

Proviso; the contract price of the rations to be reimbursed, &c. with the necessary transportation, as well for the men as for their baggage, provisions, and cannon: *Provided, nevertheless,* That the contract price of the rations which may be furnished shall be reimbursed out of the appropriations for the support of the navy.

Quartermasters of the army to furnish commanding naval officers, with horses, forage, &c. SEC. 2. *And be it further enacted,* That the respective quartermasters of the army shall, upon the requisition of the commanding naval officer of any such detachment of seamen or marines, furnish the said officer and his necessary aids with horses, accoutrements, and forage, during the time they may be employed in co-operating with the land troops as aforesaid.

[Approved, December 15, 1814.]

CHAPTER 99.

An act for the better regulation of the ordnance department.*

The ordnance department to consist of one colonel, &c. 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 passage of this act, the ordnance department shall consist of one colonel, one lieutenant-colonel, two majors, ten captains, ten first lieutenants, ten second lieutenants, and ten third lieutenants.

The colonel, &c. to enlist for five years, master armors, master carriage-makers, &c. SEC. 2. *And be it further enacted,* That the colonel or senior officer of the ordnance department, is authorized to enlist, for the service of that department, for five years, as many master armors, master carriage-makers, master blacksmiths, artificers, armorers, carriage-makers, blacksmiths, and laborers, as the public service, in his judgment, under the directions of the secretary for the department of war, may require.

Duties of the colonel of the ordnance department, &c. SEC. 3. *And be it further enacted,* That it shall be the duty of the colonel of the ordnance department to direct the inspection and proving of all pieces of ordnance, cannon-balls, shot, shells, small arms, and side arms, and equipments, procured for the use of the armies of the United States; and to direct the construction of all cannon and carriages, and every implement and apparatus for ordnance, and all ammunition wagons, travelling forges, and artificer's wagons, the inspection and proving of powder, and the preparation of all kinds of ammunition and ordnance stores. And it shall also be the duty of the colonel, or senior officer of the ordnance department, to furnish estimates, and, under the direction of the secretary for the department of war, to make contracts, and purchases for procuring

* This act, so far as it relates to organization, is superseded by that of 2d March, 1821, which abolished the ordnance department, and incorporated it with the artillery.—See chapter 128, section 4.—See also chapter 150, reorganizing the ordnance department.

the necessary supplies of arms, equipments, ordnance, and ordnance stores.

SEC. 4. *And be it further enacted,* That the colonel of the ordnance department shall organize and attach to regiments, corps, or garrisons, such number of artificers, with proper tools, carriages, and apparatus, under such regulations and restrictions relative to their government and number, as, in his judgment, with the approbation of the secretary for the department of war, may be considered necessary.

SEC. 5. *And be it further enacted,* That the colonel of the ordnance department, or senior officer of that department of any district, shall execute all orders of the secretary for the department of war, and, in time of war, the orders of any general, or field officer, commanding any army, garrison, or detachment, for the supply of all arms, ordnance, ammunition, carriages, forges, and apparatus, for garrison, field, or siege service.

SEC. 6. *And be it further enacted,* That the keepers of all magazines and arsenals shall, quarterly, or oftener, if so directed, and in such manner as directed by the colonel of the ordnance department, make correct returns to the colonel, or senior officer, of the ordnance department, of all ordnance, arms, and ordnance stores, they may have in charge.

SEC. 7. *And be it further enacted,* That the costs of repairs of damages done to arms, equipments, or implements, in the use of the armies of the United States, shall be deducted from the pay of any officer or soldier in whose care or use the said arms, equipments, or implements, were, when the said damages occurred: *Provided,* The said damages were occasioned by the abuse or negligence of the said officer or soldier. And it is hereby made the duty of every officer commanding regiments, corps, garrisons, or detachments, to make, once every two months, or oftener if so directed, a written report to the colonel of the ordnance department, stating all damages to arms, equipments, or implements, belonging to his command, noting those occasioned by negligence or abuse, and naming the officer or soldier, by whose negligence or abuse the said damages were occasioned.

SEC. 8. *And be it further enacted,* That the colonel of the ordnance department shall make, half yearly, to the war department, or oftener, if the secretary for that department shall so direct, a correct report of the officers, and all artificers, and laborers, in his department: also, of all ordnance, arms, military stores, implements, and apparatus, of every description, and in such form as the secretary for the department of war shall direct.

