

Department of war established.

Secretary thereof;

Duties of the secretary of war to include naval and military affairs.

Secretary subject to the President's instructions.

Chief clerk of the department of war.

His duties.

Oath of office of the secretary of war and his clerks.

Secretary to take charge of papers, &c. of the former war department.

bled, That there shall be an executive department, to be denominated the department of war; and that there shall be a principal officer therein, to be called the secretary for the department of war, who shall perform and execute such duties as shall, from time to time, be enjoined on, or entrusted to, him, by the President of the United States, agreeable to the constitution, relative to military commissions, or to the land or naval forces,* ships, or warlike stores, of the United States, or to such other matters respecting military or naval affairs, as the President of the United States shall assign to the said department, or relative to the granting of lands to persons entitled thereto, for military services rendered to the United States, or relative to Indian affairs: And furthermore, that the said principal officer shall conduct the business of the said department in such manner as the President of the United States, shall, from time to time, order or instruct.

SEC. 2. *And be it further enacted*, That there shall be in the said department, an inferior officer, to be appointed by the said principal officer, to be employed therein as he shall deem proper, and to be called the chief clerk in the department of war, and who, whenever the said principal officer shall be removed from office by the President of the United States or in any other case of vacancy, shall, during such vacancy, have the charge and custody of all records, books, and papers, appertaining to the said department.

SEC. 3. *And be it further enacted*, That the said principal officer, and every other person to be appointed or employed in the said department, shall, before he enters on the execution of his office or employment, take an oath or affirmation *well and faithfully to execute the trust committed to him*.

SEC. 4. *And be it further enacted*, That the secretary for the department of war, to be appointed in consequence of this act, shall, forthwith after his appointment, be entitled to have the custody and charge of all records, books, and papers, in the office of secretary for the department of war, heretofore established by the United States in Congress assembled.

[Approved, August 7, 1789.]

CHAPTER 11.

An act to recognise and adapt to the constitution of the United States, the establishment of the troops raised under the resolves of the United States in Congress assembled, and for other purposes therein mentioned.†

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress as-*

*So much of this act as vests in the secretary of war, the administration of naval concerns, is repealed by an act of 30th of April, 1798, establishing the navy department.

†Repealed by act of the 30th of April, 1790—see chap. 12, sec. 14.

sembled, That the establishment contained in the resolve of the late Congress, of the third day of October, one thousand seven hundred and eighty-seven,* except as to the mode of appointing the officers, and also as is hereinafter provided, be, and the same is hereby recognized to be the establishment for the troops in the service of the United States.

SEC. 2. *And be it further enacted*, That the pay and allowances of the said troops, be the same as have been established by the United States in Congress assembled, by their resolution of the twelfth of April, one thousand seven hundred and eighty-five.†

SEC. 3. *And be it further enacted*, That all commissioned and non-commissioned officers, and privates, who are, or shall be, in the service of the United States, shall take the following oaths or affirmations, to wit: "I, A. B. do solemnly swear or affirm, (as the case may be) that I will support the constitution of the United States." "I, A. B. do solemnly swear or affirm, (as the case may be) to bear true allegiance to the United States of America, and to serve them honestly and faithfully, against all their enemies or opposers whatsoever, and to observe and obey the orders of the President of the United States of America, and the orders of the officers appointed over me."

SEC. 4. *And be it further enacted*, That the said troops shall be governed by the rules and articles of war, which have been established by the United States in Congress assembled,‡ or by such rules and articles of war as may hereafter by law be established.

SEC. 5. *And be it further enacted*, That, for the purpose of protecting the inhabitants of the frontiers of the United States from the hostile incursions of the Indians, the President is hereby authorized to call into service, from time to time, such part of the militia of the states, respectively, as he may judge necessary for the purpose aforesaid; and that their pay and subsistence, while in service, be the same as the pay and subsistence of the troops abovementioned.

SEC. 6. *And be it further enacted*, That this act shall continue, and be in force, until the end of the next session of Congress, and no longer.

[Approved, September 29, 1789.]

CHAPTER 12.

An act for regulating the Military Establishment of the United States.§

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress as-*

*See chapter 9.

†See chapter 7.

‡See chapter 2, with supplements 3, 4, 6, and 8.

§Repealed and supplied by act of 3d of March, 1795; which recognized and continued the then existing establishment—see chapter 24.

1,216 non-commissioned officers, privates, &c. for three years.

Height and age.

