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[CHAPTER 431.]

AN ACT

To amend the laws relating to proctors' and marshals' fees and bonds and stipulations in suits in admiralty.

August 3, 1935.
[H. R. 29.]
[Public, No. 232.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 824 of the Revised Statutes (U. S. C., title 28, sec. 572) is amended by adding after the first paragraph of such section the following new paragraph:

Judicial Code, amendments.
U. S. C., p. 1290.

"On appeals in admiralty, where the amount involved is not over $1,000 a proctor's docket fee of $20; where the amount involved is from $1,000 to $5,000 a proctor's docket fee of $50; where the amount involved is over $5,000 a proctor's docket fee of $100. On such appeals cost of brief of successful party to be taxed, where amount involved is not over $1,000 at not exceeding $25; where amount involved is between $1,000 and $5,000 at not exceeding $50; where amount involved is over $5,000 at not exceeding $75."

Appeals in admiralty, proctor's docket fees.

SEC. 2. Section 829 of the Revised Statutes, as amended (U. S. C., title 28, sec. 574; Supp. VII, title 28, sec. 574), is amended by striking out of such section the paragraph which reads as follows:

U. S. C., p. 1290.

"When the debt or claim in admiralty is settled by the parties without a sale of the property, the marshal shall be entitled to a commission of 1 per centum on the first $500 of the claim or decree, and one-half of 1 per centum on the excess of any sum thereof over $500: *Provided*, That when the value of the property is less than the claim such commission shall be allowed only on the appraised value thereof." and inserting in lieu thereof the following:

Marshal's commission, provision repealed.

"In all cases in which the vessel or other property is sold by a public auctioneer or by some party other than the marshal or his deputy, the fee herein authorized to be paid to the marshal shall be reduced by the amount paid to said auctioneer or other party."

Marshal's fee reduced when sale by third party.

SEC. 3. Section 941 of the Revised Statutes, as amended (U. S. C., title 28, sec. 754), is amended by striking out the period at the end thereof and inserting in lieu thereof a colon and the following: "*Provided*, That the parties may stipulate the amount of the bond or stipulation for the release of a vessel or other property on libel in admiralty to be not more than the amount claimed in the libel, with interest, plus an allowance for libellant's costs: *Provided further*, That in the event of the inability or refusal of the parties to so stipulate the amount of the bond, the court shall fix the amount thereof, but if not so fixed then a bond shall be required in the amount hereinbefore prescribed in this section."

U. S. C., p. 1307.
Delivery bond in admiralty proceedings.

Provisos.
Amount of bond, etc.

Failure to stipulate.

Approved, August 3, 1935.

[CHAPTER 432.]

AN ACT

To amend the Act approved May 14, 1930, entitled "An Act to reorganize the administration of Federal prisons; to authorize the Attorney General to contract for the care of United States prisoners; to establish Federal jails; and for other purposes."

August 3, 1935.
[H. R. 3430.]
[Public, No. 233.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 9 of the Act approved May 14, 1930, chapter 274 (U. S. C., title 18, sec. 753h), be, and the same is hereby, amended to read as follows:

Prisons and prisoners.
Vol. 46, p. 327; U. S. C., p. 785.

"SEC. 9. Any person committed to the custody of the Attorney General or his authorized representative, or who is confined in any penal or correctional institution pursuant to the direction of the Attorney General, or who is in custody by virtue of any process

Escapes or attempts to escape; penalties.