

may be rendered necessary by the requisitions of this act, or by some other unavoidable circumstances. It shall be the duty of the commanding officer at every muster, whether by battalion, regiment or single company, to cause the militia to be exercised and trained agreeably to the said rules of discipline. And be it further enacted, That all commissioned officers shall take rank according to the date of their commissions; and when two of the same grade bear an equal date, then their rank to be determined by lot, to be drawn by them before the commanding officer of the brigade, regiment, battalion, company or detachment. And be it further enacted, That if any person, whether officer or soldier, belonging to the militia of any state, and called out into the service of the United States, be wounded or disabled while in actual service, he shall be taken care of and provided for at the public expence. And be it further enacted, That it shall be the duty of the brigade inspector to attend the regimental and battalion meetings of the militia composing their several brigades, during the time of their being under arms, to inspect their arms, ammunition and accoutrements, superintend their exercise and manœuvres, and introduce the system of military discipline before described throughout the brigade, agreeable to law and such orders as they shall, from time to time, receive from the commander in chief of the state; to make returns to the adjutant-general of the state, at least once in every year, of the militia of the brigade to which he belongs, reporting therein the actual situation of the arms, accoutrements and ammunition, of the several corps, and every other thing which, in his judgment, may relate to their government and the general advancement of good order and military discipline; and the adjutant-general shall make a return of all the militia of the state to the commander in chief of the said state, and a duplicate of the same to the president of the United States. And, whereas sundry corps of artillery, cavalry and infantry, now exist in several of the said states, which, by the laws, customs, or usages thereof, have not been incorporated with or subject to the general regulations of the militia, Be it further enacted, That such corps retain their accustomed privileges, subject, nevertheless, to all other duties required by this act, in like manner with the other militia." Wherefore, and to carry the said act into effect,

C H A P.
LIII.

II. **Be it enacted, by the General Assembly of Maryland,** That fit and proper persons in each county of this state be appointed by the governor and council to make true and exact lists of the names of all able-bodied white male citizens between eighteen and forty-five years of age, (except as in the before recited act and as herein after excepted,) distinguishing in the said lists the quakers, menonists, tunkers, and persons conscientiously scrupulous of bearing arms, and the apprentices and their trade, and the name of the master to whom they are apprenticed, and cause the said lists to be completed on or before the tenth day of April next, and shall return the same to the commissioners of the tax of the several and respective counties of this state, on or before the said tenth day of April next.

Persons to be appointed to make lists, &c.

III. **And be it enacted,** That every person, so appointed to take the lists of names in the several counties aforesaid, shall be allowed for his trouble at the rate of two dollars and two thirds of a dollar for every hundred persons so listed, which sums shall be paid by the treasurer of the shire where they reside, and the governor and the council may, in their discretion, add to the sum to be allowed to the persons to be appointed in Allegany county, and diminish it in cases of appointments in Baltimore-town, as they may think just and necessary, so as to make the compensation equal to the service performed as nearly as may be.

Who shall be allowed, &c.

IV. **And be it enacted,** That if any free male white citizen, of the age of eighteen years and under the age of forty-five years, when called on by any of the persons so to be appointed by the governor and the council, shall not give in his name to be listed, if unknown to the person requiring it, he shall forfeit and pay the sum of ten dollars for every such offence.

Penalty on persons for not giving in their names, &c.

V. **And be it enacted,** That if any such person, of the age of eighteen years and upwards, when called on as aforesaid, shall not inform the person so to be appointed, that he is of the age of eighteen years and upwards, and if any such person,

And for not informing, &c.