

CHAPTER TWO.

QUALIFICATIONS, PAY, AND DUTIES OF OFFICERS.

- | | |
|--|--|
| <p>Sec.
2613. Term of office of collectors, naval officers, &c.
2614. Appraiser's oath of office.
2615. Assistant appraiser's oath.
2616. Oath of office of customs officer.
2617. Who may administer oath of office.
2618. Certification, &c., of oath.
2619. Bonds of collectors, naval officers, and surveyors.
2620. Bonds how approved and filed.
2621. Duties of collectors where naval officers and surveyors are appointed.
2622. Duties of collector where no naval officer is appointed.
2623. Duties of collector where a collector only is appointed.
2624. Employment of temporary surveyors.
2625. Performance of collector's duties in case of disability.
2626. Duties of naval officers.
2627. Duties of surveyors where collectors and naval officers are appointed.
2628. Duties of surveyor when surveyor only is appointed.
2629. Performance of surveyor's duties in case of disability.
2630. Deputy collectors.
2631. In case of sickness or absence collector or surveyor may authorize, &c.
2632. Deputies of naval officers and surveyors.
2633. When deputies may be clothed with powers of collectors.
2634. Limitation upon number and compensation of clerks and deputies.
2635. Table of fees to be kept posted up.
2636. Penalty for extortion by customs officers.
2637. Penalty for extortion by inspectors, weighers, gaugers, or measurers.
2638. Customs officers, &c., not to own vessels or engage in importations.
2639. Collectors, naval officers, and surveyors must keep and render accounts.
2640. Their duty in respect to accounts, penalty for omission.
2641. Accounts must include all emoluments as well as expenses.
2642. Services of occasional inspectors must be specified.
2643. List of clerks and account of expenditures for stationery, to be furnished.
2644. By collectors upon northern, &c., frontiers.
2645. Accounts to be rendered quarterly.
2646. Books to be furnished to customs officers.
2647. Quarterly account of collection of fines required.
2648. Blanks.
2649. Special agents to examine books, accounts, &c., of collectors.
2650. Classification and payment of agents.
2651. Regulations for special agents; limit of their number and pay.
2652. Customs officers to follow instructions and decisions of Secretary of Treasury.
2653. Subordinate offices in any district may be abolished.</p> | <p>Sec.
2654. Fees of collectors.
2655. Division of fees and expenses between collector and naval officer.
2656. Division of drawback-fees between collector, naval officer, and surveyor.
2657. Fees of surveyors, inspectors, and deputy inspectors.
2658. Fee for entry on northern, &c., frontier.
2659. Compensation of collectors for New York and other districts.
2660. Additional compensation in certain districts.
2661. Collector for Mobile.
2662. Collector for Pearl River.
2663. Collector for Saint Mary's and Key West.
2664. Collectors for Saint John's and Ferdinandina.
2665. Collector for the Teche.
2666. Collector for Natchez.
2667. Collector for Newark.
2668. Collector for Vicksburgh.
2669. Collector for Stonington.
2670. Collector for Puget Sound.
2671. Collector for Paso del Norte.
2672. Collector for San Francisco.
2673. Collector for Oregon.
2674. Collector for Wilmington.
2675. Collectors for Chicago and other districts.
2676. Collectors for Galveston and other districts.
2677. Collectors for Beaufort, South Carolina, and Pensacola.
2678. Collectors for Georgetown, District of Columbia, and other districts.
2679. Collector for eastern district of Maryland.
2680. Collectors for the districts in North Carolina.
2681. Collector for Alaska.
2682. Collector for Aroostook.
2683. Collector for Willamette.
2684. Collector for San Diego.
2685. Collector for southern district of Oregon.
2686. Division of commissions on death of collector.
2687. Apportionment of compensation for part of a year's service.
2688. Limit to compensation of collectors and surveyors acting as collectors.
2689. Compensation to be exclusive of expenses.
2690. Limit to compensation of collectors at Boston, and other specified ports.
2691. Limit to compensation of collectors at other ports.
2692. Powers of Secretary over incidental expenses.
2693. Accounts for services of clerks, must be verified.
2694. Assistant collector at New York.
2695. Assistant collector at Jersey City.
2696. Assistant collector at Camden.
2697. Deputy collectors at New York and other ports.
2698. Deputy collectors at Eureka and Vallejo.</p> |
|--|--|

Sec.	Sec.
2699. Deputy collector at Potomac.	2723. Deputy surveyor at Savannah.
2700. Deputy collector at Shreveport.	2724. Principal appraisers at Savannah and Charleston.
2701. Deputy collector at Saint Paul.	2725. Merchant appraisers.
2702. Deputy collectors southern district of Oregon.	2726. General appraiser at New York.
2703. Naval officers for San Francisco.	2727. General appraisers.
2704. Limit to compensation of naval officers.	2728. Appraisers at Boston and other ports.
2705. Deputy naval officers at New York and other ports.	2729. Appraiser at New York.
2706. Surveyors at Eastport and other ports.	2730. Appraisers at Providence and other ports.
2707. Surveyors at ports in district of New Orleans.	2731. Assistant appraisers at New York.
2708. Surveyors at Pittsburgh and other ports.	2732. Assistant appraisers at Boston and other ports.
2709. Surveyor at Velasco.	2733. Inspectors.
2710. Surveyor at Matagorda and Lavacca.	2734. Inspectors at San Antonio and other ports.
2711. Surveyors at Pacific City and Milwaukee.	2735. Inspectors at Monterey and other ports.
2712. Surveyor at Cairo.	2736. Inspector at Chester.
2713. Surveyor at Selma.	2737. Power of Secretary to increase compensation of inspectors.
2714. Surveyor at San Francisco.	2738. Persons acting as inspectors.
2715. Surveyor at Salem.	2739. Weighers at Boston and other ports.
2716. Surveyor at Michigan City.	2740. Head gaugers at New Orleans.
2717. Surveyor at Albany.	2741. Gaugers at New York.
2718. Surveyor at La Crosse.	2742. Gaugers and measurers at Boston.
2719. Limit of compensation of surveyors at Portland and other ports.	2743. Special examiners of drugs.
2720. Limit of compensation of surveyors generally.	2744. Special examiner of drugs at San Francisco.
2721. Deputy surveyors at San Francisco.	2745. Examiners and subordinate officers at New York.
2722. Deputy surveyors at New York and other ports.	2746. Additional compensation to customs officers at San Francisco.

SEC. 2613. Collectors of the customs, naval officers, and surveyors of the customs shall be appointed for the term of four years.

Term of office of collectors, naval officers, &c.

19 May, 1820, c. 102, s. 1, v. 3, p. 582.—U. S. *vs.* Eckford's Exrs., 1 How., 250.

SEC. 2614. The appraiser at New York, before he enters upon the duties of his office, shall take and subscribe an oath faithfully to direct and supervise the examination, inspection, and appraisement according to law, of such merchandise as the collector may direct pursuant to law, and to cause to be duly reported to the collector the true value thereof, as required by law. All other appraisers, and all resident merchants appointed according to law to act as appraisers, shall severally take and subscribe an oath diligently and faithfully to examine and inspect such merchandise as the collector may direct, and truly to report, to the best of their knowledge and belief, the true value thereof.

Appraiser's oath of office.

27 July, 1866, c. 284, s. 1, v. 14, p. 302.
1 March, 1823, c. 21, s. 16, v. 3, p. 735.
14 July, 1870, c. 255, ss. 34, 36, v. 16, p. 271.

SEC. 2615. Each of the assistant appraisers at the port of New York, before entering upon the duties of his office, shall take and subscribe an oath diligently and faithfully to examine and inspect such goods, wares, and merchandise as the appraiser may direct, and truly to report to him the true value thereof, according to law. Such report shall be subject to revision and correction by the appraiser, and when approved by him shall be transmitted to the collector, and shall be deemed an appraisement by the United States local appraiser of the district of such merchandise required by law. The assistant appraisers at Boston, Philadelphia, and San Francisco, shall take and subscribe an oath diligently and faithfully to examine and inspect such merchandise as the principal appraisers may direct, and truly to report to them the true value thereof, according to law.

Oath of assistant appraisers.

27 July, 1866, c. 284, s. 2, v. 14, p. 302.
28 May, 1830, c. 147, s. 2, v. 4, p. 409.
14 July, 1870, c. 255, ss. 34-36, v. 16, p. 271.

SEC. 2616. Every officer, clerk, or employé appointed under this Title shall, before entering upon his duties, take and subscribe an oath in addition to the oath of office prescribed by section seventeen hundred and fifty-six or section seventeen hundred and fifty-seven, Title "PROVISIONS APPLYING TO SEVERAL CLASSES OF OFFICERS," that he will

Oath of office of customs officers.

2 March, 1799, c. 22, s. 20, v. 1, p. 641.
3 March, 1817, c. 109, s. 7, v. 3, p. 397.

30 July, 1846, c. 74, s. 9, v. 9, p. 44. use his best endeavors to prevent and detect frauds against the laws of the United States imposing duties upon imports.

9 May, 1848, c. 40, v. 9, p. 220. 26 June, 1848, c. 70, s. 6, v. 9, p. 239.

Who may administer oath of office. SEC. 2617. The oath of office required by law to be taken by a collector or may be taken before any magistrate authorized to administer oaths within the district to which such collector belongs. The oath required to be taken by any other person appointed to any office under this Title shall be taken before the collector of his district. [See § 1758.]

2 March, 1799, c. 22, s. 20, v. 1, p. 641. 30 July, 1846, c. 74, s. 9, v. 9, p. 44. 26 June, 1848, c. 71, s. 6, v. 9, p. 239.

