

any other terms of such circuit court, whenever, in his opinion, the public interest or special exigencies may require it.

APPROVED, June 17, 1844.

CHAP. XCVII. — *An Act respecting the northern boundary of the State of Missouri.*

STATUTE I.
June 17, 1844.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be appointed by the Governor of Iowa Territory, by and with the advice and consent of the Council of said Territory, a commissioner, to act in conjunction with such commissioner as may be appointed by the State of Missouri, and such third person, not a citizen of the State of Missouri or Territory of Iowa, as may be designated by the two commissioners aforesaid; the duty of which said three persons it shall be, to ascertain, survey, and mark out the northern boundary line of the State of Missouri, and to cause plats of the said line, when so ascertained, surveyed, and marked out, to be returned to the offices of the Secretary of State of the United States, of the State of Missouri, and of the Territory of Iowa, which plats shall be accompanied by reports of their proceedings in the premises.

Commissioners to be appointed to run the boundary line between Iowa and Missouri.

SEC. 2. *And be it further enacted,* That said three commissioners, or a majority of them, shall have authority to appoint a surveyor, and engage the necessary assistants and laborers, to enable them to ascertain, survey, and mark the said line; and the compensation of said commissioners, and of the surveyor employed by them, shall be at the rate of eight dollars per day, for so many days as they may necessarily be employed about the business aforesaid; and the laborers and assistants shall be paid such compensation as may be agreed upon between each of them and the commissioners, or a majority of them, not to exceed two dollars per day.

Commissioners to appoint a surveyor.

SEC. 3. *And be it further enacted,* That the report, as aforesaid, of any two of said commissioners, shall be final and conclusive, and the line so ascertained, surveyed, marked out and returned as aforesaid, by any two of said commissioners, shall be the northern boundary line of the State of Missouri.

Compensation limited.

Report of majority of commissioners fixing the boundary line, to be final.

SEC. 4. *And be it further enacted,* That this act shall not go into force until the Legislature of the State of Missouri shall have assented to the same, and agreed to abide by the award of said commissioners, or any two of them, as final and conclusive; and the sum of four thousand dollars is hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, to carry into effect the provisions of this act.

Act, when to take effect.

Appropriation.

APPROVED, June 17, 1844.

CHAP. XCVIII. — *An Act to extend the charters of the District Banks.*

STATUTE I.
June 17, 1844.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all actions, suits and judgments in law or equity commenced and now pending or which may hereafter be commenced by or against either of the banks of the District of Columbia whose charters expire on the fourth day of July eighteen hundred and forty-four for the collection of any debt due or the recovery of any right belonging to said banks shall not abate or be in any manner estopped by reason of the expiration of the charter of the bank commencing the same, but may be prosecuted to final judgment and execution in the same manner as though said charter had continued in existence, any law, usage, or custom, to the contrary notwithstanding; and all goods, chattels, lands, tenements, and hereditaments, seized on mesne process, attached, levied upon, set off, or in any way assigned and

May 31, 1838, ch. 91.

Aug. 25, 1841, ch. 12.

Suits, &c. in which the bank is a party, not to abate by reason of the expiration of its charter; and all property to enure to the trustees, &c.

made over to said bank, or which would in any manner have become the property of said bank had the same continued in existence in any action, suit, judgment, or execution aforesaid or otherwise, shall enure to the trustee or trustees, assignee or assignees, receiver or receivers of said bank, if any shall be appointed by the stockholders or otherwise.

Trustees, &c.
to have power
to commence
suits, &c., and
prosecute to
final judgment
and execution.

Proviso.

SEC. 2. *And be it further enacted,* That the trustee or trustees, assignee or assignees, receiver or receivers, who may be appointed to collect and receive the assets of any bank whose charter shall expire as aforesaid, and to adjust, settle, and liquidate, the debts due from said banks, shall have full power to commence and institute all necessary actions, suits, or other proceedings, in law or equity, in the name of said bank, and prosecute the same to final judgment and execution, *Provided,* That the Court in which such legal or equitable proceeding shall be commenced, shall first receive sufficient security for the costs which may be recovered by the opposite party.

APPROVED, June 17, 1844.

STATUTE I.

June 17, 1844.

CHAP. XCIX.—*An Act to enable the War Department to supply certain balances of appropriation, and for other purposes.*

Balances under
acts of June 12,
1838, ch. 97,
and March 3,
1839, ch. 93,
how to be ap-
plied.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is hereby authorized to direct the application of any balances now remaining in the treasury, or which may come into the treasury on the settlement of accounts under any of the specific heads of appropriation in the acts of the twelfth June eighteen hundred and thirty-eight and third March eighteen hundred and thirty-nine, to any arrearages chargeable to the general head of suppression of Indian hostilities.

Balances under
acts of April
29, 1836, ch. 37,
June 12, 1838,
ch. 97, and
March 3, 1839,
ch. 93, re-ap-
propriated.

SEC. 2. *And be it further enacted,* That the balances of appropriations made twenty-ninth April eighteen hundred and thirty-six, twelfth June, eighteen hundred and thirty-eight and third March eighteen hundred and thirty-nine for suppression of Indian hostilities, which have been carried to the surplus fund, be and the same are hereby re-appropriated for the settlement of arrearages for suppression of Indian hostilities so far as the same may be necessary in the payment of accounts audited and passed for settlement by the accounting officers of the Treasury.

APPROVED, June 17, 1844.

STATUTE I.

June 17, 1844.

Act of Aug. 1,
1842, ch. 108,
1853, ch. 40.

CHAP. C.—*An Act supplementary to an act entitled "An act to regulate arrests on mesne process in the District of Columbia," approved August first, eighteen hundred and forty-two.*

No person to
be held to bail
or imprisoned
in a civil action,
when the debt
is less than \$50,
&c.

1845, ch. 2.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no person shall hereafter be held to bail or imprisoned in any civil action in the District of Columbia, in any case where the debt or claim, exclusive of interest and costs, is less than fifty dollars, and in cases where he may have been, or shall hereafter be, held to bail under the act, to which this is a supplement; and that every person who at the time of the passage of this act, shall be held in prison or prison bounds, in any civil action, except in the cases hereinbefore mentioned, shall thereupon be immediately discharged: *Provided,* That if any plaintiff in any civil action after judgment shall have been obtained by him or her, shall make oath according to law, that the defendant or defendants has or have conveyed away, lessened, or disposed of his or their property, rights, or credits, or is, or are about to remove, or hath or have removed, his or their property from this District, as he or she believes

Proviso.