5 feet 6 inches.

One regiment of infantry, and a battalion of artillery.

Composition of the regiment of infantry.

Composition of the battalion of artillery.

Proviso as to appointments from the line.

Inspectors: their duty, &c.

Pay of the troops.

Proviso; as to deductions for clothing and hospital stores.

sembled, That the commissioned officers hereinafter mentioned, and the number of one thousand two hundred and sixteen non-commissioned officers, privates, and musicians, shall be raised for the service of the United States, for the period of three years, unless they should previously by law be discharged.

SEC. 2. *And be it further enacted*, That the non-commissioned officers and privates aforesaid, shall, at the time of their enlistments, respectively, be able bodied men, not under five feet six inches in height, without shoes; nor under the age of eighteen, nor above the age of forty-six years.

SEC. 3. *And be it further enacted*, That the commissioned officers hereinafter mentioned, and the said non-commissioned officers, privates, and musicians, shall be formed into one regiment of infantry, to consist of three battalions, and one battalion of artillery. The regiment of infantry to be composed of one lieutenant-colonel commandant, three majors, three adjutants, three quartermasters, one paymaster, one surgeon, two surgeon's mates, and twelve companies, each of which shall consist of one captain, one lieutenant, one ensign, four sergeants, four corporals, sixty-six privates, and two musicians. The battalion of artillery shall be composed of one major commandant, one adjutant, one quartermaster, one paymaster, one surgeon's mate, and four companies; each of which shall consist of one captain, two lieutenants, four sergeants, four corporals, sixty-six privates, and two musicians: *Provided always*, That the adjutants, quartermasters, and paymasters, shall be appointed from the line, of subalterns of the aforesaid corps, respectively.

SEC. 4. *And be it further enacted*, That the President of the United States may, from time to time, appoint one or two inspectors, as to him shall seem meet, to inspect the said troops, who shall also muster the same, and each of whom shall receive the like pay and subsistence as a captain, and be allowed ten dollars per month for forage.

SEC. 5. *And be it further enacted*, That the troops aforesaid shall receive for their services the following enumerated monthly rates of pay: Lieutenant-colonel commandant, sixty dollars; major commandant of artillery, forty-five dollars; majors, forty dollars; captains, thirty dollars; lieutenants, twenty-two dollars; ensigns, eighteen dollars; surgeons, thirty dollars; surgeon's mates, twenty-four dollars; sergeants, five dollars; corporals, four dollars; privates, three dollars; senior musicians in each battalion of infantry, and in the battalion of artillery, five dollars; musicians, three dollars: *Provided always*, That the sums hereinafter specified, shall be deducted from the pay of the non-commissioned officers, privates, and musicians, stipulated as aforesaid, for the purposes of forming a fund for clothing and hospital stores: From the monthly pay of each sergeant and senior musician, there shall be deducted, for uniform clothing, the sum of one dollar and forty cents, and the farther sum of ten cents for hospital stores; and from the monthly pay of each corporal, for uniform clothing, one dollar and fifteen cents, and

the farther sum of ten cents for hospital stores; and from the monthly pay of each private and musician, for uniform clothing, the sum of ninety cents, and the further sum of ten cents for hospital stores.

SEC. 6. *And be it further enacted*, That the subalterns who may be appointed to act as adjutants, shall each receive for the same, in addition to their regimental pay, ten dollars per month; and quarter and paymasters, so appointed, each five dollars per month.

SEC. 7. *And be it further enacted*, That the commissioned officers aforesaid shall receive, for their daily subsistence, the following number of rations of provisions, to wit: Lieutenant-colonel commandant, six; a major, four; a captain, three; a lieutenant, two; an ensign, two; a surgeon, three; a surgeon's mate, two; or money in lieu thereof, at the option of the said officers, at the contract price at the posts, respectively, where the rations shall become due.

SEC. 8. *And be it further enacted*, That the commissioned officers hereinafter described, shall receive, monthly, the following enumerated sums, instead of forage: Lieutenant-colonel commandant, twelve dollars; major commandant of artillery, majors, and surgeon, each ten dollars; surgeon's mates, each, six dollars.

SEC. 9. *And be it further enacted*, That every non-commissioned officer, private, and musician, aforesaid, shall receive annually, the following articles of uniform clothing: One hat, or helmet, one coat, one vest, two pair of woollen and linen overalls, four pair of shoes, four shirts, two pair of socks, one blanket, one stock and clasp, and one pair of buckles.

