

**CHAP. 1335.**—An Act Amending an Act creating the middle district of Pennsylvania.

June 30, 1902.

[Public, No. 212.]

*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 and district courts of the middle district of Pennsylvania shall be as follows, to wit: At the city of Scranton, in the county of Lackawanna, on the fourth Monday of February and the third Monday of October in each year; at the city of Harrisburg, in the county of Dauphin, on the first Monday of May and the first Monday of December in each year, and at the city of Williamsport, in the county of Lycoming, on the second Monday of January and the second Monday of June in each year. The sessions of the said courts shall continue for such time as the judges thereof shall severally direct and determine; and adjourned sittings and sessions may be held from time to time according as the business of the said courts shall, in the opinion of the same, require it.

United States courts.  
Pennsylvania, middle judicial district.  
Terms of courts.  
Vol. 31, p. 880, amended.

**SEC. 2.** That the records of the circuit and the district courts shall be kept at the city of Scranton; but the said courts may provide by rule for the keeping of provisional or temporary records at Harrisburg and Williamsport of such actions, suits, or proceedings as may be there entered or brought. Nothing herein contained, however, shall be construed as requiring the removal to Scranton of the records of the late courts of the western district at Williamsport, but the same shall there remain as heretofore, under the control and direction of the courts of the middle district, as provided in the ninth section of the Act, to which this is an amendment, and in the charge and custody of the respective clerks thereof.

Permanent records to be kept at Scranton.  
Temporary records.

**SEC. 3.** That the number of traverse or petit jurors summoned to attend at any term of the said court shall not be less than twenty-four nor more than forty-eight, as the said courts by their order from time to time shall direct.

Jurors.

Approved, June 30, 1902.

**CHAP. 1336.**—An Act To change the terms of the district court for the eastern district of Pennsylvania.

June 30, 1902.

[Public, No. 213.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the terms of the district court for the eastern district of Pennsylvania shall hereafter begin on the second Monday of March, the second Monday of June, the third Monday of September, and the second Monday of December, each term to continue until the succeeding term begins.

United States courts.  
Pennsylvania eastern district.  
Terms of district court changed.  
R. S., sec. 572, p. 100, amended.

**SEC. 2.** That no action, suit, proceeding, or process in the said district court shall abate or be in any respect invalidated by reason of the change of terms made by the foregoing section, but the said actions, suits, proceedings, and processes shall be returnable to, pending, and triable in the term hereby established next after the return day thereof.

Pending cases not affected.

Approved, June 30, 1902.

**CHAP. 1337.**—An Act Amending the Act of March second, nineteen hundred and one, entitled "An Act to carry into effect the stipulations of article seven of the treaty between the United States and Spain, concluded on the tenth day of December, eighteen hundred and ninety-eight."

June 30, 1902.

[Public, No. 214.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section four of the Act, entitled "An Act to carry into effect the stipulations of article seven of the treaty between the United States and Spain, concluded on the

Spanish Claims Commission.

Vol. 31, p. 878,  
amended.

tenth day of December, eighteen hundred and ninety-eight," approved March second, nineteen hundred and one, is hereby amended by adding thereto the following provisions:

Rules of procedure.

"Such rules and mode of procedure shall conform, so far as practicable, to the mode of procedure and practice of the circuit courts of the United States. The said Commission created by this Act is vested with the same powers now possessed by the circuit and district courts of the United States to compel the attendance and testimony of parties, claimants and witnesses, to preserve order, and to punish for contempt, and to compel the production of any books or papers deemed material to the consideration of any claim or matter pending before said Commission.

Testimony in for-  
eign countries.

"That the said Commission is also vested with all the powers now possessed by the circuit and district courts of the United States to take or procure testimony in foreign countries. Such testimony may be taken, pursuant to the provisions of existing laws and the rules and practice of the district and circuit courts of the United States, so far as applicable, before the Commission or any Commissioner or Commissioners appointed under the provisions of this Act.

Duties of marshal,  
etc., District of Colum-  
bia.

Execution of writs  
outside of District of  
Columbia.

"That the marshal of the United States for the District of Columbia, or his deputies, shall serve all processes issued by said Commission, preserve order in the place of sitting, and execute the orders of said Commission; and outside of the District of Columbia the writs of said Commission shall be executed by United States marshals, or their deputies, in their respective districts.

Appointment of officer  
to serve process,  
etc.

"That said Commission or any Commissioner appointed by it to take testimony in foreign countries is hereby authorized to appoint an officer to serve any subpoena or process issued by said Commission or Commissioner.

Witnesses.

"When testimony is to be taken before any Commissioner appointed by said Commission within any district or territory, the clerk of any court of the United States for such district or territory shall, on application of either party, or of his agent, issue a subpoena for such witness, commanding him to appear and testify before the Commissioner at a time and place stated in the subpoena; and if any witness, after being duly served with such subpoena, refuses or neglects to appear, or after appearing refuses to testify, not being privileged from giving testimony, and such refusal or neglect is proven to the satisfaction of any judge of the court whose clerk issues the subpoena, such judge may proceed to enforce obedience to the process, or punish the disobedience, as any court of the United States may proceed in case of disobedience to process of subpoena to testify issued by such court; and the production before such Commissioner of any paper or writing, written instrument, book, or other document, may also be required in the manner prescribed in section eight hundred and sixty-nine of Revised Statutes of the United States."

Approved, June 30, 1902.

June 30, 1902.  
[Public, No. 215.]

**CHAP. 1338.**—An Act To provide for circuit and district courts of the United States at Valdosta, Georgia.

United States courts.  
Southwestern divi-  
sion of southern judi-  
cial district of Georgia  
established.

R. S., sec. 535, p. 90,  
amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the southwestern division of the southern judicial district of Georgia is hereby established, to be composed of the counties of Berrien, Brooks, Charlton, Clinch, Coffee, Colquitt, Decatur, Echols, Irwin, Lowndes, Mitchell, Thomas, Ware and Worth of the southern district of Georgia.

Terms of court.  
Valdosta.

SEC. 2. That a term of the circuit court and of the district court for the southern district of Georgia shall be held at Valdosta, in said State, on the second Mondays in June and December in each year; and it shall