

or destroying implements, or refusing to perform the services lawfully assigned, &c.

Artificers and workmen in the armories exempted from military service and from serving as jurors, &c.

destroy, any implements, tools, or utensils, or any stock, or materials for making guns, the property of the United States; or shall, wilfully and obstinately, refuse to perform the services lawfully assigned to him, pursuant to his contract, every such person shall forfeit a sum, not exceeding twenty dollars, for every such act of disobedience or breach of contract, to be recovered in any court having competent jurisdiction thereof.

SEC. 4. *And be it further enacted*, That all artificers, and workmen, who are or shall be employed in the said armories, shall be, and they are hereby, exempted, during their term of service, from all military service, and service as jurors in any court.

[Approved, May 7, 1800.]

CHAPTER 48.

An act supplementary to the act to suspend part of an act, entitled "An act to augment the army of the United States, and for other purposes."

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 to suspend any further military appointments under the act to augment the army of the United States, and for other purposes;* and under the ninth section of the act for the better organization of the troops of the United States, and for other purposes,† according to his discretion, having reference to economy and the good of the service.

SEC. 2. *And be it further enacted*, That the President of the United States shall be, and hereby is, authorized and empowered to discharge, on or before the fifteenth day of June next, all such officers, non-commissioned officers, and privates, as have heretofore been appointed, commissioned, or raised, under and by virtue of the said acts, or either of them, except the engineers, inspector of artillery, and inspector of fortifications: *Provided always*, That nothing in this act contained shall be construed to authorize any reduction of the first four regiments of infantry, the two regiments of artillerists and engineers, the two troops of light dragoons, or of the general and other staff, authorized by the several laws for the establishing and organizing of the aforesaid corps.‡

SEC. 3. *And be it further enacted*, That to each officer, non-commissioned officer, and private, who shall be discharged from service by virtue of this act, there shall be allowed and paid, in addition to the pay and allowances to which they are now entitled by law, a sum of money equal to three months' pay of such officer, non-commissioned officer and private, respectively.

[Approved, May 14, 1800.]

* See chapter 36.

† See chapter 43.

‡ This proviso superseded by the act of 16th March, 1802—See chapter 49.

CHAPTER 49.

An act fixing the military peace 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 assembled*, That the military peace establishment of the United States, from and after the first of June next, shall be composed of one regiment of artillerists, and two regiments of infantry, with such officers, military agents, and engineers, as are hereinafter mentioned.

SEC. 2. *And be it further enacted*, That the regiment of artillerists shall consist of one colonel, one lieutenant-colonel, four majors, one adjutant, and twenty companies, each company to consist of one captain, one first lieutenant, one second lieutenant, two cadets, four sergeants, four corporals, four musicians, eight artificers, and fifty-six privates; to be formed into five battalions: *Provided always*, That it shall be lawful for the President of the United States to retain, with their present grade, as many of the first lieutenants, now in service, as shall amount to the whole number of lieutenants required; but that, in proportion as vacancies happen therein, new appointments be made to the grade of second lieutenants, until their number amount to twenty: and each regiment of infantry shall consist of one colonel, one lieutenant-colonel, one major, one adjutant, one sergeant-major, two teachers of music, and ten companies; each company to consist of one captain, one first and one second lieutenant, one ensign, four sergeants, four corporals, four musicians, and sixty-four privates.

SEC. 3. *And be it further enacted*, That there shall be one brigadier-general, with one aid-de-camp, who shall be taken from the captains or subalterns of the line; one adjutant and inspector of the army, to be taken from the line of field officers; one paymaster of the army, seven paymasters, and two assistants, to be attached to such districts as the President of the United States shall direct, to be taken from the line of commissioned officers, who, in addition to their other duties, shall have charge of the clothing of the troops; three military agents, and such number of assistant military agents, as the President of the United States shall deem expedient, not exceeding one to each military post; which assistants shall be taken from the line; two surgeons, twenty-five surgeon's mates, to be attached to the garrisons or posts, and not to corps.

* The provisions of this act in regard to pay, subsistence, clothing, allowances for wounds and disabilities, and benefits and allowances generally, are adopted by act of March 3rd, 1815. The residue may be considered as repealed and supplied by that act, and those therein referred to—See chapter 100, sections 4 and 7; see also acts additional to this act, chapters 50, 52, 57 and 64.

The military peace establishment to be composed of one regiment of artillerists and two regiments of infantry, &c.