Certification, &c., of oath. SEC. 2618. The oath of office administered to any person appointed to any office under this Title shall be certified under the hand and seal of the person by whom the same shall have been administered, and shall, within three months thereafter, be transmitted to the Commissioner of Customs. In default of taking such oath, or of transmitting a certificate thereof, the person failing shall be liable to a penalty of two hundred dollars.

Bonds of collectors, naval officers, and surveyors. SEC. 2619. Every collector, naval officer, and surveyor, shall, before entering on the duties of his office, give a bond to the United States, with one or more sufficient sureties, for the true and faithful discharge of the duties thereof according to law, under penalty as follows :

2 March, 1799, c. 23, s. 1, v. 1, p. 705. 4 June, 1844, c. 39, v. 5, p. 661. 2 March, 1799, c. 23, s. 1, v. 1, p. 705.

First. The collectors of New York and Philadelphia, in the sum of sixty thousand dollars each.

U. S. *vs.* Eckford's Exrs., 1 How., 250 ; Broome *vs.* U. S., 15 How., 143 ; U. S. *vs.* Morgan, 11 How., 154.

Ibid. Second. The collector of Boston and Charlestown, in the sum of forty thousand dollars.

Ibid. Third. The collectors of Baltimore and Charleston, in the sum of thirty thousand dollars each.

Ibid. Fourth. The collector of Norfolk and Portsmouth, in the sum of fifteen thousand dollars.

Ibid. Fifth. The collectors of Portsmouth in New Hampshire, Salem and Beverly, Newport, Providence, Wilmington in Delaware, Annapolis, Georgetown in the District of Columbia, Richmond, Alexandria, Wilmington in North Carolina, New Berne, Edenton, and Vicksburgh, in ten thousand dollars each.

2 March, 1799, c. 23, s. 1, v. 1, p. 705. 30 June, 1834, c. 135, s. 10, v. 4, p. 716. 7 May, 1822, c. 109, s. 2, v. 3, p. 693. Sixth. The collectors of Newburyport, Gloucester, Marblehead, Plymouth, Nantucket, Portland and Falmouth, New London, New Haven, Fairfield, Perth Amboy, Newark, Yorktown, Tappahannock, Georgetown in South Carolina, Beaufort in South Carolina, and Savannah, in five thousand dollars each.

2 March, 1799, c. 23, s. 1, v. 1, p. 705. Seventh. The collectors of Middletown and Waldoborough, in four thousand dollars each.

7 May, 1822, c. 62, s. 8, v. 3, p. 684. Eighth. The collectors of the several districts in the State of Florida, in such sum as the President shall prescribe.

12 January, 1829, c. 10, s. 1, v. 4, p. 331. 2 March, 1831, c. 76, s. 4, v. 4, p. 476. 3 March, 1857, c. 105, v. 11, p. 200.

2 March, 1799, c. 23, s. 1, v. 1, p. 705. Ninth. All collectors not above mentioned, in two thousand dollars each.

Ibid. Tenth. The naval officers at Boston, New York, Philadelphia, Baltimore, and Charleston, in ten thousand dollars each.

Ibid. Eleventh. All naval officers not above mentioned, in two thousand dollars each.

2 March, 1831, c. 87, ss. 1, 5, v. 4, pp. 480, 482. Twelfth. The surveyors at Albany, Pittsburgh, Wheeling, Cincinnati, Louisville, Saint Louis, Nashville, and Natchez, in ten thousand dollars each.

2 March, 1867, c. 178, s. 1, v. 14, p. 542.

2 March, 1799, c. 23, s. 1, v. 1, p. 705. Thirteenth. The surveyors of Boston, New York, Philadelphia, Baltimore, and Charleston, in five thousand dollars each.

Ibid. Fourteenth. All surveyors not above mentioned, in one thousand dollars each.

[See § 3639.]

SEC. 2620. All bonds required by law to be given by collectors, naval officers, surveyors, or other officers of the customs, shall be approved by the Commissioner of Customs, and shall be filed in his office.

Bonds, how approved and filed.

17 June, 1864, c. 130, s. 5, v. 13, p. 134.

SEC. 2621. At each of the ports to which there are appointed a collector, naval officer, and surveyor, it shall be the duty of the collector:

Duties of collector where naval officers and surveyors are appointed.

First. To receive all reports, manifests, and documents to be made or exhibited on the entry of any ship or vessel, according to the regulations of this Title.

2 March, 1799, c. 22, s. 21, v. 1, p. 642.

Stewart vs. U. S., 17 How., 116; U. S. vs. Wood, 2 Gall., 361.

Second. To record, in books to be kept for that purpose, all manifests.

Third. To receive the entries of all ships or vessels, and of the goods, wares, and merchandise imported in them.

Fourth. To estimate, together with the naval officer where there is one, or alone where there is none, the amount of the duties payable thereupon, indorsing such amount upon the respective entries.

Fifth. To receive all moneys paid for duties, and take all bonds for securing the payment thereof.

Sixth. To grant all permits for the unlading and delivery of goods.

Seventh. To employ, with the approval of the Secretary of the Treasury, proper persons as weighers, gaugers, measurers, and inspectors at the several ports within his district.

Eighth. To provide, with the like approval, at the public expense, store-houses for the safe-keeping of goods, and such scales, weights, and measures as may be necessary. [Sec §§ 337, 4299.]

SEC. 2622. At ports to which a collector and surveyor only are appointed, the collector shall solely execute all the duties in which the co-operation of the naval officer is requisite at the ports where a naval officer is appointed. And he shall act in like manner in case of the disability or death of the naval officer, until a successor is appointed, unless there is a deputy duly authorized under the hand and seal of the naval officer, who in that case shall continue to act until an appointment is made.

Duties of collector where no naval officer is appointed.

2 March, 1799, c. 22, s. 21, v. 1, p. 643.

SEC. 2623. At ports to which a collector only is appointed, the collector shall solely execute all the duties in which the co-operation of the naval officer is requisite, at ports where a naval officer is appointed, and he shall also, as far as may be, perform all the duties prescribed for surveyors at ports where surveyors are authorized.

Duties of collector where a collector only is appointed.

2 March, 1799, c. 22, s. 21, v. 1, p. 643.

SEC. 2624. At ports of delivery to which no surveyor is appointed, and at such ports only, the collector may, from time to time, when it is necessary, employ a proper person to perform the duties of a surveyor; who shall be entitled to the like compensation with an inspector during the time he is employed.

Employment of temporary surveyors.

2 March, 1799, c. 22, s. 21, v. 1, p. 643.

SEC. 2625. In case of the disability or death of a collector, the duties and authorities vested in him shall devolve on his deputy, if any there be at the time of such disability or death, for whose conduct the estate of such disabled or deceased collector shall be liable; and, if there be no deputy, they shall devolve upon the naval officer of the same district, if any there be; and if there be no naval officer, they shall devolve upon the surveyor of the port appointed for the residence of such disabled or deceased collector, if any there be; and if there be no such surveyor, they shall devolve upon the surveyor of the port nearest thereto and within the district.

Performance of collector's duties in case of disability.

2 March, 1799, c. 22, s. 22, v. 1, p. 644.

SEC. 2626. At ports to which there are appointed a collector, naval officer, and surveyor, it shall be the duty of the naval officer—

Duties of naval officers.

First. To receive copies of all manifests and entries.

2 March, 1799, c. 22, s. 21, v. 1, p. 642.

Second. To estimate, together with the collector, the duties on all merchandise subject to duty, and no duties shall be received without such estimates.

Third. To keep a separate record of such estimates.

Fourth. To countersign all permits, clearances, certificates, debentures, and other documents, to be granted by the collector.

Fifth. To examine the collector's abstracts of duties, and other ac-

[See § 3650.]

Duties of surveyors where collectors and naval officers are appointed.

2 March, 1799, c. 22, s. 21, v. 1, p. 642.

[See § 3650.]

counts of receipts, bonds, and expenditures, and certify the same if found right.

SEC. 2627. At ports to which there are appointed a collector, naval officer, and surveyor, it shall be the duty of the surveyor, who shall be in all cases subject to the direction of the collector—

First. To superintend and direct all inspectors, weighers, measurers, and gaugers within his port.

Second. To report once in every week to the collector the name or names of all inspectors, weighers, gaugers, or measurers who are absent from or neglect to do their duty.

Third. To visit or inspect the vessels which arrive in his port, and make a return in writing every morning to the collector of all vessels which have arrived from foreign ports during the preceding day; specifying the names and denominations of the vessels, the masters' names, from whence arrived, whether laden or in ballast, to what nation belonging, and, if American vessels, whether the masters thereof have or have not complied with the law, in having the required number of manifests of the cargo on board, agreeing in substance with the provisions of law.

Fourth. To put on board each of such vessels one or more inspectors immediately after their arrival in his port.

Fifth. To ascertain the proof, quantities, and kinds of distilled spirits imported, rating such spirits according to their respective degrees of proof, as defined by the laws imposing duties on spirits.

Sixth. To examine whether the goods imported in any vessel, and the deliveries thereof, agreeably to the inspector's returns, correspond with the permits for landing the same; and if any error or disagreement appears, to report the same to the collector, and to the naval officer, if any. [See §§ 2887-2890.]

Seventh. To superintend the lading for exportation of all goods entered for the benefit of any drawback, bounty, or allowance, and examine and report whether the kind, quantity, and quality of the goods, so laden on board any vessel for exportation, correspond with the entries and permits granted therefor.

