

Dec. Sec 1817

ing the same to be public, or shall injure or destroy such arms or accoutrements, or use the same for any other than military purposes, or shall carry or convey them out of the limits of said brigades, except when on duty, such person shall, for every such offence, forfeit and pay ten dollars; and if such arms or accoutrements shall by any of the means aforesaid be rendered useless or become lost, such person shall also forfeit and pay the full value thereof as fixed by the state for arms and accoutrements lost; and such forfeitures shall be recovered at the instance of any commissioned officer of the brigade to which he belongs, and paid to the paymaster of his regiment or extra battalion; the aforesaid value to be accounted for to the corps, when ascertained, to which such arms or accoutrements belonged, for the purpose of replacing them.

May be demanded by any officer.

66. *And be it enacted*, That whenever any of the public arms or accoutrements shall, within the limits of said brigades, be found in the possession of any person, (except as authorised by this act) the same may be demanded by any commissioned officer, and if refused to be delivered up, on proof of such demand and refusal before any justice of the peace, such justice shall, at the instance of such officer, by warrant in the name of the state, cause the person to be brought before him, and examine into the facts; and upon its appearing to such justice that the arms or accoutrements, so claimed, belong to the state, he shall order them to be delivered to such officer, and the person holding them to pay costs, and may, if necessary, commit such person to prison, until such order be complied with; if he shall decide otherwise, such officer shall pay costs, which shall be reimbursed out of the fines of the regiment, or extra battalion, to which he is attached, and the arms or accoutrements so recovered shall be held by such regiment, or extra battalion, to be delivered over to the corps, when ascertained to which they belong.

System of discipline to be observed.

67. *And be it enacted*, That the system of tactics, training and discipline, adopted, or which may hereafter be adopted by congress, for the United States army, shall be used and observed throughout the said brigades; and if any officer shall neglect or refuse to use, practice and enforce such system, in part of the disciplining and training the militia under his command, he shall be deemed guilty of disobedience of orders, and proceeded against as the case may require.

Judge advocate may be appointed

68. *And be it enacted*, That the officer appointing any court martial under this act, may, if he deem it necessary, appoint a judge advocate to such court, who shall have and exercise the powers and duties incident to such appointment.

Fines, how to be recovered.

69. *And be it enacted*, That all fines imposed by this act, or arising from any of its provisions, or from the by-laws of any company, made in pursuance of the same, shall be recovered in the name of the state, in the like manner, and before the same persons, as small debts are by law recovered, and when collected shall be paid over to the persons by this act authorised to receive the same, and the copy of the sentence of any court martial imposing fines, certified by the president of such court, shall be conclusive evidence that the fines therein stated, have been incurred.

Cavalry subject to the penalties of this act.

70. *And be it enacted*, That the several provisions of this act for enforcing attendance at parades, obedience to orders, or requisitions of the

tions of the arms, and the or others, the forcing of p shall prevail brigade, in t fines incurred under the di company to over to suc shall appoin to the paym poses, under

71. *And b* Baltimore, d manded by mates of ve be and here pany, to be enforce by-J tendance of of meeting arms, guns, *Provided*, th belonging t duty, shall pany shall called into the officer o the third b the constitu said presid for actual s

72. *And* number of p tion, or any time to tim cancies ma ed to any p

73. *And* or commen the execut ants may p matter in e

74. *And* militia laws o ent with, in the limi the militia actual serv lation and

75. *And* construed the third a