Organization of a regiment of artillerists.

Proviso; the President may retain as many of the first lieutenants, &c.

Organization of a regiment of infantry.

One brigadier-general, with an aid-de-camp, &c. Adjutant and inspector, &c.

One paymaster of the army, &c.

Paymasters to have charge of clothing, &c. Military agents, &c.

Surgeons, &c.

Monthly pay to the officers, non-commissioned officers, privates, &c.

SEC. 4. *And be it further enacted*, That the monthly pay of the officers, non-commissioned officers, musicians, and privates, be as follows, to wit: to the brigadier-general, two hundred and twenty-five dollars, which shall be his full and entire compensation, without a right to demand or receive any rations, forage, travelling expenses, or other perquisite or emolument whatsoever, except such stationary as may be requisite for the use of his department; to the adjutant and inspector of the army, thirty-eight dollars, in addition to his pay in the line, and such stationary as shall be requisite for his department; to the paymaster of the army, one hundred and twenty dollars, without any other emolument, except such stationary as may be requisite in his department, and the use of the public office now occupied by him; to the aid-de-camp, in addition to his pay in the line, thirty dollars; to each paymaster attached to districts, thirty dollars, and each assistant to such paymaster, ten dollars, in addition to his pay in the line; to each military agent, seventy-six dollars, and no other emolument; to each assistant military agent, eight dollars, in addition to his pay in the line; except the assistant military agents at Pittsburg and Niagara, who shall receive sixteen dollars, each, in addition to their pay in the line; to each colonel, seventy-five dollars; to each lieutenant-colonel, sixty dollars; to each major, fifty dollars; to each surgeon, forty-five dollars; to each surgeon's mate, thirty dollars; to each adjutant, ten dollars, in addition to his pay in the line; to each captain, forty dollars; to each first lieutenant, thirty dollars; to each second lieutenant, twenty-five dollars; to each ensign, twenty dollars; to each cadet, ten dollars; to each sergeant-major, nine dollars; to each sergeant, eight dollars; to each corporal, seven dollars; to each teacher of music, eight dollars; to each musician, six dollars; to each artificer, ten dollars; and to each private, five dollars.

Rations for commissioned officers.

Rations for non-commissioned officers, privates, &c. and additional rations to commanding officers of separate posts, &c.

SEC. 5. *And be it further enacted*, That the commissioned officers aforesaid, shall be entitled to receive, for their daily subsistence, the following number of rations of provisions: a colonel, six rations; a lieutenant-colonel, five rations; a major, four rations; a captain, three rations; a lieutenant, two rations; an ensign, two rations; a surgeon, three rations; a surgeon's mate, two rations; a cadet, two rations; or money in lieu thereof, at the option of the said officers and cadets, at the posts, respectively, where the rations shall become due; and if at such posts supplies are not furnished by contract, then such allowance as shall be deemed equitable, having reference to former contracts, and the position of the place in question: and each non-commissioned officer, musician, and private, one ration; to the commanding officers of each separate post, such additional number of rations as the President of the United States shall, from time to time, direct, having respect to the special circumstances of each post; to the women who may be allow-

ed to any particular corps, not exceeding the proportion of four to a company, one ration each; to such matrons and nurses as may be necessarily employed in the hospital, one ration, each; and to every commissioned officer who shall keep one servant, not a soldier of the line, one additional ration.

SEC. 6. *And be it further enacted*, That each ration shall consist of one pound and a quarter of beef, or three quarters of a pound of pork, eighteen ounces of bread or flour, one gill of rum, whiskey, or brandy, and at the rate of two quarts of salt, four quarts of vinegar, four pounds of soap, and one pound and an half of candles, to every hundred rations.

SEC. 7. *And be it further enacted*, That the following officers shall, whenever forage is not furnished by the public, receive at the rate of the following sums per month in lieu thereof: each colonel, twelve dollars; each lieutenant-colonel, eleven dollars; each major, ten dollars; each adjutant, six dollars; each surgeon, ten dollars; and each surgeon's mate, six dollars.

SEC. 8. *And be it further enacted*, That every non-commissioned officer, musician, and private, of the artillery and infantry, shall receive, annually, the following articles of uniform clothing, to wit: one hat, one coat, one vest, two pair of woolen, and two pair of linen, overalls, one coarse linen frock and trousers for fatigue clothing, four pair of shoes, four shirts, two pair of socks, two pair of short stockings; one blanket, one stock and clasp, and one pair of half gaiters: and the secretary of war is hereby authorized to cause to be furnished to the paymasters of the respective districts, such surplus of clothing as he may deem expedient, which clothing shall, under his direction, be furnished to the soldiers, when necessary, at the contract prices, and accounted for by them out of their arrears of monthly pay.

