

the construction of a military road from Columbia City Barracks to Fort Steilacoom on Puget's Sound, thirty thousand dollars. The said military roads shall be constructed under the direction of the Secretary of War.

APPROVED, February 6, 1855.

Feb. 10, 1855. CHAP. LXX. — *An Act changing the Appropriation for the Erection of a Building in the City of Milwaukie, for a Custom-House, Post-Office, and the United States Courts.*

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That in lieu and place of the appropriation and provision in section two, of chapter two hundred and forty-two, approved August fourth, eighteen hundred and fifty-four, for the erection of a building therein described, in the city of Milwaukie, the Secretary of the Treasury is hereby authorized and directed to cause to be constructed, at the said city of Milwaukie, for the accommodation of the custom-house, post-office, and United States courts, a building of stone or brick, with fire-proof floors, constructed of iron beams and brickwork, iron roof, shutters, and sills; eighty-five feet by sixty feet, sixty feet in height from the foundation; to cost not more than eighty-eight thousand dollars; which said sum of eighty-eight thousand dollars, with ten per cent. on the said sum for cost of superintendence of erection and other contingent expenses, is hereby appropriated for this object out of any moneys in the treasury not otherwise appropriated.

APPROVED, February 10, 1855.

Feb. 10, 1855. CHAP. LXXI. — *An Act to secure the Right of Citizenship to Children of Citizens of the United States born out of the Limits thereof.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That persons heretofore born, or hereafter to be born, out of the limits and jurisdiction of the United States, whose fathers were or shall be at the time of their birth citizens of the United States, shall be deemed and considered and are hereby declared to be citizens of the United States: *Provided, however,* That the rights of citizenship shall not descend to persons whose fathers never resided in the United States.

SEC. 2. *And be it further enacted,* That any woman who might lawfully be naturalized under the existing laws, married, or who shall be married to a citizen of the United States, shall be deemed and taken to be a citizen.

APPROVED, February 10, 1855.

Feb. 10, 1855. CHAP. LXXIII. — *An Act to divide the State of Ohio into two Judicial Districts, and to provide for holding the District and Circuit Courts of the United States therein.*

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the State of Ohio be, and the same is hereby, divided into two judicial districts, in the following manner, to wit: The counties of Belmont, Guernsey, Muskingum, Licking, Franklin, Madison, Champaign, Shelby, and Mercer, together with all that part of the State lying south of the above-mentioned counties, shall compose one district, to be called the southern district of Ohio, and a court shall be held for the said district at the city of Cincinnati, and all the remaining part of said State shall compose another district, to be called the northern district of Ohio, and a court shall be held for the same in the city of Cleveland, in said State.

SEC. 2. *And be it further enacted,* That there shall be two terms of the circuit and district courts begun and held in each of said districts,

Terms of circuit and district courts.

Public buildings at Milwaukie.

Ante, p. 571.

Citizenship of children of citizens, born abroad.

Citizenship of married women.

Ohio divided into two judicial districts.

to wit: At the city of Cincinnati, for the southern district, on the third Tuesdays of April and October, and at the city of Cleveland, for the northern district, on the second Tuesdays of July and November, in each year; and the said courts are hereby authorized to hold adjourned terms, when the business before the court shall, in the opinion of the court, require it.

SEC. 3. *And be it further enacted*, That all suits and other proceedings, of whatever name or nature, now pending in the circuit or district courts of the United States for the district of Ohio, shall be tried and disposed of in the circuit and district courts respectively, for the southern district of Ohio, in the same manner as the same would have been in case said State had not been divided into two districts; and for that purpose the jurisdiction is reserved to said courts in the southern district, and the clerk of the circuit and district courts, for the present district of Ohio, shall remove the records and files of the said circuit and district courts to the city of Cincinnati, and do, and perform, all the duties appertaining to his office within the southern district; and all process and other proceedings taken or issued, or made returnable to the circuit or district court for the present district of Ohio, shall be returnable at the next term of the said courts respectively, in the southern district of Ohio.

Disposition of pending cases.

SEC. 4. *And be it further enacted*, That upon the application of any party to any suit now pending, which would have been commenced in the northern district, if this act had been in force before the commencement of said suit, the proper court may, and if all parties consent, shall order that the same be removed for further proceedings to the proper court for the northern district; and thereupon, the clerk shall transmit all the papers in the cause, with a transcript of the order of the removal, to the clerk of the court to which the suit shall be removed, and all further proceedings shall be had in said court as if the suit had been originally commenced therein.

Removal of suits into the northern district.

SEC. 5. *And be it further enacted*, That the present judge of the district of Ohio be, and he is hereby, assigned to hold said courts in the southern district of Ohio, and shall exercise the same jurisdiction, and perform the same duties, within said district, as he now exercises and performs within his present district.

Present district judge to be the judge of the southern district.

SEC. 6. *And be it further enacted*, That final process upon any judgment or decree entered in the circuit or district court of the United States for the district of Ohio, and all other process for the enforcement of any order of said courts, respectively, in any cause now pending therein, except causes removed as hereinbefore provided, shall be issued from and made returnable to the proper court for the southern district of Ohio, and may run and be executed by the marshal of said southern district in any part of said State.

Execution of final process in pending suits.

SEC. 7. *And be it further enacted*, That there be appointed a district judge for the said northern district of Ohio; who shall possess the same powers, and do and perform all such duties in his district as are now enjoined or in anywise appertaining to the present district judge for the district of Ohio, and the district judge of each district shall be entitled to the same compensation as by law is provided for the present judge for the district of Ohio.

District judge for northern district.

Compensation.

SEC. 8. *And be it further enacted*, That there be appointed one person as district attorney, and one person as marshal, for said southern district, whose terms of appointment and service, as well as duties and emoluments, shall be the same with those respectively appertaining to the said offices in the district of Ohio; and said marshal shall give the same bond that other marshals are required to give, to be approved and recorded as now directed by law. *Provided*, That the present district attorney of the district of Ohio shall be the district attorney of the northern district, but shall retain the charge of all suits already commenced until final termina-

District attorney and marshal for southern district.

Pay. Bond.

Provido

tion, unless the President of the United States shall otherwise direct; and the present marshal of the district of Ohio shall be the marshal of the northern district, during their respective official terms.

Venue of cases hereafter commenced.

SEC. 9. *And be it further enacted*, That all suits hereafter to be brought in either of said courts, not of a local nature, shall be brought in the court of the district where the defendant resides; but if there be more than one defendant and they reside in different districts, the plaintiff may sue in either and send a duplicate writ against the defendants, directed to the marshal of the other district, on which an indorsement shall be made that the writ thus sent is a copy of a writ sued out of the court of the proper district; and the said writs, when executed and returned into the office from whence they issued, shall constitute one suit, and be proceeded in accordingly.

APPROVED, February 10 1855.

Feb. 13, 1855.

CHAP. XCVI. — *An Act to divide the State of Illinois into Two Judicial Districts.*

Illinois divided into two judicial districts.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the State of Illinois be, and the same is hereby, divided into two judicial districts, in the manner following; to wit: The counties of Hancock, McDonough, Peoria, Woodford, Livingston, and Iriquois, and all the counties in the said State, north of them, shall compose one district, to be called the northern district of Illinois, and courts shall be held for the said district at the city of Chicago; and the residue of the counties of the said State shall compose another district, to be called the southern district of Illinois, and courts shall be held for the same at the city of Springfield.

Places for holding courts.

Terms of court.

SEC. 2. *And be it further enacted*, That there shall be two terms of the circuit and district courts begun and held in each of said districts, to wit: At the city of Chicago, for the northern district, on the first Monday in July and third Monday in December; and at the city of Springfield, for the southern district, on the first Monday in March, and the first Monday in October, in each year; and the said courts are hereby authorized to hold adjourned terms when the business shall, in the opinion of the courts, require it.

Disposition of pending cases.

SEC. 3. *And be it further enacted*, That all suits and other proceedings of whatever name, or nature, now pending in the circuit or district courts of the United States for the district of Illinois, shall be tried and disposed of in the circuit and district courts respectively for the northern district of Illinois, in the same manner as the same would have been in case said State had not been divided into two districts, and for that purpose the jurisdiction is reserved to the said courts in the northern district; and the clerk of the circuit and district courts for the present district of Illinois shall remove the records and files of the said circuit and district courts to the city of Chicago; and do and perform all duties appertaining to his office within the northern district. And all process or other proceedings taken, or issued, or made returnable to the circuit or district courts of the present district of Illinois; shall be returnable at the next term of the said courts respectively in the northern district of Illinois.

Removal of cases to southern district.

SEC. 4. *And be it further enacted*, That upon application of any party to any suit now pending which would have been commenced in the southern district, if this act had been in force before the commencement of the said suit, the proper court may, and if all parties consent, shall order that the same be removed for further proceedings to the proper court for the southern district. And thereupon the clerk shall transmit all the papers in the cause with a transcript of all orders taken therein to the clerk of the court to which the suit shall be removed, and all further proceedings shall be had, in said court, as if the said suit had been originally commenced therein.