

MAINE STATE LEGISLATURE

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RESOLVES

OF THE

GENERAL COURT

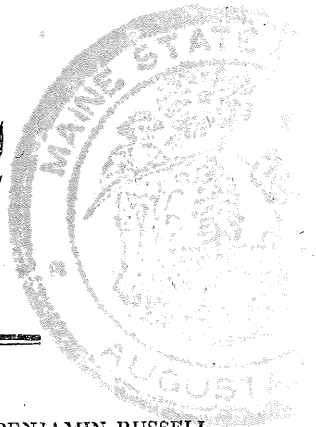
OF THE

Commonwealth of Massachusetts,

PASSED AT THEIR SESSION

WHICH COMMENCED ON WEDNESDAY, THE 13th DAY OF JANUARY,
AND ENDED ON SATURDAY, THE 20th DAY OF FEBRUARY, 1819.

Published agreeably to a Resolve of 16th January, 1812.

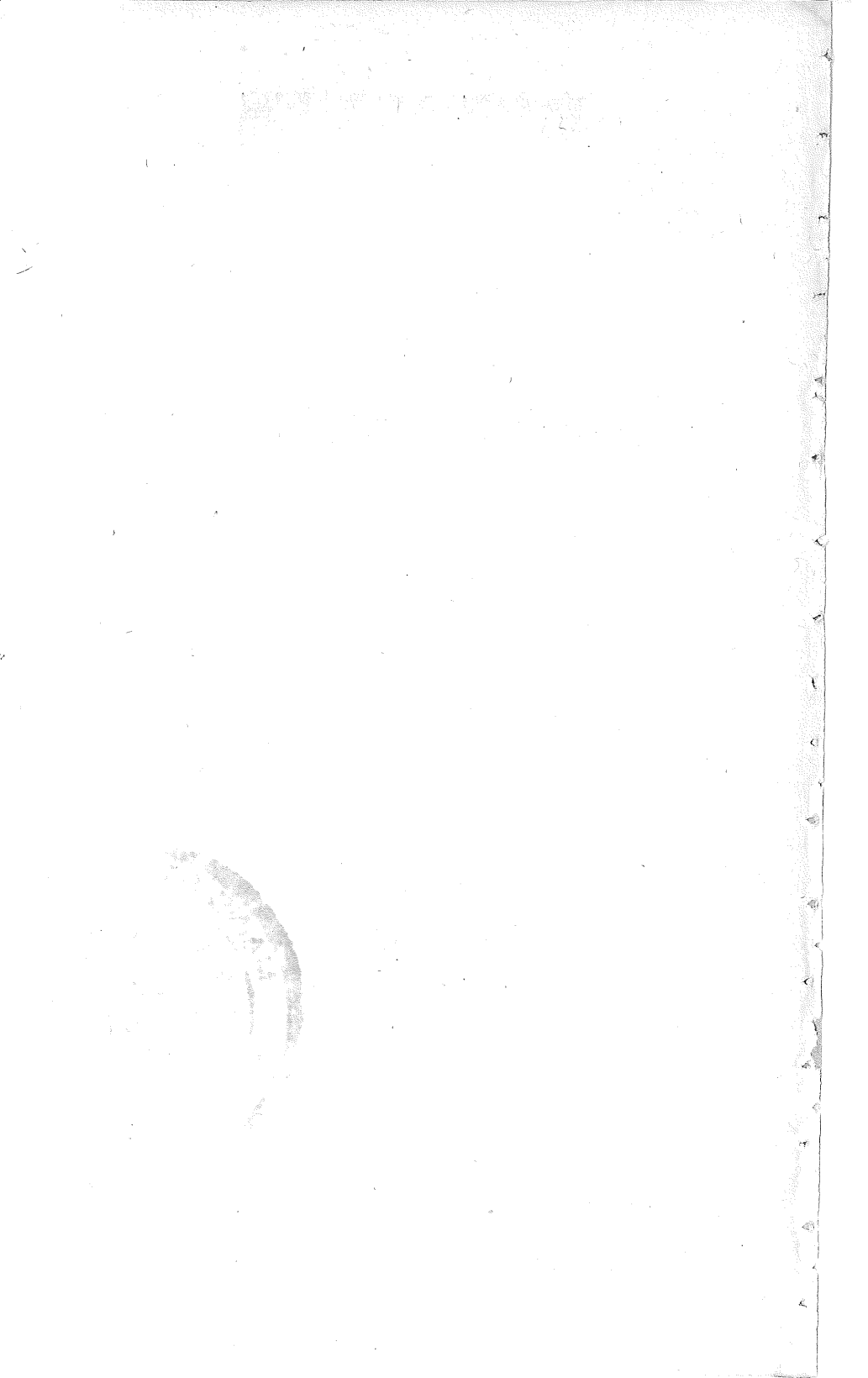


BOSTON :

PRINTED BY RUSSELL & GARDNER, FOR BENJAMIN RUSSELL,
PRINTER TO THE STATE.

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1819.



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RESOLVES

OF THE

GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION

WHICH COMMENCED ON WEDNESDAY, THE 13th DAY OF JANUARY, AND ENDED ON
THE 20th DAY OF FEBRUARY, 1819.

GOVERNOR'S MESSAGE.

REPRESENTATIVES' CHAMBER, JANUARY 20th, 1819.

*The Secretary communicated from the Governor, the
following*

MESSAGE:

*Gentlemen of the Senate, and
Gentlemen of the House of Representatives,*

HAVING been informed by your joint Committee, that the two branches of the Legislature are ready to receive the customary communications, I avail myself of the occasion to welcome your return to this ancient seat of legislation, to pledge to you the assurances of my ready concurrence in the adoption of any measures which may promise utility to the public, and to congratulate you on the continued prosperity of the Commonwealth, and of the nation. It must be highly gratifying to your feelings, as it has been to mine,

to observe the assurances of the first functionary of the United States, that "commerce is flourishing, that the revenue has exceeded the most favorable anticipation, and that peace and amity are preserved with foreign nations, on conditions just and honorable to our country."

The completeness of our political and secular enjoyments, however it may repress the hope of higher attainments, admonishes us of our obligations to preserve them. The annals of our country testify, that, for almost two centuries, a struggle has been maintained, to establish governments founded on the natural rights of men. This struggle has been successfully terminated only by the present generation; and we, who have been the last actors, owe it to our children and heirs, to transmit the inestimable acquisition.

The augmentation of the population of the United States, is a singular phenomenon in the history of nations. In the space of forty years we have witnessed more than a triplication of our numbers. Even the primitive States have experienced an augmentation, while continual emigrations have furnished a youthful and vigorous population for new States. Thus have been formed, and are progressively forming, additional Commonwealths, constructed upon the original models;—the principles of liberty, the habits of order, and the arts of peace and civilization, are rapidly spreading, and lands, lately unexplored, are teeming with the luxuriant and gainful products of improved culture.

Our numerical increase, however, is not to be assumed as the ratio of melioration in the arts of life. Agriculture, and many of the manufacturing arts, have improved in much greater proportions; and it is with pleasure, not unmingled with pride, that we can particularly recognize the high degree of perfection to which some branches of the manufactures of this State have attained. The delicate and beautiful fabrics of cotton and woollen goods, and the elegant specimens of cut glass, exhibited to the Massachusetts Agricultural Society, at Brighton, in October last, reflect honor on the artist and our country. They do more; they demonstrate our capacities for prosecuting, successfully, some of the most useful branches of manufactures from domestic materials, and inspire the hope, that, at no far distant period, our domestic demands and supplies will be commensurate. The facilities with which Massachusetts abounds for effecting a vast extension to these, and many other kinds

of manufactures, are satisfactory pledges of their future attainments. And, I may add, that the numerous and inexhaustable sources of water power, in the District of Maine, superadded to extensive tracts of fertile soil, and unequalled advantages for inland as well as marine navigation, designate that country as the destined seat of improvements, and of wealth. Peace and good governments, with which, under the smiles of Heaven we are blessed, will accelerate that desirable period.

While adverting to these objects, I might notice many other branches of manufactures and useful labor, which give employment to numerous artizans and their families, are in a state of progressive improvement, and the sources of public convenience and domestic comfort. But I will detain you only a moment on one of the most important branches of the useful arts—naval architecture. Nothing, I am sensible, need be urged to impress your minds with a sense of the inestimable value of this art, as a source of private wealth, of public revenue and national aggrandizement : And, I should hardly venture to suggest the subject, were it not from a serious conviction of the deep interest the people of this State have in this great branch of productive labor and political economy. The official statements of the Department of the Treasury, assign to Massachusetts, about one third part of the whole amount of tonnage of the United States. To maintain this ratio, and if practicable, to increase it, an inquiry into the means of doing it, and especially an examination of the productiveness and permanence of the sources whence the materials for ship building are to be derived, becomes necessary. Their abundance heretofore, has led to prodigality and waste. Ship timber is daily becoming less plenty ; and the increased demand, suggests the expediency, if not the indispensable necessity, of artificial aids for its reproduction. The great length of time required for forest trees to reach maturity, and the little attention individuals are disposed to bestow upon interests precarious and remote, are conclusive considerations to justify the interposition of Legislative encouragement. The forecast of government only, can guard the body politic from the evils of private improvidence. From the present limited quantity of the oak, would it not be prudent at least, to adopt some prospective measures to ensure a succession of that essential material ? The prosperity of this State must,

and the safety of the nation may, at some future period, be seriously affected by a destitution of so important an ingredient in naval architecture. Might not a moderate endowment of the Massachusetts Agricultural Society, applied to this specific object, be competent to its ultimate accomplishment?

In connexion with the subject of woollen manufactures, so important to the people of this State, I am unwilling to suffer the present occasion to pass, without referring to the advantages possessed by this State, for raising and improving sheep. However individuals might suffer, from large speculations in Spanish flocks, their introduction might be considered as highly auspicious to our manufacturing interests. Should this subject be deemed worthy the patronage of the Legislature, in addition to the encouragement given through the channel of the Agricultural Societies of the State, I should cheerfully concur in any measures calculated to effectuate the object.

To regulate commerce, is the exclusive prerogative of the National Government. Every system of commercial regulations, must stand or fall, by its results. Commerce being of vital importance to the people of Massachusetts, they must necessarily be alive to whatever can accelerate or retard its activity.

They, too, ever ready to render the tribute of gratitude and respect when it is due, as vigilant to guard their rights, derive high satisfaction from the national system of commercial laws, now in successful operation, under the auspices of the illustrious Chief Magistrate of the United States, whose administration commands our confidence and approbation. The flourishing and happy condition of our beloved country, both public and private, is the best comment, and the highest eulogy, that can be addressed to the wisdom of our National Councils. What but wise laws—laws adapted to the circumstances of the different sections of the United States, and to their relation with foreign nations, could impart such force and activity to the energies of our citizens, as is now witnessed? By a happy adaptation, and faithful execution of commercial regulations, the several departments of agriculture, of the fisheries, manufactures, navigation, and trade, are in a state of vivid action, mutually supporting and supported by each other. And so accurately do the several great branches of political econo-

my appear to be balanced, that any essential change in the adjustment of either, might destroy the equilibrium. Facts speak a language intelligible and decisive. The lucrative results of our mercantile intercourse with other nations, cannot be misconstrued. They can only be elaborated under the protection of good laws, by the enterprize and professional skill of our citizens. Capital is the offspring of trade; and by encouraging the fisheries, and an active foreign commerce, besides, that a prolific source of seamen for the national navy is substantiated, importations from other nations yield a copious revenue, and the gains of the merchant constitute a fund of private wealth, which the government, faithful to its engagements, may at pleasure command.

If, under existing regulations, men engaged in commercial pursuits are seen to suffer embarrassment and distress, the causes must be elsewhere sought than in the laws. Trading without, or on artificial capital, is their too frequent origin. What agency the multiplication of banks, and the consequent increase of bank paper, may have in occasioning eventual perplexity and failure, I am not possessed of sufficient data to enable me to ascertain. Evils of this class, however, occurring in districts of country where the elements of banking are comprehended and duly appreciated, and where banks are established on maxims of justice, and regulated in their operations by fair and honorable considerations, must be transient and partial. In situations, where much business being done, money is often changing hands, and individuals may be benefited by short loans, the utility of banks seems to be conceded. But in free governments, the rights of all the people are committed equally to the guardian care of the Legislature, and all have equal claims to its protection. Monopolies and exclusive privileges are admissible, only as means of obtaining some great good, in which the whole community has an ultimate interest, and which can by no other expedient be so well effected. Hence the fitness of limiting the charters of banks in their duration; and hence likewise the duty of the Legislature, while it gives perfect security to bank stock, to restrain those institutions from transcending the rules of justice and good faith, and of securing the people at large from deception, and the complicated evils of a redundant and depreciated paper. In concluding my remarks on this subject, I feel sincere satisfaction in expressing what I deem

to be due to the banking establishments of this metropolis, and of Massachusetts generally, the high sense I entertain of the correct and honorable manner in which their concerns, in times of peril and extreme pressure, have been administered.

An inflexible perseverance in the principles upon which the banks of the Commonwealth were incorporated, is indispensably necessary to maintain the utility of those institutions, and to avert the mischiefs which a dereliction of those principles are seen to produce.

A resolve passed the Legislature on the thirteenth day of February, one thousand eight hundred and eighteen, authorizing the Governor, with the advice of Council, to appoint and commission three suitable persons to treat with the Penobscot Indians, for the purpose of examining into the circumstances and situation of the said tribe, and the lands they possess, and devising and arranging some means for improving their condition, as men, and of agreeing with them for a relinquishment of their right and claim to such parts of the land, on both sides of the Penobscot River, and such islands in said river, as the tribe now possess or claim, and shall be inclined voluntarily and freely to dispose of, for an equivalent to be agreed upon with them; and for other purposes specified in the resolve. Conformably to the powers vested in me, by the said resolve, the Honorable Edward H. Robbins, the Honorable Daniel Davis, and the Honorable Mark L. Hill, were appointed and commissioned to carry into effect the intentions of the Legislature. The Commissioners accordingly proceeded to Bangor, at the time assigned in the resolve; and having met and conferred with the Chiefs, Captains, and men, representing the whole tribe, on the twenty-ninth day of June, one thousand eight hundred and eighteen, they concluded a treaty, which, with some extracts of a letter from the First Commissioner of the Land Office, dated the ninth instant, connected with the subject of the treaty, will now be laid before you.

By a resolve that was passed on the thirteenth of June, one thousand eight hundred and eighteen, the Governor, with advice of the Council, was authorized and requested to appoint an Officer of the militia, to attend, in behalf of the Commonwealth, at the surrender of Moose, Dudley and Frederick Islands; and to take such other measures in rela-

tion thereto, as, in his judgment, the interest and dignity of the Commonwealth might require. Pursuant to that resolve, Lieutenant Colonel Henry Sargent was appointed to attend the surrender of those islands, by the British government, to the government of the United States; and accordingly proceeded to Moose Island, in company with General Miller, who was authorized by the President of the United States to receive the same in their behalf; and, agreeably to his instructions, performed the duties of his appointment. A copy of those instructions, and of his report, will be communicated to you.