Eighth. To examine, and, from time to time, and particularly on the first Mondays of January and July in each year, try the weights, measures, and other instruments used in ascertaining the duties on imports, with standards to be provided by each collector at the public expense for that purpose; and where disagreements or errors are discovered, to report the same to the collector; and to obey and execute such directions as he may receive for correcting the same, agreeably to the standards.

Duties of surveyor where a surveyor only is appointed.

2 March, 1799, c. 22, s. 21, v. 1, p. 643.

Performance of surveyor's duties in case of disability.

2 March, 1799, c. 22, s. 22, v. 1, p. 644.

Deputy collectors.

2 March, 1799, c. 22, s. 22, v. 1, p. 644.

3 March, 1817, c. 109, s. 7, v. 3, p. 397.

SEC. 2628. At ports to which surveyors only are appointed, the surveyor shall perform all the duties enjoined upon surveyors by the preceding section; and shall also receive and record the copies of all manifests transmitted to him by the collector; shall record all permits granted by the collector, distinguishing the gauge, weight, measure, and quality of goods specified therein; and shall take care that no goods be unladen or delivered from any ship or vessel without a proper permit for that purpose. [See §§ 4344-4346, 5314.]

SEC. 2629. In case of the disability or death of a surveyor, the collector of the district may authorize some fit person to perform his duties and exercise his powers; and the powers of the person so authorized shall continue until a successor is duly appointed, and ready to enter upon the execution of his office.

SEC. 2630. Every collector of the customs shall have authority, with the approval of the Secretary of the Treasury, to employ within his district such number of proper persons as deputy collectors of the customs as he shall deem necessary; and such deputies are declared to be officers of the customs. And in cases of occasional and necessary absence, or of sickness, any collector may exercise his powers and perform his duties by deputy, duly constituted under his hand and seal, and he shall

be answerable for the acts of such deputy in the execution of such trust.

U. S. vs. Barton, Gilp., 439; *Schmaire vs. Maxwell*, 3 Blatch., 408; *Falleck vs. Barney*, 5 Blatch., 38; *Spring vs. Russell*, Lowell, 258; *Andrews vs. U. S.*, 2 Story, 203.

SEC. 2631. In case of the sickness or unavoidable absence of any collector or surveyor of customs from his office, he may, with the approval of the Secretary of the Treasury, authorize some officer or clerk under him to act in his place, and to discharge all the duties required by law of such collector or surveyor in his capacity as disbursing agent; and the official bond given by the principal of the office shall be held to cover and apply to the acts of the person appointed to act in his place in such cases.

In case of sickness or absence, collectors and surveyors may authorize some officer or clerk to act.

3 March, 1873, c. 271, v. 17, p. 604.

SEC. 2632. Every naval officer and surveyor, in cases of occasional and necessary absence, or of sickness, and not otherwise, may respectively exercise and perform his functions, powers, and duties by deputy, duly constituted under their hands and seals respectively, for whom, in the execution of their trust, they shall respectively be answerable.

Deputies of naval officers and surveyors.

2 March, 1799, c. 22, s. 22, v. 1, p. 644.

U. S. vs. Barton, Gilp., 439; *Merriam vs. Clinch*, 6 Blatch., 5.

SEC. 2633. The Secretary of the Treasury is authorized, whenever in his opinion the public interest demands it, to clothe any deputy collector at a port other than the principal port of entry, with all the powers of his principal appertaining to official acts; and he may require such deputy to give bond to the United States, in such amount as the Secretary may prescribe, for the faithful discharge of his official duties.

When deputies may be clothed with powers of collectors.

18 July, 1866, c. 201, s. 29, v. 14, p. 185.

27 July, 1868, c. 273, s. 3, v. 15, p. 240.

SEC. 2634. The Secretary of the Treasury may, from time to time, except in cases otherwise provided, limit and fix the number and compensation of the clerks to be employed by any collector, naval officer, or surveyor, and may limit and fix the compensation of any deputy of any such collector, naval officer, or surveyor.

Limit upon number and compensation of clerks, and compensation of deputies.

7 May, 1822, c. 107, s. 15, v. 3, p. 695.

SEC. 2635. Every collector, naval officer, and surveyor shall cause to be affixed, and constantly kept in some public and conspicuous place of his office, a fair table of the rates of fees and duties demandable by law, and shall give a receipt for the fees received by him, specifying the particulars whenever required so to do; and for every failure so to do, he shall be liable to a penalty of one hundred dollars, recoverable to the use of the informer.

Table of fees to be kept posted up.

2 March, 1799, c. 22, s. 73, v. 1, p. 680.

SEC. 2636. Every officer of the customs who demands or receives any other or greater fee, compensation, or reward than is allowed by law, for performing any duty or service required from him by law, shall be liable to a penalty of two hundred dollars for each offense, recoverable to the use of the party aggrieved.

Penalty for extortion by customs officers.

2 March, 1799, c. 22, s. 73, v. 1, p. 680.

SEC. 2637. If any inspector, gauger, weigher, or measurer shall receive any gratuity, fee, or reward for any services performed by virtue of this Title, other than is by law allowed, or if any gauger, weigher, or measurer, employed as such by the public, in the districts of Portsmouth, Salem and Beverly, Boston and Charlestown, Providence, New York, Philadelphia, Baltimore, Norfolk and Portsmouth, or Charleston, shall gauge, weigh, or measure any article or articles, other than shall be directed by the proper officer, in order to ascertain the duties to be received, or the drawbacks to be allowed thereon, or shall make a return of the weight, gauge, or measure of any merchandise laden, or to be laden, on board any vessel for the benefit of drawback upon exportation, without having actually weighed, gauged, or measured the same, as the case may require, after such merchandise shall have been notified to the collector and entered for exportation, he shall be liable for the first offense to a penalty of fifty dollars, and for each subsequent offense to a penalty of two hundred dollars, and be discharged from the public service. And if any inspector or other officer of the customs shall certify the shipment of any merchandise entitled to drawback on exportation without having duly inspected and examined the same, after he shall

Penalty for extortion by inspectors, weighers, gaugers, or measurers.

2 March, 1799, c. 22, s. 73, v. 1, p. 680.

have received the permit for lading such merchandise, or if the amount of such drawback shall be estimated according to weight, gauge, or measure, until such merchandise shall be first weighed, gauged, or measured, as the case may require, he shall be subject to the like penalties, and be discharged from the public service. [See § 5444.]

Customs officers, &c., not to own vessels or engage in importation.

2 March, 1799, c. 22, s. 86, v. 1, p. 695.

Collectors, naval officers, and surveyors must keep and render accounts.

2 March, 1799, c. 23, s. 2, v. 1, p. 708.

3 March, 1849, c. 108, s. 12, v. 9, p. 396.

Andrews vs. U. S., 2 Story, 203.

Their duty in respect to accounts, and the penalty for omission.

2 March, 1799, c. 22, s. 21, v. 1, p. 643.

Accounts must include all emoluments as well as expenses.

7 May, 1822, c. 107, s. 12, v. 3, p. 695.

Services of occasional inspectors must be specified.

2 March, 1799, c. 23, s. 2, v. 1, p. 707.

List of clerks and account of expenditures for stationery, &c., to be furnished.

7 May, 1822, c. 107, s. 13, v. 3, p. 645.

Accounts of collectors upon northern, &c., frontiers.

3 March, 1863, c. 87, s. 1, v. 12, p. 760.

SEC. 2638. No person employed under the authority of the United States, in the collection of duties on imports or tonnage, shall own, either in whole or in part, any vessel, or act as agent, attorney, or consignee for the owner or owners of any vessel, or of any cargo or lading on board the same; nor shall any such person import, or be concerned directly or indirectly in the importation of any merchandise for sale into the United States. Every person who violates this section shall be liable to a penalty of five hundred dollars. [See §§ 243, 1788, 1790.]

SEC. 2639. Every collector, naval officer, and surveyor shall keep accurate accounts of all fees and official emoluments received by him, and of all expenditures, specifying expenditures for rent, fuel, stationery, and clerk-hire, and shall annually, within ten days after the thirtieth day of June, transmit the same, verified by oath, to the Commissioner of Customs, who shall annually lay an abstract of the same before Congress. Every collector, naval officer, or surveyor who omits or neglects to keep such account, or to transmit the same so verified, shall be liable to a penalty of not more than five hundred dollars. [See § 1780.]

SEC. 2640. Collectors, naval officers, and surveyors shall attend in person at the ports to which they are respectively appointed; and shall keep fair and true accounts and records of all their transactions, as officers of the customs, in such manner and form as may from time to time be directed by the Secretary of the Treasury; and shall at all times submit their books, papers, and accounts to the inspection of such persons as may be appointed for that purpose; and shall once in every month, or oftener if they shall be required, transmit their accounts for settlement to the officer or officers whose duty it shall be to make such settlement. And if any collector, naval officer, or surveyor shall omit to keep fair and true accounts, or shall refuse to submit forthwith his books, papers, and accounts to inspection as required by law, or if any collector shall omit or refuse to render his accounts for settlement, for a term exceeding three months after the same shall have been required by the proper officer, the delinquent officer shall be liable to a penalty of one thousand dollars, to be recovered with costs of suit.

SEC. 2641. Every collector, naval officer, and surveyor shall account to the Treasury for all his emoluments, and also for all the expenses incident to his office. Such accounts, as well of expenses as of emoluments, shall be rendered on oath, at such times and in such forms, and shall be supported by such proofs, as shall be prescribed by the Secretary of the Treasury.

SEC. 2642. The services performed by occasional inspectors shall be particularly detailed in the accounts to be transmitted to the Treasury, and certified by the naval officer or surveyor of the district, if there be any, as to the necessity for and performance of such services.

