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force at the date of importation: *And provided further*, That in case any articles imported under the provisions of this act shall be withdrawn for consumption, or shall be sold without payment of duty as required by law, all the penalties prescribed by the revenue laws shall be applied and enforced against such articles and against the persons who may be guilty of such withdrawal or sale. *Proviso.*

SEC 2.—That the entire stock of each exhibitor, consisting of goods, wares, and merchandise imported by him and which may be in said buildings is hereby declared liable for the payment of duties accruing on any portion thereof, in case of the removal of such portion from said buildings without payment of the lawful duties thereon.

SEC. 3.—That the penalties prescribed by, and the provisions contained in, section three thousand and eighty-two of the Revised Statutes, shall be deemed and held to apply in the case of any goods, wares or merchandise which may be in said buildings sold, delivered, or removed without payment of duties, in the same manner as if such goods, wares, or merchandise had been imported contrary to law; and the article or articles so sold, delivered, or removed, shall be deemed and held to have been so imported, with the knowledge of the parties respectively concerned in such sale, delivery or removal. R. S. 3082, 591

Approved, June 28, 1882.

CHAP. 254.—An act making appropriations for the support of the Army for the fiscal year ending June thirtieth, eighteen hundred and eighty-three, and for other purposes. June 30, 1882.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the support of the Army for the year ending June thirtieth, eighteen hundred and eighty-three, as follows: Army appropriations.

For expenses of the Commanding General's office, two thousand five hundred dollars. Commanding General's office.

For expenses of recruiting and transportation of recruits from rendezvous to depot, one hundred and two thousand dollars. And no money appropriated by this act shall be paid for recruiting the Army beyond the number of twenty-five thousand enlisted men, including Indian scouts and hospital stewards: and thereafter there shall be no more than twenty-five thousand enlisted men in the Army at any one time, unless otherwise authorized by law. Nothing, however, in this act shall be construed to prevent enlistments for the Signal Service, which shall hereafter be maintained as now organized and as provided by law, with a force of enlisted men not exceeding five hundred. Recruiting. No payment to be made for recruiting the Army beyond, etc. Signal Service to be diminished.

For contingent expenses of the Adjutant-General's Department at the headquarters of military divisions and departments, three thousand dollars. Contingencies.

For expenses of the Signal Service of the Army, purchase, equipment, and repair of electric field-telegraphs, and signal equipments and stores, ten thousand five hundred dollars. Signal Service.

PAY DEPARTMENT.

FOR PAY OF THE ARMY.—For one General, one Lieutenant-General, three major-generals, sixteen brigadier-generals; thirty-nine aids-de-camp, in addition to pay in the line; sixty-six colonels, eighty-five lieutenant-colonels, two hundred and forty-four majors, three hundred and fourteen captains, mounted, three hundred and six captains, not mounted, thirty-four chaplains, twenty-one storekeepers, forty adjutants, forty regimental quartermasters; adjutant and quartermaster of Engineer Battalion, in addition to pay in the line; two hundred and two first lieutenants, mounted, three hundred and sixty first lieuten- Pay of the Army.

