

PUBLIC ACTS OF THE THIRTY-EIGHTH CONGRESS

OF THE

UNITED STATES,

Passed at the first session, which was begun and held at the City of Washington, in the District of Columbia, on Monday, the seventh day of December, A. D. 1863, and ended on Monday, the fourth day of July, A. D. 1864.

ABRAHAM LINCOLN, President. HANNIBAL HAMLIN, Vice-President and President of the Senate. DANIEL CLARK was elected President of the Senate, *pro tempore*, on the twenty-fifth day of April, and so acted until the end of the session. SCHUYLER COLFAX, Speaker of the House of Representatives.

CHAP. I. — *An Act declaring the Assent of Congress to an Act of the Legislature of the State of Illinois, therein named.* Jan. 16, 1864.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of congress is hereby given to the operation of the eleventh section, chapter fifteen, of the act of the general assembly of the State of Illinois, approved February thirteenth, eighteen hundred and sixty-three, entitled "An act to reduce the charter of the city of Chicago, and the several acts amendatory thereof, into one act, and to revise the same," — which section is as follows: "Said city shall have the power to extend aqueducts or inlet-pipes into Lake Michigan, so far as may be deemed necessary to insure a supply of pure water, and to erect a pier or piers in the navigable waters of said lake, for the making, preserving, and working of said pipes or aqueducts: *Provided*, That such piers shall be furnished with a beacon-light, which shall be lighted at all such seasons and hours as the light on the pier at the entrance of Chicago river."

1865, ch. 41.  
Post, p. 431.  
The city of Chicago may erect piers in the navigable waters of Lake Michigan, to protect aqueduct-pipes.

Piers to be lighted.

APPROVED, January 16, 1864.

CHAP. II. — *An Act to authorize the President to appoint a Second Assistant Secretary of War.* Jan. 19, 1864.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President be and he is hereby authorized to appoint, by and with the advice and consent of the Senate, for the term of one year from the passage of this act, an officer in the War Department, to be called the Second Assistant Secretary of War, whose salary shall be three thousand dollars per annum, payable in the same manner as that of the Secretary of War, who shall perform all such duties in the office of the Secretary of War belonging to that department as shall be prescribed by the Secretary of War, or as may be required by law.

1865, ch. 41.  
Post, p. 431.  
Second assistant secretary of war authorized for one year.

Salary, duties.

APPROVED, January 19, 1864.

CHAP. III. — *An Act to provide for the Deficiency in the Appropriation for the Pay of Officers and Men actually employed in the Western Department, or Department of Missouri.* Jan. 22, 1864.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there be and hereby is

Pub. Res. No. 46.  
Post, p. 410.  
Appropriation for pay, bounty,

&c., of men in Western department.

1862, ch. 49, vol. xii. p. 374.

Payment, to whom to be made.

Assignments invalid.

When attorney may receive it.

appropriated, out of any money in the treasury not otherwise appropriated, the sum of seven hundred thousand six hundred and twelve dollars and thirteen cents, or so much thereof as may be necessary, to carry into effect the act approved March twenty-fifth, eighteen hundred and sixty-two, to secure to the officers and men actually employed in the Western department, or department of Missouri, their pay, bounty, and pension: *Provided, however, That, in the payment of the money hereby appropriated, such payment shall be made directly to the officers or soldiers by whom the services were rendered, or to their personal representatives, or to their agents appointed by powers of attorney; and no assignment of any sum due to any officer or soldier shall be valid; such payments to be made by paymasters of the United States army: Provided further, however, That any person holding a power of attorney authorizing the receipt by him of the amount to be paid to any officer or soldier may, upon making and filing an affidavit to the effect that he is acting in the premises purely as agent without personal interest, and that he will pay over the amount received either to the soldier or (in his absence) to his wife or children, for their benefit, be entitled to receive such amount.*

APPROVED, January 22, 1864.

Jan. 22, 1864.

CHAP. IV. — *An Act to amend the Law prescribing the Articles to be admitted into the Mails of the United States.*

Certain articles of clothing may be carried in the mails.

Rate of postage; to be prepaid.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That articles of clothing, being manufactured of wool, cotton, or linen, and comprised in a package not exceeding two pounds in weight, addressed to any non-commissioned officer or private serving in the armies of the United States, may be transmitted in the mails of the United States at the rate of eight cents, to be in all cases prepaid, for every four ounces, or any fraction thereof, subject to such regulations as the Postmaster-General may prescribe.*

APPROVED, January 22, 1864.

Jan. 26, 1864.

CHAP. V. — *An Act to change the Place of holding the Circuit and District Courts of the United States, for the District of West Tennessee, and for other Purposes.*

Terms of Federal circuit and district courts in West Tennessee.

Special terms.

What notice to be given.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter the circuit and district courts of the United States for the district of West Tennessee shall be holden at the city of Memphis in said district, on the first Monday in March and the first Monday in September of each year, and at no other place. And all process, civil and criminal, which may have been, or hereafter may be, issued, returnable to said courts at Jackson or Huntingdon, in said district, shall be returned to said courts, respectively, at the city of Memphis; and all books and records of every kind, pertaining to said courts, shall be transferred from the places where said courts have heretofore been held to the city of Memphis.*

SEC. 2. *And be it further enacted, That the judges of the United States circuit court and of the United States district court for the several districts of Tennessee, may, whenever in their opinion the public interests require it, appoint special terms of their respective courts at Knoxville, Nashville, and Memphis, to be holden at such times as said judges, respectively, shall deem most conducive to the public good; notice of each special term appointed under the provisions of this act shall be published in at least one newspaper printed in the town or city in which a term is to be held, for four consecutive weeks.*

APPROVED, January 26, 1864.