It will be proper for me to state, that the company of artillery, and the company of light infantry, at Eastport, are reorganized; and that the muskets and accoutrements, received by Colonel Sargent from the officer commanding the British troops at Eastport, are placed in the hands of the Selectmen of that town, subject to your directions. After possession was obtained of the several islands, as above mentioned, a proclamation, announcing the event, and calling on all the citizens, and more especially all public officers, duly to notice the same, was issued; a copy of which, together with all the documents referred to in this communication, will be laid before you by the Secretary.

During the recess, I received a letter from each of the Governors of the States of New Hampshire, Connecticut, New York, Ohio, and Mississippi, accompanied by sundry resolves of the Legislatures of those States respectively, relating to several proposed amendments in the Constitution of the United States, which communications are now submitted to you.

The Secretary will also lay before you, an exhibit of the state of the treasury, on the first day of the present month, presented to me by the Treasurer, for your inspection. From the magnitude of some items of debts due to the Commonwealth, you may probably deem it adviseable to institute an inquiry into their actual situation. The small amount of outstanding taxes in the hands of Collectors, and the respectable sum of each, on hand, in the Treasury, at the above mentioned date, are highly creditable to that department. The exhibit shews that the Treasurer has had no occasion to avail himself of any part of the fifty thousand dollars, he was authorized to borrow, by a resolve of the tenth of June last; that the debt of the State is reduced to

five hundred forty-nine thousand, eight hundred and seventeen dollars, and thirteen cents ; that, exclusive of bonds and notes due to the State, from individuals, the Treasurer holds United States deferred six per cent. stock, one hundred fifty-five thousand, six hundred and eighteen dollars and eighty-nine cents ; new six per cent. stock, nine thousand, nine hundred and one dollars and fifty-nine cents ; seven per cent. sixty-nine thousand, one hundred and eighty-seven dollars ; and of three per cent. two hundred forty-nine thousand, one hundred and eighty-seven dollars ; so that, estimating these various descriptions of stock, at the current value, they would produce an aggregate of about three hundred ninety-eight thousand, four hundred dollars ; consequently the total amount of the present debt of the State, and that at five per cent. interest per annum, laying out of the account the exceptions above mentioned, and including the above mentioned stocks, may be stated at about one hundred fifty-two thousand dollars.

Notwithstanding, however, this favorable view of the treasury, the present limited system of taxation must necessarily restrain our fiscal operations to the support of government, and the payment of the interest of the debt. The question, therefore, recurs, whether some new source of revenue ought not to be provided by the Commonwealth for the payment of the principal of the debt, for the encouragement of agriculture, the fisheries, the arts, and other objects of public improvement and general utility, which should be worthy of herself, and serve to awaken, into greater activity, the resources and the best energies of the State ?

JOHN BROOKS.

Council Chamber, January 14, 1819.

RESOLVES.

JANUARY AND FEBRUARY, 1819.

CHAP. CCIII.

Resolve on the petition of Samuel Sprague, praying for permission to cover part of his brick house with clapboards. January 16th, 1819.

Resolved, That the said house may be, and remain covered with clapboards, as aforesaid, any law to the contrary notwithstanding : Provided, however, that whenever, in the opinion of the Firewards of the town of Boston, the security of the said town from fire, shall require that the said covering of said house shall be removed, and upon notice thereof given, the said Samuel Sprague, or any other person holding the same house, shall forthwith remove the said covering therefrom.

CHAP. CCIV.

Resolve granting the Quarter Master General \$2580,50, to pay for articles supplied the Commissioners appointed to treat with the Penobscot Indians. January 20th, 1819.

Whereas, by a resolve passed on the thirteenth of February, one thousand eight hundred and eighteen, the Quarter Master General was directed to furnish the Commission-

ers, appointed by said resolve, to treat with the Penobscot Indians, with such articles as should be required by the said Commissioners, to enable them to pursue and effect the business of their appointment; and it appearing by the representation of the Quarter Master General, that, in obedience to the requisitions of said resolve, he hath furnished said Commissioners with sundry articles, amounting to two thousand five hundred and eighty dollars and fifty cents, for the payment of which sum no appropriation has been made; be it therefore

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of two thousand five hundred and eighty dollars and fifty cents, to Amasa Davis, Esquire, Quarter Master General, the same being the amount of supplies furnished by him as aforesaid, and that his Excellency the Governor, by and with the advice of Council be, and he hereby is requested to draw his warrant on the treasury, in favor of the said Davis, for the said sum.

CHAP. CCV.

Resolve granting \$300 to Jacob Kuhn, to purchase Fuel.
January 20th, 1819.

Resolved, That there be paid out of the treasury of this Commonwealth to Jacob Kuhn, Messenger of the General Court, the sum of three hundred dollars, to enable him to purchase fuel, and such other articles as may be necessary for the use of the General Court, together with the Governor and Council Chamber, the Secretary's, Treasurer's, Adjutant General's, and Quarter Master General's Offices, and also for the Land Office; he to be accountable for the expenditure of the same.

CHAP. CCVI.

Resolve authorizing Ann Frances Humphreys, to hold and dispose of certain real estate. January 20th, 1819.

On the petition of Ann Frances Humphreys, praying, that having been born in a foreign country, she may be permitted to hold real estate, devised to her by the last will and testament of her late husband, General David Humphreys, deceased ;

Resolved, That said Ann Frances Humphreys be, and hereby is authorized and empowered to hold all the real estate within this Commonwealth, so devised, according to the intent and meaning of said devise, with the same privileges of disposing the same by deed, or by her last will and testament, and of transmitting the same to her heirs, as if she were a native born citizen of this Commonwealth.

CHAP. CCVII.

Resolve authorizing David Ripley, Guardian of Roger Newton, a minor, to convey certain real estate of his said Ward. January 21st, 1819.

On the petition of David Ripley, of Greenfield, in the County of Franklin, Guardian of Roger Newton, a minor, grand son of Roger Newton, late of said Greenfield, D. D. deceased,

Resolved, For reasons set forth in the petition aforesaid, the said David Ripley be, and he is hereby authorized and empowered, by deed, under his hand and seal, to convey to Jonathan Leavitt, and others his associates, for the purpose of erecting the Second Congregational Meeting House in Greenfield, aforesaid, their heirs and assigns, a small parcel of land, situate in Greenfield, aforesaid, which the said Roger Newton, deceased, by his last will and testament, devised to the said minor ; which land is bounded north by land which the said Jonathan Leavitt and others, purchased of Isaac Newton, 2d ; south by land of John

E. Hall ; east by the highway ; and west by land of the said Isaac Newton, 2d. And the said deed, executed as aforesaid, shall give to the said Jonathan Leavitt and others, all the right, title and estate which the said minor has, or may have, in and to the premises, to hold, to them, their heirs and assigns, as tenants in common, in proportion to their respective shares in the meeting house, aforesaid : *Provided*, that before such conveyance, the said Jonathan Leavitt and others, shall procure Isaac Newton, 2d, of Greenfield, aforesaid, to deliver to him, the said David Ripley, for the use of the said minor, a good and sufficient deed of warranty, duly executed and acknowledged by him, the said Isaac, conveying to the said minor, his heirs and assigns, a certain parcel of land situate in Greenfield, aforesaid, on the south side of the main street, bounded as follows : beginning at the north-west corner of Timothy Hall's land ; thence westerly on said street, fourteen rods and twenty-one links, to a stake ; thence south, three degrees and thirty minutes west, eight rods to a stake ; thence south, twenty-one degrees, thirty minutes west, eight rods and fourteen links, to an elm tree ; thence south, sixteen degrees, forty minutes west, six rods, twenty-one links, to a stake ; thence east, two degrees north, eight rods to an oak tree ; thence north, twenty-three degrees east, three rods and twenty-two links, to an oak tree ; thence north, forty-six degrees east, three rods and thirteen links, to a maple tree ; thence northerly and easterly, partly on land of said Isaac Newton, and partly on the old burying ground, about twelve rods, to a stake, in range with the west line of Timothy Hall's land ; thence north, six degrees west, partly on said Isaac Newton's land, and partly on said Hall's land, ten rods, to the place of beginning ; containing by estimation, one and three fourths acres ; reserving to Hannah Newton, of Greenfield, aforesaid, widow, the mother of the said minor, the same rights in the land last described, with the buildings thereon, which, by virtue of the last will and testament of the said Roger Newton, deceased, she has, or may have, in the premises, which the said Guardian is herein authorized to convey : *Provided, also*, that the said Jonathan Leavitt and others, shall give sufficient security to the said David Ripley, for the use of the said minor, that, when the said meeting house shall have been erected and finished, they will convey or cause to be conveyed to the

said minor, his heirs and assigns, a pew in the said meeting house, of the value of one hundred dollars; that they will, in six months, build or cause to be built, a suitable fence to enclose the garden appurtenant to the house, standing on said land, so as aforesaid to be conveyed by the said Isaac Newton to the said minor; and that they will, within a reasonable time, build, or cause to be built, one half of the division fence on the dividing line between the said land and the adjoining lands.

CHAP. CCVIII.

Resolve authorizing Sarah Cleaves to convey real estate.
January 22d, 1819.

On the petition of Sarah Cleaves, of Biddeford, in the County of York, widow, Administratrix on the estate of Daniel Cleaves, late of said Biddeford, Esquire, deceased, intestate, praying that she may be authorized and empowered to make and execute good and sufficient deeds of several farms and tracts of land, to several persons, as mentioned and described in said petition, according to the several contracts made and entered into by said deceased, in his life time;

Resolved, That the said Sarah Cleaves, Administratrix, as aforesaid, be, and she is hereby authorized and empowered to make and execute good and sufficient deeds to the several persons herein named, of the several farms, tracts and parcels of land hereafter mentioned; *provided*, said persons shall pay the several sums of money, and otherwise comply with their said contracts made by and between them, respectively, and said deceased, viz: To Daniel Cole, of Saco, a farm purchased of said Cole, by deed, dated the twenty-first day of December, A. D. one thousand eight hundred and fifteen; to Tristram Jordan, Junior, a lot or tract of land, purchased of said Jordan, by deed, dated the eighth day of January, one thousand eight hundred and six; to Stephen Thompson, two tracts of land, purchased of Thomas Cloutman, by deed, dated December tenth, one thousand eight hundred and six; to James Curry, a tract of land, purchased

of James Gray, Esquire, by deed, dated the twenty-seventh day of November, one thousand eight hundred and ten ; to Nathaniel Dunn, a lot or tract of land, purchased of said Dunn, by deed, dated the sixth day of December, one thousand eight hundred and five ; to Joshua Hearle, Junior, and Aaron Bragdon, a tract of land, purchased of Jacob Hearle, by deed, dated the twenty-eighth day of December, one thousand eight hundred and three ; to Stephen Irish, a lot or parcel of land, purchased of said Irish, by deed, dated the eleventh day of June, one thousand eight hundred and six ; to William Owens, one half of a mill privilege, purchased of Stephen Hopkinson, by deed, dated the twentieth day of November, one thousand eight hundred and six ; to James Hopkinson, six twenty-fourths of a mill privilege, purchased of Stephen Hopkinson, by deed, dated the twentieth of November, one thousand eight hundred and six ; to Tristram Morrill, a tract of land, purchased of said Morrill, by deed, dated the fourteenth day of August, one thousand eight hundred and two ; to Israel Buker, a tract of land and house, purchased of Samuel Collyer, by deed, dated the first day of November, one thousand eight hundred and eight ; to Amos Woodman, and Samuel Lane, a lot of land, purchased of Joseph Littlefield, and Jotham Moulton, by deed, dated the second day of November, one thousand eight hundred and two ; to Samuel Davis, two tracts of land, purchased of said Davis, by deed, dated the eleventh day of March, one thousand eight hundred and fourteen ; to Joseph Smith, 5th, thirty acres of land, off the north-east end of a lot, containing one hundred and eighty acres, purchased of George Frost, by deed, dated the twentieth day of November, one thousand eight hundred and two ; to Samuel Lane, a tract of land, purchased of said Lane, by deed, dated the first day of January, one thousand eight hundred and five ; to Daniel Dennett, a quarter of an acre of land, with a house and store thereon standing, purchased of Theodore Powers, by deed, dated the sixth day of November, one thousand eight hundred and five ; to Francis Wood, an island near the mouth of Saco River, called Negro Island ; to Joshua Emery, a tract of land, purchased of Samuel Sands, by deed, dated the thirty-first day of October, one thousand eight hundred and eight.

CHAP. CCIX.

Resolve making an appropriation for the expenses of the State Prison. January 22d, 1819.

The Committee of both Houses, to whom was referred the petition of Gamaliel Bradford, praying for a grant of eight thousand dollars, to defray the necessary expenses of the State Prison, respectfully report, that the same ought to be granted ; and your Committee also report a resolve, authorizing the payment of said sum from the treasury.

DANIEL WALDO, *Chairman.*

Resolved, That there be allowed and paid out of the public treasury, for the use of the State Prison, the sum of eight thousand dollars, to be drawn from the treasury, by the Warden of said prison, in such sums as the Directors shall from time to time direct ; and his Excellency the Governor, with the advice of Council, is hereby requested to draw on the Treasurer for said sums accordingly.

CHAP. CCX.

Resolve making an appropriation for a Priest to the Passamaquoddy tribe of Indians. January 22d, 1819.

On the petition of Francis Joseph Neptune, Chief of the Penobscot and Passamaquoddy tribes of Indians,

Resolved, That the sum of three hundred and fifty dollars be, and the same is hereby appropriated, for the payment of a Teacher of Religion, or Priest, conformably to the religious sentiments or persuasion of the said tribes ; and that the Governor of this Commonwealth be, and he hereby is authorized, by and with the advice of Council, to appoint a suitable Teacher, or a Priest, above mentioned, and also to draw annually, his warrant on the treasury for the payment of the sum herein before appropriated.

CHAP. CCXI.

Resolve abating Taxes to the town of Eastport.
January 23d, 1819.

The Committee to whom was referred the petition of the inhabitants of the town of Eastport, in the County of Washington, praying for an abatement of taxes for the year one thousand eight hundred and fourteen, fifteen, sixteen, seventeen, and eighteen, find that said town was under the exclusive jurisdiction of the government of Great Britain, from the eleventh day of July, in the year of our Lord one thousand eight hundred and fourteen, until the thirtieth day of June, one thousand eight hundred and eighteen, and that no protection was extended to the inhabitants, or jurisdiction exercised over them, by the government of this Commonwealth, for said period of time; whereupon they report the following resolve.

S. LELAND, *Chairman.*

Resolved, That all State Taxes apportioned, levied, and assessed, upon the town of Eastport, in the County of Washington, or the inhabitants thereof, for the years of our Lord one thousand eight hundred and fifteen, one thousand eight hundred and sixteen, one thousand eight hundred and seventeen, and one thousand eight hundred and eighteen, except the sum of eighty-six dollars of the tax of the year one thousand eight hundred and fifteen, being the sum paid out of the treasury of the Commonwealth, to the Representative to the General Court, from said town, for the political year one thousand eight hundred and thirteen, be, and the same are hereby abated and remitted; and all executions, extents, or warrants of distress, which have issued for the collection of said taxes, for the years one thousand eight hundred and sixteen, one thousand eight hundred and seventeen, and one thousand eight hundred and eighteen, be, and the same are hereby annulled; and the execution, extent, or warrant of distress, issued for the collection of taxes for the year one thousand eight hundred and fifteen, be, and the same is hereby satisfied, for all sums due thereon, except said sum of eighty-six dollars, and such costs as have arisen in consequence of the non payment of said sum.

