[By Authority.]

AN ACT

Fixing the military peace establishment of the United States.

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 herein after 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 serjeants, 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 serjeant-major, two teachers of music, and ten companies; each company to consist of one captain, one first and one second lieutenant, one ensign, four serjeants, 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 pay-master of the army, seven pay masters 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 garrisons or posts, and not to corps.

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 serjeant-major, nine dollars; to each serjeant, 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.

Sec. 5. *And be it further enacted,* That the commissioned officers aforesaid shall be entitled to receive, for their daily subsistance, 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 post 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 allowed 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 trowsers 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 authorised 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 dismission of a commissioned officer, or which shall respect the 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 authorised 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 enlistment, 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, 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.

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 paymasters to districts, and assistants, to enter into bond, with good and sufficient surety, for the faithful discharge of their respective duties.

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 monies 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.

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 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.

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."

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 [illegible] 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.

Sec. 22. *And be it further enacted,* That where any commissioned officer shall be obliged to incur any extra expence in travelling and sitting on general courts martial, he shall be allowed a reasonable compensation for such extra expence 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.

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.

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 month's 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.

Sec. 26. *And be it further enacted,* That the President of the United States is hereby authorised 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.

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.

Sec. 28. *And be it further enacted,* That the principal engineer, and in his absence the next in rank, shall have the superintendance 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 expence, 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.

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.

NATHL. MACON,
Speaker of the House of Representatives.
A. BURR,
Vice-President of the United States, and President of the Senate.

APPROVED, March 16, 1802.

TH: JEFFERSON,
President of the United States.

AN ACT

For the relief Francis Duchouquet.

BE *it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled,* That there be paid to Francis Duchouquet, out of any monies in the Treasury, not otherwise appropriated, the sum of two hundred and ninety one dollars, and eighty four cents, in full compensation for monies by him advanced to redeem certain American citizens captured by the Indians.

NATHL. MACON,
Speaker of the House of Representatives.
A. BURR,
Vice-President of the United States, and President of the Senate.

APPROVED, March 16, 1802.

TH: JEFFERSON,
President of the United State.

Farming Lands for Sale.

THE Subscriber would sell about 1000 acres of the tract of Land whereon Dr. John D. Orr at present resides, in the county of Prince William, situated a few miles from the seat of the district Court, and within convenient marketable distance of the Occoquan Mills and Dumfries. It is of the first rate quality of soil, is abundantly supplied with wood and water, and has a large proportion o ground which is in a peculiar manner adapted to the growth of timothy grass.

Also the tract of land adjacent to the above, late the property of Mr. Thomas Swann of Alexandria, together with about 100 acres of woodland, of the above described tract, making about 1550 acres; the quality and advantages being similar to that. The first-mentioned tract will be conveyed to the purchaser free from every incumbrance; a considerable payment in hand will be expected, and the lowest price per acre twenty dollars. Possession to be given the ensuing spring, with a reservation of the growing crop of small grain, but the last-mentioned tract will be sold subject to existing Leases for short terms of years, under strict covenants guarding against waste and injury of the property, &c. and subject to the purchase money which will be due for the same to Mr. Swann, with interest, in about 9 years. The payment required in hand is the remainder of the amount, about two thousand pounds; and the price per acre is eighteen dollars.

Also the reversionary interest in the Piedmont Tract, situated below the mountain called the Short Hill, in Loudon county, consisting of several thousand acres, chiefly under Leases to the occupants, and forming perhaps the best settlement in Virginia, of the same extent, extremely well watered; improved with the best meadows and orchards, and peculiarly adapted to the use of the Plaister of Paris. This Land will be sold in Lots consisting of one or more tenements, as may best suit purchasers, together with one or more Lots of woodland to be laid off on the S. E side of the Shor Hill for the convenience of any of said tenements that may be scarce of wood. There are several good mill seats upon this tract, which is not more than 53 miles from Alexandria and the City of Washington, and no part of it more than 15 miles from Leesburg. The price per acre will be various, according to the quality and advantages of the Land, and circumstances of the Leases, but an extensive credit will be given by instalments, upon receiving what it may be convenient for the purchasers to pay in hands. It is desired that persons wishing to purchase this property, will signify their intentions before the wood land is laid off.

Also two or three small Farms with every requisite convenience for immediate operation, in the counties of Jefferson and Frederick, and at various prices.

And several valuable building Lots, situated upon the Pennsylvania Avenue, in the City of Washington; some upon square 74, near the Six Buildings, and some upon square 38; besides other very valuable Lots in that City.

Application to be made in person, or by Letter, (post paid) directed to Charlestown, Virginia, to

FERDINANDO FAIRFAX.

Shan. Hill, March 5, 1802. ep8w

NOTICE.

In the case of of THOMAS WATERMAN, BANKRUPT.

WHEREAS a commission of Bankruptcy is awarded against Thomas Waterman, late of the City and county of Washington, in the District of Columbia, merchant; and the major part of the commissioners having on due proof and examination declared him a bankrupt; the said Thomas Waterman is hereby required to surrender himself to the commissioners on Tuesday the 30th instant on Tuesday the 13th day of April next, and on Wednesday the 28th day of April next, at 4 o'clock P. M. on each of said days, at the house of William Rhodes, in the City of Washington, inkeeper; then and there to be examined by the said commissioners; and to make a full and fair disclosure and discovery of his estate and effects. The creditors of the said bankrupt are to take notice, that at the second of the said meetings they are to come prepared to prove their debts and to choose an assignee or assignees. All persons indebted to the said bankrupt, or who have any goods or effects of his in their hands, are required not to pay or deliver the same to him, but to give notice thereof, to

JOHN HEWITT,
Clerk to the Commissioners.

March 17, 1802. 12w4t