ants, not mounted, one hundred and fifty second lieutenants, mounted, three hundred and five second lieutenants, not mounted; to one hundred and eighty acting commissaries of subsistence, in addition to pay in line; to officers of foot regiments while on duty which requires them to be mounted, to the officer in charge of public buildings and grounds in Washington; additional pay to officers for length of service, to be paid with their current monthly pay, and the actual time of service in the Army or Navy, or both, shall be allowed all officers in computing their pay: *Provided*, That from and after the first day of July, eighteen hundred and eighty-two, the ten per centum increase for length of service allowed to certain officers by section twelve hundred and sixty-two of the Revised Statutes shall be computed on the yearly pay of the grade fixed by sections twelve hundred and sixty one and twelve hundred and seventy-four of the Revised Statutes; pay to enlisted men for length of service, payable with their current monthly pay; retired officers; for the payment of any such officers as may be in service, either upon the active or retired list, during the year ending June thirtieth, eighteen hundred and eighty-three, in excess of the numbers for each class provided for in this act; enlisted men of all grades, not exceeding twenty-five thousand men; five hundred enlisted men of the Signal Corps; the allowances for travel, retained pay, and clothing not drawn, payable to enlisted men on discharge; two retired ordnance-sergeants; and for interest on deposits of enlisted men; for mileage of officers of the Army for travel over shortest traveled routes, on duty under orders, the necessity for such travel to be certified by the officer issuing such order, not to exceed one hundred and eighty thousand dollars; for miscellaneous expenses, to wit: Hire of one hundred and twenty-five contract surgeons and two hundred hospital-matrons; extra-duty pay to enlisted men for service in hospitals; pay of fifty-four paymasters' clerks at the rate of one thousand four hundred dollars each per annum, and fourteen veterinary surgeons; hire of paymasters' messengers, not to exceed fifteen thousand dollars; cost of telegrams on official business received and sent by officers of the Army; compensation of citizen clerks and witnesses attending upon military courts and commissions; travel expenses of paymasters' clerks; and for commutation of quarters for officers on duty without troops at places where there are no public quarters, in all, twelve million two hundred thousand dollars: *Provided*, That the allowance for commutation of quarters to the Lieutenant-General of the Army shall be one hundred dollars per month; and for officers and enlisted men of the Signal Service serving in the Arctic regions, the same in amount as though they were serving in Washington, District of Columbia: *And provided further*, That on and after the passage of this act when an officer has served forty years either as an officer or soldier in the regular or volunteer service, or both, he shall, if he make application therefor to the President, be retired from active service and placed on the retired-list, and, when an officer is sixty-four years of age, he shall be retired from active service and placed on the retired-list: *Provided further*, That the General of the Army, when retired, shall be retired without reduction in his current pay and allowances; and no act now in force shall be so construed as to limit or restrict the retirement of officers as herein provided for: *Provided further*, That any officer who is supernumerary to the permanent organization of the Army as provided by law may, at his own request, be honorably discharged from the Army, and shall thereupon receive one year's pay for each five years of his service, but no officer shall receive more than three year's pay in all: *And provided further*, That section three of the act entitled "An act making appropriations for the support of the Army for the fiscal year ending June thirtieth, eighteen hundred and eighty, and for other purposes," approved June twenty-third, eighteen hundred and seventy-nine, providing that the examiner of State claims in the Office of the Secretary of War shall have, while on such duty, the pay, emoluments, and allowances of

Proviso. Longevity pay

R. S. 1262, 220.
R. S. 1261, 220.
R. S. 1274, 221.

Miscellaneous.

Provisos.

Officer or soldier of forty years' service, on application, may be placed on retired-list; officer when sixty-four years of age shall be placed on retired-list.

General of Army, when retired, to be retired without reduction of pay or allowances.

Supernumerary officers may, on personal request, be discharged with certain pay.

Stat., 21, 34, section 3 repealed.

mounted officers one grade higher than that held by him in his regiment or corps, is hereby repealed.

SUBSISTENCE DEPARTMENT.—For subsistence of twenty-five thousand enlisted men, one hundred and twenty additional half-rations for sergeants and corporals of ordnance, enlisted men of the Signal Service, women to companies (laundresses), one thousand eight hundred and sixty-five civilian employees, one hundred and twenty-five contract surgeons, two hundred hospital-matrons, ninety-three military convicts, and five hundred prisoners of war (Indians), in all ten million four hundred and seventy-six thousand five hundred and ninety-five rations, at twenty cents each; for difference between cost of rations and commutation thereof for detailed men, and for enlisted men and recruits at recruiting stations, and for cost of hot coffee and cooked rations for troops traveling on cars; for manual for Army cooks; for subsistence stores for Indians visiting military posts and Indians employed without pay as scouts and guides, two million three hundred thousand dollars, of which amount three hundred thousand dollars shall be available from and after the passage of this act for the purchase of stores necessary to be transported to distant posts in advance of the thirtieth of June, eighteen hundred and eighty-two: *Provided*, That to the cost of all subsistence stores sold to officers and men ten per centum shall be added to cover wastage, transportation, and other incidental charges, save that subsistence stores may be sold to companies, detachments, and hospitals at cost prices, upon the certificate of an officer commanding a company or detachment, or in charge of a hospital, that the supplies are necessary for the exclusive use of such company, detachment, or hospital, and save also that tobacco shall hereafter be furnished to the enlisted men of the Army at cost price only, under such regulations as to cash or credit sales and mode of payment as are prescribed for other articles held for sales under section eleven hundred and forty-four of the Revised Statutes: *And provided further*, That the cost price of each article shall be understood in all cases of sales to be the invoice price of the last lot of that variety of article received by the officer by whom the sale is made prior to the first day of the month in which the sale is made: *And provided further*, That no part of the sum appropriated by this act shall be used or expended in the investigation of claims under the act of July fourth, eighteen hundred and sixty-four, entitled "An act to restrict the jurisdiction of the Court of Claims, and to provide for the payment of certain demands for quartermaster's stores and subsistence supplies furnished to the Army of the United States," and acts and resolutions amendatory thereof and supplementary thereto.