SEC. 9. *And be it further enacted,* That to insure system and uniformity in the different public armories, they are hereby placed under the direction of the ordnance department. And the colonel of the ordnance department, under the direction of the secretary for the department of war, is hereby authorized to establish depots of arms, ammunition, and ordnance stores,

in such parts of the United States, and in such numbers, as may be deemed necessary.

SEC. 10. *And be it further enacted*, That the colonel of the ordnance department, under the direction of the secretary for the department of war, is hereby authorized to draw up a system of regulations for the government of the ordnance department, forms of returns and reports, and for the uniformity of manufactures of all arms, ordnance, ordnance stores, implements, and apparatus, and for the repairing and better preservation of the same.

SEC. 11. *And be it further enacted*, That the pay, emoluments, and allowances, for the officers of the ordnance department, shall be the same as the pay, emoluments, and allowances, now allowed to officers of similar grades, respectively, in the artillery of the United States. And that the pay of a master armorer shall be thirty dollars per month, and one and a half rations per day; of a master carriage-maker, thirty dollars per month, and one and a half rations per day; of a master blacksmith, thirty dollars per month, and one and a half rations per day. The pay of armorers, carriage-makers, or blacksmiths, each, sixteen dollars per month, and one and a half rations per day; the pay of artificers, thirteen dollars per month, one ration per day; and the pay of laborers, nine dollars per month, and one ration per day; and to all of the said workmen, artificers, and laborers, the same clothing, and other allowances, as are allowed to privates of infantry in the army of the United States, except clothing to the master workmen.

SEC. 12. *And be it further enacted*, That the President of the United States is hereby authorized to continue in the service, under this act, all the officers of the ordnance department in service on the passage of the same, or to transfer them to other corps of the army of the United States.

SEC. 13. *And be it further enacted*, That the colonel of the ordnance department, is hereby allowed, at the rate of one thousand dollars per year, for clerks, and such books and stationery as may be necessary to his department.

SEC. 14. *And be it further enacted*, That the act passed May the fourteenth, one thousand eight hundred and twelve, entitled "An act for the better regulation of the ordnance department," and the sections of any other acts, coming within the purview of any of the sections of this act, be, and the same are hereby, repealed.

[Approved, February 8, 1815.]

The colonel to draw up a system of regulations for the ordnance department, etc.

The pay, etc. for officers of the ordnance department, the same as those in the artillery, etc.

Pay of master armorer, carriage maker, blacksmith and others.

Clothing, etc.

The President authorized to continue officers of the ordnance department in service, or, etc.

\$1,000 per year, for clerks, etc.

The act of the 14th May, 1812, etc. repealed.

CHAPTER 100.

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 shall consist of such proportions of artillery, infantry, and riflemen, not exceeding, in the whole, ten thousand men, as the President of the United States shall judge proper, and that the corps of engineers, as at present established, be retained.

SEC. 2. *And be it further enacted*, That the corps of artillery shall have the same organization as is prescribed by the act passed the thirtieth of March, one thousand eight hundred and fourteen;† and the regiment of light artillery the same organization as is prescribed by the act passed the twelfth day of April, one thousand eight hundred and eight;‡ and that each regiment of infantry and riflemen shall consist of one colonel, one lieutenant-colonel, one major, one adjutant, one quartermaster, one paymaster, one surgeon, and two surgeon's mates, one sergeant-major, one quartermaster-sergeant, two principal musicians, and ten companies; each company to consist of one captain, one first lieutenant, and one second lieutenant, four sergeants, four corporals, two musicians, and sixty-eight privates.

SEC. 3. *And be it further enacted*, That there shall be two major-generals, and four brigadier-generals; the major-generals to be entitled to two aids-de-camp, and the brigadier-generals to one aid-de-camp, each, to be taken from the subalterns of the line; four brigade-inspectors, and four brigade-quartermasters, and such number of hospital surgeons and surgeon's mates, as the service may require, not exceeding five surgeons and fifteen mates, with one steward and one wardmaster to each hospital. The brigade-inspectors, appointed under this act, shall be taken from the line, and the brigade-quartermasters, the adjutants, regimental quartermasters, and paymasters, from the subalterns of the line.