SEC. 9. *And be it further enacted*, That the President of the United States cause to be arranged the officers, non-commissioned officers, musicians, and privates, of the several corps of troops now in the service of the United States, in such manner as to form and complete, out of the same, the corps aforesaid; and cause the supernumerary officers, non-commissioned officers, musicians, and privates, to be discharged from the service of the United States, from and after the first day of April next, or as soon thereafter as circumstances may permit.

SEC. 10. *And be it further enacted*, That the officers, non-commissioned officers, musicians, and privates, of the said corps, 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 as may be hereafter by law established:† *Provided, nevertheless*, That the sentence of general courts-martial, extending to the loss of life, the dismissal of a commissioned officer, or which shall respect the

Rations for women allowed to any corps, &c. Rations to matrons and nurses, &c.

Each ration to consist of the articles, and the quantities mentioned.

Allowance in lieu of forage.

Uniform clothing for the non-commissioned officers and privates of the artillery and infantry, &c.

The secretary of war to cause the paymasters to be furnished with surplus clothing for the soldiers, at contract prices, &c.

The President to form the corps authorized by this act, out of the troops in service, &c.

Supernumerary officers and privates to be discharged, &c.

The officers and privates to be governed by the rules and articles of war, established or to be established, &c.

Proviso; sentences of general courts-martial

* See chapter 2, with its supplements.

† See chapter 53.

extending to the loss of life, &c. to be laid before the President, &c.

Recruiting officers entitled to two dollars for every person they enlist, &c. of the description mentioned.

Proviso; regulation of height and age not to extend to musicians, &c.

Proviso; no person under 21 to be enlisted without consent of his parent, &c.

Officers enlisting persons contrary to this act to forfeit the bounty and clothing, &c.

Bounty of \$12 to each recruit.

Payment of \$6 of the bounty deferred, &c.

Arrears of pay not to exceed 2 months.

Officers and privates disabled by wounds, &c. to be placed on the list of invalids, at a rate of pay to be directed by the President.

Proviso; compensation for wounds &c. not to exceed half pay of officers, &c.

Rate of compensation for wounds &c. to non-commissioned officers and privates, not to exceed, &c. Proviso; allowance in proportion for inferior disabilities.

general officer, shall, with the whole of the proceedings of such cases, respectively, be laid before the President of the United States, who is hereby authorized to direct the same to be carried into execution, or otherwise, as he shall judge proper.

SEC. 11. *And be it further enacted*, That the commissioned officers who shall be employed in the recruiting service, to keep up, by voluntary enlistments, the corps as aforesaid, shall be entitled to receive, for every effective, able bodied citizen of the United States, who shall be duly enlisted by him, for the term of five years, and mustered, of at least five feet six inches high, and between the ages of eighteen and thirty-five years, the sum of two dollars: *Provided, nevertheless*, That this regulation, so far as respects the height and age of the recruit, shall not extend to musicians, or to those soldiers who may re-enlist into the service: *And provided, also*, That no person under the age of twenty-one years shall be enlisted by any officer, or held in the service of the United States, without the consent of his parent, or guardian, or master, first had and obtained, if any he have; and if any officer shall enlist any person contrary to the true intent and meaning of this act, for every such offence he shall forfeit and pay the amount of the bounty and clothing which the person so recruited may have received from the public, to be deducted out of the pay and emoluments of such officer.

SEC. 12. *And be it further enacted*, That there shall be allowed and paid to each effective able bodied citizen, recruited as aforesaid, to serve for the term of five years, a bounty of twelve dollars; but the payment of six dollars of the said bounty shall be deferred, until he shall be mustered and have joined the corps in which he is to serve.

SEC. 13. *And be it further enacted*, That the said corps shall be paid in such manner that the arrears shall, at no time, exceed two months, unless the circumstances of the case shall render it unavoidable.