Subsistence.

Amount available from passage of act.

Provisos.

Ten per centum to be added to cost of subsistence stores for wastage, etc.

Tobacco to be furnished at cost.

R. S. 1144, 207.

Cost price, what shall be deemed the.

Prohibited use of appropriations.

13 Stat., 381.

QUARTERMASTER'S DEPARTMENT.—For the regular supplies of the Quartermaster's Department, consisting of stoves for heating and cooking; of fuel and lights for officers, enlisted men, guards, hospitals, storehouses, and offices; of forage in kind for the horses, mules, and oxen of the Quartermaster's Department at the several posts and stations and with the armies in the field; for the horses of the several regiments of cavalry, the batteries of artillery, mounted men of the Signal Service, and such companies of infantry and scouts as may be mounted, and for the authorized number of officer's horses, including bedding for the animals; of straw for soldiers' bedding; and of stationery, including blank books for the Quartermaster's Department, certificates for discharged soldiers, blank forms for the Pay and Quartermaster's Department, and for printing of division and department orders and reports, three million five hundred thousand dollars: *Provided*, That there shall be no discrimination in the issue of forage against officers serving east of the Mississippi River, provided they are required by law to be mounted, and actually keep and own their animals.

Quartermaster's supplies.

Proviso.

For purchase of horses for the cavalry and artillery, and for the Indian scouts, and for such infantry as may be mounted, two hundred and twenty thousand dollars.

Purchase of horses.

For incidental expenses, to wit: For postage and telegrams or dis-

Incidental expenses.

patches; extra pay to soldiers employed under the direction of the Quartermaster's Department in the erection of barracks, quarters, storehouses, and hospitals, in the construction of roads, and other constant labor, for periods of not less than ten days, including those employed as clerks at division and department headquarters and Signal Service sergeants; expenses of expresses to and from the frontier posts and armies in the field; of escorts to paymasters and other disbursing officers, and to trains where military escort cannot be furnished; expenses of the interment of officers killed in action, or who die when on duty in the field, or at posts on the frontiers, or when traveling on orders, and of non-commissioned officers and soldiers; authorized office furniture; altering soldiers' clothing; hire of laborers in the Quartermaster's Department, including the hire of interpreters, spies, and guides for the Army; compensation of clerks to officers of the Quartermaster's Department; compensation of forage and wagonmasters authorized by the act of July fifth, eighteen hundred and thirty-eight; for the apprehension, securing, and delivering of deserters, and the expenses incident to their pursuit; and for the following expenditures, required for the several regiments of cavalry, the batteries of light artillery, and such companies of infantry and scouts as may be mounted, and for the trains, to wit, hire of veterinary surgeons, medicine for horses and mules, picket-ropes, and for shoeing the horses and mules; also, generally, the proper and authorized expenses for the movement and operations of the Army not expressly assigned to any other department, nine hundred and eleven thousand dollars.

5 Stat., 257.

Transportation.