SEC. 4. *And be it further enacted*, That the compensation, subsistence, and clothing, of the officers, cadets, non-commissioned officers,§ musicians, artificers, and privates,|| composing the military peace establishment, shall be the same as are prescribed by the act, entitled, "An act fixing the military peace establishment of the United States,"¶ passed 16th March, one thousand eight hundred and two, and the act, entitled "An act to raise, for a limited time, an additional military force,"*** passed twelfth of April, one thousand eight hundred and eight; and that the major-generals shall be entitled to the same compensa-

The military peace establishment to consist of not exceeding 10,000 men, etc.

The corps of engineers to be retained.

Organization of the several arms.

Two major generals and four brigadiers, etc.

Brigade inspectors from the line, brigade quartermasters, etc. from the subalterns, etc.

Compensation, subsistence, clothing, etc.

*This act, and such intervening acts as relate to organization, (as chapters 103, 115, and 117,) are superseded by the provisions of the act of 2d March 1821, chapter 128.

†Chapter 93.

‡Chapter 57.

§Chapter 159.

||Chapter 140.

¶See chapter 49.

***See chapter 57.

tion as is provided by an act, entitled, "An act to raise an additional military force,"* passed eleventh January, one thousand eight hundred and twelve.

The President to cause the officers and soldiers now in service, etc. to be arranged, and supernumeraries to be discharged, etc.

SEC. 5. *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 a manner as to form and complete out of the same the corps authorized by this act, 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 May next, or as soon as circumstances may permit.

Three months' pay additional to each commissioned officer deranged, etc.

SEC. 6. *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 his discharge, three months' pay.

The several corps to be subject to the rules and articles of war; and the officers and soldiers to be entitled to the same provision for wounds, etc. benefits, allowances, etc. as authorized by the act mentioned.

SEC. 7. *And be it further enacted*, That the several corps authorized by this act, shall be subject to the rules and articles of war, be recruited in the same manner, and with the same limitations; and that officers, non-commissioned officers, musicians, and privates, shall be entitled to the same provision for wounds and disabilities, the same provision for widows and children, and the same benefits and allowances in every respect, not inconsistent with the provisions of this act, as are authorized by the act of sixteenth March, one thousand eight hundred and two, entitled "An act fixing the military peace establishment of the United States,"† and the act of the twelfth April, one thousand eight hundred and eight, entitled "An act to raise, for a limited time, and additional military force,"‡ and that the bounty to the recruit, and compensation to the recruiting officer, shall be the same as are allowed by the aforesaid act of the twelfth of April, one thousand eight hundred and eight.§

[Approved March 3, 1815.]

CHAPTER 101.

An act making further provision for military services during the late war and for other purposes.

Widows and children of officers and soldiers, who died in service during the war of 1812, or of

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That, when any officer or private soldier of the militia, including rangers, sea fencibles, and volunteers, or any non-com-

*See chapter 65.

†See chapter 49.

‡See chapter 57.

§Term of enlistment altered, and bounty to recruits, and premium to officers, discontinued by chapter 159.

missioned officer, musician, or private, enlisted for either of the terms of one year or eighteen months, or any commissioned officer of the regular army, shall have died while in the service of the United States, during the late war, or in returning to his place of residence, after being mustered out of service, or who shall have died at any time thereafter, in consequence of wounds received whilst in the service, and shall have left 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 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; and, in case of death or intermarriage of such widow before the expiration of said five years, the half pay for the remainder of the time shall go to the child or children of the said decedent: *Provided always*, That the secretary of war shall adopt such forms of evidence in applications under this act as the President of the United States may prescribe: *Provided also*, That the officers and private soldiers of the militia, as aforesaid, who have been disabled by wounds or otherwise, while in the service of the United States, in the discharge of their duty during the late war, shall be placed on the list of pensioners in the same manner as the officers and soldiers of the regular army, under such forms of evidence as the President of the United States may prescribe: *Provided also*, That the provisions of this act shall not extend to any person embraced in the provisions of an act, entitled "An act to provide for the widows and orphans of militia slain, and for militia disabled, in the service of the United States," passed the second day of August, one thousand eight hundred and thirteen.

wounds received while in service, to receive half pay for five years.

If the widow dies or marries, the half pay goes to the children.

Proviso; as to forms of evidence.

Proviso; officers and privates of militia disabled by wounds, etc. to be placed on the pension list like regulars.

Proviso; the provisions of this act not to extend to persons embraced by the act of 2d August, 1813.

