proceeds of any sale of the property, final or interlocutory, in the custody of the court. In case of a decree of restitution upon payment of costs, where no sale has been made, such charges and expenses shall constitute part of said costs to be paid by the claimant.

Pay of prize commissioners and of district attorney, how determined and paid.

SEC. 3. *And be it further enacted*, That the prize commissioners, and also the district attorney, acting for the United States, and the counsel for the captors, shall be entitled to receive a just and suitable compensation for their several and respective services in each prize case or proceeding; and the same shall be adjusted and determined by the court upon due consideration of the facts and circumstances of each case and of the services actually rendered therein; and the same, when so adjusted, shall, in case of final condemnation or restitution on payment of costs, be paid out of the proceeds of the prize property in the custody of the court, or when no sale has been made, in whole or in part, as the court may direct by the claimant.

Post, p. 760.

Proceedings upon final decree of condemnation. Sale,—proceeds of sale.

SEC. 4. *And be it further enacted*, That whensoever a final decree of condemnation of property captured as prize shall have been made, unless an interlocutory sale has been made as hereinbefore provided for, the property shall be sold by the United States marshal pursuant to the practice and proceedings in admiralty, and the gross proceeds of such sale shall be forthwith deposited in court; and thereupon the prize commissioners shall proceed, under the direction of the court, to take the requisite evidence, and report the same to the court, to the end that a final decree shall be made determining what public ships of the United States are entitled to share in the prize, and whether the prize was of superior, equal, or inferior force to the vessel or vessels making the capture, and within thirty days after the entry of the same the clerk of the court shall transmit to the Treasury of the United States the moneys so deposited in court, together with a certified copy of the said decree, after deducting from said moneys the costs of court and the charges and expenses hereinbefore provided for.

Shares of public vessels.

To what cases this act shall apply.

SEC. 5. *And be it further enacted*, That the provisions of this act shall apply as well to cases now pending as to all future cases of maritime captures, and to captures and seizures made under the laws for the abolition of the slave trade; and all laws and parts of laws inconsistent herewith are hereby repealed.

APPROVED, March 25, 1862.

CHAP. LI. — *An Act in Addition to an Act to refund and remit the Duties on Arms imported by States, approved July ten, eighteen hundred and sixty-one.*

April 2, 1862.

Duties on arms, &c., extension of time for remitting.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authority given to the Secretary of the Treasury to refund and remit the duties and imposts on all arms imported into the United States by or for the account of any State as provided in the act to which this is an addition, shall extend to arms for which orders or contracts were made prior to the first day of January, eighteen hundred and sixty-two: *Provided*, That said Secretary shall have satisfactory proofs exhibited to him that the said arms were actually purchased in a foreign country for account of a State, and that the price paid for the same by the State was only the first cost, and the usual and customary charges attending the purchase and importation of the same, exclusive of duty.

Proviso.

APPROVED, April 2, 1862.

CHAP. LII. — *An Act to provide for the equitable Settlement of the Accounts of the Officers and Crews of the Frigate Congress and other Vessels.*

April 2, 1862.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proper accounting officers

AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO