

XI. Be it enacted, That every person enrolled in any company of any battalion ordered out as aforesaid, who neglected or refused to yield his personal service, and for whom a substitute was not found, shall be charged and liable to pay such sum of money as the whole money paid for the substitutes provided for the draft of the battalion to which such person belonged will average for each substitute, and such average money shall and may be recovered by distress and sale in the same manner as substitute money by the act to regulate the militia.

C H A P.  
XVII, XVIII.

Persons who  
refused to  
serve to pay,  
&c.

XII. And be it enacted, That all militia commissions which have been issued in virtue of the powers delegated by the governor for the purpose of nominating and appointing officers, are and shall be ratified, confirmed, and deemed good and valid.

Militia com-  
missions con-  
firmed.

XIII. And be it enacted, That if any person or persons shall be sued or impleaded in any court or courts for acting in obedience to the orders or directions of the governor and the council, in any of the cases herein mentioned, such person or persons may, upon the general issue being pleaded, give this act and the special matter in evidence.

Persons sued,  
&c. may give  
this act in e-  
vidence.

C H A P. XVIII.

An ACT to ascertain the allowance of justices, jurymen, witnesses, and constables.

**W**HEREAS it is thought reasonable and expedient to encrease the allowance of justices, jurymen, witnesses and constables, during the present high price of the necessaries of life :

Preamble.

II. Be it therefore enacted, by the General Assembly of Maryland, That from and after the publication of this act, each justice attending the county or orphans court shall be allowed fifteen shillings per day for every day they shall attend in the said courts respectively.

Allowance to  
justices;

III. And be it enacted, That each jurymen and witness attending the general court, shall be allowed fifteen shillings for every day they shall attend, besides itinerant charges. That each jurymen and witness attending the county or orphans court, shall be allowed ten shillings per day, besides itinerant charges, where the witnesses come from other counties.

To jurymen  
and witnesses;

IV. And be it enacted, That the constables shall be allowed three shillings and nine pence for every warrant, and one shilling and three pence for every summons by them served.

To constables.

V. This act to continue and be in force for twelve months, and until the end of the next session of assembly that shall happen thereafter.

Continuance.