

whole evidence shall have been heard, it shall appear that the consideration, either wholly or in part, of the contract was such paper currency or circulating medium prohibited by this act, judgment shall be rendered for the defendant or defendants, and for costs against the plaintiff or plaintiffs.

SEC. 6. *And be it further enacted*, That if any merchant, hotelkeeper, shopkeeper, grocer, commission merchant, or insurance agent, any owner or driver of a hackney carriage, omnibus, cart, wagon, or dray, any huckster, butcher, auctioneer, livery-stable keeper, any owner or keeper of a billiard-table or ten-pin alley, any pawnbroker, any manager or agent of theatrical or other amusements, any hawker or pedlar, transacting business under a license granted by the corporation of the city of Washington or of Georgetown, in the District of Columbia, or any other person or persons transacting business under such license, shall either receive or pay out any paper under the denomination of five dollars, or any other paper not payable in specie on demand, so prohibited as aforesaid, it shall be the duty of the attorney of the United States for the District of Columbia to sue out process in the nature of a *seire facias*, or to institute other suitable proceedings in the Circuit Court of the District of Columbia, against such offender or offenders, returnable to the said court immediately, if said court be then sitting, or to the next term of said court, if there be then a vacation of the terms of said court, requiring such offenders to show cause why his, her, or their license aforesaid, shall not be forfeited; and on proof exhibited to said court of such receiving or paying out of such prohibited paper as aforesaid, said court shall forfeit, annul, and vacate such license, and no other license for any purpose shall be granted to such offender or offenders until one year thereafter shall have passed and expired.

Process to annul the business of certain persons in case of their violating this act.

Duty of Attorney for District of Columbia.

SEC. 7. *And be it further enacted*, That it shall be the duty of the marshal of the District of Columbia, and of every constable of said district, to give information to some justice of the peace in said district, of every violation of this law which may come to his knowledge.

Marshal and constables to give information.

SEC. 8. *And be it further enacted*, That on the trial of any cause other than a criminal prosecution, under the provisions of this act, it shall be lawful for the court before whom such cause is pending, to cause to be brought before said court, and examined as a witness, any defendant to any such suit, his agent or employer, touching the matters and things in controversy, and to employ such process to effect the object aforesaid, as is usual in other cases.

Defendant may be called as a witness in prosecutions.

SEC. 9. *And be it further enacted*, That this act shall be in force from and after the first day of November next; and that so much and such parts of all former acts as may be repugnant to this act be and the same are hereby repealed.

Act to come into force Nov. 1, 1855.

APPROVED, December 27, 1854.

CHAP. XVIII. — *An Act vesting the Title of the United States to certain Land in the City of Cincinnati.*

Dec. 29, 1854.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the title and interest of the United States to the unsold land (if any there be) in fractional section number eleven, in fractional township number four, in fractional range number one, of John Cleve Symme's purchase of lands, within the now State of Ohio, be, and the same hereby is, vested in the corporate authorities of the city of Cincinnati, and their successors in office, and in any other occupants of the same, in severalty, upon payment to the Commissioner of the General Land-Office of the minimum price of land subject to entry: *Provided*, That nothing in this act shall be so construed as to

Title of the United States to unsold land section 11, township 4, range 1, in John C. Symme's purchase, vested in Cincinnati, and other occupants.

impair the legal or equitable rights of any other person or persons to the said land, or to any part thereof.

APPROVED, December 29, 1854.

Dec. 30, 1854.

CHAP. XIX. — *An Act to Provide for the Contingent Expenses of the Territory of Nebraska.*

Appropriation for contingencies of Nebraska territory.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of one thousand dollars be appropriated to defray the contingent expenses for the government of the territory of Nebraska for the remainder of the present fiscal year, the former appropriation of fifteen hundred dollars having been drawn from the treasury by the late Governor Burt, and by reason of his death unavailable for the present, it being the true intent and meaning of this act that not more than fifteen hundred dollars shall be expended for said contingencies within this fiscal year.

APPROVED, December 30, 1854.

Jan. 3, 1855.

CHAP. XX. — *An Act giving the Consent of Congress to the Cession by the State of Massachusetts to the State of New York, of the District of Boston Corner.*

Preamble.

Whereas, the commonwealth of Massachusetts, by an act of its legislature, approved May fourteenth, A. D., eighteen hundred and fifty-three, ceded the sovereignty and jurisdiction over that portion of its territory known as the district of Boston Corner, situated in the southwesterly corner of said commonwealth, and westerly of the southwest line of the town of Mount Washington, in the county of Berkshire and commonwealth aforesaid, to the State of New York, said act not to take effect, however, until the Congress of the United States shall consent to such cession and annexation :

And whereas, the State of New York, by an act of its legislature, passed July twenty-first, A. D., eighteen hundred and fifty-three, accepted the sovereignty and jurisdiction over that portion of the territory of Massachusetts above described, and known as the district of Boston Corner, upon the terms, and subject to the provisions expressed in said act of cession, as appears by certified copies of said acts filed in the office of the clerk of the House of Representatives :

And whereas, for the better defining the limits and extent of the territory above-mentioned, commissioners on behalf of said States of Massachusetts and New York, duly authorized for that purpose, have caused an accurate survey and map to be made of said territory, and sufficient monuments to be erected in and along its eastern boundary line, as required by said acts, a copy of said survey and map, duly authenticated, having also been filed in the office of said clerk : Therefore —

Consent of Congress to setting off Boston Corner to New York.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of the Congress of the United States be, and the same is hereby, given to said cession and annexation.

APPROVED, January 3, 1855.

Jan. 3, 1855.

CHAP. XXI. — *An Act for the Liquidation of the Penitentiary Indebtedness.*

Appropriation to pay debt of penitentiary.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of seven thousand one hundred and eighty-six dollars and ninety-two cents is hereby appropriated, out of any moneys in the treasury not otherwise appropriated, to enable the Secretary of the Interior to liquidate the present indebtedness of the penitentiary in the District of Columbia.

APPROVED, January 3, 1855.