

SECT. I. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same.* That the state treasurer be and he is hereby authorized and directed to pay to Jacob Baker or his order the sum of forty dollars out of any unappropriated monies in the treasury; and that an annuity of forty dollars be granted for the use of Jacob Baker during his life, to be paid by the state treasurer out of any unappropriated monies in the treasury to William Binder of Philadelphia county, his executor or executors, administrator or administrators, his or their lawful attorney, to commence from the first day of January, one thousand eight hundred and eleven, and to be paid half yearly to the said William Binder, his executor or executors, administrator or administrators, his or their lawful attorney; and said annuity shall be expended by the said William Binder, his executor or executors, administrator or administrators, or his or their lawful attorney in providing clothing, diet, and lodging for the said Jacob Baker; and it shall be the duty of the said William Binder, his executor or executors, administrator or administrators, or his or their lawful attorney, to make an annual return to the orphans' court of Philadelphia city and county, on oath or affirmation, how and in what manner he or they have executed the trust in him or them confided by this act.

40 dollars to be paid to Jacob Baker.

An annuity of like amount granted to

To be paid to William Binder Half yearly.

How to be expended.

And accounted for.

JOHN WEBER, *Speaker of the House of Representatives.*

P. C. LANE, *Speaker of the Senate.*

APPROVED—the thirtieth day of March, one thousand eight hundred and eleven.

SIMON SNYDER.

CHAPTER CIX.

An ACT granting certain privileges to and enlarging the regiment of artillery attached to the first brigade first division Pennsylvania militia, and for the better organization of the cavalry in the city and county of Philadelphia.

SECT. I. *BE it enacted by the Senate and House of Representatives of the commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same,* That the regiment of artillery attached to the first brigade first division of the militia of this commonwealth, shall hereafter consist of one colonel, one lieutenant-colonel, two majors and twelve captains; each company to consist of one captain, one first lieutenant, one second lieutenant, two cadets, four sergeants, four corporals, eight artificers, and eighty privates, to be

Note: the first artillery regiment shall be effected.

formed into three battalions; and the field officers of the regiment are hereby authorized to appoint a regimental staff to consist of one adjutant, one quarter-master, and one surgeon, one surgeon's mate; and also one sergeant major, one quarter-master's sergeant, one drum major, and one fife major; and grant a certificate to the person so appointed signed by a majority of the field officers.

SECT. II. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the present field officers of the regiment together with the commanding officers of companies now in commission, so soon as five hundred men shall have enrolled themselves in said regiment conformably to the provisions of this act, to proceed forthwith to divide them into companies by ballot from one to twelve; and shall thereupon hold an election for the quota of officers allowed by this act, and the officers so elected shall be commissioned in the usual manner.

SECT. III. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the field officers of said regiment to organize one company of horse or flying artillery to each battalion of said regiment, each company to consist of one captain, two lieutenants, one cornet, four sergeants, four corporals, one saddler, one farrier, one trumpeter and seventy privates; and each officer non-commissioned officer, and private shall furnish himself with a good and serviceable horse, at least fourteen hands and a half high; a good saddle, bridle, mail-pillion, and valise holsters; a breastplate and crupper; a pair of pistols, a sabre, and a cartouch-box to contain twelve cartridges for pistols. And the governor is hereby required immediately after the organization of such troops, to furnish them with field-pieces, together with the necessary apparatus, excepting horses.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the uniform of the said regiment of artillery shall be as follows; a long dark blue coat faced and lined with scarlet, the collar and cuffs to be of the same, with yellow buttons stamped with the letters "1st Regiment," the buttonholes and edges of the coat, (the bottom excepted,) to be trimmed with gold lace or yellow silk binding; cocked hat with a red feather, and the cockade of this state; blue pantaloons edged with yellow buff; vest with yellow buttons stamped "1st Regiment;" and short boots; a cartridge-box to fasten round the body to contain at least fourteen cartridges: a buff bayonet-belt with an oval plate in front with the arms of this state stamped thereon, and the letters "1st Regiment Pennsylvania Artillery." And that of the horse or flying artillery, a short blue coat faced with scarlet, the collars and cuffs to be of the same, the buttonholes and edges of the coat, (the bottom excepted,) to be trimmed with gold lace or yellow silk binding, the buttons of the like colour stamped with the letters "1st Regiment;" with buff

When 500 men are enrolled in, to be divided into companies.

Elections to be held thereupon.

One company of flying artillery to be organized.

Officers of.

Number of privates.

Size of horses.

Equipment.

Field pieces, &c. to be furnished by the governor.

Uniform of the regiment.

and of the flying artillery.

Penalty for appearing on parade unequipt.

vest, buckskin breeches, and long black topped boots. And if any non-commissioned officer or private of said regiment shall not provide himself with the necessary equipments required by this law, within three months after his enrolment, such non-commissioned officer or private shall be returned to the commanding officer of the ward to which he formerly belonged.

