

STATUTE I.

April 5, 1832.

CHAP. LXV.—*An Act supplementary to the several laws for the sale of public lands. (a)*

*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 day of May next, all the public lands of the United States, when offered at private sale, may be purchased at the option of the purchaser, either in entire sections, half sections, quarter sections, half-quarter sections, or quarter-quarter sections; and in every case of a division of a half-quarter section, the line for the division thereof shall run east and west, and the corners and contents of quarter-quarter sections, which may thereafter be sold, shall be ascertained as nearly as may be, in the manner, and on the principles, directed and prescribed by the second section of an act, entitled "An act concerning the mode of surveying the public lands of the United States," passed on the eleventh day of February, eighteen hundred and five; and fractional sections, containing fewer or more than one hundred and sixty acres, shall in like manner, as nearly as may be practicable, be subdivided into quarter-quarter sections, under such rules and regulations as may be prescribed by the Secretary of the Treasury: *Provided,* That this act shall not be construed to alter any special provision made by law for the sale of land in town lots: *And, provided also,* That no person shall be permitted to enter more than one half-quarter section of land under this act, in quarter-quarter sections, in his own name, or in the name of any other person, and in no case, unless he intends it for cultivation, or for the use of his improvement. And the person making application to make an entry under this act shall file his and her affidavit, under such regulations as the Secretary of the Treasury may prescribe, that he or she makes the entry in his or her own name, for his or her own benefit, and not in trust for another: *Provided, further,* That all actual settlers, being house-keepers upon the public lands, shall have the right of pre-emption to enter, within six months after the passage of this act, not exceeding the quantity of one half-quarter section, under the provisions of this act, to include his or their improvements, under such regulations as have been, or may be prescribed by the Secretary of the Treasury; and in cases where two persons shall live upon the same quarter section, subject to be entered under the provisions of this act, each shall have the right to enter that quarter-quarter section which includes his improvements.

APPROVED, April 5, 1832.

All public lands offered at private sale may be purchased in fractions of sections, &c.

Act of Feb. 11, 1805, ch. 14.

Proviso.  
Proviso.

Proviso.

STATUTE I.

April 5, 1832.

CHAP. LXVI.—*An Act to authorize the judges of the courts of the United States to take bail of the claimants of property seized, and perform other acts in vacation.*

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That in any cause of admiralty and maritime jurisdiction, or other case of seizure, depending in any court of the United States, any judge of the said court, in vacation, shall have the same power and authority to order any vessel, or cargo, or other property, to be delivered to the claimants, upon bail or bond, under the statute, as the case may be, or to be sold when necessary, as the said court now has in term time, and to appoint appraisers, and exercise every other incidental power necessary to the complete execution of the authority herein granted; and the said recognisance of bail or bond, under such order, may be executed before the clerk upon the party's producing the certificate of the collector of the district, of the sufficiency of the security offered; and the same proceedings shall be had in case

Judge authorized, &c. to deliver vessel, &c. to claimant.

Bond to be executed before clerk, &c.

(a) Notes of the acts relative to the sale of the public lands, vol. ii. p. 73.

Proviso.

of said order of delivery, or of sale, as are now had in like cases when ordered in term time: *Provided*, That upon every such application, either for an order of delivery or of sale, the collector and the attorney of the district shall have reasonable notice in cases of the United States, and the party or counsel in all other cases.

APPROVED, April 5, 1832.

STATUTE I.

April 5, 1832.

CHAP. LXVII.—*An Act providing for the organization of the ordnance department.* (a)

Ordnance department to consist of, &c.

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That from and after the passage of this act, the ordnance department shall consist of one colonel, one lieutenant colonel, two majors, and ten captains, and as many enlisted men as the public service may require, not exceeding two hundred and fifty.

Ordnance sergeants.

SEC. 2. *And be it further enacted*, That the Secretary of War be authorized to select from the sergeants of the line of the army, who shall have faithfully served eight years in the service, four years of which in the grade of non-commissioned officer, as many ordnance sergeants as the service may require, not to exceed one for each military post; whose duty it shall be to receive and preserve the ordnance, arms, ammunition, and other military stores, at the post under the direction of the commanding officer of the same, and under such regulations as shall be prescribed by the Secretary of War, and who shall receive for their services five dollars per month, in addition to their pay in the line.

Act of Feb. 8, 1815, ch. 38.

SEC. 3. *And be it further enacted*, That the first section of the act passed on the eighth of February, one thousand eight hundred and fifteen, entitled "An act for the better regulation of the ordnance department,"

Act of March 2, 1821, ch. 13.

and so much of the second section of the act, entitled "An act to reduce and fix the military peace establishment of the United States," passed the second of March, one thousand eight hundred and twenty-one, as provides for one supernumerary captain to each regiment of artillery, to perform ordnance duty, and so much of the fourth section of the same act as merges the ordnance department in the artillery, and reduces the number of enlisted men, be, and the same are hereby repealed: *Provided*, That nothing contained in this act shall be so construed as to divest the President of the United States of authority to select from the regiments of artillery such number of lieutenants as may be necessary for the performance of the duties of the ordnance department.

Proviso.

SEC. 4. *And be it further enacted*, That all officers and enlisted men authorized by this act, shall be subject to the rules and articles of war, and that the officers shall receive the pay and emoluments now allowed, or which may hereafter be allowed, to artillery officers.

Government and pay.

APPROVED, April 5, 1832.

STATUTE I.

April 20, 1832.

CHAP. LXIX.—*An Act to change the time of holding the United States district court, at Staunton, in the western district of Virginia.* (b)

Time of holding the district court for the western district of Virginia, altered.

*Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That from and after the passing of this act, the United States district court, in the western district of Virginia, heretofore held at Staunton, on Wednesday after the fourth Monday in April and September, in each year, be hereafter held at Staunton, on the first day of May, and the first day of October, in each year; and when those days, or either of them, fall on Sunday, the court to be held on the next succeeding day.

APPROVED, April 20, 1832.

(a) For notes of the acts relating to the ordnance department, see vol. ii. p. 732.

(b) For notes of the acts relating to the district courts of Virginia, see vol. iii. p. 478.