SEC. 14. *And be it further enacted*, That if any officer, non-commissioned officer, musician, or private, in the corps composing the peace establishment, shall be disabled by wounds or otherwise, while in the line of his duty, in public service, he shall be placed on the list of invalids of the United States, at such rate of pay, and under such regulations, as may be directed by the President of the United States, for the time being: *Provided always*, That the compensation to be allowed for such wounds or disabilities, to a commissioned officer, shall not exceed, for the highest rate of disability, half the monthly pay of such officer at the time of his being disabled or wounded; and that no officer shall receive more than the half pay of a lieutenant-colonel; and that the rate of compensation to non-commissioned officers, musicians, and privates, shall not exceed five dollars per month: *And provided, also*, That all inferior disabilities shall entitle the person so disabled to receive an allowance proportionate to the highest disability.

SEC. 15. *And be it further enacted*, That if any commissioned officer in the military peace establishment of the United States, shall, while in the service of the United States, die, by reason of any wound received in actual service of the United States, and leave a widow, or, if no widow, a child or children under sixteen years of age, such widow, or if no widow, such child or children, shall be entitled to and receive half the monthly pay to which the deceased was entitled at the time of his death, for and during the term of five years. But in case of the death or intermarriage of such widow, before the expiration of the said term of five years, the half pay, for the remainder of the time, shall go to the child or children of such deceased officer: *Provided always*, That such half pay shall cease on the decease of such child or children.

Half pay for five years to the widows or children of commissioned officers dying from wounds received in actual service &c.

In case of the intermarriage of the widow, &c. the half pay, &c. to go to the children.

Proviso; the half pay to cease on the death of the children.

SEC. 16. *And be it further enacted*, That the paymaster shall perform the duties of his office agreeably to the direction of the President of the United States for the time being; and before he enters on the duties of the same, shall give bonds, with good and sufficient sureties, in such sums as the President shall direct, for the faithful discharge of his said office; and shall take an oath to execute the duties thereof with fidelity: and it shall, moreover, be his duty to appoint from the line, with the approbation of the President of the United States, the several paymasters to districts, and assistants, prescribed by this act; and he is hereby authorized to require the said paymaster to districts, and assistants, to enter into bond, with good and sufficient surety, for the faithful discharge of their respective duties.

The paymaster to perform the duties of his office agreeably to the direction of the President, give bonds, take an oath, appoint district paymasters, &c.

SEC. 17. *And be it further enacted*, That it shall be the duty of the military agents, designated by this act, to purchase, receive, and forward, to their proper destination, all military stores, and other articles for the troops in their respective departments, and all goods and annuities for the Indians, which they may be directed to purchase, or which shall be ordered into their care by the department of war. They shall account with the department of war, annually, for all the public property which may pass through their hands, and all the moneys which they may expend in discharge of the duties of their offices respectively; previous to their entering on the duties of their offices, they shall give bonds, with sufficient sureties, in such sums as the President of the United States shall direct, for the faithful discharge of the trust reposed in them; and shall take an oath faithfully to perform the duties of their respective offices.

Military agents to purchase and forward military stores, goods for Indians, &c.

Military agents to account annually, give bonds, take an oath, &c.

SEC. 18. *And be it further enacted*, That if any non-commissioned officer, musician, or private, shall desert the service of the United States, he shall, in addition to the penalties mentioned in the rules and articles of war, be liable to serve, for and during such a period, as shall with the time he may have served previous to his desertion, amount to the full term of his enlistment; and such soldier shall and may be tried by a court-martial, and punished, although the term of his

Non-commissioned officers and privates deserting, &c. liable to serve out the full term of their enlistments, besides the penalties, &c. Deserters may be tried and punished although

the term of enlistment may have elapsed, &c.

Persons enticing soldiers to desert, purchasing their arms, &c. or masters of vessels entering a deserter on board among their crews, &c. may be fined or imprisoned.

enlistment may have elapsed previous to his being apprehended or tried.

SEC. 19. *And be it further enacted*, That every person who shall procure, or entice, a soldier in the service of the United States to desert, or who shall purchase from any soldier his arms, uniform clothing, or any part thereof; and every captain or commanding officer of any ship or vessel, who shall enter on board such ship or vessel, as one of his crew, knowing him to have deserted, or otherwise carry away any such soldier, or shall refuse to deliver him up to the orders of his commanding officer, shall, upon legal conviction, be fined, at the discretion of any court having cognizance of the same, in any sum not exceeding three hundred dollars, or be imprisoned, any term not exceeding one year.

Officers and privates to take an oath.

Form of the oath.