SEC. 2643. Every collector, naval officer, and surveyor shall, together with his accounts of the expenses incident to his office, render a list of the clerks employed by him, stating the rate of compensation allowed to each, and the duties which they severally perform; and also an account of the sums paid for stationery, official or contingent expenses, fuel, and office-rent, stating the purposes for which the premises rented are applied.

SEC. 2644. The collector of customs of each of the districts on the northern, northeastern, and northwestern frontiers shall render, with his accounts of the expenses incident to his office, a list of the clerks and other officers of the customs employed by him, stating the rate of compensation allowed to each, the duties they severally perform, and also an account of the sums paid for stationery, fuel, and all other office ex-

penses, including office-rent; for all of which expenses he shall submit an estimate each month in advance, and shall state the purposes for which any premises are used; and shall also render an accurate account of all fees and commissions collected by him.

SEC. 2645. All accounts for salary, compensation, and emoluments shall be rendered quarterly, at the end of each quarter of the fiscal year.

SEC. 2646. All blank-books, blanks, and stationery of every kind required by collectors and other officers of the customs shall, so soon as they can be prepared for delivery, by or under the direction of the Secretary of the Treasury, be furnished to them for the use of their respective offices, upon requisition made by them, and the expense of such books, blanks, and stationery shall be paid out of the appropriation for defraying the expenses of collecting the revenue from customs.

SEC. 2647. Every collector of customs, every naval officer, and every surveyor performing or having performed the duties of a collector, shall render a quarter-yearly account, under oath, to the Secretary of the Treasury, in such form as the Secretary shall prescribe, of all sums of money by each of them respectively received or collected for fines, penalties, or forfeitures, or for seizure of merchandise, or upon compromises made upon any seizure; or on account of suits instituted for frauds against the revenue laws; or for rent and storage of merchandise, which may be stored in the public store-houses, and for which a rent is paid beyond the rents paid by the collector or other such officer; or for custody of goods in bonded warehouses; and if from such accounting it shall appear that the money received in any one year by any collector, naval officer, or surveyor, on account and for rents and storage, and for fees and emoluments, shall in the aggregate exceed the sum of two thousand dollars, such excess shall be paid by the collector, naval officer, or surveyor, as the case may be, into the Treasury as public money.

SEC. 2648. Collectors and surveyors of the collection-districts on the northern, northeastern, and northwestern frontiers are authorized to keep on sale, at their several offices, blank manifests and clearances required for the business of their districts, and to charge the sum of ten cents, and no more, for each blank which shall be prepared and executed by them.

SEC. 2649. The Secretary of the Treasury may appoint special agents, not exceeding fifty-three in number, for the purpose of making the examinations of the books, papers, and accounts of collectors and other officers of the customs, and to be employed generally, under the direction of the Secretary, in the prevention and detection of frauds on the customs revenue; and the expense thereof shall be charged to the "appropriation to defray the expense of collecting the revenue from customs."

SEC. 2650. The special agents shall be divided into three classes:

First. The first class shall consist of nineteen agents, two of whom shall each receive, in addition to the expenses necessarily and actually incurred by him, a compensation of ten dollars per day, and seventeen of whom shall each receive, in addition to expenses necessarily and actually incurred by him, a compensation of eight dollars per day.

Second. The second class shall consist of sixteen agents, each of whom shall receive, in addition to expenses necessarily and actually incurred by him, a compensation of six dollars per day.

Third. The third class shall consist of eighteen agents, each of whom shall receive, in addition to expenses necessarily and actually incurred by him, a compensation of five dollars per day.

SEC. 2651. The Secretary of the Treasury may, from time to time, make such regulations not inconsistent with law, for the government of the special agents, as he deems expedient, and may rescind or alter regulations so made. But no special agent, in addition to those authorized by the two preceding sections, shall be appointed or employed upon any business relating to the customs revenue; nor shall any sum be paid to

Monthly estimate in advance.

Ibid.

Accounts to be rendered quarterly.

11 Feb., 1846, c. 7, s. 2, v. 9, p. 3.

Books to be furnished to customs officers.

28 July, 1866, c. 293, s. 5, v. 14, p. 309.

Quarterly account of collections of fines, &c., required.

3 March, 1841, c. 35, s. 5, v. 5, p. 432.

18 July, 1866, c. 201, s. 40, v. 14, p. 187.

3 March, 1857, c. 108, s. 8, v. 11, p. 229.

U. S. *vs.* Walker, 22 How., 299.

U. S. *vs.* McDonald, 5 Wall., 647.

[See § 2720.]

Blanks.

14 July, 1862, c. 169, s. 2, v. 12, p. 572.

Special agents to examine books, accounts, &c., of collectors, &c.

12 May, 1870, c. 102, s. 1, v. 16, p. 122.

Classification and payment of agents.

12 May, 1870, c. 102, s. 2, v. 16, p. 123.

Regulations for special agents, and limitations on their number and compensation.

12 May, 1870, c. 102, ss. 2, 3, v. 16, p. 123.

any agent authorized to be employed for mileage or any other expenses except such as are actually incurred in the discharge of his official duty.

Customs officers to follow instructions and decisions of Secretary of the Treasury.

30 Aug., 1842, c. 270, s. 24, v. 5, p. 566.

Tucker *vs.* Kane, Taney, 146.

Subordinate offices in any district may be abolished.

18 July, 1866, c. 201, s. 29, v. 14, p. 185.

Fees of collectors.

2 March, 1799, c. 23, s. 2, v. 1, p. 706.

17 June, 1864, c. 130, s. 3, v. 13, p. 134.

Ogden *vs.* Maxwell, 3 Blatch., 319.

Division of fees and expenses between collector and naval officer.

2 March, 1799, c. 23, s. 2, v. 1, p. 706.

Division of drawback fees between collector, naval officer, and surveyor.

2 March, 1799, c. 23, s. 2, v. 1, p. 706.

SEC. 2652. It shall be the duty of all officers of the customs to execute and carry into effect all instructions of the Secretary of the Treasury relative to the execution of the revenue laws; and in case any difficulty shall arise as to the true construction or meaning of any part of the revenue laws, the decision of the Secretary of the Treasury shall be conclusive and binding upon all officers of the customs.

[See §§ 249, 4792-4797, 5315.]

SEC. 2653. The Secretary of the Treasury is hereby authorized, whenever he shall think it advantageous to the public service, to abolish or suspend the office of naval officer, or any other subordinate office, in any collection-district of the United States, except in Boston, New York, Philadelphia, Baltimore, Charleston, Savannah, Portland in Maine, and San Francisco, and to assign the duties of the office or any other subordinate office so abolished or suspended to a deputy collector or inspector of the customs; and so much of all fines, penalties, and forfeitures as would otherwise inure to either of such naval officers shall, after the discontinuance of their offices, respectively, be paid into the Treasury of the United States, and there credited to the fund for defraying the expenses of collecting the revenue from customs. [See § 253.]

SEC. 2654. There shall be allowed and paid for the use of the collectors the following fees:

First. To each collector for every entrance of any vessel of one hundred tons burden and upward, two dollars and a half.

Second. For every clearance of any vessel of one hundred tons burden and upward, two dollars and a half.

Third. For every entrance of any vessel under the burden of one hundred tons, one dollar and a half.

Fourth. For every clearance of any vessel under one hundred tons burden, one dollar and a half.

Fifth. For every post entry, two dollars.

Sixth. For every permit to land goods, twenty cents.

Seventh. For every bond taken officially, forty cents.

Eighth. For every permit to load goods for exportation, which are entitled to drawback, thirty cents.

Ninth. For every debenture or other official certificate, twenty cents.

Tenth. For every bill of health, twenty cents.

Eleventh. For every official document, registers excepted, required by any merchant, owner, or master of any vessel not elsewhere enumerated, twenty cents.

SEC. 2655. Where a naval officer is appointed to the same port, the fees allowed by the preceding section shall be equally divided between the collector and the naval officer; except the expense of fuel, office-rent, and necessary stationery for the collectors of Salem and Beverly, Boston and Charlestown, New York, Philadelphia, Charleston, Baltimore, Norfolk and Portsmouth, which shall be paid, three-fourths by the collectors, and the other fourth by the respective naval officers in those districts. And all fees shall, at the option of the collector, be either received by him or by the naval officer, the party receiving to account monthly with the other for his share thereof.

SEC. 2656. All fees arising on the exportation of any merchandise on which drawback is allowed, shall be equally shared among the collector, naval officer, and surveyor, where there are such officers at the port where the fees are paid, to be accounted for monthly, by the collector or naval officer who shall receive the same; where there is no naval officer, such fees shall be divided equally between the collector and the surveyor who may have been concerned in attending to such exportation; and the surveyors shall pay their proportion of the expenses of stationery and printing.

SEC. 2657. There shall be allowed to the surveyors or inspectors of the revenue for ports the sum of two cents and one-fourth for every certificate to accompany foreign distilled spirits, and three cents and three-fourths for every certificate to accompany wines, issued within their ports respectively; and to the deputies of the inspectors, the sum of three cents and three-fourths for every cask, or package, of foreign distilled spirits or wines, by them marked and returned to their respective principals; and for gauging wines whereon duties are payable according to the value thereof, nine cents for every cask actually gauged.

SEC. 2658. For every entry of goods at any custom-house on the northern, northeastern, and northwestern frontiers of the United States, a fee of fifty cents shall be charged by the collector, and accounted for to the Government.

