

C H A P. XXI.

regularly discharged; and if a field or commissioned officer, shall be compelled to serve as a private in such company of militia as the commanding officer shall direct, double the time for which such officer was at first ordered out; and shall be disqualified to vote for representatives in assembly, or hold any office of profit or trust for seven years next after such desertion.

Officers refusing to march, &c. to do duty as privates.

VIII. And be it enacted, That if any officer of the militia, after receiving marching orders, if not prevented as aforesaid, shall refuse to march, or shall resign his commission, such officer shall be obliged to march and do duty as a private in the class with which he was ordered to march, for the whole time for which such class is ordered on duty.

Or resigning, &c. to be considered as such.

IX. Be it enacted, That if any officer, not under marching orders, has resigned or shall resign his commission, or be deprived thereof by proper authority, he shall be considered as a private, and draw for his class in such company as the lieutenant of the county shall direct.

Persons harbouring deserters to be fined, &c.

X. And be it enacted, That if any person or persons shall conceal or harbour any deserter from the militia, knowing him to be such, he, she, or they, so offending, shall be fined not exceeding fifty pounds current money.

Militia men disobeying orders to serve, &c.

XI. Be it enacted, That if any militia man shall disobey orders, he shall be compelled for every such offense to serve for such time in one of the classes on duty not exceeding two months, as a court martial shall adjudge, or be fined at the discretion of such court.

Carriages, &c. may be pressed.

XII. And be it enacted, That if carriages, teams and drivers, and vessels and hands for the conveyance or removal of any public stores of this state, or the United States, or any of them, cannot be procured for a reasonable hire, the governor and the council shall be empowered to press carriages, teams and drivers, and vessels and hands for such purposes.

Proviso.

XIII. Provided always, That no such carriages, teams or drivers, shall be detained more than three days, without consent of the owner.

XIV. And, Whereas doubts have arisen, whether the aforesaid act of assembly, entitled, An act to regulate the militia, by implication repeals so much of the act, entitled, An act to assess and impose an equal tax on all property within this state, as relates to the exemption of commissioners and assessors from militia duty, it is hereby declared, that the said commissioners and assessors shall be exempted from such duty, and all proceedings against commissioners and assessors for not serving in the militia shall be discontinued; and if the goods or chattels of any commissioner or assessor have been taken or distrained, such goods and chattels shall be restored and returned.

Delegates to congress, &c. exempted from duty.

XV. And be it enacted, That the delegates to congress, judges of the court of appeals, and the judge of the court of admiralty shall be exempt from all militia or military duty; and also members of the general assembly, and the clerks of the two houses, shall be exempt from militia or military duty out of the state.

Money for fines to be paid to the treasurer.

XVI. And be it enacted, That all monies received or recovered for any