SEC. 10. *And be it further enacted*, That every non-commissioned officer, private and musician, aforesaid, shall receive, daily, the following rations of provisions, or the value thereof: One pound of beef, or three quarters of a pound of pork, one pound of bread or flour, half a gill of rum, brandy or whiskey, or the value thereof, at the contract price where the same shall become due, and at the rate of one quart of salt, two quarts of vinegar, two pounds of soap, and one pound of candles, to every hundred rations.

SEC. 11. *And be it further enacted*, That if any commissioned officer, non-commissioned officer, private, or musician, aforesaid, shall be wounded or disabled, while in the line of his duty in public service, he shall be placed on the list of the invalids of the United States, at such rate of pay, and under such regulations as shall be directed by the President of the United States, for the time being: *Provided always*, That the rate of compensation for such wounds or disabilities, shall never exceed, for the highest disability, half the monthly pay received by any commissioned officer, at the time of being so wounded or disabled; and that the rate of compensation to non-commissioned officers, privates and musicians, shall never exceed five dollars per month: *And provided also*, That all inferior

Additional pay of subalterns acting as adjutants, &c.

Rations of commissioned officers.

Money for rations.

Money instead of forage.

Uniform clothing for non-commissioned officers, privates, &c.

Rations for non-commissioned officers, privates, &c.

Or the value thereof.

Pensions to invalids.

Proviso; as to amount of pension.

Proviso; as to

inferior disabilities shall entitle the person so disabled, to receive only a sum in proportion to the highest disability.

Officers, privates, &c. to take an oath. Form of the oath. SEC. 12. *And be it further enacted*, That every commissioned officer, non-commissioned officer, private and musician, aforesaid, shall take and subscribe the following oath or affirmation, to wit: "I, A. B. do solemnly swear or affirm, (as the case may be) to bear true allegiance to the United States of America, and to serve them honestly and faithfully, against all their enemies or opposers, whomsoever, and to observe and obey the orders of the President of the United States of America, and the orders of the officers appointed over me, according to the articles of war."

Troops to be governed by the rules and articles of war, &c. SEC. 13. *And be it further enacted*, That the commissioned officers, non-commissioned officers, privates and musicians, aforesaid, shall be governed by the rules and articles of war, which have been established by the United States in Congress assembled, as far as the same may be applicable to the constitution of the United States,* or by such rules and articles as may hereafter by law be established.

Act of the 29th Sept. 1789, repealed. SEC. 14. *And be it further enacted*, That the "act for recognizing, and adapting to the constitution of the United States, the establishment of the troops raised under the resolves of the United States in Congress assembled, and for other purposes therein mentioned,"† passed the twenty-ninth day of September, one thousand seven hundred and eighty-nine, be, and the same is, hereby repealed: *Provided always*, That the non-commissioned officers and privates, continued and engaged under the aforesaid act of the twenty-ninth day of September, one thousand seven hundred and eighty-nine, and who shall decline to re-enlist under the establishment made by this act, shall be discharged whenever the President of the United States shall direct the same: *Provided further*, That the whole number of non-commissioned officers, privates and musicians, in the service of the United States at any one time, either by virtue of this act, or by virtue of the aforesaid act, passed the 29th day of September, one thousand seven hundred and eighty-nine, shall not exceed the number of one thousand two hundred and sixteen.

Non commissioned officers and privates, declining to re-enlist, may be discharged, &c. Proviso; the whole number of troops not to exceed 1,216. President may call militia, in aid of the regular troops, &c. SEC. 15. *And be it further enacted*, That for the purpose of aiding the troops now in service, or to be raised by this act, in protecting the inhabitants of the frontiers of the United States, the President is hereby authorized to call into service, from time to time, such part of the militia of the states, respectively, as he may judge necessary for the purpose aforesaid; and that their pay and subsistence, while in service, be the same as the pay and subsistence of the troops abovementioned, and they shall be subject to the rules and articles of war.

[Approved, April 30, 1790.]

* See chapter 2, with its supplements, 3, 4, 6, and 8.

† See chapter 11.

CHAPTER 13.

An act for raising and adding another regiment to the military establishment of the United States, and for making farther provision for the protection of the frontiers.*

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That there shall be raised an additional regiment of infantry, which, exclusive of the commissioned officers, shall consist of nine hundred and twelve non-commissioned officers, privates, and musicians. An additional regiment of 912 men.