SEC. 2659. There shall also be allowed to the several officers hereafter mentioned the following allowances and percentages, viz: To the collector for the district of Savannah, one per centum; to the collector for the district of Marblehead, two and one-half per centum; to the collector for the district of Wiscasset, two per centum; to the collectors for the districts of Baltimore and Philadelphia, three-eighths of one per centum; to the collector for the district of Charleston, three-quarters of one per centum; to the collector for the district of Providence, one and one-quarter per centum; to the collector for the district of Portland and Falmouth, three-quarters of one per centum; to the collector for the district of Salem and Beverly, five-eighths of one per centum; to the collectors for the districts of Middletown and Newburyport, three per centum; to the collectors for the districts of Saco and Saint Mary's, three per centum; to the collectors for the districts of Kennebunk, Newport, and New London, two and a half per centum; to the collectors for the districts of Bath, Bristol, New Haven, and Alexandria, two per centum; to the collector for the district of Portsmouth, New Hampshire, one and three-fourths per centum; to the collectors for the districts of Norfolk and Portsmouth, Petersburg and Richmond, one and three-fourths per centum; to the collector for the district of New Orleans, one per centum; to the collector for the district of Boston and Charlestown, one-fifth of one per centum; to the collector for the district of New York, one-sixth of one per centum; and to the collectors of all other districts for which no provision is otherwise made, three per centum, on all moneys by them respectively received on account of duties upon imports or tonnage.

SEC. 2660. In addition to the fees and allowances otherwise provided, the collector for the district of Passamaquoddy shall receive a salary of five hundred dollars a year; the collector for the district of Sag Harbor, four hundred dollars a year; the collectors for the districts of Annapolis, York, Waldoborough, Saco, Edgartown, Fairfield, Tappahannock, and Georgetown in South Carolina, two hundred and fifty dollars a year each; the collectors for the districts of Wiscasset and Yorktown, two hundred dollars a year each; the collectors for the districts of Fall River, Castine, Frenchman's Bay, and Burlington, New Jersey, one hundred and fifty dollars a year each; the collectors for the districts of Machias, Great Egg Harbor, Little Egg Harbor, Perth Amboy, and Bridgeton, two hundred and fifty dollars a year each.

SEC. 2661. The collector for the district of Mobile shall receive, in addition to his other fees and emoluments, a salary of two hundred and fifty dollars a year.

SEC. 2662. The collector for the district of Pearl River shall receive, in addition to the fees and other emoluments established by law, a salary of two hundred and fifty dollars a year.

SEC. 2663. The collectors for the districts of Saint Mary's and Key West shall, in addition to the fees and emoluments allowed by law, receive a salary of five hundred dollars a year, each, and three per

Fees of surveyors, inspectors, and deputy inspectors.

2 March, 1799, c. 23, s. 2, v. 1, p. 706.
26 April, 1816, c. 95, v. 3, p. 306.
17 June, 1864, c. 130, s. 3, v. 13, p. 134.

Fee for entry on northern, &c., frontiers.

14 July, 1862, c. 169, s. 4, v. 12, p. 572.

Compensation of collectors for New York and other districts.

2 March, 1799, c. 23, s. 2, v. 1, p. 706.
10 May, 1800, c. 54, s. 2, v. 2, p. 72.
27 March, 1804, c. 58, s. 2, v. 2, p. 301.
3 March, 1817, c. 49, s. 2, v. 3, p. 368.
7 May, 1822, c. 107, s. 7, v. 3, p. 694.

U. S. vs. Heth., 3 Cr., 399.

Additional compensation of collectors in certain districts.

2 March, 1799, c. 23, s. 2, v. 1, p. 706.
27 March, 1804, c. 58, s. 1, v. 2, p. 300.
10 May, 1800, c. 54, s. 1, v. 2, p. 72.
15 Dec., 1807, c. 3, v. 2, p. 451.
7 May, 1822, c. 107, s. 8, v. 3, p. 694.
13 Feb., 1837, c. 13, v. 5, p. 146.

Collector for Mobile.

24 Feb., 1804, c. 13, s. 11, v. 2, p. 254.
Collector for Pearl River.

2 March, 1821, c. 16, v. 3, p. 617.

Collectors for Saint Mary's and Key West.

7 May, 1822, c. 62, s. 8, v. 3, p. 684.

Collectors for Saint John's and Fernandina.

2 March, 1831, c. 76, s. 4, v. 4, p. 476.

3 March, 1857, c. 105, v. 11, p. 200.

Collector for the Teche.

25 Feb., 1873, c. 135, s. 2, v. 17, p. 476.

Collector for Natchez.

30 June, 1834, c. 135, s. 1, v. 4, p. 715.

Collector for Newark.

30 June, 1834, c. 135, s. 10, v. 4, p. 716.

Collector for Vicksburgh.

7 July, 1838, c. 169, s. 8, v. 5, p. 267.

Collector for Stonington.

3 Aug., 1842, c. 120, s. 3, v. 5, p. 500.

Collector for Puget Sound.

14 Feb., 1851, c. 8, s. 2, v. 9, p. 567.

Collector for Paso del Norte.

2 Aug., 1854, c. 193, s. 2, v. 10, p. 335.

Collector for San Francisco.

2 June, 1862, c. 92, s. 2, v. 12, p. 411.

Collector for Oregon.

21 July, 1862, c. 68, s. 2, v. 10, p. 25.

Collector for Wilmington.

7 May, 1822, c. 107, s. 8, v. 3, p. 694.

Collectors for Chicago and other districts.

17 June, 1864, c. 130, s. 2, v. 13, p. 134.

13 April, 1866, c. 44, ss. 1, 2, v. 14, pp. 32, 33.

23 May, 1872, c. 199, s. 1, v. 17, p. 157.

centum commissions, and no more, on all moneys received and paid by them on account of duties on imports or tonnage.

SEC. 2664. The collectors for the districts of Saint John's and Fernandina shall receive, in addition to the fees and emoluments allowed by law, a salary of five hundred dollars a year, each, and three per centum commissions, and no more, on all moneys received and paid by them on account of duties on imports or tonnage.

SEC. 2665. The collector for the district of Teche shall receive a salary of one thousand dollars a year, which shall cover all expenses to the United States for house-rent and storage.

SEC. 2666. The collector for the district of Natchez shall receive a salary of five hundred dollars a year.

SEC. 2667. The collector for the district of Newark shall be allowed three per centum on all moneys received on account of duties on imports or tonnage; and shall receive, in addition to his other fees and emoluments allowed by law, the annual sum of two hundred and fifty dollars, subject, however, to the limitations provided by law.

SEC. 2668. The collector for the district of Vicksburgh shall receive a salary of five hundred dollars a year.

SEC. 2669. The collector for the district of Stonington shall receive, in addition to the other emoluments allowed by law, a salary of one hundred and fifty dollars a year.

SEC. 2670. The collector for the district of Puget Sound shall receive a salary of one thousand dollars a year, with additional maximum compensation of two thousand dollars a year, when the official emoluments and fees, provided by existing laws, amount to that sum.

SEC. 2671. The collector for the district of Paso del Norte shall receive a salary of not exceeding two thousand dollars a year, including in that sum the fees allowed by law. And the amount he shall collect in any one year for fees exceeding the sum of two thousand dollars shall be accounted for and paid into the Treasury of the United States.

SEC. 2672. The collector for the district of San Francisco shall receive a salary of six thousand dollars a year.

SEC. 2673. The collector for the district of Oregon shall receive a salary of three thousand dollars a year, and no more, to include the fees of his office.

SEC. 2674. The collector of the district of Wilmington, Delaware, shall receive, in addition to the fees and emoluments established by law, a salary of five hundred dollars a year.

SEC. 2675. The collectors for the districts of Chicago, Milwaukee, Superior, Detroit, Miami, Sandusky, Cuyahoga, Erie, Dunkirk, Buffalo Creek, Niagara, Genesee, Oswego, Cape Vincent, Oswegatchie, Champlain, Huron, Michigan, Montana and Idaho, Minnesota, Du Luth, and Vermont, shall receive a salary of one thousand dollars a year each, and, in addition thereto, the fees allowed by law, and a commission of three per centum on all moneys collected and accounted for by them respectively. But the aggregate compensation derived from salary, fees, and commissions shall not in any case exceed the sum of twenty-five hundred dollars per annum, subject to the provisions of section twenty-six hundred and eighty-seven. And whenever the aggregate of salary, fees, and commissions shall in any case exceed the sum of twenty-five hundred dollars, after deducting the necessary

expenses incident to the office, for and during the same period for which such compensation is allowed, the excess shall, in every such case, be paid into the Treasury of the United States.

SEC. 2676. The collectors for the districts of Galveston, Saluria, Corpus Christi, and Brazos de Santiago shall receive a salary of one thousand five hundred dollars a year each, in addition to the fees of office. But such compensation shall in no case exceed the sum of twenty-five hundred dollars per annum in the aggregate.

Collectors for Galveston and other districts.

28 July, 1866, c. 293, s. 1, v. 14, p. 308.

SEC. 2677. The collectors for the districts of Beaufort, in South Carolina, and Pensacola shall receive a salary of one thousand dollars a year each, in addition to the fees of office.

Collectors for Beaufort, S. C., and Pensacola.

28 July, 1866, c. 293, s. 1, v. 14, p. 308.

SEC. 2678. The collectors for the district of Georgetown in the District of Columbia, and for the districts of Cherrystone, Brunswick, Saint Augustine, Saint Mark's, and Apalachicola shall receive a salary of five hundred dollars a year each, in addition to the fees of office.

Collectors for Georgetown, D. C., and other districts.

28 July, 1866, c. 293, s. 1, v. 14, p. 308.

SEC. 2679. The collector for the eastern district of Maryland shall receive a salary of twelve hundred dollars a year.

Collector for eastern district of Maryland.