CHAP. CCXII.

Resolve authorizing the towns of Harwich, Orleans, and Brewster, to sell certain Lands. January 27th, 1819.

On the petition of the committees of the towns of Harwich, Orleans, and Brewster, in the County of Barnstable, and for reasons set forth in said petition,

Resolved, That Solomon Freeman, Abraham Winslow, Simeon Kingman, William Myrick, Isaiah Chase, Jeremiah Walker, and James Long, committees of the said towns of Harwich, Orleans and Brewster, be, and they are hereby authorized and empowered, in behalf of said towns, to sell all the wood land or brush land, and cleared land, (not before disposed of) lying in the limits of said towns, formerly belonging to the Potawumacut tribe of Indians, either at private sale, or public auction, as the committees aforesaid shall think most advantageous for the interest of said towns : And the committees aforesaid be, and they are hereby authorized and empowered, good and sufficient deed or deeds thereof to make, execute and deliver, to the purchaser, or purchasers of the same, according to law ; and that the proceeds of said land, when sold, be equally divided betwixt the three towns aforesaid ; and by the respective committees of the towns aforesaid, deposited in the several town treasuries of said towns, for the support of said Indians, now chargeable, or that may hereafter become chargeable to said towns.

CHAP. CCXIII.

Resolve granting \$30 to David Mead, for expenses occasioned by a wound received when on Military Duty. January 28th, 1819.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to David Mead, thirty dollars, in full for expenses and loss of time, from a wound he received from the discharge of a musket, while on military duty.

CHAP. CCXIV.

Resolve on petition of Benjamin Harris, authorizing John Fullerton, as Guardian, to execute a Deed.

January 28th, 1819.

On the petition of Benjamin Harris, of Boothbay, in the County of Lincoln, setting forth a contract made between him and one Charles Fisher, late of said Boothbay, wherein the said Fisher engaged to convey, by deed, to the said Harris, four undivided sixth parts of a parcel of land described in the petition; and also setting forth the death of said Fisher, before the said deed was executed, and praying that John Fullerton, of said Boothbay, Guardian of the children and heirs of said Fisher, all of whom are minors, may be empowered to convey the said premises, by deed, to the said Harris, according to the true intent and meaning of said contract;

Resolved, that the said John Fullerton be, and he is hereby authorized to convey the said premises, as described in said petition, to the said Benjamin Harris, his heirs and assigns, forever, by a good and sufficient deed, to have and to hold the same to him, his heirs and assigns, in as full and ample a manner, as if the same had been conveyed by the said Fisher in his life time: *Provided, however*, that the said Harris first pay to said Fullerton, for the benefit of said heirs, any monies still due from the said Harris, by virtue of the contract aforesaid.

CHAP. CCXV.

Resolve on the petition of Jacob Quincy, authorizing Elizabeth Baker, as Executrix, to execute a Quit Claim.

January 28th, 1819.

On the petition of Jacob Quincy, stating that on the fifteenth day of July last, he executed a deed to Joseph Baker, of Portland, in the County of Cumberland, since deceased, of a piece of land, situated in Standish, in said

county, and bounded as follows : beginning on the easterly side of the road, by Eliphalet Parker's land ; thence running south, forty-six degrees east, by said Parker's land, one hundred and thirty-two rods, to the corner of the lot ; thence south, forty-five degrees west, by land of John Dean, Esquire, seventy rods ; thence north, forty-six degrees west, thirty-six rods, to the road ; thence by said road, north, seven degrees east, twenty-one rods, north eleven degrees west, sixty rods, and north, four degrees east, thirty-eight rods, to the first mentioned bounds ; containing thirty-five acres. That by the mistake of the person who wrote the deed aforesaid, the words, "one quarter part," of the above described land, were left out in the description, when it was the intention of both the parties, that but one quarter part thereof should be conveyed, as appears by a certificate of the Executrix of said deceased's will, and the Guardian of the heirs of said deceased's estate ;

Resolved, That Elizabeth Baker, the Executrix of the last will and testament of the said Joseph Baker, deceased, be, and she is hereby authorized and empowered to give to Jacob Quincy, a release and quit claim of three quarters of the above described land, to him and his heirs and assigns forever,

CHAP. CCXVI.

Resolve on petition of John Heald, making valid his doings as Administrator on the estate of John Heald, deceased.

January 28th, 1819.

Resolved, That the doings of John Heald, Administrator on the estate of John Heald, late of Carlisle, deceased, be, and the same are hereby confirmed, and rendered as valid in law, as they would have been if he had posted two notifications of his appointment as Administrator as aforesaid.

CHAP. CCXVII.

Resolve directing the Clerk of the Circuit Court of Common Pleas, for the County of Barnstable, to issue Venires for Grand Jurors. January 29th, 1819.

Whereas venires for Grand Jurors to serve in the Circuit Courts of Common Pleas, are by law required to be issued forty days, at least, before the first day of March, annually; and whereas, by reason of the sickness and death of the late Clerk of the Circuit Court of Common Pleas, in the County of Barnstable, the venires for Grand Jurors to serve in said Circuit Court of Common Pleas, in and for the said County of Barnstable, for the current year, have not been seasonably issued,

Resolved, That the present Clerk of the Circuit Court of Common Pleas, in the said County of Barnstable, be, and he is hereby authorized and required, forthwith, to issue venires for Grand Jurors, to serve in the said Circuit Court of Common Pleas, for the said County of Barnstable, for the current year, to be served and returned in the same manner, as though the same had been issued forty days before the first day of March next.

Be it further resolved, That the persons, who may be drawn, notified and returned, to serve as Grand Jurors, by virtue of the venires to be issued in pursuance of this resolve, are hereby authorized and required to discharge and perform, in the aforesaid Court, all the duties of Grand Jurors, within and for the said County of Barnstable, for the current year, any law to the contrary notwithstanding,

CHAP. CCXVIII.

Resolve on the Memorial of the Honorable Joseph Allen.
January 29th, 1819.

Resolved, That in addition to the authority granted to the Honorable Joseph Allen, by a resolve, passed February fourteenth, one thousand eight hundred and eighteen, to

sell and convey, by good and sufficient deed, or deeds, all the right, title and interest the Commonwealth has in certain lands in Princeton and Hubbardston, in the County of Worcester, conveyed to the Commonwealth, by mortgage deeds, made and executed by Henry Prentice and Bartholomew Cheever, both of said Princeton, of which the right of redemption is now foreclosed, he be authorized to give such deed or deeds, with warranty against the claims and demands of all persons.

CHAP. CCXIX.

Resolve authorizing Lucy Rowell and her Children to occupy Real Estate, for twenty years.
January 30th, 1819.

On the petition of Lucy Rowell, widow of the late John Rowell, deceased, and others, in behalf of her and her children, praying that an hundred acres of land, in township number two, on the east side of Penobscot River, on which the deceased had settled, may be assigned to her and her children ;

Resolved, That the said Lucy Rowell, and the children of her and her late husband, be, and they are hereby authorized and privileged to occupy and improve, rent free, for the space of twenty years, from the passing of this resolve, the lot of land, whereon the said John Rowell, in his life time, had settled and made improvements ; the lines, extent and limits of said lot to be strictly conformable to the survey and marks made by James Irish, Esquire, Anno Domini eighteen hundred and eighteen, under the direction of the Commissioners of the Land Office ; the same lot as marked containing an hundred acres, more or less.

Resolved, That at the expiration of said twenty years, the said Commissioners be, and they are hereby authorized and empowered to convey, by deed, in fee, to such heirs of said John Rowell, as may then be living, the whole of said lot ; the said surviving heirs, first satisfying the said Commissioners, that one hundred dollars are paid into the treasury of this Commonwealth, by the said heirs, before the conveyance be made to them.

CHAP. CCXX.

Resolve on petition of P. Rice, Guardian of Ezra Rice.
February 5th, 1819.

On the petition of Phinehas Rice, of Framingham, in the County of Middlesex, Guardian of Ezra Rice, of said Framingham, a spendthrift, praying for licence to sell the whole of said spendthrift's real estate ;

Resolved, That said Guardian be authorized to sell, and pass deed, to convey the whole of said real estate, in manner and form, and under the conditions prescribed by law, for the sale of the real estate of persons non compos mentis.

CHAP. CCXXI.

Resolve granting Compensation to Honorable Isaac Parker, and others. February 5th, 1819.

Resolved, That there be paid out of the treasury of this Commonwealth, to the Honorable Isaac Parker, Charles Jackson, and Daniel Davis, Esquires, each the sum of one hundred dollars, in full compensation for their services, as a committee to revise the criminal code of the Commonwealth.

CHAP. CCXXII.

Resolve authorizing Thomas Haskins, as Administrator on Francis A. Foxcraft, deceased's estate, to execute Deeds.
February 1st, 1819.

On the petition of the said Thomas Haskins, Administrator as aforesaid, praying that he, or some suitable person, may be authorized and empowered to make and execute

deeds of conveyance, of one moiety of the following described lands, to Joseph E. Foxcraft, and one quarter part thereof to Elizabeth Haskins, the Assignee of said Thomas Haskins, which the said Francis A. in his life time, by instruments not under seal, promised to convey, but was prevented by death ; said real estate is described as follows, viz : About three thousand one hundred and sixty-nine acres of land, situate in the County of Washington, being part of a half township of land granted by the Legislature of the Commonwealth of Massachusetts, to the heirs and assigns of the late Honorable Thomas Danforth, deceased, to wit : all the first range, being nineteen lots, from number one to nineteen inclusive, situate at the westerly side of said township, and extending east half a mile, being the same that belonged to all the heirs of said Thomas Danforth, deceased. Also, all the right that William Savory and Martha Savory had in said grant, to which right the following lots have been drawn, viz. : lots number nine in the fifth range, nineteen in the sixth range, and one half of lot number four in the fourth range. Also, all the right the heirs of Thomas Gilman, deceased, had therein, in the right of their mother, to which right the following lots have been drawn, viz. : lots number thirteen in the fourth range, three in the sixth range, and half lot in number four in the fourth range. Also, all the right the heirs of the late Elizabeth Lovejoy, deceased, had therein ; to which right the following lots have been drawn, viz. : number seven and eight, in range number two, and numbers thirteen and fourteen, in range number three ; numbers eighteen and nineteen, in range number four ; number fourteen in the fifth range, and letter B. in the sixth range, subject however, to the settling duties, and the right of redemption, according to law ;

Therefore, resolved, For reasons set forth in said petition, that Thomas Haskins, Administrator of all and singular the goods and estate of said Francis A. Foxcraft, deceased, be, and he hereby is authorized and empowered to execute deeds of conveyance of said land, as follows, viz. : To Joseph E. Foxcraft, and his heirs and assigns, one undivided moiety or half part, and to Elizabeth Haskins, and her heirs and assigns, one undivided quarter part thereof ; and the deeds, so made and executed, shall be good and

valid in law to convey to the same, as fully as if the said Francis A. Foxcraft had made and executed the same in his life time.

CHAP. CCXXIII.

Resolve granting Jonathan Nelson \$50.
February 2d, 1819.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to Jonathan Nelson, of Palermo, fifty dollars, in full for expenses and loss of time, occasioned by a wound received from the discharge of a musket, while on military duty.

CHAP. CCXXIV.

Resolve authorizing the Commissioners of the Land Office, to convey unto Benjamin Fiske and William S. Bridge, certain Lands. February 2d, 1819.

Resolved, That the Commissioners of the Land Office be, and they are hereby authorized and empowered, for such consideration, secured to the Commonwealth, as they shall judge reasonable, to sell and assign to Benjamin Fiske and William S. Bridge, of Boston, merchants, their heirs and assigns, all the Commonwealth's right, title and interest, in and unto two eleventh parts of the third and fourth quarters of township number three, commonly called the Old Town Purchase, one of the said elevenths being the same as conveyed by Salem Town, Esquire, as Agent for the Commonwealth, to John Putnam, and the other being one of said elevenths, as originally conveyed to Daniel Epes, by said Agent, and by said Epes to Jacob Chamberlain, both subject to certain reservations as expressed in said deeds: The Commonwealth's interest therein being derived from the said Putnam's and Epes' deeds of mortgage, made the twenty-second day of January, one thousand eight hundred and two.

CHAP. CCXXV.

Resolve directing the Secretary to deliver for the Adjutant General's Office, Term Reports and State Papers.

February 2d, 1819.

Resolved, That the Secretary of this Commonwealth be, and he is hereby directed to deliver to the Adjutant General, to be deposited in his office for the use of his department, one set of the Massachusetts Term Reports, and one set of Waite's edition of State Papers ; also, that he shall hereafter deliver to the Adjutant General, one copy of each additional volume of Reports and State Papers, which shall hereafter be printed.

CHAP. CCXXVI.

Resolve on petition of Ann Rudburg. February 4th, 1819.

On the petition of Ann Rudburg, of Boston, in the County of Suffolk, representing that her late husband, John N. Rudburg, died seized and possessed of certain real estate, consisting of a dwelling house and land, situated in Charlestown, in the County of Middlesex, which, by his death, without heirs, has escheated to the Commonwealth ; and praying that the right of the Commonwealth to said estate may be released to the petitioner ;

Resolved, That the prayer of said petition be so far granted, as to permit the said Ann Rudburg to retain possession of said house and land ; and that she be, and is hereby authorized to use, let and manage said real estate, and to collect, and apply to her own use, all the proceeds thereof, from and after the decease of her said husband, in the same manner, and to all intents and purposes, as she might have done, provided she held said estate in her own right. Nothing in this resolve, however, shall be so construed, as to deprive the Commonwealth of their right to said real estate, at the decease of said petitioner.

CHAP. CCXXVII.

Resolve granting \$100 to Daniel Foster.

February 5th, 1819.

On the petition of Daniel Foster, praying further allowance for building a bridge over Moose River,

Resolved, That there be allowed and paid to the said Daniel Foster, out of the treasury of this Commonwealth, the sum of one hundred dollars, in addition to the sum of five hundred dollars, paid him by the Commissioners of the Land Office, agreeably to their contract with said Foster, for erecting said bridge.

CHAP. CCXXVIII.

Resolve authorizing Tempe Lee to convey Real Estate.

February 4th, 1819.

On the petition of John Jones, praying that Tempe Lee, Administratrix on the estate of Silas Lee, late of Wiscasset, Esquire, may be authorized to convey certain real estate to him;

Resolved, For reasons set forth in said petition, that the said Tempe Lee be, and she is hereby authorized and empowered to convey to John Jones, of Augusta, and his heirs and assigns, forever, certain pieces of land, lying in Hallowell, on the east side of Kennebec River, being those parts of what is called the Wing Farm, which remained unsold by the said Lee, at the time of his death.

CHAP. CCXXIX.

Resolve on the petition of Ward Nicholas Boylston.

February 4th, 1819.