SEC. 2. *And be it further enacted*, That when any non-commissioned officer, musician, or private soldier, of the regular army of the United States, shall have been killed in battle, or have died of wounds or disease, while in the service of the United States, during the late war, and have left a child or children under sixteen years of age, it shall be lawful for the guardian of such child or children, within one year from the passing of this act,* to relinquish the bounty land to which such non-commissioned officer, musician, or private soldier, had he survived the war, would have been entitled; and in lieu thereof, to receive half the monthly pay to which such deceased person was entitled at the time of his death, for and during the term of five years, to be computed from and after the seventeenth day of February, one thousand eight hundred and fifteen; the payment thereof to be made when and where other military pensions are or shall be paid; and where a warrant for the military bounty land aforesaid shall have been issued, to or for the use of the child or children of any such deceased non-commissioned officer, musician, or private soldier, such child

The guardians of non-commissioned officers & soldiers, who have been killed in battle, or died of wounds, etc. may, within a year, relinquish the bounty land, and receive the half monthly pay for five years.

Where a warrant has issued, the guardian may surrender it.

*Time extended by subsequent acts—See chapter 111, section 3, and chapter 123.

or children, or either of them, being under sixteen years of age, it shall be lawful for the guardian of such minor or minors, to surrender and deliver such warrant into the office for the department of war, within one year from the passing of this act; of which surrender and delivery, the secretary of that department shall give notice to the secretary of the treasury, who shall thereupon give the requisite orders for the payment of the half pay hereby provided for.

SEC. 3. And be it further enacted, That all soldiers who have been enlisted to serve for five years or during the war, and were above the age of forty-five, or under the age of eighteen years, who have faithfully served during the late war, and have been regularly discharged, and the representatives of such soldiers as shall have died whilst in the service of the United States, and all soldiers who have been enlisted, and have faithfully served during the late war, until they have been promoted to the rank of commissioned officers, who, if they had served during the war under their enlistment, and been regularly discharged, would have been entitled to a bounty in land, shall be entitled to one hundred and sixty or three hundred and twenty acres of land, according to the term of enlistment; the warrants and patents to issue in the same manner as in the case of soldiers enlisted of proper age, and discharged under similar circumstances.

SEC. 4. And be it further enacted, That, for the purpose of carrying the provisions of this act into effect, and other acts giving bounty lands to soldiers of the regular army, the President of the United States is hereby authorized to cause to be surveyed and laid off in one or more surveys, two millions of acres, not otherwise appropriated, in addition to the appropriations of lands by the act of May the sixth, one thousand eight hundred and twelve, for designating, surveying, and granting, military bounty lands according to the provisions of said act.*

SEC. 5. And be it further enacted, That no transfer of land, granted in virtue of this or any other law, giving bounties of land to the non-commissioned officers, musicians, and privates, enlisted during the late war, shall be valid, unless the contract or agreement therefor, or letter of attorney, giving power to sell or convey, shall have been executed after the patents shall be issued and delivered to the persons entitled thereto.

[Approved, April 16, 1816.]

* See chapter 72.

Notice of surrender to the secretary of the treasury, who is to give orders for the half pay.

Soldiers who enlisted to serve for five years or during the war, above 45 or under 18, having faithfully served and been regularly discharged, or been promoted, etc. entitled to land bounty according to term of enlistment.

Warrants and patents to issue, etc.

The President to cause 2,000,000 of acres additional, to be surveyed and laid off for the purposes of this act.

No transfer of bounty land valid until after the issue and delivery of the patents to the persons entitled.

CHAPTER 102.

An act to increase the pensions of invalids in certain cases; for the relief of invalids of the militia; and for the appointment of pension agents in those states where there is no commissioner of loans.

SEC. 1. Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That all persons of the ranks hereinafter named, who are now on the military pension roll of the United States, shall, from and after the passage of this act, be entitled to, and receive, for disabilities of the highest degree, the following sums, in lieu of those to which they are now entitled, to wit: a first lieutenant, seventeen dollars; a second lieutenant, fifteen dollars; a third lieutenant, fourteen dollars; an ensign, thirteen dollars; and a non-commissioned officer, musician, or private, eight dollars, per month: and for disabilities of a degree less than the highest, a sum proportionably less.

SEC. 2. And be it further enacted, That all persons of the aforesaid ranks, who may hereafter be placed on the military pension roll of the United States, shall, according to their ranks and degrees of disabilities, be placed on at the aforesaid rates of pensions, in lieu of those heretofore established: *Provided,* That nothing herein contained shall be construed to lessen the pension of any person who, by special provision, is entitled to a higher pension than is herein provided.

SEC. 3. And be it further enacted, That all laws and regulations, relating to the admission of the officers and soldiers of the regular army to be placed on the pension roll of the United States, shall, and they are hereby declared to, relate equally to the officers and soldiers of the militia, whilst in the service of the United States.

SEC. 4. And be it further enacted, That the secretary for the department of war be, and he is hereby, authorized and required to appoint some fit and proper person in those states and territories where there is no commissioner of loans, and also in the district of Maine, to perform the duties in those states and territories, and in said district, respectively, relating to pensions and pensioners, which are now required of said commissioners in their respective states. [Approved, April 24, 1816.]

CHAPTER 103.

An act for organizing the general staff, and making further provision for the army 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, Provisions of the act of 3d March, 1813, with re-

* The organization here given to the staff, is materially modified by act of 14th April, 1818, chapter 115, which, with so much of this act as refers to organization, may be considered superseded by that of 2d March, 1821, chapter 128.

Persons of the ranks named, now on the pension roll, are to receive, for the highest degree of disabilities, the sums mentioned, in lieu, etc.

For less disabilities, proportionably less.

Persons hereafter placed on the military pension roll, to be put on at the rates specified in this act. *Provido;* nothing herein to lessen a higher pension by special provision.

Officers and soldiers of the militia, whilst in service, to be placed on the pension roll like those of the regular army.

The secretary of war required to appoint proper persons in the states and territories, where there is no commissioner of loans, to perform the duties relating to pensions and pensioners.

spect to the general staff, so far established, etc.

That, in addition to the act providing for a military peace establishment,* the provisions of the act of March third, one thousand eight hundred and thirteen,† for the better organization of the general staff, be, and the same are hereby, so far established, that the general staff shall, in future, consist of one adjutant and inspector-general of the army, and one adjutant general, one inspector-general, three topographical engineers, and one quartermaster-general, with one deputy quartermaster-general to a division; and an assistant of each to every brigade, which shall supersede the brigade-quartermasters and inspectors now existing; and that the apothecary-general, as heretofore authorized, be allowed two assistant apothecaries.

Medical staff extended.

SEC. 2. *And be it further enacted*, That the medical staff shall be so extended, that there shall be four hospital surgeons, and eight hospital surgeon's mates, to each division, with as many post surgeons as the service may require, not exceeding twelve to each division; who shall receive the same pay and emoluments as hospital surgeon's mates; and that there be three judge advocates to each division, and one chaplain to each brigade of the army, who shall receive the pay and emoluments of major, as heretofore allowed.

Three judge advocates to a division, and a chaplain to each brigade.

Pay department to consist of a paymaster-general, with a salary of \$2,500 per annum.

Battalion paymasters to the corps of artillery.

SEC. 3. *And be it further enacted*, That the pay department shall consist of one paymaster-general of the army, with the annual salary of two thousand five hundred dollars; and that, in addition to regimental paymasters, there be appointed one paymaster to each battalion of the corps of artillery, who, as well as the regimental paymasters, in addition to the regular and punctual payment of their respective regiments or corps, shall discharge the duties of district paymasters, within such district as shall, from time to time, be assigned them by the paymaster-general, under the direction of the secretary of war: *Provided*, That regimental and battalion paymasters may be taken either from the subalterns of the army or citizens, and appointed by the President of the United States: *Provided also*, That regimental and battalion paymasters shall receive the pay and emoluments of major, and shall each be allowed a capable non-commissioned officer as clerk, who, while so employed, shall receive double pay, and the actual expense of transportation while travelling under orders in the discharge of his duty.

Proviso; the President to appoint the paymasters from subalterns of the army or citizens.

Proviso; paymasters to receive the pay and emoluments of a major, and allowed a non-commissioned officer as a clerk, etc.

Paymasters to pay all the regular troops.

Correct reports to the paymaster-general, one in two months etc.

Paymasters failing to transmit estimates, or neglecting to

SEC. 4. *And be it further enacted*, That it shall be the duty of the regimental and battalion paymasters to pay all the regular troops; and, to insure punctuality and responsibility, correct reports shall be made to the paymaster-general once in two months, showing the disposition of the funds previously transmitted, with accurate estimates for the next payment of such regiment, garrison, or department, as may have been assigned to each; and whenever any paymaster shall fail to transmit such estimate, or neglect to render his vouchers to

* See chapter 100.

† See chapter 84.

the paymaster-general for settlement of his accounts, more than six months after receiving funds, he shall be recalled, and another appointed in his place.*

render vouchers for six months after receiving funds, are to be recalled, etc.

SEC. 5. *And be it further enacted*, That the purchasing department shall consist of one commissary-general of purchases, as heretofore authorized, with the annual salary of three thousand dollars, and one deputy commissary to each division, with the annual salary of two thousand dollars, and six assistant commissaries of issues, with the annual salary of one thousand three hundred dollars; and as many military storekeepers as the service may require, whose salaries shall be regulated by the secretary of war, according to the duty they may perform: *Provided*, That the pay and emoluments shall not exceed that of a captain of infantry.

Purchasing department to consist of a commissary-general; a deputy commissary to each division; six assistant commissaries of issues; and military storekeepers.

SEC. 6. *And be it further enacted*, That all officers of the pay, commissary, and quartermaster's department, shall, previous to their entering on the duties of their respective offices, give good and sufficient bonds to the United States, fully to account for all moneys and public property which they may receive, in such sums as the secretary of war shall direct. And all paymasters, commissaries, and storekeepers, shall be subject to the rules and articles of war, in the same manner as commissioned officers: *Provided also*, That all officers of the pay and commissary's departments be submitted to the Senate for their confirmation, in the same manner as the officers of the army.

Officers of the pay, commissary, and quartermaster's departments, to give bonds.

Paymasters, commissaries, and storekeepers, subject to the rules and articles of war. Proviso; officers of the pay and commissary's departments, to be submitted to the Senate.

SEC. 7. *And be it further enacted*, That the President of the United States be, and he hereby is, authorized to prescribe the quantity and kind of clothing, to be issued annually to the troops of the United States: *Provided*, That whenever more than the authorized quantity is required, the value of the extra articles shall be deducted from the soldiers' pay; and, in like manner, the soldiers shall receive pay according to the annual estimated value for such authorized articles of uniform as shall not have been issued to him in each year: *Provided also*, That the manner of issuing and accounting for clothing, shall be established in the general regulations of the war department.

The President to prescribe the quantity and kind of clothing.

Proviso; when more than the authorized quantity of clothing is required, the value is to be deducted from the soldiers' pay, etc.

Proviso: the manner of issuing clothing, etc., to be established in general regulations.

SEC. 8. *And be it further enacted*, That in all cases where a soldier of the regular army shall have been discharged from the service of the United States, and clothing shall be due to said soldier, it shall be the duty of the paymaster-general to cause the same to be paid for, according to the price paid in the seventh section of this act.

Where a soldier has been discharged, and there is clothing due to him, the paymaster-general is to cause it to be paid for.

SEC. 9. *And be it further enacted*, That the several officers of the staff shall, respectively, receive the pay and emoluments, and retain all the privileges, secured to the staff of the army, by the act of March third, one thousand eight hundred and thirteen,† and not incompatible with the provisions of this act: and that the regulations in force before the reduction of

Officers of the staff are to receive pay and emoluments, and to retain privileges, according to act of 3d March, 1813, etc.

Regulations in

* See chapter 131, sections 2 and 3.

† See chapter 84.

force prior to the reduction of the army recognized; subject, etc.

Officers of the staff enumerated in this act, to be recognized in service; and garrison surgeons and mates to be considered post surgeons.

Staff from the line or citizens.

Ordnance department continued, as organized by act of 8th Feb. 1815.

Ordnance officers to be assigned to duties with the staff, etc.

Eight dollars per month for forage, when not drawn, for each horse.

Proviso; neither forage nor money, except for horses actually in service. Proviso; none but company officers to take soldiers for servants.

Pay, rations, and clothing, of a soldier for each private servant, or money in lieu, etc. Proviso; an additional ration to subalterns of the army.

the army, be recognized, as far as the same shall be found applicable to the service; subject, however, to such alterations as the secretary of war may adopt, with the approbation of the President.