25 Feb., 1867, c. 81, s. 2, v. 14, p. 410.

SEC. 2680. The collectors for the districts of Albemarle, Pamlico, Beaufort, and Wilmington, in the State of North Carolina, shall receive a salary of one thousand dollars a year each, in addition to the fees of office. Such compensation, however, shall in no case exceed the sum of twenty-five hundred dollars a year in the aggregate.

Collectors for the districts in North Carolina.

25 Feb., 1867, c. 82, s. 1, v. 14, p. 411.

1 July, 1870, Res. No. 97, v. 16, p. 384.

SEC. 2681. The collector for the district of Alaska shall receive a salary of two thousand five hundred dollars a year in addition to the usual legal fees and emoluments of the office. But his entire compensation shall not exceed four thousand dollars a year, or a proportionate sum for a less period of time.

Collector for Alaska.

27 July, 1868, c. 273, s. 2, v. 15, p. 240.

SEC. 2682. The collector for the district of Aroostook shall receive a salary of one thousand dollars a year; and in addition thereto, the fees allowed by law and a commission of three per centum on all moneys collected and accounted for by him. But the aggregate maximum compensation of the collector shall not exceed fifteen hundred dollars, which shall be the entire compensation allowed.

Collector for Aroostook.

22 Feb., 1839, c. 42, s. 2, v. 15, p. 273.

SEC. 2683. The collector for the district of Willamette shall receive a salary of one thousand dollars a year, with the fees allowed by law, and a commission on all customs money collected and accounted for by him, such salary, fees, and commissions not to exceed three thousand dollars a year.

Collector for Willamette.

20 April, 1871, c. 24, v. 17, p. 16.

SEC. 2684. The collector for the district of San Diego shall receive a salary of three thousand dollars a year.

Collector for San Diego.

3 March, 1873, c. 253, s. 1, v. 17, p. 585.

SEC. 2685. The collector for the southern district of Oregon shall receive a salary of one thousand dollars a year, with the fees allowed by law, and a commission on all customs money collected and accounted for by him, such salary, fees, and commissions not to exceed the sum of two thousand five hundred dollars a year.

Collector for southern district of Oregon.

3 March, 1873, c. 264, s. 3, v. 17, p. 601.

SEC. 2686. Whenever a collector shall die or resign, the commissions to which he would have been entitled, on the receipt of all duties bonded by him, shall be equally divided between the collector resigning, or the legal representative of such deceased collector, and his successor in office, whose duty it shall be to collect the same; and for this purpose all the public or official books, papers, and accounts of the collector resigning or deceased shall be delivered over to such successor.

Division of commissions on death of collector.

2 March, 1799, c. 23, s. 4, v. 1, p. 709.

Bates vs. Drury, 4 Mas., 118.

SEC. 2687. Collectors and all other officers of the customs, serving for a less period than a year, shall not be paid for the entire year, but shall be allowed in no case a greater than a pro rata of the maximum

Apportionment of compensation for part of a year's service.

11 Feb., 1846, c. 7, s. 1, v. 9, p. 3.

18 July, 1866, c. 201, s. 34, v. 14, p. 186.

compensation of such officers respectively for the time only which they actually serve as such collectors or officers, whether the same be under one or more appointments, or before or after confirmation. And no collector or other officer shall, in any case, receive for his services, either as fees, salary, fines, penalties, forfeitures, or otherwise, for the time he may be in service, beyond the maximum pro rata rate provided by law. And this section shall be applied and enforced in regard to all officers, agents, and employes of the United States whomsoever, as well those whose compensation is determined by a commission on disbursements, not to exceed an annual maximum, as those paid by salary or otherwise. [See § 2691.]

Limit to compensation of collectors, and surveyors acting as collectors.

3 March, 1841, c. 35, s. 5, v. 5, p. 432.

8 June, 1872, c. 347, v. 17, p. 336.—*Hoyt vs. U. S.*, 10 How., 109; *Stewart vs. U. S.*, 17 How., 113; *U. S. vs. Walker*, 22 How., 299; *U. S. vs. McDonald*, 5 Wall., 647; *U. S. vs. Collier*, 3 Blatch., 325; *Hooper vs. Fifty-one Casks of Brandy*, Dav., 370.

Compensation to be exclusive of expenses.

3 March, 1841, c. 35, s. 5, v. 5, p. 432.

Limit to compensation of collectors for Boston and other specified ports.

7 May, 1822, c. 107, s. 9, v. 3, p. 695.

3 March, 1841, c. 35, s. 5, v. 5, p. 432.

Hoyt vs. U. S., 10 How., 109; *U. S. vs. McDonald*, 5 Wall., 647.

Limit to compensation of collectors for other ports.

7 May, 1822, c. 107, ss. 10, 11, v. 3, p. 695.

U. S. vs. Walker, 22 How., 299; *U. S. vs. McDonald*, 5 Wall., 647; *U. S. vs. Pierce*, 2 Sum., 575; *Wentworth vs. U. S.*, 2 Story, 452.

Powers of Secretary over incidental expenses.

18 July, 1866, c. 201, s. 33, v. 14, p. 186.

Accounts for services of clerks must be verified.

7 May, 1822, c. 107, s. 16, v. 3, p. 696.

SEC. 2688. No collector, or surveyor performing the duties of collector, shall, on any pretense whatsoever, receive, hold, or retain for himself, in the aggregate, more than six thousand dollars per year, including all commissions for duties, and all fees for storage, or fees or emoluments, or any other commissions or salaries which are now allowed and limited by law. [See § 3657.]

SEC. 2689. The aggregate sums allowed in each year to the collectors, naval officers, and surveyors, shall be exclusive of the necessary expenses incident to their respective offices, in the same year, subject to the regulation of the Secretary of the Treasury.

SEC. 2690. Whenever the emoluments of any collector of either of the ports of Boston, Portland Maine, New York, Philadelphia, Baltimore, Charleston, Savannah, or New Orleans shall exceed six thousand dollars, or the emoluments of any naval officer of either of those ports shall exceed five thousand dollars, or the emoluments of any surveyor of either of said ports shall exceed four thousand five hundred dollars, in any one year, after deducting the necessary expenses incident to his office in the same year, the excess shall, in every such case, be paid into the Treasury, for the use of the United States.

SEC. 2691. Whenever the emoluments of any other collector shall exceed three thousand dollars, or the emoluments of any other naval officer shall exceed two thousand five hundred dollars, or the emoluments of any other surveyor shall exceed two thousand dollars, in any one year, after deducting therefrom the necessary expenses incident to his office in the same year, the excess shall, in every such case, be paid into the Treasury, for the use of the United States. But the provisions of this and the preceding section shall not extend to fines, penalties, or forfeitures, or the distribution thereof.

SEC. 2692. In all cases in which the fees and emoluments received by any collector or other principal officer of the customs are, in the opinion of the Secretary of the Treasury, insufficient to afford a reasonable compensation for the services of such officer, after payment out of the same of reasonable incidental expenses of the office, the Secretary may direct that so much of the incidental expenses as shall seem to him to be just shall be paid out of the appropriation for paying the expenses of collecting the revenue; and the Secretary shall have the same power in regard to incidental expenses which have heretofore been incurred, and which have not been settled and paid into the Treasury; and all fees paid into the Treasury by customs officers shall be placed to the credit of the fund for defraying the expenses of collecting the revenue from customs.

SEC. 2693. No account for the compensation for services of any clerk, or other person employed in any duties in relation to the collection of the revenue, shall be allowed, until such clerk or other person shall have certified, on oath, that the same services have been performed, that he has received the full sum therein charged to his own use and

benefit, and that he has not paid, deposited, or assigned, or contracted to pay, deposit, or assign, any part of such compensation to the use of any other person, or in any way, directly or indirectly, paid or given, or contracted to pay or give, any reward or compensation for his office or employment, or the emoluments thereof.

SEC. 2694. The assistant collector appointed at New York shall receive a salary of five thousand dollars a year, and shall perform such duties and exercise such powers now devolved on the collector as may be assigned to him by that officer; and all the official acts of such assistant, in pursuance of such assignment, shall be as valid in law as if performed by the collector himself. The collector shall be responsible for the official acts of such assistant, and no additional appropriation shall be made for the payment of his compensation.

Assistant collector at New York.

3 Mar., 1863, c. 79, s. 16, v. 12, p. 753.

SEC. 2695. The assistant collector at Jersey City, in New Jersey, shall receive a salary of two thousand dollars a year in full for all the services to be by him performed, and in lieu of commissions and fees.

Assistant collector at Jersey City.

21 Feb., 1863, c. 52, v. 12, p. 658.

SEC. 2696. The assistant collector at Camden, in New Jersey, shall receive a salary of fifteen hundred dollars a year in full for all services to be by him performed, and in lieu of commissions and fees.

Assistant collector at Camden.

28 Feb., 1867, c. 103, s. 1, v. 14, p. 417.

SEC. 2697. The deputy collectors at New York, Boston, Philadelphia, Baltimore, New Orleans, Portland in Maine, and San Francisco, shall receive a salary of three thousand dollars a year each, payable out of the appropriation for expenses of collecting the revenue from customs.

Deputy collectors at New York and other ports.

28 July, 1866, c. 293, s. 4, v. 14, p. 308.

SEC. 2698. The deputy collectors at Eureka, and Vallejo, in California, shall receive a salary of one thousand five hundred dollars a year each.

Deputy collectors at Eureka and Vallejo.

3 March, 1871, c. 130, ss. 1, 3, v. 16, p. 582.

SEC. 2699. The deputy collector at Potomac shall receive a salary of one thousand dollars a year.

Deputy collector at Potomac.

