

from whence they issued, shall constitute one and the same suit, and be proceeded in accordingly.

SEC. 5. That the rules of court heretofore adopted, and now of force in the district court for the northern district of Georgia, be, and they are hereby declared to be, adopted and of force in the circuit court of said northern district; but the same may be altered, modified, amended, or annulled by the said courts, and new rules may be added thereto in the same manner as in other district and circuit courts. The return-days of writs and executions returnable to the said district and the said circuit courts shall be the first days of the terms of said courts respectively, but the time for the return of writs may be, by rule of court, changed to any rules-day.

Rules of district court for northern district to be in force in circuit court.

Return-days of writs, &c.

SEC. 6. That the grand and traverse juries which have been or which may be drawn for the first term after the passage of this act, of the district court for the northern district of Georgia, shall be the juries for both the circuit and the district court; and all the acts as such in either court shall be valid, as if said juries belonged exclusively to the court in which they are acting for the time being.

Grand and traverse juries;

SEC. 7. That it shall be lawful for the requisite jurors, grand and petit, for either or both of said courts, to serve at the first term thereof, to be drawn at any time by the judge of the said district court, or by either of the judges of said circuit court.

when may be drawn.

SEC. 8. That the ninth and tenth sections of the act of August eleventh, eighteen hundred and forty-eight, organizing the district court of the northern district of Georgia, and all acts and parts of acts militating against this act, be, and the same are hereby, repealed.

Repealing clause.  
1848, ch. 151,  
§§ 9, 10.  
Vol. ix. p. 281.

APPROVED, June 4, 1872.

CHAP. CCLXXXV. — *An Act supplementary to an Act entitled "An Act to aid in the Construction of Telegraph Lines, and to secure to the Government the Use of the same for postal, military, and other Purposes," approved July twenty-fourth, eighteen hundred and sixty-six.*

June 4, 1872.  
1866, ch. 230.  
Vol. xiv. p. 221.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the International Ocean Telegraph Company shall have the right to pre-empt and use public lands at the following stations in Florida on the line of telegraph belonging to said telegraph company, to wit: at the two ends of the cables on Sinabel Island, the station at Punta Rasa, near the mouth of the Caloosahatchie river, the station at Fort Myers, the points where the line of telegraph crosses the Caloosahatchie river, the station at Pine island, and the stations at Branch river, Bartow, and Tuckertown, each forty acres; such lands being public lands, and now actually used by the International Ocean Telegraph Company of the State of New York: *Provided*, That whenever any one of the smallest legal subdivisions at any one of the stations designated is less than forty acres, by reason of the land lying adjacent to the Gulf of Mexico, or any bay or river, the said company shall pre-empt only such smallest fractional subdivision upon which the buildings and offices of the company are located.

International Ocean Telegraph Company may pre-empt, &c., certain public lands in Florida;

only the smallest fractional subdivision.

APPROVED, June 4, 1872.

CHAP. CCLXXXVI. — *An Act to enable the President to appoint a Paymaster-General of the Army.*

June 4, 1872.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sixth section of the act of third March, eighteen hundred and sixty-nine, making appropriations for the support of the army, is so far modified, that the President is hereby authorized to appoint a Paymaster-General, with the rank, pay, and emoluments of a colonel, said appointment to date from the time the

Paymaster-general of the army may be appointed; rank, pay, &c. 1869, ch. 124, § 6. Vol. xv. p. 318.

appointee assumed the duties of the office, to fill the vacancy now existing.

APPROVED, June 4, 1872.

June 4, 1872. CHAP. CCLXXXVII. — *An Act relating to Inventories and Accounts of the Property of the United States States in Public Buildings and Grounds.*

Annual statement to be made of public property in public buildings and grounds.  
1870, ch. 300.  
Vol. xvi. p. 364.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to carry out more effectually the second section of an act entitled "An act to provide inventories and accounts of the property of the United States in the public buildings and grounds belonging to the United States in the District of Columbia," approved July fifteenth, eighteen hundred and seventy, that it shall be the duty of the officer or officers, having in charge the property of the United States in and about the Capitol, the President's house, and the botanical garden to furnish an annual statement to the Architect of the Capitol extension, by the first day of December in each year, setting forth the public property in all the buildings, rooms, and grounds, under their charge, purchased during each year, and an account of the disposition of such property during the same period, whether by sale or otherwise.

APPROVED, June 4, 1872.

June 4, 1872. CHAP. CCLXXXVIII. — *An Act granting to the Davenport and St. Paul Railroad Company the Right of Way.*

Davenport and Saint Paul R.R. Co. may pass their cars over the bridge across the Mississippi river at Rock Island, upon, &c.;

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Davenport and Saint Paul Railroad Company, a corporation existing under the laws of the State of Iowa, be, and is hereby authorized, upon the payment of one-third of the cost of the bridge over the main channel of the Mississippi river at Rock Island, and shall also be liable for and pay one-third of the cost of keeping the same in repair, to pass the cars of the said Davenport and Saint Paul Railroad Company over said bridge, with the same rights and privileges, and subject to the same restrictions, that are or may be exercised or enjoyed by any other railroad company.

may maintain its own track and bridge, upon, &c.

SEC. 2. That upon the payment into the treasury of the United States of one-half of the money referred to in section one of this act, and the payment to the Chicago, Rock Island, and Pacific Railroad Company of the remaining half of said sum of money, said Davenport and Saint Paul Railroad Company shall be authorized to construct and maintain its own track and bridge from the east end of the bridge first above mentioned to the city of Rock Island, in the State of Illinois: *Provided, however,* That the same shall be done without any expense to the government of the United States, and under the direction and shall continue under the control of the Secretary of War.

Proviso.

Secretary of War to determine time-tables if the roads cannot agree.

Bridge to strike the Illinois shore, where; when to be completed.

Other roads may use, upon, &c.

SEC. 3. That in case any railroad companies authorized by law to cross said government bridge cannot agree upon a time-table to control the running of their respective trains thereon, the Secretary of War shall determine the question of difference, and fix the time for trains: *Provided,* That the point where said bridge shall strike the Illinois shore shall be not more than two hundred feet from the present government wagon-bridge: *And provided also,* That said track and bridge shall be completed within two years from the passage of this act. And when completed any other railroad company or companies shall be permitted, under the direction of the Secretary of War, to pass their trains of cars over said last named bridge and track and approaches thereto, upon paying to the parties then in interest their proportionate share of the cost thereof, and of keeping the same in repair: *And provided further,* That nothing contained in this act shall be so construed as to interfere with

Rights of the United States