

him a certificate of his being discharged, under the penalty of 10 dollars.—*ibid.* § 22.

29. No person serving as a substitute for another, shall thereby be excused from serving in his turn.—*ibid.* § 23.

30. No officer or private of the militia shall be subject to any arrest, either on mesne process or execution, or in any other manner, for any civil matter, in his attendance at, going to, or returning from muster.—*ibid.* § 24.

31. If any suit or suits shall be brought or commenced against any person or persons for any thing done in pursuance of this act, the action shall be laid in the county where the cause or causes of such action did arise, and not elsewhere, and the defendant or defendants may plead the general issue, and give this act and the special matter in evidence; and if the jury shall find for the defendant or defendants in such action or actions, or if the plaintiff or plaintiffs shall be non-suited, or discontinue his or their action or actions, after the defendant or defendants shall have appeared, or if upon demurrer judgment shall be given against the plaintiff or plaintiffs, the defendant or defendants shall have treble costs, and have the like remedy for the same as any defendant or defendants hath or have in other cases to recover costs by law.—*ibid.* § 25.

32. All companies formed previous to the 20 day of May next, shall be continued and confirmed, subject to all duties, fines and penalties, to which the rest of the militia are subjected to by this act; provided that the governor and council, shall have the appointment and commissioning of the officers of the said companies.—*ibid.* § 26.

33. The field officers now having, or that may hereafter have, the command of the militia of Allegany county, shall appoint some day or days, not exceeding 4 days in each year, for the persons composing, or who may compose, the militia of said county, to meet and exercise (at such place or places in said county as the field officers of said county may deem convenient,) in battalion or companies, as may be most expedient, instead of the meeting in regiment as directed by the 14 §. of the act to regulate and discipline the militia of this state.—1797, c. 3. § 2.

34. The persons composing, the militia of said county, shall be liable to the same fines and forfeitures for not attending at such meeting or meetings appointed by virtue of this act, as they would heretofore have been liable to in not attending the meetings in regiment or battalions as established by law.—*ibid.* § 3.

35. The field officers of said county shall not direct more than one meeting of each battalion in said county in any one year.—*ibid.* § 4.—
See Governor, 5, 6.