

# MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE.

1861.



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1861.

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# FORTIETH LEGISLATURE.

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SENATE.

No. 9.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND  
SIXTY-ONE.

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AN ACT authorizing the governor and commander-in-chief to accept the enlistment and command of one thousand volunteers, for military service.

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*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECTION 1. The governor and commander-in-chief 2 is hereby authorized to accept, in addition to the 3 militia force already tendered the general government, 4 the services and assume the command of one thousand 5 able-bodied white male citizens of this state, who are 6 of the age of twenty-one years, and under the age of 7 forty-five years, who may volunteer and enlist for

8 military service under his orders, as hereinafter pro-  
9 vided.

SECT. 2. The act of volunteering for said service,  
2 shall consist in signing a roll expressing such purpose,  
3 which signing shall be a legal enlistment under this  
4 act, and render said volunteers so subscribing their  
5 names to said roll liable to all pains, penalties and  
6 punishments prescribed by the militia laws of congress  
7 and of this state, including the rules and articles for  
8 governing the militia, or any part thereof, when called  
9 into actual service, for a violation of any provision  
10 thereof.

SECT. 3. Whenever it shall be made to appear to  
2 the governor that a company of one hundred men of  
3 the description above specified have so volunteered  
4 and enlisted, he shall appoint and commission one  
5 captain, one first lieutenant, and two second lieuten-  
6 ants for said company, and the same number and rank  
7 of officers for such other companies of like number  
8 and description of volunteers, not exceeding in the  
9 whole ten companies. Said captains shall each ap-  
10 point five sergeants and four corporals for their respect-  
11 ive companies, each of whom shall receive warrants,  
12 and shall accept one drummer and one fifer, volunteer-

13 ing in that capacity for service ; said musicians to be  
14 in addition to the one hundred rank and file to each  
15 company as aforesaid.

SECT. 4. Said companies shall, immediately upon  
2 their being severally accepted and officered by the  
3 governor, be furnished with infantry arms and equip-  
4 ments from the state arsenals and other sources, and  
5 be drilled by their officers in squads, so far as the  
6 same may be convenient and practicable, of not more  
7 than twenty-five men each, three times a week, until  
8 disbanded or ordered into active service.

SECT. 5. Upon the completion of the organization  
2 of said ten companies, the governor shall organize  
3 them into one regiment of infantry of two battalions,  
4 and appoint and commission therefor one colonel, one  
5 lieutenant colonel, one major, one quartermaster and  
6 commissary with the rank of captain, and one surgeon.

SECT. 6. Said regiment shall remain from the date  
2 of its organization for a period not exceeding two  
3 months, (unless otherwise enacted by this legislature)  
4 subject to the orders of the governor, or in the service  
5 of the state under his command, and the tenure of the  
6 commissions of the officers shall be limited accordingly.

SECT. 7. The governor is hereby authorized and

2 empowered to order said regiment, or any portion of  
3 them, for duty, to any part of the United States,  
4 when in his opinion any of the exigencies are likely  
5 to happen in which their services may be required in  
6 maintaining the interests, honor, harmony and peace  
7 of this or any one, or more, or all of the respective  
8 states of this Union.

SECT. 8. All duties incumbent upon the adju-  
2 tant and acting quartermaster general, by virtue of  
3 existing laws of the United States and of this state,  
4 in relation to the militia, are hereby imposed upon  
5 him so far as relates or may be made applicable in any  
6 way to the volunteer regiment aforesaid, and he is  
7 hereby required and directed to prepare and cause to  
8 be furnished for the use of said regiment, all blanks  
9 required in its duties, and furnish for its use such  
10 arms, equipments and munitions of war belonging to  
11 this state, as may be found in its arsenals.

SECT. 9. No compensation of pay, rations or  
2 clothing, or in any other form or under any other  
3 name, can be claimed by, and allowed and paid to,  
4 any officer or soldier of said volunteer regiment, unless  
5 called into actual service, in which case their pay and

6 emoluments shall be the same as that allowed the  
7 army of the United States.

SECT. 10. Said regiment of volunteers shall be  
2 designated and known as the "Maine Volunteers."

STATE OF MAINE.

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IN SENATE, Feb. 6, 1861.

On motion of Mr. BENSON of Penobscot, bill relating to the enlistment of volunteers for military service, was laid on the table, and ordered to be printed for the use of the Legislature.

JAMES M. LINCOLN, *Secretary.*