

Case arms,
&c. are lost
or destroyed

Officer to
report to
sheriff.

Who shall
proceed as
under judg-
ment.

Neglect to
produce
arms, &c.
on parade,
deemed
proof of loss
&c.

Officers to
report an-
nually copy
of the lists
issued to
sheriffs.

Sheriff to
make dupli-
cate returns
Specifying.

Penalty for
neglect.

Proceedings
ordered.

SEC. 20. *And be it enacted,* That in case any arms or accoutrements, that belong to this state, shall be destroyed or lost, by the negligence of any member of a militia company to whom the same were delivered, it shall be the duty of the commanding officer of said company to certify and report such loss or destruction, and the value of the arms so lost or destroyed, to the sheriff of the county in which the person guilty of such negligence resides, and it shall be the duty of said sheriff to proceed forthwith to collect the sum of money, so certified to be the value aforesaid, from said delinquent, or to make the same out of his property, in the same manner that he would or might upon an execution issued to enforce a judgment debt—and the refusal or neglect to produce said arms and accoutrements, upon any company inspection day, or to exhibit the same at any other time, to the commanding officer of his company, by any uniformed or draughted militiaman, when thereto required by such officer, shall be taken and deemed as conclusive proof of the loss or destruction of such arms and accoutrements, and the certificate of such officer relative to such loss and destruction, shall be taken, and by all persons to whom such certificates or any of them shall be addressed, or who shall be called to act, or decide thereon.

SEC. 21. *And be it enacted,* That it shall be the duty of the commanding officer of each uniformed, and of each draughted company of the militia of this state, to make and transmit, by mail, to the adjutant-general, and also to the treasurer of the western shore, in the month of November, in every year that he shall command a company, a list of the certificates that he shall have delivered to any sheriff of this state; and it shall be the duty of each sheriff to make duplicate returns, under oath, annually, in the month of December, of all the money which he shall have collected from the militia of this state, as and for fines, forfeitures, and penalties; designating the persons from whom the same was received; to what company, battalion, squadron, or regiment they severally belonged; and the sums by them respectively paid, and for what offences, objects, or cause; and also to transmit one of said returns to the adjutant-general, by mail, and the other to the treasurer of the western shore; and in case any commanding officer of any uniformed or draughted company of militia, or the sheriff of any county, shall neglect or refuse to perform any duty imposed on him by this act, he shall be held answerable to the state in double damages, for any injury or loss occasioned by such neglect or refusal; and proceedings shall be instituted and prosecuted against such delinquent sheriff, in the name of the state, for the recovery of such damages, by order of the adjutant-general or governor, before any justice of the peace of the proper county or city, when