On officers for parading without being in full uniform.

SECT. V. *And be it further enacted by the authority aforesaid,* That all commissioned officers of said regiment shall appear in full uniform when on parade or duty, and on failure thereof shall forfeit and pay five dollars to be assessed and appropriated as other fines are imposed by this act.

Ten years service in said regiment to exempt from further militia duty, &c.

SECT. VI. *And be it further enacted by the authority aforesaid,* That every non-commissioned officer and matross who hath, or at any time hereafter shall enrol and uniform himself in said regiment and serve therein ten years, shall be entitled to a certificate signed by the captain and countersigned by the commandant of the regiment, purporting that he has served in uniform faithfully as last aforesaid for the term of ten years; which certificate shall exempt him from military duty in this state for life, except in cases of insurrection or invasion.

1000 stands of arms to be loaned to, on security.

SECT. VII. *And be it further enacted by the authority aforesaid,* That the secretary of the commonwealth be, and he is hereby authorized to issue so many of the arms, not exceeding one thousand, now in his possession to the commandant of said regiment on his application for the same, to be by him distributed to the commandants of companies in said regiment; but nothing in this section shall be construed to authorize the delivery of said arms until the commandants of said companies shall have given satisfactory security that the arms they may receive shall be kept in perfect repair, and returned whenever required by law.

Regiment may be kept under arms from sun till sun.

SECT. VIII. *And be it further enacted by the authority aforesaid,* That the said regiment shall be considered to be under arms from the rising until the setting of the sun of the same day that they shall be ordered out for improvement or inspection, and no officer non-commissioned officer or private belonging to the same shall while under arms be subject to be arrested by any civil process; and all horses belonging to the troops of horse or flying artillery belonging to this regiment shall be enrolled by the commanding officer of such troop, by their distinguishing marks, and the horses so enrolled and all arms, ammunition and equipments belonging to any member of said regiment and procured in conformity to the regulations of this act, shall be exempted from all attachments, seizures, distresses, executions or sales for debt, or for the payment of taxes.

Members of, exempted from civil process whilst training.

Horses to be enrolled by their marks, &c.

And arms, equipments, &c.

No by stander to molest any soldier while on duty.

SECT. IX. *And be it further enacted by the authority aforesaid,* That if any by-stander shall wilfully interrupt molest or insult any officer or soldier while on duty at any muster, or shall

he guilty of like conduct before any court or board, the commanding officer or such court or board may cause him to be confined for the day; and the commanding officer of the regiment, battalion or company shall have power to fix certain limits not including any public highway to their respective parades within which no spectator or by-stander shall enter without permission from the commanding officer; and if any person shall intrude or offend he shall be liable to be confined during the day in such manner as the commanding officer shall direct

Penalty 6n of sending.

SECT. X. *And be it further enacted by the authority aforesaid,* That the said regiment shall be ordered out for exercise at least six times and not exceeding twelve times in every year by regiment, battalions or companies, as a majority of the field officers shall direct; and every non-commissioned officer or private who shall neglect to appear when ordered in pursuance of this act, without sufficient excuse, shall for every neglect to appear at any brigade, regimental or battalion rendezvous, forfeit the sum of two dollars; and for every day he neglects to appear at any company parade, the sum of one dollar; which respective sums, for every neglect to appear at any brigade, regimental, battalion or company parade, may be increased by any court of appeal composed of commissioned officers of said regiment, to five dollars.

How the regiment shall be exercised.

Penalty for non-attendance.

SECT. XI. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the commandant of said regiment to form and organize a band of musicians for said regiment, and each and every person belonging to said band of musicians shall be under the command and direction of said commandant, and for neglecting or refusing to appear at any parade or meeting of officers when warned with their instruments of music, or for disobedience of orders, shall be liable to such fines and penalties as non-commissioned officers are subject to by this act, and the persons belonging to such band of musicians shall be entitled to all the privileges granted to non-commissioned officers or privates of said regiment during the time they continue in such band.

Band of musicians to be formed.

Penalty for the non-attendance of members of.

Privileges of the musicians.

SECT. XII. *And be it further enacted by the authority aforesaid,* That the accounts of the paymaster of the regiment aforesaid for ammunition furnished shall be settled and adjusted agreeably to the act, entitled, "An act to provide for the payment of ammunition for the regiment of artillery in the city and county of Philadelphia, and other artillery corps of this commonwealth," passed March the nineteenth, one thousand eight hundred and ten, which ammunition shall be expended in practising with field artillery mortars or other useful experiments.

How accounts for ammunition shall be settled.

Ammunition how to be expended.

SECT. XIII. *And be it further enacted by the authority aforesaid,* That if any person or persons shall expose for sale any spirituous liquors at any parade of said regiment within the limits

Venders of spirituous liquors, &c. to be fined.