SEC. 20. *And be it further enacted*, That every officer, non-commissioned officer, musician, and private, shall take and subscribe the following oath or affirmation, to wit; "I, A B, do solemnly swear, or affirm, (as the case may be) that I will bear true faith and allegiance to the United States of America, and that I will serve them honestly and faithfully, against their enemies or opposers whomsoever; and that I will observe and obey the orders of the President of the United States, and the orders of the officers appointed over me, according to the rules and articles of war."

When a general court-martial is ordered, the President may appoint a judge advocate with additional pay, &c.

SEC. 21. *And be it further enacted*, That whenever a general court-martial shall be ordered, the President of the United States may appoint some fit person to act as judge-advocate, who shall be allowed, in addition to his other pay, one dollar and twenty-five cents for every day he shall be necessarily employed in the duties of the said court, and in cases where the President shall not have made such appointment, the brigadier-general, or the president of the court may make the same.

If the President does not appoint, the brigadier-general, &c. may.

Reasonable compensation for extra expenses incurred by officers in travelling or sitting on courts-martial, &c.

SEC. 22. *And be it further enacted*, That where any commissioned officer shall be obliged to incur any extra expense in travelling, and sitting on general courts-martial, he shall be allowed a reasonable compensation for such extra expense, actually incurred, not exceeding one dollar and twenty-five cents per day to officers who are not entitled to forage, and not exceeding one dollar per day to such as shall be entitled to forage.

SEC. 23. *And be it further enacted*, That no non-commissioned officer, musician, or private, shall be arrested, or subject to arrest, or to be taken in execution, for any debt under the sum of twenty dollars, contracted before enlistment, nor for any debt contracted after enlistment.

Officers and soldiers honorably discharged, to be allowed pay and rations for the time of travelling

SEC. 24. *And be it further enacted*, That, whenever any officer or soldier shall be discharged from the service, except by way of punishment for any offence, he shall be allowed his pay and rations, or an equivalent in money, for such term of time as shall be sufficient for him to travel from the place of

discharge to the place of his residence, computing at the rate of twenty miles to a day.

to their respective residences, &c.

SEC. 25. *And be it further enacted*, That to each commissioned officer, who shall be deranged by virtue of this act, there shall be allowed and paid, in addition to the pay and emoluments to which they will be entitled by law at the time of their discharge, to each officer whose term of service in any military corps of the United States shall not have exceeded three years, three months' pay; to all other officers, so deranged, one months' pay of their grades, respectively, for each year of past service in the army of the United States, or in any regiment or corps now or formerly in the service thereof.

Additional pay allowed to officers deranged by this act.

SEC. 26. *And be it further enacted*, That the President of the United States is hereby authorized and empowered, when he shall deem it expedient, to organize and establish a corps of engineers, to consist of one engineer, with the pay, rank, and emoluments of a major; two assistant engineers, with the pay, rank, and emoluments of captains; two other assistant engineers, with the pay, rank, and emoluments, of first lieutenants; two other assistant engineers, with the pay, rank, and emoluments, of second lieutenants; and ten cadets, with the pay of sixteen dollars per month, and two rations per day: and the President of the United States is, in like manner, authorized, when he shall deem it proper, to make such promotions in the said corps, with a view to particular merit, and without regard to rank, so as not to exceed one colonel, one lieutenant-colonel, two majors, four captains, four first lieutenants, four second lieutenants, and so as that the number of the whole corps shall, at no time, exceed twenty officers and cadets.

The President may organize a corps of engineers, &c.

Corps of engineers to be composed of the officers mentioned.

Cadets and their pay, &c.

The President may make promotions in the corps of engineers, with a view to particular merit, &c. so as not to exceed, &c.

SEC. 27. *And be it further enacted*, That the said corps, when so organized, shall be stationed at West Point, in the state of New York, and shall constitute a military academy; and the engineers, assistant engineers, and cadets of the said corps, shall be subject, at all times, to do duty in such places, and on such service, as the President of the United States shall direct.

The corps of engineers to be stationed at West Point, constitute an academy, and subject to duty as the President may direct.

SEC. 28. *And be it further enacted*, That the principal engineer, and, in his absence, the next in rank, shall have the superintendence of the said military academy, under the direction of the President of the United States; and the secretary of war is hereby authorized, at the public expense, under such regulations as shall be directed by the President of the United States, to procure the necessary books, implements, and apparatus, for the use and benefit of the said institution.

The principal engineer to superintend the military academy, &c.

