

twelve months, or by both fine and imprisonment, at the discretion of the court. The provisions of this sub-section are hereby made applicable to cases where the person or persons employed as aforesaid, and committing or doing any of the acts prohibited, and made punishable in this sub-section as aforesaid, are or may be part owner or part owners of such cargo, or may be in any manner interested therein; such person or persons being hereby made punishable, if committing or doing any of the acts prohibited and made punishable herein in the same manner as if such person or persons had no part ownership or interest in said cargo, or any part thereof.

To whom applicable.

SUB SEC. B. In all prosecutions under the foregoing sub-section, when any money or moneys has been received by such person or persons employed as described in above sub-section, in consideration of such cargo, and there has been such a neglect or failure as is described in the preceding section of this act, to pay over to the owner or owners, or part owners, of such cargo, the moneys so received or the due and proper portion thereof due, and owing to such owner or owners, or part owner or part owners, it shall not be necessary in any indictment for offenses created by said sub-section A, to describe the particular kind or denomination of such money or moneys so received and so neglected or refused to be paid over, but it shall be sufficient to allege in the indictment, and to prove on the trial of the same, the amount of the money or moneys so received, and so neglected or refused to be paid over as the lawful money of the United States.

Failure to pay.

Not necessary.

Sufficient.

Approved April 8, 1884.