

during the intervening time, was absent out of the United States, or in such circumstances as prevented him from knowing of such seizure, and that he did not know of the same; and, also, that the said forfeiture was incurred without wilful negligence or any intention of fraud on the part of the owner or owners of such goods.

SEC. 3. *And be it further enacted*, That if no application for such restoration be made within one year, as herein before prescribed, then, at the expiration of the said time, the Secretary of the Treasury shall cause the proceeds of the sale of the said goods, wares, or merchandise, to be distributed according to law, as in the case of goods, wares, and merchandise, condemned and sold pursuant to the decree of a competent court.

SEC. 4. *And be it further enacted*, That all provisions of any former law inconsistent with this act shall be, and the same are hereby, repealed.

APPROVED, April 2, 1844.

STATUTE I.

April 4, 1844.

CHAP. X. — *An Act requiring one of the judges of the circuit court for the District of Columbia hereafter to reside in Alexandria.*

In case of vacancy of one of the present judges, his successor to reside in Alexandria.

Afterwards one of the judges always to reside there.

The judges may make an exchange of residence between them to that end.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That whenever hereafter a vacancy shall occur in the circuit court of the District of Columbia, by reason of the death, resignation, or removal, of any one of the judges now composing said circuit court, the vacancy so occasioned shall be supplied by the appointment of some suitable person, whose duty it shall be to reside within the town of Alexandria, in said District of Columbia, during his continuance in office; and after the happening of such vacancy, as is herein before contemplated, one of the judges of the said circuit court shall thenceforth always be required to reside in the said town of Alexandria: *Provided, however*, That nothing herein contained shall be so construed as to prevent, at any time, an exchange of residence between the judges of said court, should they think proper to make such exchange, so that some one of said judges shall at all times, after the next appointment hereafter to be made of a judge of said court, reside in the said town of Alexandria.

APPROVED, April 4, 1844.

STATUTE I.

April 4, 1844.

Act of Aug. 23, 1842, ch. 186.

Repeal of so much of act as requires 2d regiment of dragoons to be converted into a regiment of riflemen.

Regiment to be remounted, &c.

1833, ch. 76.

CHAP. XI. — *An Act to repeal so much of the act approved the twenty-third of August, one thousand eight hundred and forty-two, as requires the second regiment of dragoons to be converted into a regiment of riflemen after the fourth day of March, one thousand eight hundred and forty-three.* (a)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That so much of the act entitled "An act respecting the organization of the army, and for other purposes," approved the twenty-third day of August, one thousand eight hundred and forty-two, as requires the second regiment of dragoons to be converted into a regiment of riflemen after the fourth day of March, one thousand eight hundred and forty-three, be, and the same is hereby, repealed.

SEC. 2. *And be it further enacted*, That the present regiment of riflemen, formerly the second regiment of dragoons, shall, as soon as it can be effected after the passage of this act, be remounted, and called the second regiment of dragoons, and shall in all things be governed by the same organization and regulations as are provided by the act raising the first regiment of dragoons, entitled "An act for the more perfect defence of the frontier," approved the second day of March, one thou-

(a) See notes to the act of July 5, 1838, chap. 162.

sand eight hundred and thirty-three, and shall, in all respects, be placed upon the same footing as the said first regiment of dragoons.

APPROVED, April 4, 1844.

STATUTE I.

CHAP. XII.—*An Act to change the time of holding the Spring term of the District Court of the United States for the Eastern District of Virginia, and of the Circuit Court of Alabama.* (a)

April 12, 1844.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Spring term of the District Court of the United States for the Eastern District of Virginia, which is now directed by law to commence on the first day of May in the borough of Norfolk, shall hereafter commence on the thirtieth day of May in each year: *Provided,* That whenever the day on which the term of said Court is herein provided for shall happen to be on Sunday, then the term of said Court shall commence on the following day:

Spring term of District Court of Virginia, when to commence.

SEC. 2. *And be it further enacted,* That from and after the passing of this act, all proceedings and process depending in, or issuing out of the said Court, which are, or may be made returnable to any other time for holding the Spring term of the said Court than as above specified, shall be deemed legally returnable on the day herein before prescribed and not otherwise. And that all suits and other proceedings in said Court, which stand continued to any other time, for the Spring term of said Court than as above specified shall be deemed continued to the time prescribed by this act, and no other.

Process, when returnable.

SEC. 3. *And be it further enacted,* That hereafter the Spring term of the Circuit Court of the United States for the Fifth Judicial Circuit and Southern District of Alabama, shall commence on the third Monday in April; and the Fall term of said Court shall commence on the fourth Monday in December in each and every year, instead of the periods now fixed by law, and continued in session as long as the business may require.

Terms of the Circuit Court of Alabama, when to commence.

SEC. 4. *And be it further enacted,* That if from any cause there should be a failure to hold the said Circuit Court at the periods designated in this act, the judges thereof shall have power, and are hereby authorized to hold an extra term of said Court at such time as they may think proper.

The Judges may hold an extra term.

APPROVED, April 12, 1844.

STATUTE I.

CHAP. XIII.—*An Act making appropriations for the support of the Military Academy for the fiscal year ending on the thirtieth day of June, eighteen hundred and forty-five.*

April 12, 1844.

[Obsolete.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums, in addition to unexpended balances, be, and the same are hereby appropriated, to be paid out of any money in the Treasury not otherwise appropriated, for the support of the Military Academy for the fiscal year commencing on the first day of July, eighteen hundred and forty-four, and ending on the thirtieth day of June, eighteen hundred and forty-five.

Appropriations for the fiscal year ending June 30, 1845.

For pay of officers, instructors, cadets and musicians, fifty-one thousand five hundred and thirty-eight dollars and thirty-three cents; for commutation of subsistence, thirty-three thousand one hundred and fifty dollars and forty-eight cents; for commutation of forage for officers' horses, two thousand nine hundred and sixty-seven dollars and sixty-

Pay of officers, &c.

Commutation, &c.

Commutation, of forage, &c.

(a) See notes of the acts which relate to the District Court of Virginia, vol. 3, 479. Circuit Court of Alabama: act of Feb. 19, 1831, chap. 28; act of Feb. 22, 1838, chap. 12; act of March 3, 1839, chap. 81.