Act to grant the Right of Way to all Rail and Plank Roads, &c.," for the Term of five Years, and to amend the same.*

July 15, 1862.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the act entitled "An act to grant the right of way to all rail and plank roads, and macadamized turnpikes passing through the public lands belonging to the United States," approved August four, eighteen hundred and fifty-two,* and of the act extending the same to all of the public lands of the United States, approved March three, eighteen hundred and fifty-five, be, and the same are hereby, extended for the term of five years from the fourth day of August, eighteen hundred and sixty-two.

Provisions of acts.
1852, ch. 80.
Vol. x. p. 28, and
1855, ch. 200.
Vol. x. p. 683.
Extended for five years.

SEC. 2. *And be it further enacted*, That the right of way for a railroad through the public lands of the United States lying in Wasco County in the State of Oregon, be, and the same is hereby, granted to the Oregon Steam Navigation Company.

Right of way granted to Oregon Steam Navigation Company.

APPROVED, July 15, 1862.

CHAP. CLXXX. — *An Act to prevent Members of Congress and Officers of the Government of the United States from taking Consideration for procuring Contracts, Office, or Place, from the United States, and for other Purposes.*

July 16, 1862.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any member of Congress or any officer of the government of the United States who shall, directly or indirectly, take, receive, or agree to receive, any money, property, or other valuable consideration whatsoever, from any person or persons for procuring, or aiding to procure, any contract, office, or place, from the government of the United States or any department thereof, or from any officer of the United States, for any person or persons whatsoever, or for giving any such contract, office, or place to any person whomsoever, and the person or persons who shall directly or indirectly offer or agree to give, or give or bestow any money, property, or other valuable consideration whatsoever, for the procuring or aiding to procure any contract, office, or place as aforesaid, and any member of Congress who shall directly or indirectly take, receive, or agree to receive any money, property, or other valuable consideration whatsoever after his election as such member, for his attention to, services, action, vote, or decision on any question, matter, cause or proceeding which may then be pending, or may by law or under the Constitution of the United States be brought before him in his official capacity, or in his place of trust and profit as such member of Congress, shall, for every such offence, be liable to indictment as for a misdemeanor in any court of the United States having jurisdiction thereof, and on conviction thereof shall pay a fine of not exceeding ten thousand dollars, and suffer imprisonment in the penitentiary not exceeding two years, at the discretion of the court trying the same; and any such contract or agree-

1863, ch. 61.
Post, p. 696.

Penalty on members of Congress, &c. for taking consideration for procuring contracts, &c.

On persons who offer money, &c. to members to procure contracts.