the twenty-fourth day of June last, by virtue of the act of Congress of the fifteenth of May, one thousand eight hundred and twenty, imposing a new tonnage duty on French ships or vessels.

Upon ratification of second separate article of the convention, the extra duties to be levied only on the excess of value of imports over that of exports.

Sec. 6. *And be it further enacted*, That, if the second separate article of the said convention, concluded on the twenty-fourth of June last, should be ratified by both the contracting parties thereto, and the ratifications thereof should be exchanged, on or before the twenty-third day of June next, then, from and after the expiration of two months, subsequent to the said exchange of ratifications, and during the continuance in force of the said separate article, the extra duties specified in the second section of this act shall be levied only upon the excess of value of the merchandise imported into the United States in any French vessel, over the value of the merchandise exported from the United States in the same vessel, upon the same voyage; so that, if the value of the articles exported shall equal or exceed that of the articles imported in the same vessel, (not including articles imported for transit or re-exportation,) no such extra duties shall be levied: and if the articles exported are less in value than those imported, the extra duties shall be levied only upon the amount of difference of their value.

Acts incompatible with the convention repealed.

Sec. 7. *And be it further enacted*, That all acts, or parts of acts, of Congress, incompatible with the execution of each and every article of the said convention, concluded on the twenty-fourth of June last, and of its ratified separate article, be, and the same are hereby, repealed.

Approved, March 3, 1823.

Statute II.

March 3, 1823.

[Obsolete.]

Chap. XXVI.—*An Act making appropriations for the military service of the United States, for the year one thousand eight hundred and twenty-three.*

Specific appropriations for the military service for 1823.

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, respectively, appropriated for the military service of the United States, for the year one thousand eight hundred and twenty-three, to wit:

For the pay of the army, and subsistence of the officers, nine hundred and eighty-eight thousand nine hundred and seven dollars and seventy-five cents.

For subsistence, two hundred and seventy-six thousand one hundred dollars.

For forage for officers, thirty-five thousand five hundred and twenty dollars.

For the medical and hospital department, fifteen thousand six hundred and thirty-eight dollars.

For the purchasing department, one hundred and thirty-six thousand three hundred and fifty-one dollars.

For the quartermaster general's department, two hundred and ninety-seven thousand one hundred and forty-eight dollars.

For the contingencies of the army, ten thousand dollars.

For quartermaster's supplies, transportation, mathematical instruments, books, and stationery, for the military academy, twelve thousand dollars.

For the pensions to the invalids, to the commutation pensioners, and to the widows and orphans, three hundred and thirty-five thousand dollars.

For pensions to the revolutionary pensioners of the United States, one million five hundred and thirty-eight thousand eight hundred and fifteen dollars.

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For the national armories, three hundred and sixty thousand dollars.

For the current expenses of the ordnance, forty-eight thousand dollars.

For arsenals, thirty-three thousand four hundred dollars.

For arrearages in the War Department, prior to the first of July, one thousand eight hundred and seventeen, thirty-five thousand dollars.

For the payment of the balance of the expenses of the militia court martial in the state of New York, of which brigadier general Gerard Steddiford was president, including the sum of one thousand eight hundred and eighty-eight dollars eighty-nine cents, to make up the deficiency in the sum appropriated last year for the payment of brigadier general Beckman, M. Van Bueren [Buren,] a member of said court, one thousand six hundred and twenty-six dollars and eighty-nine cents.

For the annuity to the Creek Indians, under the treaty of the eighth of January, one thousand eight hundred and twenty-one, with that tribe, five thousand dollars.

For the employment of teams, and for extra pay and rations to soldiers to be employed for the completion of the military road from Plattsburg to Sackett's Harbour, three thousand five hundred dollars.

For compensation to Captain Terry Runnels, due him for the transportation of baggage in the late Seminole war, forty-eight dollars.

To be paid from the Treasury.

SEC. 2. *And be it further enacted*, That the several sums hereby appropriated shall be paid out of any money in the treasury not otherwise appropriated: *Provided, however*, That no money appropriated by this act shall be paid to any person, for his compensation, who is in arrears to the United States, until such person shall have accounted for, and paid into the treasury, all sums for which he may be liable: *Provided, further*, That nothing in this section contained shall extend to balances arising solely from the depreciation of treasury notes, received by such person, to be expended in the public service; but in all cases where the pay or salary of any person is withheld, in pursuance of this act, it shall be the duty of the accounting officer, if demanded by the party, his agent, or attorney, to report forthwith to the agent of the Treasury Department the balance due; and it shall be the duty of the said agent, within sixty days thereafter, to order suit to be commenced against such delinquent and his sureties.

Proviso.

Proviso.

APPROVED, March 3, 1823.

STATUTE II.

March 3, 1823.

[Obsolete.]

CHAP. XXVII.—*An Act making further appropriations for the military service of the United States, for the year one thousand eight hundred and twenty-three, and for other purposes.*

Further appropriations for the military service.

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, to wit:

For pay allowed by law to the superintendent of Indian affairs at St. Louis, and the several Indian agents, twenty-six thousand five hundred dollars.

For pay allowed by law to sub-agents, eleven thousand dollars.

For presents to Indians, as authorized by the law of one thousand eight hundred and two, fifteen thousand dollars.

Act of March 30, 1802, ch. 13, sec. 13.

For contingent expenses of the Indian Department, ninety thousand dollars.

To enable the President of the United States to take such measures as may be necessary to purchase the right, title, and interest, which cer-