

Miami of Lake Erie may be connected.

The reservation and grant to be void, if a canal be not completed in twelve years.

Proviso.

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Each section of land through which said canal may pass, to be reserved from future sale.

of land, on each side of said canal, shall be reserved from sale on the part of the United States, and the use thereof, forever, be vested in the state aforesaid, for a canal, and for no other purpose whatever.

SEC. 2. *And be it further enacted*, That, if the said state shall not survey, and direct by law said canal to be opened, and furnish the commissioner of the general land office a map thereof, within three years from and after the date of this act; or, if the said canal be not completed, suitable for navigation, within twelve years thereafter; or, if said land, hereby granted, shall ever cease to be used and occupied for the purpose of constructing and keeping in repair a canal, suitable for navigation; the reservation and grant aforesaid shall be void, and of none effect: *Provided*, That nothing in this act contained, or [that] shall be done in pursuance thereof, shall be deemed to imply any obligation on the part of the United States, to appropriate money to defray the expense of surveying or opening said canal: *And provided, likewise*, That the said canal, when completed, shall be, and forever remain, a public highway, for the use of the government of the United States, free from any toll or charge whatever, for any property of the United States, or persons in their service, on public business, passing through the same.

SEC. 3. *And be it further enacted*, That every section of land through which said canal route may pass, shall be, and the same is hereby, reserved from future sale, under the direction of the commissioner of the general land office, until hereafter specially directed by law; and the said state is hereby authorized, without waste, to use any materials on the public lands adjacent to said canal, that may be necessary for its construction.

APPROVED, May 26, 1824.

#### STATUTE I.

May 26, 1824.

[Obsolete.]

The secretary of the navy authorized to have surveyed the harbours of Charleston, South Carolina, and St. Mary's in Georgia, for certain purposes.

CHAP. CLXVI.—*An Act authorizing an examination and survey of the harbour of Charleston, in South Carolina, of St. Mary's in Georgia, and of the coast of Florida, and for other purposes.*

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That the Secretary of the Navy be, and he is hereby, authorized to cause to be made, an examination and survey of the harbours of Charleston, in South Carolina, and St. Mary's, in Georgia, in reference to the expediency of establishing a navy yard at either of those places, for the building and repairing sloops of war and other vessels of an inferior class; and, also, to cause to be made and perfected an examination and survey of the harbour of Pensacola, and the coast of Florida, in order to ascertain the expediency of establishing a naval depot at Pensacola, or at such place in the vicinity of it, as may be most advantageous to the United States; and that the sum of five thousand dollars be, and the same is hereby, appropriated, for the purposes aforesaid, out of any money in the treasury not otherwise appropriated.

APPROVED, May 26, 1824.

#### STATUTE I.

May 26, 1824.

Counties to compose a part of the western, instead of the

CHAP. CLXVII.—*An Act to alter the judicial districts of Virginia, and for other purposes. (a)*

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That the following counties in the state of Virginia shall cease to be a part of the eastern judicial dis-

(a) See notes to act of February 4, 1819, ch. 12.

trict of Virginia, and shall be added to, and form a part of, the western district, that is to say: the counties of Botetourt, Rockbridge, Alleghany, Bath, Pendleton, Augusta, Rockingham, Shenandoah, Frederick, Jefferson, Berkley, Morgan, Hampshire, and Hardy: and that, in addition to the terms of the district court now holden in the western district the judge of the said western district shall hold two terms in each year, at Staunton, in the county of Augusta.

eastern judicial district of Virginia.

SEC. 2. *And be it further enacted*, That the terms of the courts in the said western district shall be held on the days and at the places hereinafter mentioned, viz: at Staunton, on the second Mondays in April and September; at Wythe Courthouse, on the third Mondays in April and September; at Lewisburg, on the fourth Mondays in April and September; and at Clarksburg, on the fourth Mondays in May and October, in each year.

Times and places fixed for the holding of the courts.

SEC. 3. *And be it further enacted*, That if the judge shall not attend on the first day of any court, such court shall stand adjourned, from day to day, for three days, if the same cause continue; after which time, if the judge still fail to attend, the court shall stand adjourned until the first day of the next term.

Courts to be adjourned should the judge not attend.

SEC. 4. *And be it further enacted*, That the judge of said court shall have power to hold special sessions, at his discretion, at either of the said places, for the trial of civil or criminal cases.

Power of the said judge.

APPROVED, May 26, 1824.

#### STATUTE I.

CHAP. CXLVIII.—*An Act for altering the time for holding the circuit court of the United States for the fourth circuit in the Maryland district.*(a)

May 26, 1824.

*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 fourth circuit in the district of Maryland, which are now directed by law to be holden on the first day of May and seventh day of November, in each year, shall be hereafter holden on the 8th days of May and December in each year, except where such days shall occur on Sunday, when the terms of the said court shall commence and be holden on the next succeeding day.

Terms of the circuit court in the district of Maryland altered.

SEC. 2. *And be it further enacted*, That the first session of the said circuit court, after the passage of this act, shall be held on the eight [eighth] day of December, in the year eighteen hundred and twenty-four.

First session to be held on December the 8th, 1824.

SEC. 3. *And be it further enacted*, That all process which may have issued, or which may hereafter issue returnable to the next succeeding terms, as heretofore established, shall be held returnable, and be returned, to those terms to which they are severally changed by this act.

All process which may have issued, to be held returnable to the terms appointed by this act.

APPROVED, May 26, 1824.

#### (a) Acts of Congress relating to circuit courts in Maryland:

- An act to establish the judicial courts of the United States, September 24, 1789, ch. 20, sec. 3.
- An act concerning the circuit courts of the United States, March 3, 1797, ch. 27.
- An act to amend the judicial system of the United States, April 29, 1802, ch. 31, sec. 4.
- An act for altering the time of holding the circuit court of the United States for the fourth circuit in the Maryland district, May 26, 1824, ch. 168.
- An act to alter the time of holding the circuit court of the United States, for the district of Maryland, February 11, 1830, ch. 11.
- 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 change the time of holding the United States circuit court in the district of East Tennessee, and the district of Maryland, July 7, 1838, ch. 193.