

to be paid out of any money in the Treasury not otherwise appropriated, the sum of ten thousand dollars, to be expended under the direction of the Secretary of the Treasury, who is hereby required to adopt plans for the said offices, and the vaults and safes connected therewith, and to cause the same to be constructed and prepared for use with as little delay as shall be consistent with the public interests, and the convenient location and security of the buildings to be erected: *Provided, however*, That if the Secretary of the Treasury shall find upon inquiry and examination, that suitable rooms for the use of the receiver-general at Charleston can be obtained in the custom-house now owned by the United States at that place, and that secure vaults and safes can be constructed in that building for the safekeeping of the public money, then he shall cause such rooms to be prepared and fitted up, and such vaults and safes to be constructed in the custom-house at Charleston, and no independent office shall be there erected.

Proviso.

Appropriation for expenses.

SEC. 27. *And be it further enacted*, That, for the payment of the expenses authorized by this act, other than those herein before provided for, a sufficient sum of money be, and the same is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated.

Acts, &c. conflicting with this, repealed.

SEC. 28. *And be it further enacted*, That all acts or parts of acts which come in conflict with the provisions of this act be, and the same are hereby, repealed.

APPROVED, July 4, 1840.

STATUTE I.

July 4, 1840.

Act of Jan. 18, 1839, ch. 3.
Act of June 18, 1838, ch. 118.

CHAP. XLII.—*An Act to amend an act approved the eighteenth of January eighteen hundred and thirty-nine, entitled "An act to amend an act entitled 'An act to require the judge of the district of East and West Tennessee to hold a court at Jackson in said State,' approved June the eighteenth, eighteen hundred and thirty-eight," and for other purposes.* (a)

Two terms to be held annually.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the first Monday in April, eighteen hundred and forty, there shall be two terms of said court held annually by the district judge at Jackson, on the second Monday in December next, and the second Monday in June then following; and the rule days of said court for the return of process and filing of pleadings shall be held on the second Monday of September and March, in each and every year.

Rule days.

7th sec. act of 18th Jan. 1839, ch. 3, repealed.

SEC. 2. *And be it further enacted*, That the seventh section of the act which this is intended to amend, be, and the same is hereby, repealed.

An additional term of the circuit court to be held in Knoxville.

SEC. 3. *And be it further enacted*, That an additional term of the circuit court of the United States shall be holden in Knoxville, in East Tennessee, on the third Monday in April in each and every year, which said term shall be held by the district judge; and should any difficult point of law arise, at said April term, in any cause or matter of controversy in said court, the said district judge may, at his discretion, adjourn the same over to the next term.

The judge may adjourn a cause to next term.

APPROVED, July 4, 1840.

STATUTE I.

July 4, 1840.

CHAP. XLIII.—*An Act in addition to the acts respecting the judicial system of the United States.* (b)

Adjournment of the court.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, whenever it shall so happen that neither of the judges of a circuit court of the United States shall attend at the commencement of a session of the said court, or at

(a) See vol. 2, 273.

(b) An act concerning the Supreme Court of the United States, June 17, 1844, chap. 96.