Resolved, That the Executor of Moses Gill be, and he hereby is authorized to deliver to Ward Nicholas Boylston,

two portraits, one of Nicholas Boylston, and the other of Mrs. Gill, wife of his late Honor Moses Gill, any thing in a receipt given for the same, under an order passed on the petition of the said Moses Gill, to the contrary notwithstanding.

CHAP. CCXXX.

Resolve in favor of Sandwich Academy.
February 4th, 1819.

On the petition of Ezra S. Goodwin and Elisha Pope, in behalf of the Trustees of Sandwich Academy, in the County of Barnstable, praying for an extension of the time for the location of a half township of land in the District of Maine, originally granted by this State to the said institution ;

Resolved, For reasons set forth in their petition, that the right of location of a half township of land in the District of Maine, be extended to the Trustees of Sandwich Academy, the further term of one year from the passing of this resolve, under the same conditions, in all other respects, as expressed in the original grant from the Legislature, any act or resolve to the contrary notwithstanding.

CHAP. CCXXXI.

Resolve authorizing Hannah Dwight to convey Real Estate. February 4th, 1819.

On the petition of Hannah Dwight, Guardian of Elizabeth B. Dwight, a minor, and one of the children and heirs of Thomas Dwight, Esquire, late of Springfield, deceased, praying that she may be authorized to sell the interest of said Elizabeth in certain real estate of the deceased, viz. : a tract of land in the General Field, in

West Springfield, containing about thirty acres; a lot of improved land of about seventy acres, on the Plain, in Springfield; and also a house and other buildings, and part of the lot of land adjoining thereto, laying opposite the dwelling house of the deceased, for the payment of the debts of the said deceased;

Resolved, That for the reasons set forth in said petition, the said Hannah Dwight, Guardian, as aforesaid, and John Howard, Administrator on the estate of the deceased, be, and hereby are authorized to sell and convey, by sufficient deeds, the interest of said minor, in any or all the real estate aforesaid, either at public or private sale; *provided*, the other heirs of said deceased, also sell their shares and interest therein, and appropriate the proceeds of said sale to the payment of the just debts of the said deceased: *and provided, also*, the said petitioner and Administrator first give sufficient bonds to the Judge of Probate, of the County of Hampden, conditioned for the appropriating the proceeds of such sale of said minor's estate, above described, towards the payment of said debts: *and provided, also*, that said Hannah Dwight relinquish her right of dower in such of said lands, as may be sold by virtue of this resolve, and that she also, by writing filed in the Probate Office, in said county, relinquish her right to one third part of so much of the personal estate of the deceased, as the same shall be benefited by the sale of real estate, for the payment of the debts of said deceased, upon such terms as shall be ordered by the Judge of Probate, in said county, upon representation made to him thereof.

CHAP. CCXXXII.

Resolve in favor of Benjamin R. Nichols, for transcribing Plymouth Colony Records. February 5th, 1819.

Resolved, That there be paid out of the treasury of this Commonwealth, to Benjamin R. Nichols, the sum of seven hundred and fifty-two dollars and twenty-eight cents, in full, for repairing, arranging, indexing, and abstracting the Plymouth Colony Records, including expenses for paper,

binding and stationary, and on journies to Boston and Plymouth, on that subject, and of all services and expenses hitherto incurred, in relation to those records, by the said Nichols and his assistants. And his Excellency the Governor, with the advice of Council, is requested to issue a warrant on the treasury accordingly, for the payment of the said sum.

CHAP. CCXXXIII.

Resolve authorizing the Commissioners of the Land Office to extend the time for making a Road.

February 6th, 1819.

Resolved, That the Commissioners of the Land Office be, and hereby are authorized to extend the time for making the road, and fulfilling the engagements made by Daniel Webster and Ebenezer Weston, with Samuel Reddington and Moses Greenleaf, Esquires, Agents for the Commonwealth, May third, one thousand eight hundred and sixteen, until the first day of September next, if they shall judge it reasonable ; and to make such an arrangement with the parties to said contract, as to the location, survey and conveyance of lands, in compensation for making said road, stipulated by said contract, as shall be found expedient, under all the circumstances of said undertaking, and the land therein referred to.

CHAP. CCXXXIV.

Resolve authorizing Israel Haynes to sell certain Real Estate. February 8th, 1819.

On the petition of Israel Haynes, of Sudbury, in the County of Middlesex, Guardian of Zebediah Maynard, of said Sudbury, a spendthrift, setting forth that it is neces-

sary to raise the sum of one thousand seven hundred and one dollars and ninety-two cents, for the payment of the just debts of the said Zebediah Maynard; that the real estate of said Zebediah Maynard is so situated, that no part thereof can be sold to raise that sum only, without greatly injuring the residue; but that the homestead of said Maynard, a certain lot, called the Brown Lot, and a pew, and stable, all situated in said Sudbury, can be sold together with convenience, and much to the benefit and advantage of said Maynard; Therefore,

Resolved, That the said Israel Haynes be, and he hereby is authorized and empowered to sell, at public vendue, to the highest bidder, the said homestead, Brown Lot, pew, and stable, of the said Zebediah Maynard, and to execute a deed, or deeds, of the same, which shall be valid and effectual in law to convey the same; he, the said Haynes, observing the rules and regulations prescribed by law, for the direction and government of Executors and Administrators in selling real estate for the payment of the debts of persons deceased: *Provided*, the said Haynes shall first give bonds to the Judge of Probate, for the County of Middlesex, with sufficient sureties, in such sum as he shall direct, that the money arising from said sale shall be appropriated for the payment of the just debts of said Maynard, and incidental charges; and the residue, if any, put out and secured on interest, for the benefit of said Maynard, and that he will account for the same, when thereunto lawfully required.

CHAP. CCXXXV.

Resolve on petition of Amherst Academy.
February 8th, 1819.

On the petition of the Trustees of Amherst Academy, praying for further time to locate the half township of land in the District of Maine, granted them by a resolve of the Legislature of this Commonwealth, passed on the eleventh day of December, in the year of our Lord one thousand eight hundred and sixteen;

Resolved, For reasons set forth in said petition, that a further time of one year, from and after the first day of June next, be allowed the said Trustees for locating said half township; any thing in the aforesaid resolve granting the same to them, to the contrary notwithstanding.

CHAP. CCXXXVI.

Resolve concerning Claims of the Commonwealth against the United States. February 8th, 1819.

The Committee to whom was referred the communication of the Honorable H. G. Otis, and the Honorable Prentiss Mellen, Senators in Congress, from Massachusetts, bearing date December twenty-second, one thousand eight hundred and eighteen, respecting the claim of the Commonwealth against the United States, respectfully report,

That a resolve was passed by the Legislature of the State on the twelfth of June, one thousand eight hundred and eighteen, in relation to the said claim, requesting his Excellency the Governor to cause to be delivered to the said Senators, or either of them, such accounts, documents, and papers, as may be necessary to support the claim of the Commonwealth against the United States, for the use of the Senators and Representatives in Congress from this State; and that the said Senators be instructed, and the Representatives requested to attend to, and prosecute the said claim, and to use their best endeavors that a fair and equitable adjustment thereof may be speedily obtained.

That the Committee, after having attentively considered the communication referred to them, from the said Senators, and the resolve aforesaid, rely on the good judgment and discretion of the delegation from the State, and their zeal for its interest, that the claim will be duly presented to Congress, and its merits developed with equal frankness and ability. And the Committee also, reposing on the wisdom and liberality of the general government, cannot but trust, that when the principles and details of the claim are fully and impartially examined, such decision will be had thereon, as will comport with the soundest principles of

justice and equity, and with the best and most permanent interests of the United States, and of this State.

Under these impressions, and from a recurrence to the resolve aforesaid, of the present General Court, which remains still in force, and is believed fully to express the wishes of the Legislature, that the claim should be promptly considered and speedily adjusted, the Committee deem it necessary at this time, only further to recommend the adoption of the following resolution :

Resolved, That the Secretary of the Commonwealth be directed, on application from the Senators of this State, in Congress, or either of them, to forward forthwith, all documents or papers connected with the claim of the Commonwealth against the United States, which may now remain in any department of this government, and may be requested for the use of the delegation from the State, for the purpose of obtaining a decision on the claim aforesaid ; and that the Secretary be directed to forward a copy of this resolution to the Honorable the Senators from this State, in the Congress of the United States.

CHAP. CCXXXVII.

Resolve on petition of the Selectmen of East Andover.
February 8th, 1819.

On the representation of the Selectmen of East Andover, and the memorial of Thomas Bond, and others,

Resolved, That the Commissioners of the Land Office be, and they hereby are authorized and directed to sell and convey in fee, within one year from the passing this resolve, in such way and manner, and for such consideration as they may think fit, all the tract or parcel of land, which is called the East Andover Surplus, in the County of Oxford ; and to pay over the proceeds of such sale, into the treasury of the Commonwealth.

CHAP. CCXXXVIII.

Resolve on the petition of Sarah Cobb.
February 8th, 1819.

Resolved, For reasons set forth in the said petition, that all the right, title, and interest, which the Commonwealth has, or might have, in and to a certain parcel of land, with the buildings thereon, situate in Leverett Street, in Boston, and bounded south-easterly on said street, forty feet; south-westerly on land of Joseph Russell, ninety feet; north-westerly on said Russell's land, and north-easterly on land of John Gillis, ninety feet; with the privileges and appurtenances thereunto belonging; which real estate the said Cobb purchased of Joseph Russell of said Boston, during his life time, and after his marriage with the said Sarah, and of which said John Cobb died seized. And the same is hereby granted and released to the said Sarah Cobb, and to her heirs and assigns forever: *Provided, however*, that the same shall be held subject to the payment of the just debts of the said John Cobb, in case his personal estate shall be insufficient therefor, in the same manner as real estates of persons deceased, are holden and subject by the laws of this Commonwealth.

CHAP. CCXXXIX.

Resolve in favor of Jonathan Hunewell.
February 8th, 1819.

The Committee of both Houses, who had under consideration the communication of his Excellency the Governor, respecting certain repairs on the State House, ask leave to report the following resolve, which is submitted.

JOHN HART, *Per Order*.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth to the Agent, appointed by the Governor and Council, to make certain repairs on the

State House, six hundred and thirty dollars and forty-four cents, being the balance due on the accounts for said repairs.

CHAP. CCXL.

Resolve on petition of Selectmen of Greenwood.
February 10th, 1819.

On the petition of the Selectmen of the town of Greenwood, in the County of Oxford, stating, that there has been some illegality in the proceedings of said town, by reason of their Assessors not having posted up a list of voters for the choice of town officers, at the time the law requires; and, also, that the town passed a vote to raise money at a meeting, wherein the warrant calling said meeting, did not expressly warn any, but such as were qualified to vote for state officers, praying that the doings of said town may be confirmed and made valid;

Resolved, For reasons set forth in said petition, that the doings of said town in the premises, prior to the nineteenth day of May last, be, and hereby are confirmed, and made valid in law to all intents and purposes, notwithstanding certain irregularities therein, as above expressed.

CHAP. CCXLI.

Resolve confirming the Records of the town of Freeman.
February 10th, 1819.

On the petition of the town of Freeman, praying for a confirmation of their town records,

Resolved, For the reasons stated in their petition, that the records of the said town of Freeman, in the cases specified in their petition, shall be, and hereby are confirmed and made valid in all respects, in the same manner as they would have been, if the seal and signature of the

Town Clerk had not been omitted, and a record of the oaths of town officers, and the dissolving of town meetings had been made, and the errors in tax for the school districts in eighteen hundred and fourteen notwithstanding.

CHAP. CCXLII.

Resolve for County Taxes. February 10th, 1849.

Whereas the Treasurers of the following counties have laid their accounts before the Legislature, which accounts have been examined and allowed; and whereas the Clerks of the Courts of Sessions, for said counties, have exhibited estimates made by said Courts, of the necessary charges which may arise within the said several counties, for the year ensuing, and of the sums necessary to discharge the debts of said counties;

Resolved, That the sums annexed to the several counties, contained in the following schedule, be, and the same are hereby granted as a tax for each county, respectively, to be apportioned, assessed, paid, collected, and applied, for the purposes aforesaid, according to law.

| | |
|---|----------|
| County of Middlesex, ten thousand dollars, - - - | \$10,000 |
| “ of Essex, ten thousand dollars, - - - | 10,000 |
| “ of Somerset, three thousand dollars, - - - | 3,000 |
| “ of Lincoln, five thousand five hundred dollars, - | 5,500 |
| “ of Franklin, three thousand two hundred dollars, - | 3,200 |
| “ of Barnstable, one thousand two hundred dollars, - | 1,200 |
| “ of Washington, one thousand eight hundred dollars, - | 1,800 |
| “ of Norfolk, nine thousand dollars, - - - | 9,000 |
| “ of Penobscot, four thousand seven hundred dollars, - | 4,700 |
| “ of Cumberland, five thousand seven hundred and twenty dollars, - - - | 5,720 |
| “ of Hampden, three thousand five hundred dollars, - | 3,500 |
| “ of York, three thousand five hundred dollars, - | 3,500 |
| “ of Hampshire, four thousand dollars, - - - | 4,000 |
| “ of Kennebec, four thousand six hundred and four- teen dollars and eight cents, - - - | 4,614 08 |
| “ of Berkshire, five thousand dollars, - - - | 5,000 |
| “ of Plymouth, eight thousand dollars, - - - | 8,000 |
| “ of Worcester, fourteen thousand two hundred dollars, - | 14,200 |
| “ of Bristol, eleven thousand dollars, - - - | 11,000 |
| “ of Oxford, three thousand five hundred dollars, - | 3,500 |
| “ of Hancock, seven thousand dollars, - - - | 7,000 |

CHAP. CCXLIII.

Resolve on petition of Essex Bank. February 10th, 1819.

On the petition of the President, Directors, and Company of Essex Bank, setting forth that said corporation has ceased to act as a banking corporation ;

Resolved, That the President, Directors, and Company of Essex Bank, be, and they hereby are discharged from the payment of any bank tax now due, and also from the payment of any such tax in future, and also from making any return to the Governor and Council in the month of June next.

CHAP. CCXLIV.

Resolve to furnish the town of Eastport with Laws and Term Reports. February 11th, 1819.

Resolved, For the reasons set forth in the petition of the Agent for the inhabitants of the town of Eastport, that the Secretary of the Commonwealth be authorized to deliver to the said town, as many volumes of the Laws and Term Reports as were taken or destroyed by the British, while they were in possession of said town.

CHAP. CCXLV.

Resolve appointing a Committee for examining the proceedings of the Agricultural Bank, in Pittsfield.
February 11th, 1819.

