

PRE-EMPTION CLAIMS DERIVED TO HEIRS.*Act, March 3rd, 1843.*

SEC. 2. Provides that where a party shall be entitled to claim the benefits of any of the pre-emption laws, shall die before having consummated his claim by filing in due time all the papers essential to the establishment of the same; it shall be competent for his executor or administrator or one of his heirs to file the necessary papers to complete the same: Provided, that such entry shall be made in favor of the heirs, and enure to the benefit of the heirs of the pre-emptor. 5 vol. U. S. Statutes, p. 626.

SECRETARY OF TREASURY TO ISSUE PATENTS IN CERTAIN CASES.*Act, August 26th, 1842.*

Provides that entries made under the pre-emption laws shall not be paid where the patent is withheld on account of the quantity exceeding that specified in the law, and when the claim is founded on proof not in form, full as to all the facts, but substantially so, provided, that the Secretary of the Treasury shall be satisfied that such entries have been in other respects fair and regular, and no fraud shall appear in them, and when the claim shall not be contested by any other persons. But the act of 1811, shall not be so construed so as to confer a right of pre-emption by reason of settlement on a tract heretofore sold. 5 vol. Statutes U. S. p. 534.

LAWS GOVERNING KANZAS AND NEW MEXICO.*Act, Sept. 4th, 1841.*

SEC. 10. *And be it further enacted,* That from and after the passage of this act, every person being the head of a family, or widow