For transportation of the Army, including baggage of the troops, when moving either by land or water; of clothing and camp and garrison equipage from the depots of Philadelphia and Jeffersonville to the several posts and Army depots, and from those depots to the troops in the field; of horse equipments and of subsistence stores from the places of purchase and from the places of delivery, under contract, to such places as the circumstances of the service may require them to be sent; of ordnance, ordnance stores, and small-arms from the founderies and armories to the arsenals, fortifications, frontier posts, and Army depots; freights, wharfage, tolls, and ferriages; the purchase and hire of horses, mules, oxen, and harness, and the purchase and repair of wagons, carts, and drays, and of ships and other sea-going vessels and boats required for the transportation of supplies, and for garrison purposes; for drayage and cartage at the several posts; hire of teamsters; transportation of funds for the pay and other disbursing departments; the expenses of sailing public transports on the various rivers, the Gulf of Mexico, and the Atlantic and Pacific; for procuring water at such posts as, from their situation, require it to be brought from a distance; and for clearing roads and for removing obstructions from roads, harbors, and rivers, to the extent which may be required for the actual operations of the troops in the field, four million one hundred and sixty-four thousand dollars.

Public transports.
Water.

Clearing obstructions from roads, etc.

Payment for transportation over land-grant railroads.

For the payment for Army transportation lawfully due such land-grant railroads as have not received aid in government bonds, to be adjusted by the proper accounting officers in accordance with the decisions of the Supreme Court in cases decided under such land-grant acts, but in no case shall more than fifty per centum of the full amount of the service be paid, one hundred and twenty-five thousand dollars: *Provided*, That such compensation shall be computed upon the basis of the tariff rates for like transportation performed for the public at large, and shall be accepted as in full for all demands for said services: *And provided further*, That any such land-grant roads as shall file with the Secretary of the Treasury their written acceptance of this provision shall hereafter be paid for like services as herein provided; and all accounts of such railroads for services heretofore rendered shall be audited and paid as herein provided upon application of such roads and their acceptance of

Provisos.

such sum in full of all claims for such services; and all laws inconsistent herewith are hereby repealed.

Quarters.

For hire of quarters for troops, of storehouses for the safe-keeping of military stores, of offices, and of grounds for camp and summer cantonments, and for temporary frontier stations; for the construction of temporary huts and stables; and for repairing public buildings at established posts, eight hundred and eighty thousand dollars.

Construction and repair of hospitals. *Proviso.*

For construction and repair of hospitals, as reported by the Surgeon-General of the Army, seventy-five thousand dollars: *Provided*, That one hundred thousand dollars be, and hereby is, appropriated for the erection of an Army and Navy hospital at Hot Springs, Arkansas, which shall be erected by and under the direction of the Secretary of War, in accordance with plans and specifications to be prepared and submitted to the Secretary of War by the Surgeons-General of the Army and Navy; which hospital, when in a condition to receive patients, shall be subject to such rules, regulations, and restrictions as shall be provided by the President of the United States: *Provided further*, That such hospital shall be erected on the government reservation at or near Hot Springs, Arkansas.

Establishment of Army and Navy hospital at Hot Springs, Ark. Appropriation. *Proviso.*

Clothing and camp equipage.

For purchase and manufacture of clothing and camp and garrison equipage, and for preserving and repacking the stock of clothing and camp and garrison equipage and materials on hand at the Philadelphia, Jeffersonville, and other depots of the Quartermaster's Department, one million four hundred thousand dollars.

Contingent expenses.

For all contingent expenses of the Army not provided for by other estimates, and embracing all branches of the military service, to be expended under the immediate orders of the Secretary of War, forty thousand dollars.

Medical and hospital supplies.

MEDICAL DEPARTMENT.—For purchase of medical and hospital supplies, medical care and treatment of officers and soldiers on detached duty, expenses of purveying depots, advertising, and other miscellaneous expenses of the Medical Department, two hundred thousand dollars.

Army Medical Museum.

For the Army Medical Museum, and for medical and other works for the library of the Surgeon-General's Office, ten thousand dollars.

Engineer depot at Willets Point.

ENGINEER DEPARTMENT.—For engineer depot at Willets Point, New York, namely: For purchase of engineering materials to continue the present course of instruction of the Engineer Battalion in field engineering, one thousand dollars.

