

as "Punta de Quintin," or "Point San Quintin," lying east of the north and south line, dividing sections number three and ten from number two and eleven in township number one north range number six west, of Mount Diablo meridian, embracing portions numbers eleven, twelve, thirteen, and fourteen of the said township number one, north range number six west, upon which the State prison of the State of California is now located, not exceeding in quantity four hundred and fifty acres, be, and the same is hereby, ceded, granted, and confirmed to the said State of California, without prejudice to the rights or claims of any other parties.

Lands granted to California for state prison purposes.

APPROVED, June 25, 1864.

CHAP. CLXII. — *An Act to carry into Effect a Treaty between the United States and her Britannic Majesty for the final Settlement of the Claims of the Hudson's Bay and Puget's Sound Agricultural Companies.*

June 27, 1864.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States, by and with the advice and consent of the Senate, shall appoint a commissioner, whose duty it shall be, conjointly with the commissioner appointed by her Britannic Majesty's government, to investigate, adjust, and determine the claims of the Hudson's Bay Company and of the Puget's Sound Agricultural Company against the government of the United States, pursuant to the terms of a treaty signed at Washington on the first day of July, eighteen hundred and sixty-three; and the commissioner shall be authorized to appoint a clerk, with a compensation at the rate of eight dollars a day.

Commissioner to investigate claims of Hudson's Bay. &c., Company,

Post, p. 651.

Clerk.

SEC. 2. *And be it further enacted,* That the compensation of the commissioner shall be five thousand dollars in full for his services and personal expenses. And the sums necessary to pay the compensation aforesaid, the share of contingent expenses of the commission on the part of the United States, and of the compensation of the umpire, chosen under the convention, are hereby appropriated out of any money in the treasury not otherwise appropriated.

Pay of commissioner and umpire.

Contingent expenses.

SEC. 3. *And be it further enacted,* That the commissioner on the part of the United States, in conjunction with the commissioner on the part of Great Britain, is hereby authorized to make all needful rules and regulations for conducting the business of the commission; such rules and regulations not contravening the Constitution of the United States, the provisions of this act, or the stipulations of the treaty.

Rules, &c., for doing the business of the commission.

SEC. 4. *And be it further enacted,* That the Secretary of State is hereby authorized and required to transmit to the said commission such papers or records relating to the business of the commission as he may deem proper, or as may be called for by the commissioner; and at the close of the commission, and of the duties of the umpire, all the records, documents, and all other papers which may have been presented on behalf of the United States, shall be returned to the Department of State.

Secretary of State to transmit papers.

APPROVED, June 27, 1864.

CHAP. CLXIII. — *An Act in Relation to the Fees and Emoluments of the Marshal, Attorney, and Clerk of the Supreme Court of the District of Columbia, and for other Purposes.*

June 27, 1864.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the fees of the clerk of the supreme court of the District of Columbia, except so far as hereinafter specifically provided, and of the United States attorney and the marshal of said district, except so far as hereinafter provided, shall be the same as the fees respectively allowed to clerks of the district and circuit courts, attorneys, solicitors, and proctors, and marshals, by the act

Fees of clerk of supreme court, D. C., and of attorney and marshal.

- 1853, ch. 80.
Vol. x. p. 161.
- Limit to pay of clerk.
- Returns of clerk.
- Maximum compensation of attorneys and marshals.
- Proviso.
- 1863, ch. 76, §§ 11, 12.
Vol. xii. p. 741.
- Plaintiff to deposit fees with clerk.
- Poor persons need not make deposit.
- Fees of clerk and marshal.
- In United States cases.
- Marriage license and certificate.
- Warrants, writs, &c.
- Certain existing laws not affected hereby.
- 1864, ch. 85.
Ante, p. 74.
- 1864, ch. 16.
Ante, p. 12.
- approved February twenty-six, eighteen hundred and fifty-three, entitled, "An Act to regulate the fees and costs to be allowed clerks, marshals, and attorneys of the circuit and district courts of the United States, and for other purposes:" *Provided*, That the clerk of said supreme court shall not be allowed by the Secretary of the Interior to retain of the fees and emoluments of his said office, for his own personal compensation, over and above his necessary office expenses, the necessary clerk-hire included, to be audited and allowed by the accounting officers of the treasury, subject to an appeal to the Secretary of the Interior, more than the sum of four thousand dollars per annum; and in making out his semi-annual returns, required by the third section of said act, said clerk shall embrace his fees and emoluments of every name and character for any service required of him by law.
- SEC. 2. *And be it further enacted*, That no marshal nor district attorney of the United States shall, by reason of the discharge of the duties of his office, now or hereafter required of him by law, or in any case in which the United States will be bound by the judgment which may be rendered in the same, be allowed to retain out of the fees, charges, and emoluments therefor, whether prescribed by statute or allowed by a court or any judge thereof, a greater maximum compensation than that fixed by the act aforesaid; but all such fees and emoluments, of every name and character, shall be included in the semi-annual returns required of marshals and attorneys by the third section of the act aforesaid: *Provided*, That nothing in this act contained shall apply to the provisions of sections eleven and twelve of the "Act to prevent and punish frauds upon the revenue, approved March third, eighteen hundred and sixty-three."
- SEC. 3. *And be it further enacted*, That, at the commencement of every suit in the supreme court of the District of Columbia, the plaintiff shall deposit at least eight dollars with the clerk, to be appropriated towards the costs of the suit; and if the plaintiff recover against the defendant a judgment with costs, and said costs do not amount to eight dollars, the overplus shall be paid back to the plaintiff by the clerk: *Provided*, That suits may be prosecuted in said court by poor persons without making the deposit herein prescribed, upon the order of the court, or of one of the justices thereof.
- SEC. 4. *And be it further enacted*, That the following fees, and no other, shall be allowed to the clerk of said court, and the marshal of said district, for the services following:—
- For all services rendered by said clerk to the United States, in cases in which the said United States is a party of record, five dollars.
- For each marriage license issued by him, one dollar.
- For each certificate of official character, including the seal, fifty cents.
- For service of any warrant, attachment, summons, capias, or other writ, (except execution, venire, or a summons or subpoena for a witness,) one dollar for each person on whom such service may be made.
- SEC. 5. *And be it further enacted*, That nothing in this act shall be so construed as to repeal or modify any of the provisions of an act, entitled "An act concerning the disposition of convicts in the courts of the United States for subsisting persons confined in jails, charged with violating the laws of the United States, and for diminishing the expenses in relation thereto," approved May twelfth, eighteen hundred and sixty-four, or of "An act to authorize the appointment of a warden of the jail in the District of Columbia," approved February twenty-ninth, eighteen hundred and sixty-four; but the duties of said warden, and of the marshal of the United States for said District, in regard to the said jail and the prisoners committed thereto or confined therein, shall remain the same as if this act had not been passed.

APPROVED, June 27, 1864.