The Committee of both Houses, appointed to inquire into the expediency of raising a Committee to investigate the transactions of the Agricultural Bank, at Pittsfield, in the

County of Berkshire, have attended that service, and ask leave to report a state of facts :

On the twentieth of February, one thousand eight hundred and eighteen, a charter was granted to Nathan Willis, and others therein named, to establish a bank in the town of Pittsfield, with a capital of one hundred thousand dollars, payable in three instalments ; which sum was to be loaned and negotiated on banking principles, subject to the usual restrictions, and the further restriction, that no stockholder should be allowed to borrow at said bank, until he should have paid in his full proportion of said instalments. On the twelfth of June next following, an additional act was passed, prolonging the time for paying the instalments, and directing payment of the first instalment on or before the first September, one thousand eight hundred and eighteen ; the payment of the second instalment on or before the first January, one thousand eight hundred and nineteen ; and the payment of the third instalment on or before the first April, next following. After the charter was obtained, subscription papers were opened in Pittsfield, and kept open three weeks, during which time a sum equal to one-tenth part of the capital stock was subscribed ; the remaining nine-tenths were then offered to certain persons in Boston, who engaged to take them, on the condition that they should have control of the bank, and manage its concerns. At the annual meeting of Stockholders, such persons were chosen Directors, as the Boston stockholders designated. The first instalment being then due, forty-five thousand dollars in specie, which was the sum payable on the shares owned in Boston, was placed in the vaults of the bank, but in the confident expectation that it should be repaid by a loan to the Boston stockholders. Accordingly, on the following day, thirty-two thousand of the same specie was taken back as a loan, for which, notes in the common form, but without endorsers, were given, and shares were pledged as security ; eight thousand dollars more of the same specie was exchanged for a draft on New York, and forty-five thousand in bills, signed by Thomas Gold, as President of said bank, were placed in the hands of two of the Boston stockholders, as Agents of said bank, to be employed by them at Boston, in purchasing promissory notes of individuals, and other ways to be used at their discretion, but for the benefit of said bank.

On the first January, one thousand eight hundred and nineteen, the second instalment became due, when nine tenths of the amount was placed in the Suffolk Bank, in Boston, instead of the Bank at Pittsfield, as required by the charter; on the ninth of the same month, nine tenths of the third instalment was also placed in the Suffolk Bank. From both these payments, the same accommodation was granted to Boston stockholders, notes were given for the amount loaned, and shares were pledged as security.

It was acknowledged by the gentlemen who appeared before the Committee, in behalf of the bank, that no part of the capital stock had been loaned on bond and mortgage, although many applications had been made for the same, and but a small amount upon notes, in the common form, to the inhabitants of the county where the bank is located.

It also satisfactorily appeared, that but few of those who petitioned for the establishment of the bank, and whose names were inserted in the charter, have ever been stockholders. This fact, with the manner in which the whole business of the bank has been conducted, authorizes the belief that the holders of a majority of shares, always intended that the capital should be employed in Boston, and not for the benefit of the citizens of the County of Berkshire.

It was earnestly contended by the Agents of the bank, that the act of incorporation imposed no obligation to transact the business of the bank in Pittsfield, and that they have a right to loan and negotiate their monies in any manner, and at any place, where it would be most for their advantage. This opinion the Committee deem incorrect. It is their belief, that by locating a monied institution in one section of the Commonwealth, rather than another, the Legislature intended to promote the interests of that particular section, by supplying a fund to facilitate business, encourage enterprise, and reward honest industry, and not to enrich individuals, by aiding speculation.

From the foregoing statement of facts, and the view thus taken of them, the Committee are of opinion that a further inquiry ought to be made into the doings of said bank; they therefore recommend an adoption of the following resolve. All which is respectfully submitted, by your Committee.

DANIEL WALDO, *Chairman.*

Resolved, That the Honorable Mr. Noble, of the Senate, and Messieurs Rantoul, of Beverly, and Parrot, of Gloucester, members of the House, be a Committee to examine the doings of the Agricultural Bank, at Pittsfield, with power to send for books and papers, and to examine the Directors and Cashier of said bank, and also such other persons as may be necessary; and that the Committee make a report of their doings, at the present session of the Legislature, if practicable; if not, at the first session of the next General Court.

CHAP. CCXLVI.

Resolve on petition of the inhabitants of Fairhaven.
February 12th, 1819.

Resolved, That there be paid to the Treasurer of the town of Fairhaven, for the benefit of the inhabitants of said town, the sum of three hundred and eighty-one dollars and seventy-nine cents, in full for expenses incurred by said town in erecting barracks for the militia of this Commonwealth, which were duly ordered and stationed in the vicinity of said town, for its defence, in the late war.

Resolved, That his Excellency the Governor be, and he is hereby requested to draw his warrant on the Treasurer of this Commonwealth, for the aforesaid sum.

CHAP. CCXLVII.

Resolve for a Tax for the County of Suffolk.
February 12th, 1819.

On the estimate made by the Court of Sessions for the County of Suffolk, and the account of the Treasurer, accompanying the same, representing the amount of charges which may arise in said county, for the year ensuing, and

the sum necessary to discharge the debts of said county ; and the memorial of the said Court, that a tax, of sixteen thousand dollars may be granted for the use of said county ;

Resolved, That the sum of sixteen thousand dollars be, and the same is hereby granted, as a tax, for the County of Suffolk, to be apportioned, assessed, paid, collected, and applied, for the aforesaid purposes, according to law.

CHAP. CCXLVIII.

Resolve making valid certain Marriages.

February 12th, 1819.

Whereas, sundry marriages have been solemnized in this Commonwealth, by Eliphalet Smith, Lemuel Jackson, Elias Nelson, and Comfort Smith, all Elders and Teachers in the Baptist Church ; and by Philip Ayer, and Gilman Moody, Teachers in the Methodist Society ; and doubts are entertained whether such marriages, thus solemnized, are valid in law ; and divers petitions have been presented to this Legislature, to legalize and make valid the same ; Therefore,

Resolved, That all marriages, solemnized in this Commonwealth, by the said Eliphalet Smith, Lemuel Jackson, Elias Nelson, and Comfort Smith ; and also by the said Philip Ayer, and Gilman Moody, in their said offices, respectively, be, and they hereby are made valid in law, to all intents and purposes ; any statute of this Commonwealth to the contrary notwithstanding.

Resolved, also, That the issue of each and all of such marriages, solemnized as aforesaid, be, and they hereby are made capable in law, of inheriting, in the same way and manner, as though each, and every of such marriages, were originally solemnized, according to law.

CHAP. CCXLIX.

Resolve on the petition of the inhabitants of the town of Natick. February 13th, 1819.

On the petition of the inhabitants of the town of Natick, *Resolved*, For reasons set forth in said petition, that John Atkins and Samuel Fisk, of said Natick, Guardians of the Natick tribe of Indians, be, and hereby are authorized and directed to expend and appropriate, under the direction of the Overseers of the Poor of said town, all or any part of the funds in their hands, belonging to said tribe, or any one thereof, except so much of said funds as belong to Hannah Brown, one of said tribe, for the future support and maintenance of any of said tribe, who may hereafter fall into distress, and stand in need of relief; and a certificate, under the hands of said Overseers, of the expenditure and appropriation of said funds as aforesaid, shall be a sufficient voucher for said Guardians, in the settlement of their accounts, as such.

Resolved, further, That said Guardians be, and hereby are authorized to take and receive the rents and profits, for a term not exceeding two years, from the first day of April next, of any lands, in said town of Natick, which belong to said tribe, or any one of them; *provided*, such lands are not occupied and possessed by any of said tribe not having title thereto; and the said Guardians are hereby authorized and directed to expend and appropriate the rents and profits aforesaid, so received, for the purpose aforesaid.

CHAP. CCI.

Resolve confirming the sale of Land belonging to Herring Pond Indians. February 15th, 1819.

Upon the petition of Joshua Thomas, one of the Overseers of the Herring Pond tribe of Indians, praying that the sale of two pieces of land to John N. Conet and

Barnabas Ellis, made by the said Joshua Thomas and Ephraim Spooner, Esquire, deceased, in their capacity of Overseers of said Indians, dated August seventh, one thousand eight hundred and seventeen, may be confirmed ;

Resolved, For reasons set forth in said petition, that the said sale of the said two pieces of land, as set forth in said petition, be, and the same is hereby confirmed and rendered valid, to all intents and purposes, any supposed defect or informality in the manner of said sale to the contrary notwithstanding.

CHAP. CCLI.

Resolve on petition of Stephen Chase.
February 15th, 1819.

Resolved, For reasons set forth in said petition, that there be allowed and paid out of the treasury of this Commonwealth, to Stephen Chase, Esquire, in full compensation for his services and disbursements to the Commonwealth, in the information against Joseph Howard, the sum of one hundred dollars ; and that his Excellency the Governor be requested to draw his warrant upon the Treasurer for said sum ; *provided*, the sum granted by this resolve, be in full compensation for all claims which the said Stephen Chase may have on this Commonwealth, for any part of the sum recovered in the aforesaid information against said Joseph Howard.

CHAP. CCLII.

Resolve on petition of Trustees of Williams College.
February 15th, 1819.

Resolved, That the further time of one year, from the first day of June next, be, and hereby is allowed to the Trustees of said College, to locate said township, and the

Commissioners of the Land Office be, and hereby are directed to govern themselves accordingly: *Provided, however,* and it is expressly to be understood, that the settling duties, as required to be performed by the resolve first mentioned, be, and the same are extended and limited to the term of three years from the first day of June next, and no longer; and that a failure in the performance of said settling duties within the time last mentioned and prescribed, shall so operate as to vacate the extension of time for the location of said townships, herein provided.

CHAP. CCLIII.

Resolve for examining what British Statutes have been adopted in this Commonwealth. February 15th, 1819.

The Committee of both Houses, appointed to consider the expediency of collecting into a volume those Parliamentary statutes, and parts of such statutes, which have been adopted as laws within this Commonwealth, have deliberately investigated the subject, and ask leave to report,

That the juridical system, from the earliest settlement of our government, has been the particular object of public concern, and has, in latter years, been greatly improved. But it is believed, that it still is far from possessing the attribute of perfection. Our laws, like our language, originate from several sources; a part is derivative from the mother country of our ancestors, and a part consists in the numerous enactments of our Legislatures. By our State constitution, "all the laws which have heretofore been adopted, used, and approved in the Colony, Province, or State of Massachusetts Bay, and usually practised on in the Courts of Law, shall remain, and be in full force, until altered or repealed by the Legislature." It is universally believed, that sundry laws, to which this paragraph alludes, are British statutes, and parts of those statutes, which, from immemorial usage, constitute a part of our common law. Thus from long and invariable practice, they have become incorporated into our system of jurisprudence, and deserve the utmost consideration of the whole people. An inquiry

as to which, and how many of them, our country and its Courts have adopted, is at this time no novelty. A Committee was appointed, by a resolve of the General Court, passed February twenty-eighth, one thousand seven hundred and ninety-nine, whose duty it was, among other things, to prepare for publication, in a new edition of our statutes, then contemplated, such British statutes and parts of statutes, adopted and practised upon in this State, as they might judge proper.

The demand for the edition was so great, and its publication so much hastened, that the Committee appointed had not sufficient time to select and prepare the British statutes mentioned; and the subsequent decease of one, and the avocations of the others of the Committee, occasioned this part of their commission to remain unfinished.

Your Committee find that this investigation has been made in four of the other States, under Legislative authority, viz.: in New York, Virginia, Pennsylvania, and Maryland, and that considerable benefit has been thus derived to the respective States. The Legislature of Pennsylvania appointed the four Judges of its Supreme Court to ascertain which of the British statutes had been adopted in that State, and how many of them ought to be reenacted. On the fourteenth of December, A. D. one thousand eight hundred and eight, they made their report, detailing the titles of nearly two hundred British statutes, or parts of statutes, as the aggregate of those adopted by that Commonwealth. Men learned in the law, have denominated this a very important document, and have said, that a safer guide in practice cannot be wanted. The Legislature of Maryland has imposed a similar task on the Chancellor of the State, who is reputed to have executed the trust with great ability.

Your Committee, aware that Massachusetts has never been behind any of her sister States in enterprizes and projects of public utility, now cherish a sanguine belief, that her Legislature will pay due and immediate regard to the important subject under consideration. As some particulars, which would evidently be helps in the accomplishment of this object, are recorded only in the note books, or the recollections of Judges and gentlemen of the law, venerable for their years and learning, and will soon be lost; it is thought by your Committee, that the present is the proper time to authorize a further investigation of this subject;

they therefore submit the following resolve for consideration and adoption.

WM. D. WILLIAMSON, *Chairman.*

Resolved, That the Judges of the Supreme Judicial Court of this Commonwealth be, and they are hereby constituted a Committee to examine and report, as soon as consistent with their official duties and personal convenience, what British statutes and parts of such statutes have been adopted, and usually practised upon within this State.

CHAP. CCLIV.

Resolve directing process against the Dedham Bank.
February 16th, 1819.

The Committee, appointed by the Legislature, on the subject of banks, to whom was referred the petition of Samuel Bass King, praying that inquiry be made into the conduct of the Dedham Bank, and "that the Attorney or Solicitor General be directed, by this General Court, to institute process in the nature of quo warranto, to determine whether the President, Directors and Company of said bank, have not forfeited their charter," ask leave to report the following facts :

That the said bank was incorporated the twenty-sixth of February, eighteen hundred and fourteen, with the privileges common to the other banks in this Commonwealth, with a capital stock of one hundred thousand dollars ; and that soon after the granting of said charter, the said bank went into operation ; and on the twentieth day of August, one thousand eight hundred and sixteen, issued a large quantity of bills, notes, checks, or draughts, payable to bearer, drawn on the Cashier of the bank, at Middletown, in the State of Connecticut, the amount of which are to the Committee unknown : That the said bills or draughts, payable, as aforesaid, continue to pass and circulate, as the bills of other banks, within and without this Commonwealth : That the course of this measure soon arrested the

attention of this Commonwealth, and, on the thirteenth day of December, one thousand eight hundred and sixteen, a law was passed, prohibiting the several banks, within this Commonwealth, from issuing any bill, note, check, or draught, of one hundred dollars, or less, payable at any place, other than at the bank issuing the same, unless the same shall also, on the face thereof, be payable at the bank from which it was issued; and likewise that any bill, note, check, or draught, payable at any other place than that at which the said bank is kept, and which had been put in circulation prior to the passing of said act, may be presented, and payment demanded at the bank issuing the same, without previous demand at the place where the same is on the face thereof payable; and that if the bank, which issued the same, shall neglect or refuse to pay the same to the holder thereof, when demanded, it shall be liable to pay the same penalties as are provided by the act, entitled, "An act to enforce the payment of bank notes."

It further appeared to your Committee, from the Cashier of said bank, that of the whole amount of bills in circulation, issued by the said Dedham Bank, four fifths, at least, are payable at Middletown; that the bills or draughts payable at Middletown, are, at the banks in Boston, at one per cent. discount; while those payable at the bank in Dedham, are only half per cent. discount; and that said bank employs an Agent to take up the bills issued by said bank, at the New England, and other banks in Boston, those payable at Middletown bank, at one per cent. discount; which Agent, instead of returning said bills to the bank, in Dedham, immediately puts them again in circulation; and the like course is pursued at the Middletown Bank, with all the bills which are there presented for payment; the operation of which practice is, that the bills, or draughts, issued by the said bank, payable at Middletown, can never get out of circulation, unless presented by the holders at the bank in Dedham, and are there paid. It likewise appeared to your Committee, by the confession of the Cashier, that all the bills or draughts, drawn by the Dedham Bank on the Cashier of the Middletown Bank, which are, or have been paid at the Dedham Bank, are taken at one per cent. discount. And, upon this subject, your Committee would further report, that it appeared that the said Samuel Bass King was the holder of about six

thousand dollars of bills, or draughts, of the said Dedham Bank, payable at Middletown, two thousand dollars of which the said King had, since the date of the above mentioned act, of the thirteenth of December, one thousand eight hundred and sixteen, presented for payment at the bank in Dedham, which was refused, and a suit at law by him commenced, for the amount of the bills, of which payment had been demanded and refused.

