

to which such officer may have belonged, may appoint a fit and proper person as a brevet officer, and shall immediately thereafter notify the governor of the same, and such brevet officer shall have and exercise all the powers incident to his office, in as full and ample a manner as if he was commissioned, until he shall be superseded by a commissioned officer; provided, that the removal of any such officer residing in any city or town, or precincts thereof, to any part of the said town or city, or precincts thereof, shall in no wise be considered as the resignation of such officer.

C H A P.  
CXXVIII.

XXVII. AND BE IT ENACTED, That the militia of Allegany county shall be exempt from the regimental meeting by this act appointed and directed, and the company Selby's Port, and that also at the Green Glades, shall not, from their dispersed situation, be required to attend any battalion meeting, but, instead thereof, they shall be compelled to meet in companies; and further, as a relief to them, the commanding officer of the battalion to which they may be attached, shall have power, in his discretion, to appoint some commissioned or noncommissioned officer, to call together and exercise such portions of either of the aforesaid companies, as he, from their remote situation, may consider too distant to attend the eight company meetings by this act before directed, and they shall be subject to the same fines for not appearing at said meetings as they would be for not attending the company meetings.

Militia of Allegany exempt, &c.

XXVIII. AND, whereas the remote and detached situation of that part of militia of Queen-Anne's county who reside on Kent Island, renders it impracticable for them to meet in battalion or regiment off the said island; therefore, BE IT ENACTED, That the militia residing on Kent Island shall not be compelled to meet in battalion or regiment, but that the companies composing the militia on said island shall nevertheless be subject to be called together to exercise twice a year on said island, exclusive of company meetings, at such times and such places the commanding officer of the battalion to which they belong shall direct, and shall be subject to the same fines for not appearing at said meetings as others are for not meeting in battalion or regiment, any thing in this act to the contrary notwithstanding.

Militia on Kent Island not compelled to meet, &c.

XXIX. AND BE IT ENACTED, That the two troops of cavalry and one company of artillery, by this act directed to be attached to each brigade, shall be formed at such places, and in such manner, as the commanding officer of each brigade shall direct; and it shall and is hereby declared to be lawful for any person belonging to any company of infantry to withdraw from the same, and to join any troop of horse or company of artillery within his brigade willing to enrol him; and the said troops of cavalry and company of artillery shall meet, for the purpose of being disciplined and exercised, at least ten times between the month of March and the month of December in each and every year, under the same fines and forfeitures that are imposed on persons composing infantry companies neglecting to attend their company meetings; and the commanding officer of each brigade may direct the troops of horse therein, or either of them, to attend the meeting of any regiment within his brigade.

Cavalry, &c. where and how to be formed, &c.

XXX. AND BE IT ENACTED, That when the whole, or any part of the militia of this state, shall be ordered into actual service, they shall be subject to the rules and regulations of the articles of war, and be entitled to the same pay and rations as troops in the service of the United States are entitled to receive.

Militia to be subject to the rules, &c.

XXXI. AND BE IT ENACTED, That the company now commanded by captain Charles Jones, on Dames' Quarter, in Somerset county, and the company commanded by captain Thomas Brent, near Hancock-town, in Washington county, shall be exempt from meeting in regiment or battalion, but shall meet as often, in addition to the time prescribed this law for the meetings of companies, as the regiment or battalion to which they belong are directed to meet.

Company in Somerset, &c. exempt, &c.

XXXII. AND BE IT ENACTED, That the persons liable to do militia duty under this act residing on the island south of Hooper's Straits, in Somerset and Dorchester counties, and Asseteague Island, in Worcester county, shall be exempt from meeting in regiment, battalion or company, on the main, but shall be liable to be called together for exercise under a noncommissioned officer, to be appointed by the captains of the companies to which they belong, and at such times as they may direct.

Other persons exempt, &c.

XXXIII. AND BE IT ENACTED, That if any youth of twelve years, and not exceeding the age of eighteen years, shall, with the consent and approbation of his parent or parents, attach himself to any company of militia for the purpose of learning to beat the drum, play on the fife, blow on the bugle-horn or trumpet, provided the number shall not exceed one person for the drum and one for the fife, or one for the bugle-horn, in each company, and one for the trumpet in each troop of horse, every such person or persons shall be put under the instruction of the drum and fife-major, the

Certain youths to be put under the drum-major, &c.