19 April, 1871, c. 17, s. 2, v. 17, p. 4.

SEC. 2700. The deputy collector at Shreveport shall receive a salary to be determined by the Secretary of the Treasury, not exceeding fifteen hundred dollars a year.

Deputy collector at Shreveport.

1 March, 1872, c. 25, v. 17, p. 33.

SEC. 2701. The deputy collector at Saint Paul shall receive a salary of two thousand dollars a year, which shall include his official emoluments of all kinds. And he shall be required, in addition to his duties as deputy collector, to perform the duties of inspector, without additional compensation.

Deputy collector at Saint Paul.

3 March, 1873, c. 273, v. 17, p. 604.

SEC. 2702. The deputy collectors at Ellensburg, at the mouth of Rogue River, Port Orford, and Gardiner, shall receive a salary of one thousand dollars a year each.

Deputy collectors southern district of Oregon.

3 March, 1873, c. 264, s. 3, v. 17, p. 602.

SEC. 2703. The naval officer for the district of San Francisco shall receive a salary of four thousand five hundred dollars a year.

Naval officer for San Francisco.

2 June, 1862, c. 92, s. 2, v. 12, p. 411.

SEC. 2704. No naval officer shall, on any pretense whatever, in the aggregate, receive, or retain for himself more than five thousand dollars a year, including all commissions on duties, and all fees for storage, or fees or emoluments, or any other commissions or salaries; but each naval officer shall be entitled to a maximum compensation of five thousand dollars a year out of any and all fees and emoluments by him received.

Limit to compensation of naval officers.

3 March, 1841, c. 35, s. 5, v. 5, p. 432.

12 July, 1870, c. 251, s. 8, v. 16, p. 251.

SEC. 2705. The deputy naval officers at New York, Boston, Philadelphia, Baltimore, New Orleans, San Francisco, and Portland in Maine, shall receive a salary of two thousand five hundred dollars a year each,

Deputy naval officers at New York and other ports.

28 July, 1866, c. 293, s. 4, v. 14, p. 308.

Surveyors at Eastport and other ports.

2 March, 1799, c. 23, s. 2, v. 1, p. 708.

10 May, 1800, c. 54, s. 1, v. 2, p. 72.

Surveyors at ports in district of New Orleans.

24 Feb., 1804, c. 13, s. 9, v. 2, p. 254.

Surveyors at Pittsburgh and other ports.

2 March, 1831, c. 87, ss. 1, 5, v. 4, p. 480; vol. 9, pp. 510, 511; vol. 10, pp. 144, 266, 334, 346; vol. 11, p. 199; vol. 13, pp. 22, 342; vol. 16, pp. 190, 229, 278.

Surveyor at Velasco.

31 Dec., 1845, c. 2, s. 3, v. 9, p. 2.

Surveyors at Matagorda and Lavaca.

3 March, 1847, c. 57, s. 3, v. 9, p. 182.

Surveyors at Pacific City and Milwaukee.

14 Feb., 1851, c. 8, s. 3, v. 9, p. 567.

Surveyor at Cairo.

3 March, 1855, c. 198, s. 2, v. 10, p. 680.

Surveyor at Selma.

3 March, 1857, c. 102, v. 11, p. 199. 27 Jan., 1858, c. 3, v. 11, p. 260.

Surveyor at San Francisco.

2 June, 1862, c. 92, s. 2, v. 12, p. 411.

Surveyor at Salem.

28 Feb., 1865, c. 71, s. 3, v. 13, p. 445.

Surveyor at Michigan City.

28 Feb., 1865, c. 72, s. 2, v. 13, p. 445.

Surveyor at Albany.

2 March, 1867, c. 178, s. 1, v. 14, p. 542.

payable out of the appropriation for expenses of collecting the revenue from customs.

SEC. 2706. In addition to the allowances and fees otherwise provided by law, the surveyor at Eastport shall receive a salary of five hundred dollars a year; the surveyors at Portsmouth in New Hampshire, Newburyport, Gloucester, and Fredericksburgh, in Virginia, two hundred and fifty dollars a year each; the surveyors at Portland in Maine, and Savannah, one hundred and fifty dollars a year each; the surveyors of such ports as may be established by the President, and for whom no other salaries are provided, not exceeding two hundred and fifty dollars a year each.

SEC. 2707. The surveyors at the ports in the district of New Orleans, when no other provision is made by law, shall receive, in addition to their other fees and emoluments, a salary of two hundred and fifty dollars a year each.

SEC. 2708. The surveyors at the ports of Pittsburgh in Pennsylvania, Wheeling in West Virginia, Cincinnati in Ohio, Louisville in Kentucky, Saint Louis in Missouri, Memphis and Nashville in Tennessee, Evansville and New Albany, Madison and Jeffersonville in Indiana; Alton, Quincy and Galena in Illinois; Burlington, Keokuk, and Dubuque in Iowa; Paducah in Kentucky, Selma in Alabama, Parkersburgh in West Virginia, Leavenworth in Kansas, Omaha in Nebraska, Saint Joseph and Kansas City in Missouri, shall receive, in addition to the customary fees, a salary of three hundred and fifty dollars a year each.

SEC. 2709. The surveyor at the port of Velasco shall receive a salary not exceeding one thousand dollars a year, including in that sum the fees allowed by law; and the amount collected by such surveyor in any one year for fees, exceeding the sum of one thousand dollars, shall be accounted for and paid into the Treasury.

SEC. 2710. The surveyors at Matagorda and Lavacca, in the district of Saluria, shall receive a salary of six hundred dollars a year each. The surveyor at Copano shall receive a salary of five hundred dollars a year.

SEC. 2711. The surveyors at Pacific City and at Milwaukee shall receive, in addition to the fees authorized by law, a salary not exceeding one thousand dollars a year each.

SEC. 2712. The surveyor at Cairo, in Illinois, shall receive a salary of eight hundred dollars a year.

SEC. 2713. The surveyor at Selma shall receive, in addition to his fees, a salary of three hundred and fifty dollars a year.

SEC. 2714. The surveyor at San Francisco shall receive a salary of four thousand dollars a year.

SEC. 2715. The surveyor at Salem and Beverly shall receive a salary of four hundred dollars a year.

SEC. 2716. The surveyor at Michigan City shall receive a salary of three hundred and fifty dollars a year.

SEC. 2717. The surveyor at Albany shall receive, in addition to the customary fees and emoluments of his office, a salary of six hundred dollars a year.

SEC. 2718. The surveyor at La Crosse, in Wisconsin, shall receive a compensation not exceeding twelve hundred dollars a year.

Surveyor at La Crosse.

3 March, 1873, c. 251, v. 17, p. 584.

SEC. 2719. Whenever the emoluments of any surveyor at either of the ports of Portland, Maine, Boston, New York, Philadelphia, Baltimore, Charleston, Savannah, or New Orleans, shall exceed four thousand five hundred dollars in any one year, after deducting the necessary expenses incident to his office in the same year, the excess shall be paid into the Treasury, for the use of the United States.

Limit of compensation of surveyors at Portland and other ports.

7 May, 1822, c. 107, s. 9, v. 3, p. 695.

3 March, 1841, c. 35, s. 5, v. 5, p. 432.

12 July, 1870, c. 251, s. 8, v. 16, p. 251.

SEC. 2720. Whenever the emoluments of any surveyor, other than those named in the preceding section, shall exceed two thousand dollars in any one year, after deducting therefrom the necessary expenses incident to his office in the same year, the excess shall be paid into the Treasury, for the use of the United States. And no surveyor shall, on any pretense whatever, in the aggregate, receive, or retain for himself, more than four thousand five hundred dollars a year, including all commissions or fees or emoluments, or any other commissions or salaries which are now allowed and limited by law; but each surveyor shall be entitled to a maximum compensation of four thousand five hundred dollars a year, out of any and all fees and emoluments by him received. And when any surveyor shall perform the duties of collector, he shall be entitled to the same compensation as is allowed to a collector for like services, and shall be subject to the same limitations. [See § 2647.]

Limit of compensation of surveyors generally.

7 May, 1822, c. 107, s. 10, v. 3, p. 695.

3 March, 1841, c. 35, s. 5, v. 5, p. 432.

12 July, 1870, c. 251, s. 8, v. 16, p. 251.

SEC. 2721. The deputy surveyor at San Francisco shall receive a salary of three thousand dollars a year.

Deputy surveyor at San Francisco.

28 July, 1866, c. 293, s. 4, v. 14, p. 308.

2 March, 1867, c. 168, s. 7, v. 14, p. 470.

SEC. 2722. The deputy surveyors at New York, Boston, Philadelphia, Baltimore, New Orleans, and Portland, in Maine, shall receive a salary of two thousand five hundred dollars a year each, payable out of the appropriation for expenses of collecting the revenue from customs.

Deputy surveyors at New York and other ports.

28 July, 1866, c. 293, s. 4, v. 14, p. 308.

SEC. 2723. The deputy surveyor at Savannah shall receive as salary not more than one thousand five hundred dollars a year.

Deputy surveyor at Savannah.

7 May, 1822, c. 107, s. 15, v. 3, p. 695.

SEC. 2724. The principal appraisers at Savannah and Charleston shall receive a salary of fifteen hundred dollars a year each.

Principal appraisers at Savannah and Charleston.

1 March, 1823, c. 21, s. 17, v. 3, p. 736.

SEC. 2725. The merchants who may be appointed to act as appraisers, as provided in section twenty-six hundred and nine, shall receive a compensation of five dollars a day while actually employed.

Merchant appraisers.

1 March, 1823, c. 21, s. 17, v. 3, p. 736.

SEC. 2726. The general appraiser at New York shall receive a salary of three thousand dollars a year.

