

SEC. 5. That the Secretary of the Treasury shall fix a reasonable rate of extra compensation for night services of inspectors, storekeepers, weighers, and other customs officers and employees in connection with the lading or unlading of cargo at night, or the lading at night of cargo or merchandise for transportation in bond or for exportation in bond, or for the exportation with benefit of drawback, but such rate of compensation shall not exceed an amount equal to double the rate of compensation allowed to each such officer or employee for like services rendered by day, the said extra compensation to be paid by the master, owner, agent, or consignee of such vessel or other conveyance, whenever such special license or permit for immediate lading or unlading or for lading or unlading at night or on Sundays or holidays shall be granted, to the collector of customs, who shall pay the same to the several customs officers and employees entitled thereto according to the rates fixed therefor by the Secretary of the Treasury. Customs officers acting as boarding officers, and any customs officer who may be designated for that purpose by the collector of customs, are hereby authorized to administer the oath or affirmation herein provided for, and such boarding officers shall be allowed extra compensation for services in boarding vessels at night or on Sundays or holidays—at the rate prescribed by the Secretary of the Treasury as herein provided, the said extra compensation to be paid by the master, owner, agent, or consignee of such vessels.

SEC. 6. That section twenty-eight hundred and seventy-one of the Revised Statutes, the Act approved June thirtieth, nineteen hundred and six, entitled "An Act to amend section twenty-eight hundred and seventy-one of the Revised Statutes," and section one of the Act approved June fifth, eighteen hundred and ninety-four, entitled "An Act to facilitate the entry of steamships," and all Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved, February 13, 1911.

Inspectors, etc.  
Extra pay for night service.

Payment to collector by master, etc.

Rates to employees.  
Boarding officers, etc., may administer oaths.

Payment for services at night, etc.

Laws repealed.  
R. S. sec. 2871, p. 556.  
Vol. 34, p. 633. Vol. 28, p. 85.

CHAP. 47.—An Act To diminish the expense of proceedings on appeal and writ of error or of certiorari.

February 13, 1911.  
[S. 6386.]

[Public, No. 351.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in any cause or proceeding wherein the final judgment or decree is sought to be reviewed on appeal to, or by writ of error from, a United States circuit court of appeals the appellant or plaintiff in error shall cause to be printed under such rules as the lower court shall prescribe, and shall file in the office of the clerk of such circuit court of appeals at least twenty days before the case is called for argument therein, at least twenty-five printed transcripts of the record of the lower court, and of such part or abstract of the proofs as the rules of such circuit court of appeals may require, and in such form as the Supreme Court of the United States shall by rule prescribe, one of which printed transcripts shall be certified under the hand of the clerk of the lower court and under the seal thereof, and shall furnish three copies of such printed transcript to the adverse party at least twenty days before such argument: *Provided,* That either the court below or the circuit court of appeals may order any original document or other evidence to be sent up in addition to the printed copies of the record or in lieu of printed copies of a part thereof; and no written or typewritten transcript of the record shall be required.

United States courts.  
Appeal, etc., to circuit courts of appeals.

Printed transcript of record to be filed.

*Proviso.*  
Original documents.

No written transcript required.

Appeals, etc., to Supreme Court.  
Use of printed record in court below as part of transcript.

SEC. 2. That in any cause or proceeding wherein the final judgment or decree is sought to be reviewed on appeal to or by writ of error or of certiorari from the Supreme Court of the United States, in which the record has been printed and used upon the hearing in the court

below and which substantially conforms to the printed record in said Supreme Court, if there have been at the time of filing the record in the court below twenty-five copies of said printed record, in addition to those provided in the preceding section, lodged with the clerk of the court below, one copy thereof shall be used by the clerk of the court below in the preparation and as a part of the transcript of the record of the court below; and no fee shall be allowed the clerk of the court below in the preparation of the transcript for such part thereof as is included in said printed record so lodged with him. And the clerk of the court below in transmitting the transcript of record to the Supreme Court of the United States for review shall at the same time transmit the remaining uncertified copies of the printed record so lodged with him, which shall be used in the preparation and as a part of the printed record in the Supreme Court of the United States, and the clerk's fee for preparing the record for the printer, indexing the same, supervising the printing and binding and distributing the copies shall be at such rate per folio thereof, exclusive of the printed record so furnished by the clerk of the court below, as the Supreme Court of the United States may from time to time by rule prescribe; and no written or typewritten transcript of so much of the record as shall have been printed as herein provided shall be required.

Approved, February 13, 1911.

Use of uncertified copies of record.

Clerk's fee.

No written transcript of printed record required.

February 13, 1911.  
[S. 6693.]

[Public, No. 352.]

**CHAP. 48.**—An Act To amend an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Sauk Rapids, Benton County, Minnesota," approved February twenty-sixth, nineteen hundred and four.

Mississippi River.  
Dam across at Sauk  
Rapids, Minn.  
Vol. 33, p. 53,  
amended.  
Post, p. 931.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section three of an Act entitled "An Act permitting the building of a dam across the Mississippi River at or near the village of Sauk Rapids, Benton County, Minnesota," approved February twenty-sixth, nineteen hundred and four, be, and the same is hereby, amended so as to read as follows:

Time extended for construction.  
Vol. 34, p. 1058.

"SEC. 3. That this Act shall be null and void unless the construction of the dam herein authorized be commenced on or before the first day of July, anno Domini nineteen hundred and ten, and completed within two years from that date."

Approved, February 13, 1911.

February 13, 1911.  
[S. 6842.]

[Public, No. 353.]

**CHAP. 49.**—An Act To authorize the Secretary of the Interior to withdraw public notices issued under section four of the reclamation Act, and for other purposes.

Reclamation act.  
Withdrawal of public notices of charges, etc., permitted.  
Vol. 32, p. 339.  
Authority of Secretary of Interior.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior may, in his discretion, withdraw any public notice heretofore issued under section four of the reclamation Act of June seventeenth, nineteen hundred and two, and he may agree to such modification of water-right applications heretofore duly filed or contracts with water users' associations and others, entered into prior to the passage of this Act, as he may deem advisable, or he may consent to the abrogation of such water-right applications and contracts, and proceed in all respects as if no such notice had been given.

Approved, February 13, 1911.