Fines how to be recovered.

prescribed by the commanding officer, and be thereof convicted; he or they shall forfeit and pay the sum of five dollars, to be recovered in the same manner as debts of equal amount are by law recoverable, the one moiety thereof for the use of the person prosecuting for the same, and the other moiety to be paid and appropriated as fines for delinquencies in said regiment are directed to be paid.

How fines are to be collected and appropriated.

SECT. XIV. *And be it further enacted by the authority aforesaid,* That all fines incurred under this act shall be collected and appropriated to the use of the corps in the same manner as is provided by the militia law of this state.

Ten years service in an artillery company to exempt from future service. Except in cases of invasion, &c.

SECT. XV. *And be it further enacted by the authority aforesaid,* That any person who after the passing of this act shall serve in any company of foot or horse artillery now formed, or that may be hereafter formed, (except in the regiment before named,) and shall actually uniform himself and serve in said company of foot or horse artillery for ten years, in addition to the privileges and exemptions allowed by this act shall be forever thereafter exempted from doing militia duty in this state excepting in cases of insurrection or invasion; and the certificate of the captain of such company shall be ample and complete evidence of such service.

Privileges of the regiment.

SECT. XVI. *And be it further enacted by the authority aforesaid,* That the said regiment shall be entitled to all the privileges heretofore granted them and be under the same restrictions as heretofore, except where the same is altered or supplied by this act; *Provided always,* That nothing in this act contained shall be construed or understood so as to deprive the regiment of its present organization, but the said regiment shall continue in full operation as heretofore until the provisions contained in the second section of this act shall warrant this act to go into operation.

The cavalry in the city and county to be formed into a regiment. Number of. And officers.

SECT. XVII. *And be it further enacted by the authority aforesaid,* That from and after the passing of this act the cavalry within the city and county of Philadelphia shall be formed into a regiment to be No. 1, which regiment shall be officered in the following manner; that is to say, there shall be one colonel commandant, one lieutenant colonel, two majors, and a regimental staff to consist of one adjutant, one quarter-master, one paymaster, one surgeon and one surgeon's mate; one sergeant-major, and one quarter master sergeant; which staff shall be appointed by the field officers of said regiment who shall give a certified copy to each person so appointed, signed by a majority of them; *Provided always,* That whenever there shall be twelve or more troops of cavalry in the said city and county, any six of the said troops may organize themselves into a separate regiment to be officered in like manner.

Certificates of appointment how signed.

SECT. XVIII. *And be it further enacted by the authority aforesaid,* That as soon as two hundred and forty shall be enrolled in said

regiment, and notice thereof given in writing to the inspector of the first brigade of the said city and county, it shall be his duty to hold elections for field-officers in such regiment as brigade inspectors are required to do in other regiments in this commonwealth.

When 240 men are enrolled, elections to be held.

SECT. XIX. *And be it further enacted by the authority aforesaid,* That as soon as the election of the said field-officers shall be determined they shall with the least possible delay divide the aforesaid regiment into squadrons, each squadron to consist of two troops or companies, each troop to consist of one captain, one first lieutenant, one second lieutenant, one cornet, four sergeants, four corporals, one farrier, one saddler, and one trumpeter or bugler, and at least thirty privates.

Regiment to be divided into squadrons,

and companies. Officers of, and privates.

SECT. XX. *And be it further enacted by the authority aforesaid,* That it shall be the duty of the majors of the aforesaid regiment to attend and superintend the elections of the company officers of their respective squadrons or troops in like manner in all respects as are required of other majors within this commonwealth; and each and every officer or private belonging to said regiment, shall furnish himself with a good and serviceable horse, of at least fourteen hands and an half high; and shall uniform, arm and equip himself in every respect as is by law required of troopers to do in this commonwealth; *Provided always,* That nothing in this, or any former act contained, shall be construed so as to alter the uniform of any troops or corps now organized.

Majors to superintend the company elections.

Size of the horses. Equipments. Proviso.

SECT. XXI. *And be it further enacted by the authority aforesaid,* That the regiment of cavalry so formed shall exercise and train in regiment squadrons, and companies, on each and every day, and in like manner as the other militia of this state are by law required to do, and under the like fines, forfeitures and penalties for non-attendance and other breaches of law as the militia of this state in similar cases are liable to.

OR trainings.

SECT. XXII. *And be it further enacted by the authority aforesaid,* That the aforesaid regiment shall not be compelled to exercise or train with any other of the militia of this state or any other state except in actual service, and shall have power to make and carry into effect such by-laws, rules and regulations for the discipline and exercise of the troops composing the said regiment as the commissioned officers or a majority of them shall agree upon; provided such by-laws, rules and regulations shall be compatible with the constitution and laws of the United States and of this State.

Not to be obliged to train with other militia, &c.

Of by-laws, &c.

JOHN WEBER, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the thirtieth day of March, one thousand eight hundred and eleven.

SIMON SNYDER.