SEC. 10. *And be it further enacted*, That the officers of the staff, provisionally retained by the President, and in this act enumerated and made permanent, be recognized in service under this act, and that the garrison surgeons and mates be hereafter considered as post surgeons; and hereafter the staff of the army may be taken from the line of the army, or from citizens.

SEC. 11. *And be it further enacted*, That the ordnance department be continued, as at present organized under the act of February eighth, one thousand eight hundred and fifteen, and that ordnance officers be assigned to their duties with the staff of the army, in the same manner as from the corps of engineers.

SEC. 12. *And be it further enacted*, That when forage is not drawn in kind by officers of the army entitled thereto, eight dollars per month, for each horse, not exceeding the number authorized by existing regulations, shall be allowed in lieu thereof: *Provided*, That neither forage nor money shall be drawn by officers, but for horses actually kept by them in service: *Provided also*, That none, except company officers, shall be allowed to take as servants or waiters soldiers of the army; and that all officers be allowed, for each private servant actually kept in service, not exceeding the number authorized by existing regulations, the pay, rations, and clothing, of a private soldier, or money in lieu thereof, on a certificate, setting forth the name and description of the servant or servants, in the pay account: *Provided also*, That one additional ration be allowed to all subaltern officers of the army.

[Approved, April 24, 1816.]

CHAPTER 104.

An act to provide for cases of lost military land warrants, and discharges for faithful services.

Soldiers of the regular army having obtained warrants and lost them, etc. upon satisfactory proof of the fact to the secretary of war, are entitled to patents.

When it appears, to the satisfaction

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That when any soldier of the regular army, having obtained a military land warrant, shall have lost, or shall hereafter lose, the same, or the said warrant shall have been, or may be, by accident, destroyed, every such soldier shall, upon proof thereof, to the satisfaction of the secretary of war, be entitled to a patent, in like manner as if the said warrant was produced.

SEC. 2. *And be it further enacted*, That in all cases of

discharges from the military service of the United States, of any soldier of the regular army, when it shall appear to the satisfaction of the secretary of war that a certificate of faithful services has been omitted by the neglect of the discharging officer, by misconstruction of the law, or by any other neglect or casualty, such omission shall not prevent the issuing of the warrant and patent as in other cases. And when it shall be proved, as aforesaid, that any soldier of the regular army has lost his discharge and certificate of faithful service, the secretary of war shall cause such papers to be furnished such soldier of the regular army as will entitle him to his land warrant and patent: *Provided*, Such measure be justified by the time of his enlistment, the period of service, and the report of some officer of the corps to which he was attached.

[Approved, April 27, 1816.]

CHAPTER 105.

An act concerning the annual sum appropriated for arming and equipping the militia.*

SEC. 1. *Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled*, That the annual sum of two hundred thousand dollars, as appropriated for the purpose of providing arms and military equipments for the militia, either by purchase or manufacture, according to the act of the twenty-third of April, one thousand eight hundred and eight, entitled "An act making provision for arming and equipping the whole body of the militia of the United States," shall be paid, for each year, respectively, out of any moneys in the treasury not otherwise appropriated.

SEC. 2. *And be it further enacted*, That the sum appropriated, to be paid as aforesaid, shall be applied for the purpose, and according to the intention, specified in said act, without being liable, at any time, to be carried to the account of the surplus fund. And nothing in the act of the third of March, one thousand eight hundred and nine, entitled "An act further to amend the several acts for the establishment and regulation of the treasury, war, and navy, departments," shall be construed to authorize the transferring of the sum annually appropriated as aforesaid, or any portion thereof, to any other branch of expenditure.†

[Approved, April 29, 1816.]

*See chapter 59, with the note thereon.

† See note to chapter 110.

tion of the secretary of war, that certificates of faithful services, in cases of discharge from military service, have been omitted by neglect, misconstruction, or casualty, the omission is not to prevent the issuing of warrants and patents.

Upon proof of the loss of a discharge and certificate, the secretary of war is to furnish papers, etc.

Proviso; if the measure be justified by the time of enlistment, etc.

The sum of \$200,000 for providing arms, etc. for the militia, to be paid out of any moneys in the treasury, not otherwise appropriated.

The sum appropriated to be applied according to the act of 23d April, 1808, without being carried to the surplus fund.

Nothing in the act of 3d March, 1809, to authorize a transfer of any portion of the sum to any other branch of expenditure.