SEC. 2. *And be it further enacted*, That the said regiment shall be organized in the same manner as the regiment of infantry described in the act, entitled "An act for regulating the military establishment of the United States.†

SEC. 3. *And be it further enacted*, That the troops aforesaid, by this act to be raised, including the officers, shall receive the same pay and allowances, be subject to the same rules and regulations, and be engaged for the like term, and upon the same conditions, in all respects, excepting the bounty hereinafter mentioned, as are stipulated for the troops of the United States, in the beforementioned act. Pay, allowances, regulations, term of service, &c.

SEC. 4. *And be it further enacted*, That each non-commissioned officer, private, and musician, who has enlisted, or shall enlist pursuant to this act, shall be entitled to receive six dollars as a bounty. Bounty for enlistment.

SEC. 5. *And be it further enacted*, That in case the President of the United States should deem the employment of a major-general, brigadier-general, a quartermaster, and chaplain, or either of them, essential to the public interest, that he be, and he hereby is, empowered, by and with the advice and consent of the Senate, to appoint the same accordingly. And a major-general so appointed, may choose his aid-de-camp, and a brigadier-general his brigade-major, from the captains, or subalterns, of the line: *Provided always*, That the major-general, and brigadier-general, so to be appointed, shall, respectively, continue in pay during such term only, as the President of the United States, in his discretion, shall deem it requisite for the public service. Officers to be appointed at the President's discretion. Aids-de-camp, brigade majors, &c. Proviso; as to term of pay of major and brigadier-generals.

SEC. 6. *And be it further enacted*, That in case a major-general, brigadier-general, quartermaster, aid-de-camp, brigade-major, and chaplain, should be appointed, their pay and allowances shall be, respectively, as hereinmentioned: the major-general shall be entitled to one hundred and twenty-five dollars, monthly pay, twenty dollars allowance for forage, monthly, and for daily subsistence fifteen rations, or money in lieu thereof, at the contract price. The brigadier-general shall to brigadier-general: Pay and allowances.

* Repealed and supplied by act of 3d March, 1795—see chapter 24.

† See chapter 12, section 3.

be entitled to ninety-four dollars, monthly pay, with sixteen dollars allowance for forage, monthly, and for daily subsistence twelve rations, or money in lieu thereof, at the contract price. That the quartermaster shall be entitled to the same pay, rations, and forage, as the lieutenant-colonel commandant of a regiment. That the aid-de-camp be entitled, including all allowances, to the same pay, rations, and forage, as a major of a regiment. That the brigade-major be entitled, including all allowances, to the same pay, rations, and forage, as a major of a regiment. That the chaplain be entitled to fifty dollars per month, including pay, rations, and forage.

SEC. 7. *And be it further enacted*, That if, in the opinion of the President, it shall be conducive to the good of the service, to engage a body of militia to serve as cavalry, they furnishing their own horses, arms, and provisions, it shall be lawful for him to offer such allowances, to encourage their engaging in the service, for such time, and on such terms, as he shall deem it expedient to prescribe.

SEC. 8. *And be it further enacted*. That if the President should be of opinion that it will be conducive to the public service, to employ troops enlisted under the denomination of levies, in addition to, or in place of, the militia which, in virtue of the powers vested in him by law, he is authorized to call into the service of the United States, it shall be lawful for him to raise, for a term not exceeding six months, (to be discharged sooner, if the public service will permit,) a corps, not exceeding two thousand non-commissioned officers, privates, and musicians, with a suitable number of commissioned officers. And in case it shall appear probable to the President, that the regiment directed to be raised by the aforesaid act, and by this act, will not be completed in time to prosecute such military operations as exigencies may require, it shall be lawful for the President to make a substitute for the deficiency, by raising such farther number of levies, or by calling into the service of the United States, such a body of militia as shall be equal thereto.

SEC. 9. *And be it further enacted*, That the President be, and he hereby is, empowered to organize the said levies, and alone to appoint the commissioned officers thereof, in the manner he may judge proper.

SEC. 10. *And be it further enacted*, That the commissioned and non-commissioned officers, privates, and musicians, of the militia, or said corps of levies, shall, during the time of their service, be subject to the rules and articles of war; and they shall be entitled to the same pay, rations, and forage, and in case of wounds or disability in the line of their duty, to the same compensation as the troops of the United States.

