

## STATUTE II.

July 27, 1842.

[Obsolete.]

Appropriation.

CHAP. XCVI.—*An Act to provide for erecting and lighting lamps on Pennsylvania Avenue.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of two thousand five hundred dollars be, and the same is hereby, appropriated, out of any unappropriated money in the Treasury, to be expended, under the direction of the Commissioner of Public Buildings, in erecting and lighting lamps on Pennsylvania avenue, between the Capitol and the President's square.

APPROVED, July 27, 1842.

## STATUTE II.

July 27, 1842.

Clergymen authorized to marry, &c.

CHAP. CVI.—*An Act in relation to marriages within the District of Columbia.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the ministers of the gospel, or clergy, who at any time may be legally authorized to unite persons in the bands of wedlock, or to join them together as man and wife, either in the county of Washington or the county of Alexandria, shall be, and are hereby, authorized to do so in any place within the District of Columbia.

APPROVED, July 27, 1842.

## STATUTE II.

July 30, 1842.

Additional clerks authorized in P. O. Department.

CHAP. CVII.—*An Act to provide for the permanent employment in the Post Office Department of certain clerks heretofore for several years temporarily employed in that Department.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Postmaster General be, and he is hereby, authorized to employ in the Post Office Department, a topographer, at a salary of sixteen hundred dollars; and eight additional clerks, whose annual compensation shall be as follows: three clerks at fourteen hundred dollars each, four clerks at one thousand two hundred dollars each, and one clerk at one thousand dollars.

Arrears due said clerks to be paid.

SEC. 2. *And be it further enacted,* That the arrears of pay due to said clerks from the first day of January last, at the rates aforesaid, and their regular salaries for the residue of the current year, be regularly paid to them by the proper officer of the Department, and for this purpose the sum of eleven thousand six hundred dollars is hereby appropriated out of any money in the Treasury not otherwise appropriated.

Certain temporary clerks in P. O. Department made permanent.

Act of March 3, 1837, ch. 33.  
Act of July 7, 1838, ch. 169.

SEC. 3. *And be it further enacted,* That eleven additional clerks heretofore temporarily employed in the office of the Auditor for the Post Office Department under the provisions of the acts of Congress of the third of March, eighteen hundred and thirty-seven, and the seventh of July, eighteen hundred and thirty-eight, shall be permanently added to the force in that office, at the rates of compensation heretofore allowed for their services respectively, and the sum of thirteen thousand two hundred dollars is hereby appropriated out of any money in the Treasury not otherwise appropriated, for the payment of their salaries for the year eighteen hundred and forty-two.

APPROVED, July 30, 1842.

## STATUTE II.

Aug. 1, 1842.

CHAP. CVIII.—*An Act to regulate arrests on mesne process in the District of Columbia. (a)*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That hereafter no person

(a) See act supplementary to an act entitled "An act to regulate arrests on mesne process in the District of Columbia," approved August 1, 1842; June 17, 1844, chap. 100.

shall be held to bail in any civil suit in the District of Columbia, unless on affidavit, filed by the plaintiff or his agent, stating in cases of debt or contract the amount which he verily believes to be due, and that the same has been contracted by fraud or false pretences, or through a breach of trust, or that the defendant is concealing or has concealed his property in the District or elsewhere, or is about to remove the same from this District or the place of his residence, in order to evade the payment of the debt, or that, being a resident of the District and domiciled therein, is about to abscond without paying the debt, and with a view to avoid the payment of the same, setting forth all the facts on which said allegations of fraud or breach of trust are founded, and in all cases setting forth the grounds, nature, and particulars of the claim. The sufficiency of the affidavit to hold to bail, and the amount of bail to be given, shall, upon application of the defendant, be decided by the court in term time, and by any single judge in vacation. In all cases in which the affidavit required by this act is not filed previously to issuing the writ, the defendant, upon its service, shall not be required to give bail, but merely to sign an order to the clerk of the court to enter his appearance in the cause, which, if he refuses to do, he may then be held to bail as in other cases.

Persons not to be held to bail in civil suits except on affidavit, in certain cases.

Sufficiency of affidavit, &c. how to be determined.

SEC. 2. *And be it further enacted*, That any person now held to bail in a civil suit in the said District may apply to the Circuit Court of the said District in term time, or to any judge thereof in vacation, for a rule to show cause why he shall not be discharged on filing a common appearance, and shall be so discharged unless the plaintiff or his agent shall file a sufficient affidavit, in conformity with the provisions of the preceding section, within a reasonable period of time, to be assigned by the court or the judge to whom the application is made.

Relative to the discharge of persons now held to bail in civil suits.

APPROVED, August 1, 1842.

CHAP. CIX.—*An Act to extend the provisions of an act entitled "An act to regulate processes in the courts of the United States," passed the nineteenth May, one thousand eight hundred and twenty-eight. (a)*

STATUTE II.  
Aug. 1, 1842.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the provisions of an act entitled, "An act to regulate processes in the courts of the United States," passed the nineteenth day of May, one thousand eight hundred and twenty-eight, shall be, and they are hereby, made applicable to such States as have been admitted into the Union since the date of said act.

Act 19th May 1828, ch. 68, made applicable to States since admitted into the Union.

APPROVED, August 1, 1842.

CHAP. CXX.—*An Act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district.*

STATUTE II.  
Aug. 3, 1842.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the town of Stonington, in the county of New London, State of Connecticut, shall be a collection district, from and after the thirtieth day of June next; and that the port of Stonington, aforesaid, shall be, and hereby is, made a port of entry.

Stonington a collection district and port of entry.  
1842, ch. 177.

SEC. 2. *And be it further enacted*, That the district of Stonington shall comprehend all the waters, shores, bays, and harbors, from the west line of Mystic river, including the villages of Portersville and Noank, in the town of Groton, State of Connecticut, to the east line of Pawcatuck river, including the town of Westerly, State of Rhode Island, any thing in any former law to the contrary notwithstanding.

District of Stonington designated.

(a) See notes of the decisions of the courts of the United States on the subject of process, vol. 1, 93, and notes to the act of May 19, 1828, chap. 68, vol. 4, 278.