

## **QUARTERING SOLDIERS**

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### **THIRD AMENDMENT**

No Soldier shall, in time of peace be quartered in any house, without the consent of the Owner, nor in time of war, but in a manner to be prescribed by law.

### **IN GENERAL**

There has been no Supreme Court explication of this Amendment, which was obviously one guarantee of the preference for the civilian over the military.<sup>1</sup>

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<sup>1</sup>In fact, save for the curious case of *Engblom v. Carey*, 677 F. 2d 957 (2d Cir. 1982), on remand, 572 F. Supp. 44 (S.D.N.Y.), *aff'd. per curiam*, 724 F.2d 28 (2d Cir. 1983), there has been no judicial explication at all.

