

paymasters claiming and authorized to receive the same, and the court are hereby empowered and required, upon the verdict of such jury, to pass judgment, upon which there shall be no writ of error, superseas, injunction or appeal, and to award execution thereon as upon other cases of judgments in said courts; provided, that if at the expiration of five days after any person is imprisoned under this act, he shall satisfy two justices of the peace that he is unable to discharge the said fine, the said justices shall and they are hereby authorized to release the person so imprisoned, give a certificate thereof, under their hands and seals, to the sheriff, and such imprisonment and release shall be deemed and taken in full satisfaction of the fine and fees of imprisonment; and the sheriff shall be allowed twenty-five cents per day for every day such prisoner shall be in custody, and in case of a discharge as aforeaid, the said sheriff shall lay his account for the per diem allowance before the levy court of his county, who shall levy the same in the county levy. Ibid. § 20.

21. The paymasters shall pay over to the lieutenant-colonel, or commanders of extra battalions, all monies arising under this act by him received, within thirty days after receipt of the same, and in case of refusal or neglect, the lieutenant-colonels, or commanders of extra battalions, shall have the same remedy against him as he has against the sheriffs. Ibid. § 21.

22. The commanders of regiments and extra battalions shall apply so much of the money arising from fines to be recovered under this act towards the purchasing of colours, drums and fifes, and the payment of drummers and fifers at regimental, battalion and company meetings, established by this law, as will be sufficient to purchase and provide the same, and return an account thereof annually to the treasurer of the western or eastern shore; and the said commanders shall pay into the treasury of the respective shores such balances as may remain in their hands, after satisfying the purposes aforeaid. Ibid. § 22.

23. There shall be one complete company of infantry annexed to each regiment within this state, to be furnished with arms and accoutrements at the expence of the state so far as the state may now be in possession of them; the said companies shall consist of one captain, one lieutenant, one ensign, four serjeants, four corporals, one drummer, one fifer and sixty-four privates, and shall be composed of men between the ages of twenty-one and thirty years, (except the commissioned officers,) taken from the regiment to which said company shall be attached, and shall always be complete, either by volunteers, or draughts from the regiment; and the privates and non commissioned officers of the said company, as they shall respectively arrive at the age of thirty years, shall be dismissed from the company, and their vacancies filled by volunteers, or draughts from the regiment, in the same manner as the company is originally formed; and the persons so dismissed from the company shall deliver their arms and accoutrements in good order to the commanding officers of the company, and shall be subject to militia duty in the same manner as other citizens above the age of thirty years. Ibid. § 23.

24. It shall be the duty of every captain, or other commanding officer of a company, to make out a list in writing of all the privates and non-commissioned officers of his company on or before the first of April next, noting in the same the age of every person, and a copy thereof, when so made out, shall return to the lieutenant-colonel of his regiment; and it shall be the duty of the lieutenant colonel of each regiment, within twenty days after receiving the said lists, to make out a correct list of all the persons between the ages of eighteen and twenty one years, and between the ages of twenty one and thirty years, and the said lists, when so made out, shall keep in his possession, to be referred to whenever occasion may require; and the said lieutenant-colonel shall advertise immediately thereafter in eight different places in his district, requiring all persons belonging to his regiment between the ages of twenty-one and thirty years, to assemble at some convenient place, to be by him named, for the purpose of offering themselves as volunteers, or submitting to a draught, to complete the select militia of this state; and the said lieutenant-colonel, on the day fixed, and between the hours of twelve and four of the said day, shall

acce, t