General appraiser at New York.

2 March, 1867, c. 167, s. 5, v. 14, p. 466.

SEC. 2727. The four general appraisers authorized by law shall receive a salary of two thousand five hundred dollars a year, each, together with their actual traveling expenses, to be regulated by the Secretary of the Treasury. [See § 2608.]

General appraisers.

3 March 1851, c. 38, s. 3, v. 9, p. 630.

SEC. 2728. The local appraisers and general appraisers at Boston, Philadelphia, Baltimore, and New Orleans, shall receive a salary of three thousand dollars a year each, payable out of the appropriation for expenses of collecting the revenue from customs.

Appraisers at Boston and other ports.

28 July, 1866, c. 293, s. 4, v. 14, p. 308.

SEC. 2729. The appraiser at New York shall receive a salary of four thousand dollars a year, to be paid out of the appropriation for defraying the expenses of collecting the revenue, in monthly payments, and in due proportion for any period less than one month for the time he may actually serve. [See § 2941.]

Appraiser at New York.

27 July, 1866, c. 284, ss. 6, 7, v. 14, p. 303.

Appraisers at Providence and other ports.

14 July, 1870, c. 255, s. 36, v. 16, p. 271.

Assistant appraisers at New York.

27 July, 1866, c. 284, s. 6, v. 14, p. 303.

Assistant appraisers at Boston and other ports.

2 March, 1867, c. 167, s. 5, v. 14, p. 466.

Inspectors.

2 March, 1799, c. 23, s. 2, v. 1, p. 706.

26 April, 1816, c. 95, v. 3, p. 306.

Champney vs. Bancroft, 1 Story, 423.

Inspectors at San Antonio and other ports.

30 Aug., 1852, c. 96, s. 3, v. 10, p. 38.

Inspectors at Monterey and other ports.

2 June, 1862, c. 92, s. 1, v. 12, p. 411. 3 March, 1873, c. 253, s. 2, p. 586.

Inspector at Chester.

3 March, 1873, c. 225, s. 2, v. 17, p. 485.

Power of Secretary to increase compensation of inspectors.

29 April, 1864, c. 71, v. 13, p. 61. 23 July, 1866, c. 208, s. 9, v. 14, p. 208.

Persons acting as inspectors.

27 July, 1866, c. 284, s. 10, v. 14, p. 304.

Weighers at Boston and other ports.

28 July, 1866, c. 293, s. 4, v. 14, p. 308.

Head gaugers at New Orleans.

31 Aug., 1852, c. 108, s. 6, v. 10, p. 98.

Gaugers at New York.

2 March, 1867, c. 168, s. 4, v. 14, p. 470.

Gaugers and measurers at Boston.

17 Jan., 1873, c. 39, v. 17, p. 411.

Special examiners of drugs.

26 June, 1848, c. 70, s. 5, v. 9, p. 238.

SEC. 2730. The appraisers at Providence, Norfolk, Portland in Maine, Buffalo, Chicago, Detroit, Cincinnati, Saint Louis, Evansville, Milwaukee, Louisville, Cleveland, San Francisco, Portland in Oregon, Memphis, and Mobile, shall receive a salary of three thousand dollars a year each.

SEC. 2731. The assistant appraisers at the port of New York shall receive a salary of three thousand dollars a year, to be paid out of the appropriation for defraying the expenses of collecting the revenue, and paid to them in monthly payments, and in due proportion for any period less than one month for the time they may actually serve. [See § 2938.]

SEC. 2732. The assistant appraisers at Boston, Philadelphia, Baltimore, New Orleans, Portland, and San Francisco shall receive a salary of twenty-five hundred dollars a year each.

SEC. 2733. Each inspector shall receive, for every day he shall be actually employed in aid of the customs, three dollars; and for every other person that the collector may find it necessary and expedient to employ, as occasional inspector, or in any other way in aid of the revenue, a like sum, while actually so employed, not exceeding three dollars for every day so employed. [See § 2737.]

SEC. 2734. The inspectors at San Antonio, Eagle Pass, Presidio del Norte, and San Elizario, or the other places designated by the Secretary of the Treasury on the routes to San Fernando, Paso del Norte, and Chihuahua, in Mexico, shall receive a salary of two hundred and fifty dollars a year each.

SEC. 2735. The inspectors at Monterey, Sacramento, Benicia, Stockton, San Pedro, and Santa Barbara, shall receive a salary of one thousand dollars a year each.

SEC. 2736. The compensation of the inspector at Chester shall not exceed that allowed by law to inspectors at the port of Philadelphia.

SEC. 2737. The Secretary of the Treasury may increase the compensation of inspectors of customs in such ports as he may think it advisable so to do, and may designate, by adding to the present compensation of such officers a sum not exceeding one dollar per day.

SEC. 2738. All aids to the revenue or others performing the duties of inspectors of customs in any collection-district, shall be paid the same per-diem compensation as inspectors of customs.

SEC. 2739. The custom-house weighers at the ports of Boston, Philadelphia, Baltimore, New Orleans, Portland, in Maine, and San Francisco, shall receive a salary of two thousand dollars each, payable out of the appropriation for expenses of collecting the revenue from customs.

SEC. 2740. The three head gaugers at the port of New Orleans shall receive a salary of one thousand five hundred dollars a year each.

SEC. 2741. The gaugers at the port of New York shall receive a salary of two thousand dollars a year each; but the amount of compensation of such officers, as hereby established, shall not exceed in any fiscal year the amount of fees earned by them.

SEC. 2742. The compensation of gaugers and measurers at the port of Boston shall be the same as provided for the same class of officers at the port of New York.

SEC. 2743. The salaries of the special examiners of drugs, medicines, chemicals, and so forth, except at New York and San Francisco, shall be one thousand dollars a year, and shall be paid each year quarterly.

[See §§ 2938, 2731.]

SEC. 2744. The special examiner of drugs, chemicals, medicines, and so forth, at San Francisco, shall receive a salary of two thousand dollars a year.

Special examiner of drugs at San Francisco.

18 Aug., 1856, c. 129, s. 17, v. 11, p. 92.

SEC. 2745. The compensation of the examiners at the port of New York shall be limited and fixed by the Secretary of the Treasury, but shall not exceed the rate of twenty-five hundred dollars a year each. The compensation of clerks, verifiers, samplers, openers, packers, and messengers, at the port of New York, shall be limited and fixed by the Secretary of the Treasury, but shall not exceed the rates of compensation usually paid for similar services. [See §§ 2940, 2941.]

Examiners and subordinate officers at New York.

27 July, 1866, c. 284, s. 4, v. 14, p. 303.

SEC. 2746. An additional compensation of twenty-five per centum shall be continued to the appraisers, deputy naval officers, and weighers at the port of San Francisco.

Additional compensation to customs officers at San Francisco.

28 July, 1866, c. 293, s. 4, v. 14, p. 303.

CHAPTER THREE.

REVENUE CUTTERS AND BOATS.

Sec.
2747. Revenue-cutters.
2748. Useless cutters may be sold.
2749. Number of officers and men.
2750. Grades of engineers.
2751. Appointment of commissioned officers.
2752. Qualifications of captains and lieutenants.
2753. Compensation of officers of revenue-cutter service.
2754. Wages of petty officers and crews.
2755. Officers on duty entitled to one Navy ration per day.
2756. Contracts for rations authorized.

Sec.
2757. Revenue-officers to co-operate with the Navy.
2758. Powers of the Secretary of the Treasury.
2759. Aid to vessels on the lakes.
2760. Powers and duties of officers of revenue-cutters.
2761. Returns.
2762. Further duties of officers.
2763. Employment of small boats authorized.
2764. Ensigns and pendants.
2765. Immunities of officers.

SEC. 2747. The President may, for the better securing the collection of import or tonnage duties, cause to be maintained so many of the revenue-cutters as may be necessary to be employed for the protection of the revenue, the expense whereof shall be paid out of such sum as shall be annually appropriated for the revenue-cutter service, and not otherwise. [See § 5318.]

Revenue-cutters.

2 March, 1799, c. 22, ss. 97, 100, v. 1, p. 699.

3 March, 1845, c. 78, v. 5, p. 795.

20 July, 1868, c. 177, s. 1, v. 15, p. 112.

SEC. 2748. The President may from time to time cause such of the revenue-cutters as have become unfit for further service to be sold; and the proceeds shall be paid into the Treasury: *Provided*, That the Secretary of the Treasury may apply, in the purchase or construction of revenue-cutters, any unexpended balance of the proceeds of revenue-cutters sold by him under the authority of section two of the act of twentieth April, eighteen hundred and sixty-six, chapter sixty-three.

Useless cutters may be sold.

2 March, 1799, c. 22, s. 100, v. 1, p. 700.

20 April, 1866, c. 63, s. 2, v. 14, p. 40.

SEC. 2749. The officers for each revenue-vessel shall be one captain, and one first, one second, and one third lieutenant, and for each steam-vessel, in addition, one engineer and one assistant engineer; but the Secretary of the Treasury may assign to any vessel a greater number of officers whenever in his opinion the nature of the service which she is directed to perform requires it. And vessels of both descriptions shall have such number of petty officers and men as in the opinion of the Secretary are required to make them efficient for their service.

Number of officers and men.

25 July, 1861, c. 20, s. 2, v. 12, p. 275.

SEC. 2750. The grades of engineers shall be chief engineer, and first and second assistant engineer, with the pay and relative rank of first, second, and third lieutenant, respectively.

Grades of engineers.

4 Feb., 1863, c. 20, s. 2, v. 12, p. 639.