For incidental expenses of the depot, remodeling ponton-trains, repairing instruments, purchasing fuel, forage, stationery, chemicals, extra-duty pay to soldiers engaged in special skilled labor, such as wheelwright work, printing, photographing and lithographing engineer documents, and ordinary repairs, four thousand dollars.

For replacing, with plain structures of minimum cost, not to exceed eight thousand dollars, two old buildings constructed during the war for hospitals, and now used as photographic laboratory for instructing enlisted men in duplicating military maps in the field, and as moulding-room for instruction in field fortifications, for which purposes the present structures are too small, five thousand dollars.

Ordnance service.

ORDNANCE DEPARTMENT.—For the ordnance service, required to defray the current expenses at the arsenals; of receiving stores and issuing arms and other ordnance supplies; of police and office duties; of fuel and lights; of stationery and office furniture; of tools and instruments for use; of public animals, forage, and vehicles; incidental expenses of the ordnance service, including compensation of workmen in the armory and museum building connected with the Ordnance Office, and those attending practical trials and tests of ordnance, small-arms, and other ordnance supplies, one hundred and ten thousand dollars.

Transportation, etc., of small-arms.

For transporting, mounting, proving, and testing guns, including small-arms, constructed at private expense, said expenditure to be made in the discretion of the Secretary of War, fifteen thousand dollars.

Metallic ammunition for small-arms.

For manufacture of metallic ammunition for small-arms, one hundred thousand dollars.

Target practice.

For ammunition, tools, and material for target practice, twenty-five thousand dollars.

Preservation of ordnance stores.

For overhauling, cleaning, and preserving new ordnance stores on hand at the arsenals, twenty thousand dollars.

Removal of the armaments from forts, etc.

For mounting and dismounting guns and removing the armament from forts being modified or repaired, including heavy carriages returned to arsenals for alteration and repairs, and other necessary expenses of the same character, and for repairing ordnance stores in the hands of troops and for issue at the arsenals and depots, and for extra-duty pay for enlisted men detailed for ordnance service, thirty thousand dollars.

Purchase and manufacture of ordnance stores.

For purchase and manufacture of ordnance stores, to fill requisitions of troops, one hundred and fifteen thousand dollars.

Equipments.

For infantry, cavalry, and artillery equipments, consisting of clothing-bags, haversacks, canteens, and great-coat straps, and repairing horse equipments for cavalry troops, seventy-five thousand dollars.

For horse equipments for cavalry, harness for field, and machine guns, and for cavalry forge-carts, thirty thousand dollars.

Powder depot; erecting magazines.

21 Stat., 73. Ch. 52, amended.

For powder depot: For grading grounds, erecting magazines, and other necessary buildings, and all expenses incident thereto, seventy-five thousand dollars. And the act entitled "An act making appropriations for acquiring sites and the erection of suitable posts for the protection of the Rio Grande frontier," approved April sixteenth, eighteen hundred and eighty, be amended by striking out the words "on or near the Rio Grande frontier as may be deemed necessary by the Secretary of War for the adequate protection thereof: *Provided*, That none of said appropriation shall be used for the purposes aforesaid until a valid title to said sites be vested in the United States," and inserting in lieu thereof the words "in the State of Texas as may be deemed necessary by the Secretary of War for the adequate protection of the Rio Grande frontier; but no part of this appropriation shall be expended until the provisions of section three hundred and fifty-five of the Revised Statutes have been fully complied with."

Protection of Rio Grande frontier.

Manufacture of arms.

Proviso.

For manufacture of arms at national armories, four hundred thousand dollars: *Provided*, That not more than fifty thousand dollars of this amount may be expended by the Secretary of War, in the manufacture or purchase of magazine guns, to be selected by the board of officers heretofore appointed by the Secretary of War.

Testing machine.

Provisos.

