

for the person or persons authorized, as aforesaid, to hold such person in custody, and to take him or her to the territories of such foreign government, pursuant to such treaty; and if the person so accused shall escape out of any custody to which he or she shall be committed, or to which he or she shall be delivered, as aforesaid, it shall be lawful to retake such person in the same manner as any person accused of any crime against the laws in force in that part of the United States to which he or she shall so escape may be retaken, on an escape.

SEC. 4. *And be it further enacted*, That when any person who shall have been committed under this act, or any such treaty, as aforesaid, to remain until delivered up in pursuance of a requisition, as aforesaid, shall not be delivered up pursuant thereto, and conveyed out of the United States within two calendar months after such commitment, over and above the time actually required to convey the prisoner from the gaol to which he or she may have been committed, by the readiest way, out of the United States, it shall, in every such case, be lawful for any judge of the United States, or of any State, upon application made to him by or on behalf of the person so committed, and upon proof made to him that reasonable notice of the intention to make such application has been given to the Secretary of State, to order the person so committed to be discharged out of custody, unless sufficient cause shall be shown to such judge why such discharge ought not to be ordered.

SEC. 5. *And be it further enacted*, That this act shall continue in force during the existence of any treaty of extradition with any foreign government, and no longer.

SEC. 6. *And be it further enacted*, That it shall be lawful for the courts of the United States, or any of them, to authorize any person or persons to act as a commissioner or commissioners, under the provisions of this act; and the doings of such person or persons so authorized, in pursuance of any of the provisions aforesaid, shall be good and available to all intents and purposes whatever.

APPROVED, August 12, 1848.

such person or persons as may be authorized by such foreign government to receive them, &c.

Cases of escape provided for.

When any person or persons committed under this act, &c., shall not be delivered up and conveyed out of the United States within two months after such commitments, any judge of the United States or State courts may discharge him or them from custody, unless, &c.

This act to continue in force during the existence of any treaty of extradition, &c., and no longer.

Courts of the United States may authorize persons to act as commissioners under this act, &c.

CHAP. CLXVIII. — *An Act concerning the Pay Department of the Army.*

Aug. 12, 1848.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Paymaster-General be, and he is hereby, authorized to allow any of the paymasters of the army, who shall have been employed in the payment of volunteers, during the late war with Mexico, such a commission, not exceeding one half of one per centum on all sums disbursed by them as aforesaid, as he shall deem a reasonable compensation for the risk and labor attending such service: *Provided*, That the said commission to any one paymaster shall not exceed one thousand dollars per annum, from the commencement to the close of the war.

Certain paymasters to be allowed a commission on the sums disbursed by them.

Not to exceed \$1000.

SEC. 2. *And be it further enacted*, That the said Paymaster-General may, in his discretion, allow to any paymaster's clerk, in lieu of the pay now allowed by law, an annual salary of seven hundred dollars.

Paymasters' clerks may be allowed an annual salary of \$700 in lieu of pay now received.

APPROVED, August 12, 1848.

CHAP. CLXIX. — *An Act in Relation to the Terms of the Circuit and District Courts of the United States in and for the District of New Jersey.*

Aug. 12, 1848.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Circuit Court of the United States for the district of New Jersey shall hereafter be held on the fourth Tuesdays of March and September, instead

Times of holding the Circuit and District Courts for district