Whether any of the bills, or draughts, of said bank, payable at Middletown, have been issued or put in circulation by the Officers of the bank at Dedham, or their Agents at that place, since the said thirteenth of December, one thousand eight hundred and sixteen, your Committee will not positively undertake to decide; although they are inclined to the opinion that such has been the practice, inasmuch as the Cashier would not decidedly negative the fact. It was pretended by the Agent of said bank, that the bills or draughts issued by them, payable at Middletown, was for the purpose of drawing home a fund, which said bank had at Middletown, although in another part of the evidence, it did appear to your Committee that few, or none of the bills, redeemed at the Middletown Bank, were, after their redemption, returned home to the Dedham Bank.

Your Committee would further remark, that since the examination, which took place in June last, on the petition of the said Samuel Bass King, they have seen in circulation bills, or draughts, issued by the said Dedham Bank, payable at the Middletown Bank, of the denomination of one hundred and one dollars, which are dated the sixth of April, one thousand eight hundred and eighteen, the apparent design of which is to elude the wholesome provisions of the aforesaid act of the thirteenth of December, one thousand eight hundred and sixteen, which, among other things provides, that nothing contained in that act, shall extend to any check or draught drawn by the President, or Cashier of any bank within this Commonwealth, on any other bank within or without this Commonwealth, for any sum exceeding one hundred dollars. The last mentioned bills, or draughts, are in form precisely like the other bills, or draughts, of said bank, payable at the Middletown Bank. This additional fact furnishes further evidence of the disposition of the Dedham Bank to continue a course of measures, contrary to what your Committee deem the true spirit

of the charter of said bank. Your Committee would, therefore, recommend the adoption of the following resolution, which is submitted.

J. HUNEWELL, *Per Order.*

Resolved, That the Attorney, or Solicitor General, cause to be instituted process, in the nature of quo warranto, against the President, Directors, and Company of the Dedham Bank, for the purpose of determining whether they have not forfeited their act of incorporation.

CHAP. CCLV.

Resolve authorizing the Commissioners of the Land Office to convey Lot No. 8, &c. to Moses Hodsdon.
February 17th, 1819.

On the petition of the Selectmen of Levant, in the County of Penobscot, praying that a conveyance of three hundred and twenty acres of reserved lands in said town, may be made to Moses Hodsdon, Esquire, in consideration of his having built a bridge therein, pursuant to a resolve of the General Court, passed December thirteenth, one thousand eight hundred and sixteen ;

Resolved, That the Commissioners of the Land Office be, and they are hereby authorized and directed to convey by deed to said Moses Hodsdon, all the Commonwealth's right, title, and interest in and to, lot numbered eight, in the fifth range, and so much of lot numbered one, in the eleventh range of lots and ranges in said town, as will in the whole comprise three hundred and twenty acres, strict regard being had to the location of said lots, as approved and sanctioned by the Circuit Court of Common Pleas, at their term holden in January now last past, at Bangor, in the County of Penobscot.

CHAP. CCLVI.

Resolve authorizing Edward Mitchell, Junior, to sell Land belonging to Indians. February 17th, 1819.

On the petition of Edward Mitchell, Junior, of Bridgewater, in the County of Plymouth, praying that he may be authorized to make sale of a certain piece of land in said Bridgewater;

Resolved, That for reasons set forth in said petition, the said Edward Mitchell, Junior, in his capacity as Guardian over all the Indians residing in Bridgewater, in the County of Plymouth, or owning land therein, be, and he hereby is authorized to sell at public auction, a certain piece of land, situated in said Bridgewater, and near Robins' Pond, so called, containing about thirteen acres, belonging to the estate of Josiah James, an Indian, late of said Bridgewater, deceased, and which was lately set off to one Hannah James, as heir to said Josiah; and to make and execute good and sufficient deed or deeds to the purchaser or purchasers, which shall be good and valid in law; and out of the proceeds of said sale, to discharge a certain debt of one hundred and twenty dollars due from the estate of said Josiah James, to him the said Mitchell, and that he appropriate the remainder to the use and benefit of the said Hannah James, in his said capacity of Guardian; he, the said Edward Mitchell, Junior, first giving bonds to the Judge of Probate for the County of Plymouth, for his faithful performance of his duty and trust aforesaid, and to account to the said Judge of Probate; also giving notice of the time and place of sale, in the same way and manner as is prescribed by law for Administrators and Executors, to make sale of the real estate of deceased persons.

CHAP. CCLVII.

Resolve authorizing the Commissioners of the Land Office to settle with Seth Spring. February 17th, 1819.

Resolved, That the Commissioners of the Land Office be, and they hereby are authorized to settle with Seth Spring, and to pay him the amount of such sums of money as he has paid into the treasury of the Commonwealth for a tract of land, which was considered as the surplus of Prescott's Grant, so called, with interest on the same from the time of such payment to the Commonwealth; and also such further sum, as, to the said Commissioners, upon examination into the circumstances of the case, shall seem just and proper, for expenses and damages incurred by him, in defending in any Courts of Law, the title which he may have derived from the Commonwealth: *Provided, however*, that before any payment shall be made to said Spring, he shall make and execute to the Commonwealth, such release, discharge, and acquittance, as the said Commissioners shall prescribe; *and provided, also*, that before the said Commissioners shall make the examination herein before provided, the said Spring shall agree to submit his claim to them, and to be bound by their decision of the same; *and provided, also*, that the said Spring shall, within thirty days after passing this resolve, signify, in writing, to the Commissioners, his assent and agreement to the provisions of the same.

Resolved, That his Excellency the Governor be, and he hereby is authorized to draw his warrant on the treasury for such sum of money as may be necessary to carry the foregoing resolution into effect.

CHAP. CCLVIII.

Resolve relative to Leonard Jarvis. February 17th, 1819.

Resolved, That the Commissioners of the Land Office be, and they hereby are authorized and empowered to accept and receive from the widow, heirs, and legal representatives of Leonard Jarvis, late of Surry, in the County of Hancock, Esquire, deceased, and all other persons interested, such conveyances and releases to the Commonwealth, of all their right, title, and interest, to the lands described in said deceased's deed of mortgage, made to the Commonwealth, February fourth, one thousand eight hundred and one, whether derived from him, as heirs, or obtained otherwise, either jointly or individually, and procure a regular conveyance of the eighth part of said described premises, conveyed by the mortgagor to Philip Jarvis, so as to complete the Commonwealth's title thereto; and shall surrender and deliver up to said Commissioners, all the evidence of the said deceased's title or claim to said lands, or any part of the same, in their power, and shall pay said Commissioners, for the use of the Commonwealth, a fair and just consideration for all timber, which they, or said deceased, while in full life, have permitted to be cut on said mortgaged premises, within five years last past. And upon the performance thereof, said Commissioners shall take possession of the whole lands aforementioned, in behalf of said Commonwealth, and certify the facts to the Treasurer of the Commonwealth, who shall thereupon endorse on the judgment rendered on said notes against Leonard Jarvis, deceased, or on the execution sued out thereon, that the same judgment or execution is satisfied, by accepting the lands mentioned in the said mortgage, and by the conveyances, releases, and payments for cutting timber, as herein previously mentioned.

And be it further resolved, That the Commissioners of the Land Office be, and they hereby are empowered and directed to receive and adjust the claims and possession of all persons to any part of said mortgaged lands, which said Commonwealth shall derive title to, by force of any release or conveyance made pursuant to these resolves, upon such terms and conditions as they shall judge reasonable, after

a full examination of the circumstances of each claim; and to make and execute releases of the Commonwealth's title to parts thereof, to any persons whose claims thereto they shall sanction; and to make sale of the residue of said lands, in such parcels, and upon such terms and conditions as they shall judge most for the interest of the Commonwealth. And said Commissioners are authorized and directed to take any measures that may be necessary for partition of any part of said premises, or to perfect the Commonwealth's title thereto, that in the progress of their duty may be found necessary.

And be it further resolved, That the report of George Herbert, Esquire, Agent for the Commonwealth, for the aforesaid lands, with all the documents accompanying the same, be lodged in the Land Office.

CHAP. CCLIX.

Resolve to pay the Preacher of the Election Sermon.
February 18th, 1819.

Resolved, That there shall be allowed and paid out of the treasury of this Commonwealth, to the gentleman who shall preach the election sermon, in May next, fifty dollars; and that his Excellency the Governor be authorized to draw his warrant on the Treasurer for said sum.

CHAP. CCLX.

Resolve granting the Commonwealth's right to certain property, to Ruth Kirby. February 18th, 1819.

The Committee of both Houses, to whom was referred the petition of Ruth Kirby, praying that there may be relinquished to her, certain property which escheated to the Commonwealth, have had the same under consideration,

and ask leave to report, by way of resolve. All which is respectfully submitted.

J. B. VARNUM, *Chairman.*

Resolved, For reasons set forth in said petition, that all the right, title and interest, which the Commonwealth has, or might have, in and to the personal estate of John Hunt, lately resident of Boston, in said Commonwealth, mariner, deceased, remaining in the hands and possession of Ebenezer Hawkes, of Saugus, in the County of Essex, Administrator of said Hunt's estate, said Hunt having died intestate, leaving no heirs at law, be, and the same is hereby granted and released to said Ruth Kirbey; and said Administrator is hereby authorized and directed to vest said personal estate, the just debts of said Hunt being first paid, in such manner as shall be directed by the Judge of Probate, for the County of Essex, to be applied to the support of said Ruth, during her life, and the residue, if any, at her decease, to go to her heirs.

CHAP. CCLXI.

Resolve granting Compensation and Pensions to certain wounded and sick Soldiers. February 18th, 1819.

The Committee of both Houses, to whom was referred the petition of William Ramsdell, David Sevey, Israel Town, James Varney, and James Soule, praying that they may receive compensation for expenses incurred by sickness and wounds, received while on military duty, have had the same under consideration, and ask leave to report the following resolve, which is respectfully submitted, by order of the Committee.

JONATHAN HUNEWELL, *Per Order.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to Martin Wheelock, of Gardner, County of Worcester, eighty dollars, in full compensation for expenses incurred by a wound he received, while on military duty; and also, the further sum of forty

dollars a year, for three years, should he live so long. Also, to William E. Ramsdell, of Lynn, for a wound he received, while on military duty, the sum of thirty-five dollars, in full. Also, to David Sevey, of Machias, the sum of fifty dollars, in full, for his sufferings. Also, to Israel Town, a soldier in the artillery, belonging to the first brigade, and fourth division of the militia, fifty dollars, in full of all claims for injury received. Also, to James Varney, of Eliot, in the County of York, for expenses incurred by sickness, while doing duty as a soldier, at Kittery Point, the sum of twenty-four dollars, the same to be in full. Also, to James Soule, a soldier in a rifle company, commanded by Captain Benjamin King, of the third regiment, first brigade, fifth division of militia, for a wound he received, while on military duty, the sum of forty dollars, in full for cost and suffering he received. Also, to David Thompson, a pensioner, for the loss of his left arm, in the old French war, fifteen dollars per year, in addition to sixty dollars, now allowed him per year, during life.

CHAP. CCLXII.

Resolve relative to Amendment to the Constitution of the United States. February 18th, 1819.

Whereas, the Legislatures of several States in the Union have proposed an amendment to the constitution of the United States, in the words following, viz. :

“That for the purpose of choosing Representatives in the Congress of the United States, each State shall, by its Legislature, be divided into a number of districts, equal to the number of Representatives to which such State may be entitled. The districts shall be formed of contiguous territory, and contain, as nearly as may be, an equal number of inhabitants, entitled by the constitution to be represented. In each district, the qualified voters shall elect one Representative, and no more. That for the purpose of appointing Electors for the President and Vice President of the United States, in each district, entitled to elect a Representative in the Congress of the United States, the

persons qualified to vote for Representatives, shall appoint one Elector, and no more. The additional two Electors, to which each State is entitled, shall be appointed in such manner as the Legislature thereof may direct.

“The Electors, when convened, shall have power, in case any of them, appointed as above prescribed, shall fail to attend for the purposes of their said appointment on the day prescribed, for giving their votes for President and Vice President of the United States, to appoint another, or others, to act in the place of him or them, so failing to attend.

“Neither the districts for choosing Representatives, nor those for appointing Electors, shall be altered in any State, until a census, and apportionment of Representatives under it, subsequent to the division of the States into districts, shall be made. The division of States into districts, hereby provided for, shall take place immediately after this amendment shall be adopted and ratified, as a part of the constitution of the United States; and successively, immediately afterwards, whenever a census and apportionment of Representatives under it, shall be made. The division of each State into districts, for the purposes, both of choosing Representatives, and of appointing Electors, shall be altered agreeable to the provisions of this amendment, and on no other occasion.”

Resolved, That the amendment, proposed as aforesaid, should it become a part of the constitution of the United States, will be salutary in its operation; and that our Senators in the Congress of the United States be instructed, and our Representatives requested, to use their endeavors to effect such amendment.

Resolved, That his Excellency the Governor be requested to forward a copy of the preceding resolution, to each of our Senators and Representatives in the Congress of the United States.

CHAP. CCLXIII.

Resolve for paying Chaplains. February 19th, 1819.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Reverend Henry Ware, Junior, Chaplain of the Senate, and to the Reverend Doctor Thomas Baldwin, Chaplain of the House of Representatives, sixty dollars each, in full for their services in said offices, the present year.

CHAP. CCLXIV.

Resolve to pay Committee on Accounts.
February 19th, 1819.

Resolved, That there be allowed and paid to the Committee on Accounts, one dollar per day, over and above their pay as Members, for the present session, to wit: Honorable James Howland, 2d, thirty-eight days, thirty-eight dollars; Honorable Stephen P. Gardner, thirty-eight days, thirty-eight dollars; Alford Richardson, Esquire, thirty-eight days, thirty-eight dollars; Samuel Porter, Esquire, thirty-eight days, thirty-eight dollars; John Howe, Esquire, fourteen days, fourteen dollars.

CHAP. CCLXV.

Resolve to pay Assistant to Messenger of the Governor and Council. February 19th, 1819.

Resolved, That there be allowed and paid from the treasury of this Commonwealth, unto Ward Lock, Assistant to the Messenger of the Governor and Council, two dollars and fifty cents, for each and every day he has been or may be employed in that capacity, during the present session of the Council.

CHAP. CCLXVI.

Resolve in favor of Henry W. Dwight.
February 19th, 1819.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of twelve dollars, to Henry W. Dwight, for six days attendance, previous to the present session, on the Committee of the revenue and fiscal concerns; and that his Excellency the Governor be requested to draw his warrant on the Treasurer for the same.

CHAP. CCLXVII.