SEC. 11. *And be it further enacted*, That the non-commissioned officers, privates, and musicians, of the said corps of levies, shall be entitled to receive such proportional quantity of clothing, as their time of service shall bear to the annual allowance of clothing to the troops of the United States, subject, however, to a proportional deduction from their pay.

to quartermaster:

to aid-de-camp:

to brigade-major:

to chaplain.

President may employ militia, cavalry, &c.

President may employ levies in addition, or in place of militia &c. for a term not exceeding six months.

In case the regiment authorized cannot be completed in time, the President may supply the deficiency by levies and militia.

Organization and commissioned officers of levies.

Militia and levies subject to the rules and articles of war, &c.

Levies entitled to proportional quantity of clothing, &c.

SEC. 12. *And be it further enacted*, That each of the non-commissioned officers, privates, and musicians, of the said levies, shall be entitled to receive three dollars as a bounty to each of the levies.

SEC. 13. *And be further enacted*, That in case the nature of the service, upon which the troops of the United States may be employed, should require a greater number of surgeon's mates than are provided for in the beforementioned act, the President of the United States may engage, from time to time, such additional number of surgeon's mates as he shall judge necessary.

SEC. 14. *And be it further enacted*, That the commissioned officers, who shall be employed to recruit men for the said regiments, shall be entitled to receive, for every recruit who shall be duly enlisted and mustered, the sum of two dollars.

SEC. 15. *And be it further enacted*, That for defraying the expense, for one year, of the additional regiment to be raised by virtue of this act; for defraying the expense, for a like term, of the officers mentioned in the seventh section of this act; for defraying the expense of the said militia horse, militia foot, and levies, which may be called into, or engaged for, the service of the United States, pursuant to this act; for defraying the expense of such surgeon's mates as may be appointed pursuant to the fifteenth section of this act; for defraying the expense of recruiting the said two regiments; and for defraying the expense of any military posts which the President shall judge expedient and proper to establish; there be, and hereby is, appropriated, a sum, not exceeding three hundred and twelve thousand six hundred and eighty-six dollars and twenty cents, to be paid out of the moneys which, prior to the first day of January next, shall arise from the duties imposed upon spirits distilled within the United States, and from stills, by the act, entitled "An act repealing, after the last day of June next, the duties heretofore laid upon distilled spirits imported from abroad, and laying others in their stead; and also upon spirits distilled within the United States, and for appropriating the same;" together with the excess of duties which may arise from the duties imposed by the said act on imported spirits, beyond those which would have arisen by the act, entitled "An act making further provision for the payment of the debts of the United States."

And to the end that the public service may not be impeded for want of necessary means:

SEC. 16. *Be it further enacted*, That it shall be lawful for the President to take on loan, the whole sum by this act appropriated, or so much thereof as he may judge requisite, at an interest not exceeding six per centum per annum; and the fund established for the abovementioned appropriation, is hereby pledged for the repayment of the principal and interest of any loan to be obtained in manner aforesaid; and in case of any deficiency in the said fund, the faith of the United States is hereby also pledged to make good such deficiency.

[Approved, March 3, 1791.]

3 dollars bounty to each of the levies.

President may engage an additional number of surgeon's mates.

Two dollars allowed for every recruit.

Appropriation for expenses to be incurred by this act.

Not exceeding 312,686 dolls. 20 cents.

Fund.

President may borrow the sum appropriated, at an interest not exceeding six per cent.

Pledge of fund. And of public faith.

CHAPTER 14.

An act for making farther and more effectual provision for the protection of the frontiers of the United States.*

The battalion of artillery, and two regiments of infantry, to be completed.
SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That the battalion of artillery now in service, be completed according to the establishment, and that the two regiments of infantry now in service, be completed to the number of nine hundred and sixty non-commissioned officers, privates, and musicians each.

Three additional regiments to be raised, for three years, &c. Each to consist of 900, &c.
SEC. 2. *And be it further enacted,* That there shall be raised, for a term not exceeding three years, three additional regiments, each of which, exclusively of the commissioned officers, shall consist of nine hundred and sixty non-commissioned officers, privates, and musicians; and that one of the said regiments be organized in the following manner, that is to say: two battalions of infantry, each of which, exclusively of the commissioned officers, shall consist of three hundred and twenty non-commissioned officers, privates, and musicians; and one squadron of light dragoons, which, exclusively of the commissioned officers, shall consist of three hundred and twenty non-commissioned officers, privates, and musicians; and that it shall be a condition in the enlistment of the said dragoons, to serve as dismounted dragoons, whenever they shall be ordered thereto: That the organization of the said squadron of light dragoons shall be as follows, to wit: one major, one adjutant, one quartermaster, one surgeon's mate, and four troops, each of which shall consist of one captain, one lieutenant, one cornet, four sergeants, four corporals, one farrier, one saddler, one trumpeter, and sixty-nine dragoons; and the President may arm the said troops, as he shall think proper.

