and the eighth day of February, in the year eighteen hundred and fifty-four, be, and the same are hereby, renewed and continued in force and effect, without restriction or limitation as to the time of location of said warrants issued in virtue thereof. 1854, ch. 10. Vol. x. p. 267.

SEC. 2. *And be it further enacted*, That all warrants for bounty lands heretofore issued in virtue of any of the several acts hereinbefore named, may be located at any time subsequent to the passage of this act, in conformity with the general laws in force at the time of such location; and that all entries and locations heretofore made with such warrants shall be as valid and effectual as if the several acts aforesaid had not expired at the time of such entry and location, any law to the contrary notwithstanding. Warrants already issued may be located hereafter. Former entries confirmed.

SEC. 3. *And be it further enacted*, That all acts and parts of acts inconsistent with the provisions of this act, be, and the same are hereby, repealed. Repealing clause.

APPROVED, July 2, 1864.

CHAP. CCXXXVII.—*An Act further to regulate and provide for the enrolling and calling out the National Forces, and for other Purposes.* July 4, 1864.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States may, at his discretion, at any time hereafter call for any number of men as volunteers for the respective terms of one, two, and three years for military service; and any such volunteer, or, in case of draft, as hereinafter provided, any substitute, shall be credited to the town, township, ward of a city, precinct, or election district, or of a county not so subdivided, towards the quota of which he may have volunteered or engaged as a substitute; and every volunteer who is accepted and mustered into the service for a term of one year, unless sooner discharged, shall receive, and be paid by the United States, a bounty of one hundered dollars; and if for a term of two years, unless sooner discharged, a bounty of two hundred dollars; and if for a term of three years, unless sooner discharged, a bounty of three hundred dollars; one third of which bounty shall be paid to the soldier at the time of his being mustered into the service, one third at the expiration of one half of his term of service, and one third at the expiration of his term of service; and in case of his death while in service, the residue of his bounty unpaid shall be paid to his widow, if he shall have left a widow; if not, to his children, or if there be none, to his mother, if she be a widow. The President may call for any number of volunteers for one, two, or three years. Volunteers or substitutes, how to be credited. Bounty; how paid in case of death.

SEC. 2. *And be it further enacted*, That in case the quota, or any part thereof, of any town, township, ward of a city, precinct, or election district, or of any county not so subdivided, shall not be filled within the space of fifty days after such call, then the President shall immediately order a draft for one year to fill such quota, or any part thereof, which may be unfilled; and in case of any such draft no payment of money shall be accepted or received by the government as commutation to release any enrolled or drafted man from personal obligation to perform military service. If quota is not filled within fifty days after the call, draft to be ordered. No commutation allowed.

SEC. 3. *And be it further enacted*, That it shall be lawful for the executive of any of the states to send recruiting agents into any of the states declared to be in rebellion, except the states of Arkansas, Tennessee, and Louisiana, to recruit volunteers under any call under the provisions of this act, who shall be credited to the state, and to the respective subdivisions thereof, which may procure the enlistment. Recruiting by executives of states allowed in states declared to be in rebellion, except, &c. [Repealed, *Post*, p. 491.]

SEC. 4. *And be it further enacted*, That drafted men, substitutes, and volunteers, when mustered in, shall be organized in, or assigned to, regiments, batteries, or other organizations of their own states, and, as far as practicable, shall, when assigned, be permitted to select their own regi- Organization of drafted men.

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ments, batteries, or other organizations from among those of their respective states which at the time of assignment may not be filled to their maximum number.

Discharge of minors.
Construction of act 1864, ch. 13, § 20.
Ante, p. 10.
1863, ch. 75.
Vol. xii. p. 731.

SEC. 5. *And be it further enacted*, That the twentieth section of the act entitled, "An act to amend an act entitled 'An act for enrolling and calling out the national forces, and for other purposes,'" approved February twenty-four, eighteen hundred and sixty-four, shall be construed to mean that the Secretary of War shall discharge minors under the age of eighteen years under the circumstances and on the conditions prescribed in said section; and hereafter, if any officer of the United States shall enlist or muster into the military service any person under the age of sixteen years, with or without the consent of his parent or guardian, such person so enlisted or recruited shall be immediately discharged upon repayment of all bounties received; and such recruiting or mustering officer who shall knowingly enlist any person under sixteen years of age, shall be dismissed the service, with forfeiture of all pay and allowances, and shall be subject to such further punishment as a court-martial may direct.

Persons enlisted under sixteen to be discharged.

Penalty for knowingly enlisting such persons.

Draft to be made for 100 per cent. more than quota.
1864, ch. 13, § 3.
Ante, p. 6.

SEC. 6. *And be it further enacted*, That section three of an act entitled "An act to amend an act entitled 'An act for enrolling and calling out the national forces, and for other purposes,'" approved February twenty-four, eighteen hundred and sixty-four, be, and the same is hereby, amended, so as to authorize and direct district provost-marshals, under the direction of the provost-marshal general, to make a draft for one hundred per centum in addition to the number required to fill the quota of any district as provided by said section.

Transportation to and from rendezvous.

SEC. 7. *And be it further enacted*, That instead of travelling pay, all drafted persons reporting at the place of rendezvous shall be allowed transportation from their places of residence; and persons discharged at the place of rendezvous shall be allowed transportation to their places of residence.

Certain persons in naval service, &c., to be credited.

SEC. 8. *And be it further enacted*, That all persons in the naval service of the United States who have entered said service during the present rebellion, who have not been credited to the quota of any town, district, ward, or state, by reason of their being in said service and not enrolled prior to February twenty-fourth, eighteen hundred and sixty-four, shall be enrolled and credited to the quotas of the town, ward, district, or state, in which they respectively reside, upon satisfactory proof of their residence made to the Secretary of War.

Persons absent from home when drafted to be notified.
Not to be deemed a deserter until, &c.

SEC. 9. *And be it further enacted*, That, if any person duly drafted shall be absent from home in prosecution of his usual business, the provost-marshal of the district shall cause him to be duly notified as soon as may be, and he shall not be deemed a deserter, nor liable as such, until notice has been given to him, and reasonable time allowed for him to return and report to the provost-marshal of his district; but such absence shall not otherwise affect his liability under this act.

Act of 1864, ch. § 17, not altered.
Ante, p. 9.

SEC. 10. *And be it further enacted*, That nothing contained in this act shall be construed to alter, or in any way affect, the provisions of the seventeenth section of an act approved February twenty-fourth, eighteen hundred and sixty-four, entitled "An act to amend an act entitled 'An act for enrolling and calling out the national forces, and for other purposes,'" approved March third, eighteen hundred and sixty-three.

Substitutes may be furnished.

SEC. 11. *And be it further enacted*, That nothing contained in this act, shall be construed to alter or change the provisions of existing laws relative to permitting persons liable to military service to furnish substitutes.

APPROVED, July 4, 1864.