Resolve relative to Arms, &c. taken at Eastport.
February 19th, 1819.

Resolved, That his Excellency the Governor be authorized and requested to cause the muskets and accoutrements, the property of individuals, which were taken at the capture of Moose, Dudley and Frederick Islands, and which were restored by the British Commissioners, to the officer appointed to receive the possession of the same, in behalf of this Commonwealth, to be delivered to the individuals from whom they were taken, or to whom they belong.

CHAP. CCLXVIII.

Resolve directing Officers of Government to render Annual Accounts. February 20th, 1819.

Resolved, That the Secretary of the Commonwealth, the Treasurer, Adjutant General, Quarter Master General, and the Commissioners for the sale and settlement of the public

lands, in the District of Maine, be, and they are hereby severally directed to make out an account to the first of January, in each year, specifying the amount of salaries and allowances made to each of the said Officers, the number of Clerks by them employed, their names, the periods of service, and the amount allowed them, with all expenses attaching to their respective offices; and to report the same to the Legislature which may then, or next thereafter, be in session.

CHAP. CCLXIX.

Resolve making appropriation for Quarter Master General's Department. February 20th, 1819.

Resolved, That a sum not exceeding four thousand dollars, be appropriated for the service of the Quarter Master General's Department; and that his Excellency the Governor be requested to issue his warrant, from time to time, for such parts of said sum as may be required for the service of that department; the Quarter Master General to be accountable for the same.

CHAP. CCLXX.

*Resolve in favor of Agent of Penobscot Indians.
February 20th, 1819.*

On the representation of his Excellency the Governor, accompanied by the report of the Honorable Council, and the petition of General John Blake, relating to the Penobscot Indians;

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to said John Blake, three hundred and thirty dollars, and sixty-three cents, in full for his services and disbursements, as Agent of the Penob-

scot Indians, to the time of passing this resolution ; and the Governor, with the advice of Council, be, and he is hereby authorized to draw his warrant on the treasury for the same : *Provided, however,* that the said John Blake, at the time he shall so receive said warrant on the treasury, do give a receipt, running to said Commonwealth, in full for all his services, disbursements and claims, touching said agency, to be lodged in the Secretary's Office.

CHAP. CCLXXI.

Resolve in favor of Samuel M. Pond.
February 20th, 1819.

Whereas, the order of the Senate and House of Representatives, on the petition of Samuel M. Pond, directing the Committee on Accounts, to allow him a certain compensation for his services, as President of a Court Martial, was not approved, and transmitted by his Excellency the Governor, to said Committee, previously to the making up the roll of accounts ;

Resolved, That there be paid out of the treasury of this Commonwealth, to Samuel M. Pond, the sum of thirty dollars, and forty-three cents, in full for the services set forth in said petition and order thereon.

CHAP. CCLXXII.

Resolve relative to Treaty with Penobscot Indians.
February 20th, 1819.

Whereas, the Honorable Edward H. Robbins, Mark L. Hill, and Daniel Davis, Esquires, Commissioners appointed by his Excellency the Governor, in conformity to a resolve passed on the thirteenth day of February last, did, on the twenty-ninth day of June last, negotiate a trea-

ty with the Penobscot tribe of Indians, by which said tribe released to the Commonwealth, all their claims to land on both sides of the Penobscot River and the branches thereof, with the exceptions in said treaty specified, for an annuity, as in said treaty provided. Now, therefore, the better to carry said treaty into effect,

Resolved, That it shall be the duty of the Governor of the Commonwealth for the time being, with the advice of Council, to cause the stipulations and engagements in said treaty, to be performed in good faith, and carried into effect in such manner as he shall judge most honorable to the Commonwealth, and beneficial to the Penobscot tribe of Indians; and to draw his warrant on the Treasurer for the amount necessary, not exceeding two thousand dollars in any one year, unless there shall be a future appropriation by the Legislature for that object.

Be it further resolved, That said Commissioners be, and they hereby are discharged from the sum of six hundred dollars, by them received from the treasury of said Commonwealth, by virtue of the aforementioned resolve; and also, from the sum of fifteen hundred and forty-one dollars and sixteen cents, for goods and merchandize, by them received of the Quarter Master General, for the purpose of effecting said treaty, and for which they gave their receipt; and that, what they have received be in full compensation for their services and expenses.

Be it further resolved, That no grant of land made, or to be made, shall be located on any of the lands acquired by this treaty, unless such location shall be expressly authorized by a future grant of the Legislature; and that this reservation be expressed in all the deeds which may be given by the Commissioners of the Land Office.

CHAP. CCLXXIII.

Resolve further to suspend the prosecution of the Sureties of John McMillan, late Sheriff of Oxford.

February 20th, 1819.

Resolved, That the sureties of John McMillan, late Sheriff of the County of Oxford, be allowed until the third

Wednesday of the second session of the next General Court of this Commonwealth, to pay the sums which they are holden to pay to this Commonwealth; and that the Treasurer of this Commonwealth be, and he is hereby directed to suspend the prosecution of the sureties of said Sheriff, accordingly.

CHAP. CCLXXIV.

Resolve to pay Thomas Walcutt. February 20th, 1819.

Resolved, That there be paid out of the treasury of this Commonwealth, to Thomas Walcutt, a Clerk in the Lobbies, for the assistance of the Members of the Legislature, the sum of one hundred and twenty-five dollars, in full for his services, the present session of the General Court.

CHAP. CCLXXV.

Resolve relative to Mills, at Hale's Stream, near Moose River. February 20th, 1819.

Whereas, the appropriations made by a resolve of the seventeenth of February, one thousand eight hundred and eighteen, to erect a saw and grist mill, on Hale's Stream, near Moose River, are found to be insufficient to insure the accomplishment of the object; Therefore,

Resolved, That the Commissioners of the Land Office be authorized to convey, to the persons who shall erect said mills, the whole of the stream and privilege, necessary to said mills, mentioned in said resolve, and one hundred acres of land, instead of fifty, as therein provided; said undertaking being in all other particulars, in conformity to said resolve. And said Commissioners are hereby authorized and directed to make such agreement with persons who shall become actual settlers on the new road to Canada, for keeping said road open, as they shall judge indispensably necessary to the safe passing of travellers.

ROLL, No. 80.....JANUARY, 1819.

THE Committee on Accounts, having examined the several accounts they now present,

REPORT, that there is now due to the Corporations and persons hereafter mentioned, the sums set to their names respectively; which, when allowed and paid, will be in full discharge of the said accounts, to the several dates therein mentioned; which is respectfully submitted.

JAMES HOWLAND, 2d, *Per Order.*

PAUPER ACCOUNTS.

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| Town of Abington, for board, clothing and doctoring Thomas Seymour, to 16th January, 1819, | \$ 58 50 |
| Amherst, for board, clothing, doctoring and nursing Robert and Jane Richardson, to 19th January, 1819, | 123 56 |
| Andover, for board, clothing, and doctoring sundry paupers, to 1st January, 1819, | 413 88 |
| Adams, for board, clothing, doctoring and nursing sundry paupers, to 14th January, 1819, | 261 96 |
| Alfred, for support of Johnbranche Dore and Tri-gant de Beaumont, to 7th November, 1818, | 37 80 |
| Arundel, for board and clothing Henry Rolf, to 26th November, 1818, | 88 00 |
| Augusta, for board, clothing and nursing sundry paupers, to 1st January, 1819, | 158 61 |

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| Anson, for support of Margaret James and her children, Mary, Joseph, and Jane, to 11th January, 1819, | 79 20 |
| Alford, for support and doctoring Abia Tyler and Edward Glinn, to July, 1818, | 115 11 |
| Avon, for support of Louisa Hodgman and five children, to 18th November, 1816, | 51 33 |
| Beverly, for board and clothing sundry paupers, to 1st January, 1819, | 164 85 |
| Barre, for board and clothing Samuel Lee and Sally Taylor, to 7th January, 1819, | 40 36 |
| Brimfield, for board and clothing Jonathan Hill, to 19th December, 1818, | 37 24 |
| Bradford, for board and clothing Joshua Alesarse, to 1st January, 1819, | 37 21 |
| Blandford, for board and clothing sundry paupers, to 14th January, 1819, | 133 91 |
| Bangor, for support and doctoring John Haycock and family, and James Johnson, till they left the town, September, 1818, | 61 60 |
| Bowdoinham, for board and clothing Betsey Parker, till her death, and funeral charges, | 26 77 |
| Braintree, for board, doctoring and nursing Eliza Blackman, till she left the town, and Titus, a negro, to 14th January, 1819, | 76 24 |
| Billerica, for support and doctoring sundry paupers, to 20th January, 1819, | 142 00 |
| Bridgewater, for board and clothing Robert Green and William Badger, to 28th January, 1819, | 84 60 |
| Boston Board of Health, for support and doctoring sundry paupers, with the small pox, at Rainsford's Island, to 20th January, 1819, | 32 00 |
| Bath, for board, clothing, doctoring and nursing sundry paupers, to 15th January, 1819, | 286 10 |
| Bristol, for board and clothing William Howe and Samuel Hill and wife, to 11th December, 1818, | 171 20 |
| Burlington, for support of Thomas Hardman, to 27th January, 1819, | 45 52 |
| Boston, for board and clothing sundry paupers, to 30th November, 1818, | 7686 79 |

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| Belchertown, for board, clothing, doctoring and nursing sundry paupers, to 15th January, 1819, | 114 85 |
| Bradford, Ann, Administratrix of Samuel Bradford, deceased, late Keeper of the gaol, in the County of Suffolk, for support of sundry poor prisoners, confined for debt, to 4th September, 1818, | 135 24 |
| Bell, Shubael, late Keeper of the gaol, in the County of Suffolk, for support of sundry poor prisoners, confined for debt, from 5th September to 13th October, 1818, | 131 78 |
| Conway, for board, clothing, nursing and doctoring Charles Freeman, to 20th May, 1818, and Charles Sampson, till his death, June, 1818, and his and Matilda Freeman's funeral charges, | 92 18 |
| Carlisle, for board and clothing Robert Barber, to 4th January, 1819, | 41 44 |
| Chester, for board and clothing sundry paupers, to 12th January, 1819, | 157 40 |
| Colrain, for support and doctoring Richard and Rachel Hines, to 2d January, 1819, | 132 50 |
| Canton, for board and clothing John Cole, to 14th January, 1819, | 44 09 |
| Clinton, for funeral charges of Ebenezer Aers, 26th January, 1819, | 5 00 |
| Cape Elizabeth, for board and clothing sundry paupers, to 1st January, 1819, | 212 00 |
| Chesterfield, for board and clothing sundry paupers, to 11th January, 1819, | 180 80 |
| Charlestown, for board and clothing sundry paupers, to 28th January, 1819, | 674 11 |
| Canaan, for support of William Jones and family, to 1st August, 1817, | 43 50 |
| Cheshire, for board, clothing, doctoring and nursing sundry paupers, to 9th January, 1819, | 282 15 |
| Cherryfield, for board, clothing and doctoring Richard Barfield, till his death, and funeral charges, May, 1818, | 35 00 |
| Camden, for board and clothing John Bloom, and house rent for Richard Conway's family, to 29th January, 1819, | 86 84 |

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| Cambridge, for board and clothing sundry paupers, to 26th January, 1819, | 535 37 |
| Dracut, for support of John Butler, till his death, and funeral charges, 13th July, 1818, and Richard Baker, to 16th January, 1819, | 107 21 |
| Dresden, for board and clothing John Cullen, to 1st January, 1819, | 67 20 |
| Dedham, for board of Israel Jenks and Earl Pitcher, to 10th December, 1818, | 7 28 |
| Danvers, for board and clothing sundry paupers, to 19th January, 1819, | 1800 14 |
| Dorchester, for support and doctoring George Ridgley, to November, 1818, | 45 25 |
| Egremont, for board, clothing, doctoring and nursing sundry paupers, to 14th January, 1819, | 207 08 |
| Eastham, for board, clothing, doctoring and nursing David Lund, till his death, 31st March, 1818, and funeral charges, | 76 78 |
| Eliot, for board, clothing, doctoring and nursing Jacob Brewer and Abigail Randall, to 19th January, 1819, | 134 97 |
| Framingham, for support of Lucy Green, to 16th January, 1819, | 23 40 |
| Fayette, for board and clothing William Godfrey Martin, to 1st January, 1819, | 67 20 |
| Falmouth, Barnstable County, for board, clothing and doctoring Edward Edwards, to 19th January, 1819, | 110 80 |
| Friendship, for board and clothing James Metcalf and Martha Bigmore, to 26th January, 1819, | 114 40 |
| Falmouth, Cumberland County, for board and clothing sundry paupers, to 1st January, 1819, | 252 40 |
| Franklin, for board and nursing John Johnson, to 26th May, 1818, | 42 37 |
| Fairhaven, for support of Sarah Carr and Dorcas Smith, to 1st January, 1819, | 58 75 |
| Granville, for board and clothing Simon Hoffman and George Taylor, to 1st January, 1819, | 77 54 |

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| Gardiner, for board and clothing sundry paupers, and funeral charges of Eleanor Thoms, to 10th January, 1819, | 144 70 |
| Gardner, for support of John Brinkman, to 6th January, 1819, | 30 00 |
| Grafton, for board, clothing and doctoring Benja- min White and Isaac Newman, to 25th Decem- ber, 1818, and Submit Awansimug, to 14th January, 1819, | 277 69 |
| Groton, for board, clothing, doctoring and nurs- ing sundry paupers, to 10th January, 1819, | 368 36 |
| Gorham, for support of Robert Gilfilling, to 31st January, 1819, | 52 50 |
| Great Barrington, for board and clothing sundry paupers, to 28th January, 1819, | 282 84 |
| Gill, for board, clothing, doctoring and nursing sundry paupers, to 16th January, 1819, | 181 77 |
| Gloucester, for board and clothing sundry pau- pers, to 10th November, 1818, | 569 61 |
| Hawley, for board, clothing and doctoring sundry paupers, to 14th January, 1819, | 68 36 |
| Harlem, for support of William Youling, to 10th November, 1818, | 33 60 |
| Hull, for support of Thomas Herron, to 3d Feb- ruary, 1819, | 24 60 |
| Hallowell, for board, clothing, doctoring and nursing, to 1st January, 1819, sundry paupers, | 456 27 |
| Haverhill, for board, clothing and doctoring sun- dry paupers, to 1st January, 1819, | 73 86 |
| Harrington, for board, nursing and doctoring William Pearce, to 10th March, 1818, | 16 87 |
| Hadley, for support and doctoring Friday Allen and wife, to 11th January, 1819, | 57 33 |
| Hall, Joseph, Keeper of the gaol, in County of Suffolk, for support of sundry poor prisoners, confined for debt, to 10th February, 1819, | 272 99 |
| Ipswich, for board and clothing sundry paupers, to 24th January, 1819, | 172 62 |
| Jay, for board, clothing and nursing Elizabeth Bell, to 12th January, 1819, | 37 14 |

PAUPER ACCOUNTS.