President may organize the troop as he may judge expedient, &c.
SEC. 3. *Provided always, and be it further enacted,* That it shall be lawful for the President of the United States to organize the said five regiments of infantry, and the said corps of horse and artillery, as he shall judge expedient, diminishing the number of corps, or taking from one corps and adding to another, as shall appear to him proper, so that the whole number of officers and men shall not exceed the limits above prescribed: *Provided,* That the said three regiments shall be discharged as soon as the United States shall be at peace with the Indian tribes.

Three regiments to be discharged on peace with the Indians.
SEC. 4. *And be it further enacted,* That the non-commissioned officers, privates, and musicians, of the said three regiments, shall be enlisted for the term of three years, unless previously discharged.

8 dolls. bounty.
SEC. 5. *And be it further enacted,* That every recruit who shall be enlisted by virtue of this act, shall receive eight dollars bounty, and that the same shall be made up to the non-commis-

The same boun-

* Repealed and supplied by act of 3d March, 1795—see chap. 24.

sioned officers, privates, and musicians, now in service, who have enlisted for three years, since the passing of the act, entitled "An act for regulating the military establishment of the United States."*

ty to those already enlisted.
SEC. 6. *And be it further enacted,* That the commissioned officers who shall be employed to recruit for the establishment, shall be entitled to receive for every recruit, duly enlisted and mustered, two dollars.

Allowance to recruiting officers, &c.
SEC. 7. *And be it further enacted,* That the monthly pay of the commissioned officers, non-commissioned officers, privates, and musicians, on the military establishment of the United States, and of the three regiments authorized by this act, shall be, in future, as follows, free of all deductions, to wit: *General Staff:* a major-general, one hundred and sixty-six dollars. A brigadier-general, one hundred and four dollars. Quartermaster, one hundred dollars. Adjutant, to do also the duty of inspector, seventy-five dollars. Chaplain, fifty dollars. Surgeon, seventy dollars. Deputy quartermaster, fifty dollars. Aid-de-camp, in addition to his pay in the line, twenty-four dollars. Brigade-major, to act also as deputy-inspector, in addition to his pay in the line, twenty-four dollars. Principal artificer, forty dollars. Second artificer, twenty-six dollars. *Regimental:* Lieutenant-colonel commandant, seventy-five dollars. Major-commandant of artillery, and major of dragoons, fifty-five dollars. Paymaster, in addition to his pay in the line, ten dollars. Quartermaster, in addition to his pay in the line, eight dollars. Adjutant, in addition to his pay in the line, ten dollars. Majors of infantry, fifty dollars. Captains, forty dollars. Lieutenants, twenty-six dollars. Ensigns and cornets, twenty dollars. Surgeons, forty-five dollars. Mates, thirty dollars. Sergeant-majors and quartermaster sergeants, seven dollars. Senior musicians, six dollars. Sergeants, six dollars. Corporals, five dollars. Privates, three dollars. Musicians, four dollars. Artificers allowed to the infantry, light dragoons, and artillery, and included as privates, eight dollars. Matrons and nurses in the hospital, eight dollars.

Rations for officers and privates, &c.
SEC. 8. *And be it further enacted,* That the rations, or money in lieu thereof, for the commissioned, non-commissioned officers, privates, and musicians, of the additional troops herein mentioned, shall be the same as described in the aforesaid act, entitled, "An act for regulating the military establishment of the United States,"† and in the act passed in the third session of the first congress, entitled "An act for raising and adding another regiment to the military establishment of the United States, and for making farther provision for the protection of the frontiers."‡

Forage to additional regiments.
SEC. 9. *And be it further enacted,* That the forage, to be allowed to the officers of the additional regiments authorized by this act, be the same as described by the acts before mentioned.

* See chap. 12.

† See chapter 12.

‡ See chapter 13.

Clothing for the infantry as by law established.

Clothing to be provided for the cavalry, &c.

Oaths, regulations, and compensations, according to the act mentioned.

President may forbear to raise, &c. any part, or the whole, of the three regiments, &c.

