

C H A P. LIII. treasurer of his shore for all monies so received, and pay the same over to such treasurer, to be subject to the future application of the general assembly.

A duplicate to be lodged, &c.

XVI. **And be it enacted,** That a duplicate of all returns made to the lieutenant-colonels as aforesaid, and an account of all money paid to them, shall be annually lodged by the respective persons making such returns or payments with the treasurer of their respective shores.

Militia on K. Island not compelled to meet, &c.

XVII. **And,** whereas the remote and detached situation of that part of the militia of Queen-Anne's county who reside on Kent Island, renders it impracticable for them to meet in battalion or regiment off the said island; therefore, **Be it enacted,** That the militia residing on Kent Island shall not be compelled to meet in battalion or regiment, but that the companies composed of the militia on said island shall nevertheless be subject to be called together to exercise twice a year on the said island, exclusive of company meetings, at such times and at such place as the commanding officer of the battalion to which they belong shall direct, and shall be subject to the same fines for not appearing at said meetings as others are for not meeting in battalion or regiment, any thing in this act to the contrary notwithstanding.

Quakers, &c. excused, &c.

XVIII. **And be it enacted,** That all those persons called Quakers, Menonists and Tunkers, and all other persons conscientiously scrupulous of bearing arms, shall be excused from militia duty, (except when called into actual service,) on the payment of two dollars each on the first day of September annually, to the lieutenant-colonel of the regiment to which they shall respectively belong; which said sums shall be collected in manner aforesaid, and be accounted for annually, on or before the first day of December, and paid to the treasurer of the eastern and western shores respectively, subject to the future disposition of the general assembly.

Masters, &c. accountable, &c.

XIX. **And be it enacted,** That the master or mistress of any apprentice, and the father, or mother or guardian of any minor, not a matross or dragoon, who shall refuse or neglect to attend as aforesaid, being in the service of his father, or mother or guardian, master or mistress, shall be accountable for the fine or fines so incurred by such minor or apprentice.

Any person draughted may find a substitute, &c.

XX. **And be it enacted,** That when any part or parts of the militia shall be draughted, or called out of the state into actual service, every person enrolled as aforesaid, who is not a commissioned officer, shall have it in his choice, either to serve in person, or to find a sufficient person for a substitute, which said substitute shall be approved of by the lieutenant-colonel, or commanding officer of the battalion to which he shall belong; but if any person, not being disabled by sickness, shall neglect or refuse to serve, or find such sufficient substitute in his place within ten days after notice given to him, the lieutenant-colonel, or commanding officer of the battalion to which such delinquent belongs, shall and he is hereby required to provide, hire or procure, on as reasonable terms as may be, a substitute for such person so refusing or neglecting, and to charge such sum or sums, together with reasonable expences for procuring the same, to such delinquent, to be recovered by distress and sale of his goods and chattels, lands or tenements, by warrant under the hands and seals of any two justices of the peace of the county where such person resides; and in all cases where it shall be necessary to recover any fine or forfeiture, or other money wherewith any person or persons may become chargeable under and by virtue of this act, by distress and sale, or execution, of the property of such person or persons, it is hereby declared to be the duty of the sheriff, or person executing for the same, to take such property as shall be offered or shewn to such sheriff, or person executing, amounting to such debt and cost, and if no property shall be shewn or offered, such sheriff, or person executing, shall not take in execution any negro, or other valuable property, to satisfy a small or trifling fine or sum, if property of small value can be found, but he shall take such property, if any such can be found, as will pay the sum due, with the cost of levying the same, and no more, as nearly