UNITED STATES TESTING MACHINE.—For caring for, preserving, using, and operating the United States testing machine at the Watertown Arsenal, ten thousand dollars: *Provided*, That the tests of iron and steel, and other materials for industrial purposes, shall be continued during the next fiscal year, and report thereof shall be made to Congress: *And provided further*, That in making tests for private citizens the officer in charge may require payment in advance, and may use the funds so received in making such private tests, making full report thereof to the Chief of Ordnance; and the Chief of Ordnance shall give attention to such programme of tests as may be submitted by the American Society of Civil Engineers, and the record of such tests shall be furnished said society to be by them published at their own expense.

Disbursement of moneys to be accounted for according to items of appropriation as expressed.

SEC. 2. That all officers, agents, or other persons receiving public moneys appropriated by this act shall account for the disbursement thereof according to the several and distinct items of appropriation herein expressed.

Recruits to have credit, etc., at depots for recruits.

SEC. 3. That traders and laundrymen at depots for recruits in the Army be, and hereby are, authorized to furnish such recruits, on credit, with laundry work and such articles as may be necessary for their cleanliness and comfort, at a total cost not to exceed seven dollars in value per man. That muster and pay rolls be made out showing the

amounts the recruits respectively owe to the traders and laundrymen, and signed by them before leaving the depot, and that the traders and laundrymen be paid on such rolls, the amount paid for each recruit to be noted accordingly on the muster and descriptive rolls, in order that it may be withheld, after he joins his company, by the paymaster, at the first subsequent payment, under such rules and regulations as may be adopted by the War Department: *Provided*, That this provision shall apply only to recruits on their enlistment, and the credit shall only be allowed on the written order of the regular recruiting officer at said station. *Proviso.*

Approved, June 30, 1882.

CHAP. 255.—An act making appropriations for the support of the Military Academy for the fiscal year ending June thirtieth, eighteen hundred and eighty-three, and for other purposes. June 30, 1882.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the support of the Military Academy for the fiscal year ending June thirtieth, eighteen hundred and eighty-three: Military Academy appropriations.

For pay of professors, twenty-nine thousand five hundred dollars. Pay of professors.

For one commandant of cadets, in addition to pay as captain in the line, one thousand two hundred dollars. Commandant of cadets.

For pay of one instructor of practical military engineering, in addition to pay as first lieutenant, nine hundred dollars. Instructor of military engineering.

For pay of one instructor of ordnance and science of gunnery, in addition to pay as first lieutenant, nine hundred dollars. Instructor of ordnance.

For pay of eight assistant professors, in addition to pay as first lieutenants, four thousand dollars. Assistant professors.

For pay of three instructors of cavalry, artillery, and infantry tactics, in addition to pay as second lieutenants, one thousand five hundred dollars. Instructors of cavalry, etc.

For pay of four assistant instructors of cavalry, artillery, and infantry tactics, commanding companies, in addition to pay as second lieutenants, two thousand four hundred dollars; and hereafter no graduate of the Military Academy shall be assigned or detailed to serve at said academy as a professor, instructor, or assistant to either within four years after his graduation. Assistant instructors of cavalry. Graduate of Academy assigned to duty as professor, etc., only after four years from date of graduation.

For pay of adjutant, in addition to pay as first lieutenant, three hundred dollars: *Provided*, That the sum paid to said officer shall not exceed one thousand eight hundred dollars per annum. Pay of adjutant. *Proviso.*

For pay of one master of the sword, one thousand five hundred dollars. Master of sword.

For pay of cadets, one hundred and fifty thousand dollars; and no cadet shall receive more than at the rate of five hundred and forty dollars a year. And the Secretary of War is hereby authorized to detail a commissary-sergeant to act as assistant to the commissary of cadets. Pay of cadets.

For pay of the teacher of music, one thousand and eighty dollars. Teacher of music.

For pay of the Military Academy band, nine thousand two hundred and forty dollars; which shall be in full for the pay of the said band for the year ending June thirtieth, eighteen hundred and eighty-three, any law to the contrary notwithstanding. Pay of band.

For additional pay of professors and to officers (on increased rank) for length of service, ten thousand three hundred and twelve dollars and fifty cents. Longevity pay.

For current expenses, as follows: Current expenses.

For repairs and improvements, timber, plank, boards, joists, wall-