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Case # 100-105000

General Orders }
No. 45. }

I. General Order No. 41, current series, is hereby revoked, and the following General Order substituted therefor:

For the purpose of carrying into effect the Conscrip Act, as passed at the last session of the Confederate Congress, the following regulations are adopted for the Trans-Mississippi department:

1. Col. BENJAMIN F. DANLEY, is hereby appointed COMMANDANT of CONSCRIPTS of the District of Arkansas, which is hereby sub-divided into four divisions.

2. Maj. JOHN J. HORNER, is appointed enrolling officer of Division number *one*, composed of the counties of Marion, Izard, Independence, Jackson, Woodruff, Poinsett, Mississippi, Greene, Randolph, Lawrence, Fulton, Crittenden, Craighead, Cross, St. Francis, Phillips, Monroe and White. He will establish a Camp of Instruction at Jacksonport.

3. Major JAMES H. SPARKS, is appointed enrolling officer of Division number *two*, composed of the counties of Sebastian, Scott, Yell, Perry, Conway, Van Buren, Pope, Johnson, Franklin, Crawford, Washington, Madison, Newton, Searcy, Carroll and Benton. He will establish a Camp of Instruction at Dardanelle.

4. Maj. JOHN McNALLY, is appointed enrolling officer of Division number *three*, composed of the counties of Arkansas, Desha, Chicot, Drew, Ashley, Jefferson, Prairie, Pulaski and Saline. He will establish a Camp of Instruction at Pine Bluff.

5. Major JAMES T. ELLIOTT, is appointed enrolling officer of Division number *four*, composed of the counties of Ouachita, Union, Calhoun, Bradley, Dallas, Hot Spring, Clark, Pike, Sevier, Hempstead, Columbia, Lafayette, Polk and Montgomery. He will establish a Camp of Instruction at Camden.

6. The several Camps of Instruction will be under the charge and direction of the several division enrolling officers, who will appoint one enrolling officer in each of the counties of their several divisions.

7. There shall be assigned to each division, three surgeons, who will constitute a board of examination for said division; and one or more of whom may act at any place of rendezvous therein. They will be stationed severally as follows:

1st Division--at Smithville, Lawrence county; Mt. Olive, Izard county, and Searcy, White county, Arkansas.

2d Division—at Jasper, Newton county; Fort Smith, Sebastian county; and Clinton, Van Buren county, Arkansas.

3d Division—at Little Rock, Pulaski county; Hamburg, Ashley county; and South Bend, Arkansas county, Arkansas.

4th Division—at Washington, Hempstead county; Princeton, Dallas county; and Murfreesboro, Pike county, Arkansas.

8. The county enrolling officer will cause to be enrolled all white male persons, between eighteen and forty years of age, liable to perform military duty, whom he may find in his county; and will cause to be entered upon a roll prepared for that purpose, their names, ages, time of enrollment, place of nativity, and date of their leaving their homes for the Camp of Instruction. And will also note opposite the name of each one found not subject to military duty, the cause thereof; and forward duplicate rolls to his division enrolling officer, one of which will be forwarded by the division enrolling officer, to the commandant of conscripts.

9. The county enrolling officers will notify the examining board, or any one of them, of the place of rendezvous fixed by them for the conscripts of their several counties, and the examining board of surgeons, or any one of them, will, by publication in some newspaper in their division, or by notices posted up in the county, give ten days notice of the time when they will attend said rendezvous, and will then and there examine said conscripts; and such persons as shall be found incapable of bearing arms, on account of mental or physical incapacity, by such examining surgeon, shall be by him reported to the board of examination, who shall determine the questions of exemption, and grant certificates thereof; said certificates specifying whether the incapacity is temporary or permanent; and if permanent, the party shall be exempt from future examination, unless specially ordered by the board. In cases where the incapacity is temporary, or where an enrolled person cannot attend the place of rendezvous on account of sickness, and shall send to the examining surgeon a certificate specifying the cause of absence, and its probable duration, from some respectable physician, resident in the county in which the rendezvous is situated, the examining board or surgeon shall send such certificates to the commandant of the camp of instruction of his division, and if the person mentioned therein shall not report himself for examination, at the said camp, within a reasonable period, or send to the commandant of the camp a renewal of the certificate showing his continued disability, he shall be deemed ABSENT WITHOUT LEAVE.

II. The standard of bodily capacity shall be that established by General Order No. 58, Adjutant and Inspector General's office, as modified, viz:

1. Blindness, excessive deafness, and permanent lameness, or great deformity, are obvious reasons for exemption.

2. Confirmed consumption, large incurable ulcers, and chronic contagious diseases of the skin, are causes for exemption.

3. Single reducible hernia, the loss of an eye or several fingers, will not incapacitate the subject for the performance of military duty.

4. A certificate of disability of a conscript, given by a private physician, will not be considered, unless affidavit is made that the conscript is confined to bed, or that his health and life would be endangered by removal to the place of rendezvous.

III. After such examination shall be had by the board of examiners, the county enrolling officer will complete the roll by discharging all found permanently, physically or mentally unable to perform military duty by the examining board, and all who may be entitled to be discharged or exempt from other causes; and will cause the men enrolled to be collected at some convenient place, thence to be forwarded to the Camp of Instruction of their proper division, and delivered, with the duplicate rolls, to the commanding officer.

IV. Applications for exemption must be made to the county enrolling officers, who will act thereon, and forward the same, with their action endorsed thereon, to the commandant of conscripts.

V. The exemption act does not authorize the discharge of any one enrolled, or in service prior to the 11th day of October, 1862; and the fact that a person has been discharged from service for physical disability, or other cause, does not, of itself, exempt from enrollment as a conscript, except in cases of foreigners not domiciled and of those persons who have furnished substitutes.

VI. All the laws and regulations applicable to DESERTERS, shall be applied to such conscripts as fail to repair to the place of rendezvous for enrollment, or who shall desert after enrollment.

VII. At each camp of Instruction there will be stationed an officer of the Quartermaster, Subsistence and Medical Department, who will be under, and receive orders from the commander of the Camp.

VIII. The county enrolling officer will make timely requisitions on the commanders of the camp of instruction, for transportation and subsistence for their men from the county rendezvous to the camp of instruction.

IX. The commanders of the Districts of LOUISIANA and TEXAS, will conform as nearly as practicable to this order, and prepare the necessary regulations to carry the same into effect in their several districts.

By command of Major Gen'l. HOLMES.

S. S. ANDERSON,
Ass't Adj't. General.

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