The secretary of war to procure the necessary books, &c.

SEC. 29. *And be it further enacted*, That so much of any act or acts, now in force, as comes within the purview of this act, shall be, and the same is hereby, repealed; saving, nevertheless, such parts thereof as relate to the enlistments, or term of service, of any of the troops which by this act are continued on the present military establishment of the United States.

Acts, &c. within the purview of this act, repealed; saving, &c.

[Approved March 16, 1802.]

CHAPTER 50.

An act in addition to an act, entitled "An act fixing the military peace establishment of the United States."

Two teachers of music to be added to the artillery, &c.

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That there be added to the regiment of artillery, two teachers of music, whose pay, rations, and clothing, shall be the same as is by law allowed to the teachers of music in the regiments of infantry in the service of the United States.

The President to appoint a teacher of the French language, and a teacher of drawing, to the corps of engineers, &c.

SEC. 2. *And be it further enacted,* That the President of the United States be, and he is hereby, authorized to appoint one teacher of the French language, and one teacher of drawing, to be attached to the corps of engineers, whose compensation shall not exceed the pay and emolument of a captain in the line of the army.

The commanding officer of the corps of engineers authorized to enlist for 3 years one artificer and eighteen men, &c.

SEC. 3. *And be it further enacted,* That the commanding officer of the corps of engineers be authorized to enlist, for a term not less than three years, one artificer, and eighteen men, to aid in making practical experiments, and for other purposes; to receive the same pay, rations, and clothing, as are allowed to the artificers and privates in the army of the United States; and the same bounty when enlisted for five years, and to be subject to the rules and articles of war.*

The President authorized to allow to the officers mentioned, not exceeding 3,000 dolls. for clerk hire, &c.

SEC. 4.† *And be it further enacted,* That the President of the United States be, and he is hereby, authorized to allow to the paymaster of the army, the adjutant and inspector of the army, and the military agent at Philadelphia, such sums, not exceeding, in the whole, three thousand dollars, for clerk hire, as their respective duties may, in his opinion, reasonably require.

[Approved, February 28, 1803.]

CHAPTER 51.

An act directing a detachment from the militia of the United States, and for erecting certain arsenals.

[EXTRACT.]

\$25,000 appropriated for erecting one or more arsenals on the western waters, &c.

SEC. 5.† *And be it further enacted,* That twenty-five thousand dollars be appropriated for erecting, at such place or places, on the western waters, as the President may judge most proper, one or more arsenals; and that the President cause the same to be furnished with such arms, ammunition, and military stores, as he may deem necessary.

[Approved, March 3, 1803.]

* See chapter 71, section 1.

† Superseded by subsequent provisions in the civil list.

‡ The residue of this act relates exclusively to detaching a body of militia, and is, therefore, not inserted here.

CHAPTER 52.

An act in addition to "An act for fixing the military peace 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 assembled,* That there shall be appointed, in addition to the surgeon's mates provided for by the "Act fixing the military peace establishment of the United States," as many surgeon's mates, not exceeding six, as the President of the United States may judge necessary, to be attached to garrisons or posts, agreeably to the provision of the said act.

SEC. 2. *And be it further enacted,* That an equivalent in malt liquor, or low wines, may be supplied the troops of the United States, instead of the rum, whiskey, or brandy, which, by the said act, is made a component part of a ration, at such posts and garrisons, and at such seasons of the year, as, in the opinion of the President of the United States, may be necessary for the preservation of their health.

[Approved, March 26, 1804.]

CHAPTER 53.

An act for establishing rules and articles for the government of the armies 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, from and after the passing of this act, the following shall be the rules and articles by which the armies of the United States shall be governed:

ARTICLE 1. Every officer now in the army of United States shall, in six months from the passing of this act, and every officer who shall hereafter be appointed shall, before he enters on the duties of his office, subscribe these rules and regulations.

ART. 2. It is earnestly recommended to all officers and soldiers diligently to attend divine service, and all officers who shall behave indecently or irreverently at any place of divine worship shall, if commissioned officers, be brought before a general court-martial, there to be publicly and severely reprimanded by the president; if non-commissioned officers or soldiers, every person so offending shall, for his first offence, forfeit one-sixth of a dollar, to be deducted out of his next pay;

* Original act, chapter 49.

† These rules and articles, with the exceptions indicated by the notes annexed to articles 20, 65, and 87, remain unaltered and in force at present.