President may, from time to time, call cavalry into service, &c.

Pay of cavalry; finding horses, &c. pay in lieu of rations, &c.

President alone to appoint commissioned officers; number, rank, pay, &c.

President may employ Indians, &c.

Proviso: compensations to Indians not to exceed 20,000 dolls.

SEC. 10. *And be it further enacted*, That the allowance of clothing, for non-commissioned officers and privates of the infantry of the said three regiments, shall be the same as is by law established: that suitable clothing be provided for the cavalry, and adapted to the nature of the service, and conformed as near as may be, to the value of the clothing allowed to the infantry and artillery.

SEC. 11. *And be it further enacted*, That all the commissioned and non-commissioned officers, privates, and musicians, of the said three regiments, shall take the same oaths, shall be governed by the same rules and regulations, and, in cases of disabilities, shall receive the same compensations as are described in the beforementioned act, entitled "An act for regulating the military establishment of the United States."*

SEC. 12. *And be it further enacted*, That it shall be lawful for the President of the United States to forbear to raise, or to discharge after they shall be raised, the whole, or any part, of the said three additional regiments, in case events shall, in his judgment, render his so doing consistent with the public safety.

SEC. 13. *And be it further enacted*, That the President be, and he hereby is, authorized, from time to time, to call into service, and for such periods as he may deem requisite, such number of cavalry as, in his judgment, may be necessary for the protection of the frontiers: *Provided*, That the non-commissioned officers shall not be allowed more than one dollar per day, nor the privates more than seventy-five cents per day, each person finding his horse, arms, and accoutrements, and at his own risk, and twenty-five cents per day in lieu of rations and forage: *Provided* he furnish himself therewith.

SEC. 14. *And be it further enacted*, That the President alone be, and he hereby is, authorized to appoint, for the cavalry so to be engaged, the proper commissioned officers, who shall not exceed, in number and rank, the proportions assigned to the said three regiments, and whose pay and other allowances shall not, exclusively of fifty cents per day for the use and risk of their horses, exceed those of officers of corresponding rank, in the said regiments.

SEC. 15. *And be it further enacted*, That the President of the United States be authorized, in case he shall deem the measure expedient, to employ such number of the Indians, and for such compensations, as he may think proper: *Provided*, The said compensations do not, in the whole, exceed twenty thousand dollars.

[Approved, March 5, 1792.]

* See chapter 12.

CHAPTER 15.

An act supplemental to the act for making farther and more effectual provision for the protection of the frontiers of the United States.*

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That it shall be lawful for the President of the United States, by and with the advice and consent of the senate, to appoint such number of brigadier-generals as may be conducive to the good of the public service. *Provided* the whole number appointed, or to be appointed, shall not exceed four.

[Approved, March 28, 1792.]

CHAPTER 16.

An act making alterations in the Treasury and War Departments.

[EXTRACT.]

SEC. 3. *And be it further enacted*, That there be a paymaster, to reside near the head quarters of the troops of the United States. That it shall be the duty of the said paymaster, to receive, from the treasurer, all the moneys which shall be entrusted to him for the purpose of paying the pay, the arrears of pay, subsistence, or forage, due to the troops of the United States. That he shall receive the pay abstracts of the paymasters of the several regiments or corps, and compare the same with the returns or muster rolls which shall accompany the said pay abstracts. That he shall certify, accurately, to the commanding officer, the sums due to the respective corps, which shall have been examined as aforesaid, who shall thereon issue his warrant on the said deputy paymaster, for the payment accordingly. That copies of all reports to the commanding officer, and the warrants thereon, shall be duly transmitted to the office of the accountant of the war department, in order to be there examined, and finally adjusted at the treasury. That the said paymaster shall give bond in the sum of twenty thousand dollars, with two sufficient sureties, for the faithful discharge of his duty, and he shall take an oath *faithfully to execute the duties of his office*. That the compensation to the said paymaster shall be sixty dollars monthly, with the same rations and forage as a major.†

SEC. 4. *And be it further enacted*, That no assignment of pay, made after the first day of June next, by a non-commissioned officer or private, shall be valid.

* The act of 3d March, 1795, chap. 24, recognized and continued the then existing establishment, without enumerating officers. The provisions of this act appear therefore to have been in force till superseded by act of 30th May, 1796, chap. 26.

† See chap. 43, sec. 15, and chap. 45, sec. 1; also act of 16th March, 1802, chap. 49, sec. 3.