719

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| Jonesborough, for board, clothing, doctoring and nursing James Kevan and John Harrington, to 11th November, 1818, | 170 08 |
| Kittery, for board, clothing and doctoring sundry paupers, to 13th January, 1819, | 185 98 |
| Leominster, for board and doctoring Neal Lettage, and funeral charges, 18th September, 1818, | 7 00 |
| Leyden, for board, clothing and doctoring sundry paupers, to 8th January, 1819, and funeral charges of Elizabeth Wagner, | 184 73 |
| Lenox, for board, clothing, doctoring and nursing sundry paupers, to 9th January, 1819, | 201 34 |
| Lanesborough, for board, clothing, doctoring and nursing sundry paupers, to 1st January, 1819, | 221 83 |
| Longmeadow, for support of John Venauly and family, and Edmund Booth, to 15th January, 1819, | 117 64 |
| Lincolnvillle, for board and clothing sundry paupers, to 14th January, 1819, | 122 20 |
| Lee, for board, clothing, doctoring and nursing sundry paupers, to 10th January, 1819, | 409 97 |
| Lynn, for board and clothing sundry paupers, to 30th November, 1818, | 334 61 |
| Livermore, for support of James Campbell and family, to 6th January, 1819, | 33 00 |
| Littleton, for support of John Putnam, to 3d February, 1819, | 33 22 |
| Limington, for board and clothing John O'Ryan, to 31st December, 1818, | 77 20 |
| Montville, for board and clothing William McClary and John Gloster, to 26th December, 1818, | 129 24 |
| Montague, for board, clothing and doctoring Edward Potter and wife, to 1st January, 1819, Elizabeth Sicklan, till her death, 12th January, 1819, and funeral charges, | 166 77 |
| Mansfield, for board and clothing Hugh McPherson, to 1st January, 1819, | 67 20 |
| Marblehead, for board and clothing sundry paupers, to 28th January, 1819, | 273 04 |

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| Machias, for board, clothing, doctoring and nursing sundry paupers, to 31st December, 1818, and funeral charges of Anthony Pepper, 27th August, 1818, | 186 96 |
| Marlborough, for board, clothing, doctoring and nursing Joseph Waters, to 28th November, 1818, | 84 00 |
| Methuen, for support of Nelson Crosby, to 10th July, 1818, | 14 00 |
| Middleborough, for board, clothing and doctoring sundry paupers, to 1st January, 1819, | 266 53 |
| Malden, for board, clothing and doctoring John Holland, till his death, 17th July, 1818, and funeral charges, | 49 75 |
| Monmouth, for board and clothing Peggy Magner, to 1st February, 1819, | 29 70 |
| Monson, for board, clothing, doctoring and nursing James Worthington, a child of Sylvia Sechem, to 1st January, 1819, and funeral charges of Sylvia, | 123 56 |
| Montgomery, for board and clothing Moses Canceir, to 10th January, 1819, | 39 10 |
| Mount Vernon, for support and doctoring sundry paupers, to 8th December, 1818, | 204 11 |
| Northfield, for board and clothing Amos Riley, to 9th January, 1819, | 41 30 |
| Northampton, for support, clothing and doctoring sundry paupers, to 1st January, 1819, | 193 05 |
| Newcastle, for support and doctoring sundry paupers, to 1st January, 1819, | 134 02 |
| Newbury, for board and clothing sundry paupers, to 1st January, 1819, | 1213 26 |
| Newburyport, for board and clothing sundry paupers, to 31st December, 1818, | 773 45 |
| New Gloucester, for board, clothing, doctoring and nursing sundry paupers, to 1st February, 1819, and funeral charges of Robert Forbes, | 155 94 |
| Newton, for board and clothing Joseph Prichard, to 1st January, 1819, | 131 82 |

PAUPER ACCOUNTS.

721

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| Nantucket, for board, clothing, doctoring and nursing sundry paupers, to 6th January, 1819, | 272 17 |
| North Yarmouth, for board, clothing and doctoring George Young, to 9th February, 1819, | 60 94 |
| North Brookfield, for support of Joseph and Daniel Peterson, to 15th January, 1819, | 25 83 |
| Overseers of Marshpee Indians, for board and clothing sundry paupers, to 12th January, 1819, | 460 55 |
| Pittston, for support of Amelia McMansfield, till her death, 5th March, 1818, and funeral charges, | 19 15 |
| Portland, for board and clothing sundry paupers to 1st January, 1819, | 1249 59 |
| Prospect, for board, clothing and doctoring Benjamin Y. Shute and Lydia Hayes, to 1st January, 1819, | 180 89 |
| Plymouth, for board and clothing sundry paupers, to 18th January, 1819, | 492 44 |
| Pittsfield, for board, clothing and doctoring sundry paupers, to 1st February, 1819, | 400 96 |
| Pembroke, for support of Otaval Worrell and Elizabeth Jacks, to 1st January, 1819, | 52 64 |
| Raynham, for board of John Tucker, to 25th May, 1817, and expense of removing him out of the Commonwealth, | 35 55 |
| Rumford, for support of Sally Tyler and six children, to 4th March, 1818, and expense of removing them out of the Commonwealth, | 200 00 |
| Roxbury, for board and clothing sundry paupers, to 3d January, 1819, | 356 67 |
| Rutland, for board and clothing William Henderson, to 7th January, 1819, | 67 20 |
| Rowley, for board, clothing, doctoring and nursing Ellee Collins and John Drew, to 1st January, 1819, | 74 75 |
| Rehoboth, for board, clothing and doctoring sundry paupers, to 1st January, 1819, | 205 75 |
| Russell, for board, clothing and doctoring sundry paupers, to 1st January, 1819, | 139 56 |
| Somerset, for board and clothing William Elliot, to 1st January, 1819, | 21 16 |

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| Sandisfield, for support of Richard Dickson and family and Hannah Wilcox, to 11th January, 1819, Hannah Wilcox, Junior, Annis Calwell and child till their death, and funeral charges, Sarah Spencer till she left the State, and expense of removal, | 197 97 |
| Shrewsbury, for board, clothing and doctoring George Philmore and George Parker, to 13th January, 1819, | 88 93 |
| Shirley, for board, clothing and doctoring sundry paupers, to 1st January, 1819, | 208 36 |
| Scituate, for supplies and doctoring to sundry paupers, to 18th January, 1819, | 34 06 |
| Sherburne, for support of Benjamin Haughton, to 22d January, 1819, | 57 74 |
| Sandwich, for support of Esther and Mason Raymond, to 7th January, 1819, | 64 00 |
| Sutton, for board, clothing, doctoring and nursing sundry paupers to 9th January, 1819, | 247 86 |
| Salem, for board and clothing sundry paupers, to 2d January, 1819, | 2582 72 |
| Swansey, for support and doctoring Garnit Burns till his death, and funeral charges, James Garnit and Mather Dunsips, to 23d January, 1819, | 79 63 |
| Sudbury, for support and doctoring John Weigh-ton and Alexander Ralston, to 11th February, 1819, | 100 32 |
| Seekonk, for board, clothing, doctoring and nursing Thomas Peirce till his death, 26th August, 1818, Andrew Allen, wife and children, to 6th January, 1819, | 140 57 |
| Shelburne, for board, clothing and doctoring sundry paupers, to 14th January, 1819, | 113 28 |
| Sheffield, for board, clothing and doctoring sundry paupers. to 12th January. 1819 and expense of removing Polly Hall and Sally Williamson and children out of the State, | 313 70 |
| Stockbridge, for board, clothing, doctoring and nursing sundry paupers. to 1st December, 1818, | 275 55 |
| St. George, for board and clothing Robert Haws, to 3d January, 1819, | 91 00 |

PAUPER ACCOUNTS.

723

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| Thomaston, for board, clothing and nursing John Anderson, to 1st January, 1819, | 63 90 |
| Tisbury, for board, nursing and doctoring John Miller, till he left the State, November, 1816, | 44 26 |
| Taunton, for board, clothing, doctoring and nursing sundry paupers, to 31st December, 1818, | 514 07 |
| Troy, for board, clothing and doctoring Wheaton Bailey and Betsey Bell, to 10th February, 1819, and funeral charges of Betsey Bell, | 102 27 |
| Tyringham, for board and clothing Richard and Abner Gardner, to 1st January, 1819, | 124 00 |
| Uxbridge, for support of David Mitchell and Patience Hazard, and Phillis Jenks' child, to 10th January, 1819, | 86 10 |
| Vassalborough, for board and clothing Abigail Fairbrother, to 1st February, 1819, | 38 23 |
| Williamstown, for board, clothing and doctoring sundry paupers, to 11th January, 1819, | 143 24 |
| Wellington, for board and clothing Catharine Butler, to 15th January, 1819, | 88 00 |
| Worcester, for board and clothing sundry paupers, to 1st January, 1819, | 239 28 |
| Wareham, for board and clothing William Long, to 14th January, 1819, | 42 65 |
| Wiscasset, for board, clothing, doctoring and nursing sundry paupers, to 20th January, 1819, | 362 25 |
| Westborough, for board and clothing John Donovan, to 5th January, 1819, | 102 12 |
| Woburn, for board and clothing John Lynham, to 1st January, 1819, | 22 54 |
| Watertown, for support of George Bowen and wife, to 25th January, 1819, | 150 00 |
| Waterville, for board, clothing, doctoring and nursing sundry paupers, to 1st January, 1819, | 144 01 |
| Walpole, for board and clothing Eliza Ellis and two children of Nancy Hearn, to 25th January, 1819, | 64 70 |

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| Waldoborough, for board, clothing and doctoring Philip Handle and Phebe Andrews, to 6th December, 1818, and funeral charges of Phebe Andrews, | 60 00 |
| Whately, for board and clothing Rebecca Bacon, and Benjamin Mather, to 18th January, 1819, | 153 35 |
| Wrentham, for board, clothing, doctoring and nursing sundry paupers, to 1st January, 1819, | 140 33 |
| West Stockbridge, for board and clothing sundry paupers, to 1st January, 1819, | 95 42 |
| Westport, for support of John Cuffee, till his death, and funeral charges, 19th January, 1817, | 30 72 |
| Wilbraham, for board and clothing Nancy Bartlett, till bound out, 14th April, 1818, | 21 25 |
| Westbrook, for support and doctoring James Covert, to 14th January, 1819, | 43 75 |
| Westfield, for board, clothing and doctoring sundry paupers, to 1st January, 1819, | 154 52 |
| West Springfield, for support and doctoring sundry paupers, to 11th January, 1819, | 249 95 |
| Westhampton, for board, clothing and doctoring sundry paupers, to 6th January, 1819, | 158 94 |
| Wade, Thomas, Keeper of house of correction, in County of Essex, for board and clothing sundry insane persons, to 4th January, 1819, including allowance made by Court of Sessions, to 21st September, 1818, | 441 00 |
| Windham, for support and doctoring Thomas Kenard and wife, to 11th January, 1819, | 108 30 |
| Westford, for board and clothing James Peirce, to 10th February, 1819, | 43 40 |
| Warren, for support of sundry paupers, to 20th January, 1819, | 224 00 |
| York, for board, clothing, doctoring and nursing sundry paupers, to 30th January, 1819, | 473 53 |
| Total Paupers, | <u>\$39,613 52</u> |

Courts Martial, Courts of Inquiry, &c.

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| Sumner, William H. Adjutant General, for the expense of a Court Martial, held at Worcester, September 8th, 1818, whereof Major General Nathaniel Goodwin was President, | 1533 58 |
| Sumner, William H. Adjutant General, for expense of a Court of Inquiry, held at Worcester, July 21st, 1818, whereof Major General Elijah Crane was President, | 464 13 |
| Allen, Samuel, for expense of a Court Martial, held at Mendon, March 5th, 1818, whereof Prentice Cushing was President, | 123 61 |
| Allen, Samuel, for expense of a Court Martial, held at Worcester, whereof Samuel Mixter was President, | 116 72 |
| Wood, John F. for expense of a Court Martial, held at Augusta, January 20th, 1818, whereof Nathan Stanly was President, | 128 59 |
| Page, Samuel, for expense of a Court of Inquiry, whereof Ebenezer Thatcher was President, | 71 61 |
| Page, Samuel, for expense of a Court of Inquiry, whereof Thomas McCrate, was President, | 57 30 |
| Thayer, Samuel M. for expense of a Court Martial, held at Quincy, November 10th, 1818, whereof Joseph Dudley was President, | 152 07 |
| Total, | <hr/> \$2647 61 |

Brigade Majors and Aids de Camp.

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| Allen, Samuel, Junior, to January 20th, 1819, 1st Brigade, 7th Division, | 70 52 |
| Amory, Thomas, to January 12th, 1819, 12th Division, | 48 67 |
| Bancraft, Ebenezer, to January 1st, 1819, 1st Division, | 53 80 |
| Barnard, Robert F. to January, 1819, 1st Brigade, 9th Division, | 55 77 |

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| Bliss, George, Junior, to November, 1818, 1st Brigade, 4th Division, | 77 60 |
| Carter, Solomon, to January, 1819, 2d Brigade, 7th Division, | 82 36 |
| Clarke, Joseph, to October 21st, 1818, 2d Brigade, 8th Division, | 73 92 |
| Dutch, Ebenezer, to January, 1819, 2d Brigade, 8th Division, | 76 05 |
| Carr, Joshua W. to January, 1819, 1st Brigade, 10th Division, | 62 37 |
| Fairbanks, Stephen, to February 1st, 1819, 3d Brigade, 1st Division, | 78 52 |
| Fogg, Simon, 2d Brigade, 6th Division, January 5th, 1819, | 72 30 |
| Gilbert, Thomas, 2d Brigade, 4th Division, January 19th, 1819. | 67 72 |
| Hitchcock, Edward, 4th Division, February 3d, 1819, | 5 37½ |
| Heywood, N. 5th Division, to January 18th, 1818, | 124 25 |
| Hopkins, Thomas, 9th Division, to December 21st, 1818, | 45 92 |
| Hubbell, Calvin, 2d Brigade, 9th Division, to January 19th, 1819, | 59 30 |
| Hyde, Lina, 1st Brigade, 11th Division, to January 19th, 1819, | 76 99 |
| Hubbard, Russell, 13th Division, to January 19th, 1819, | 51 60 |
| Lewis, Philo, 2d Brigade, 10th Division, to January 19th, 1819, | 129 05 |
| Mitchel, Daniel, 1st Brigade, 12th Division, to January, 1819, | 36 72½ |
| Page, Samuel, 2d Brigade, 11th Division, to January, 1819, | 115 41 |
| Smith, John, Junior, 1st Brigade, 2d Division, to January 1st, 1819, | 138 12½ |
| Scott, John, 2d Brigade, 2d Division, to November 25th, 1818, | 95 50 |
| Sexton, Jonathan A. 4th Division, to January 9th, 1819, | 37 87½ |

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| Sampson, Joseph, 3d Brigade, 5th Division, to January, 1819, | 114 42 |
| Sibley, Jonas S. 7th Division, to January, 1819, | 7 42½ |
| Sampson, George, 1st Brigade, 10th Division, to January, 1819, | 23 60 |
| Sargeant, Henry, Colonel, for services at Eastport, by order of Commander in Chief, | 125 16 |
| Thayer, Minot, 1st Division, to January 4th, 1819, | 150 97 |
| Thayer, Samuel M. 1st Brigade, 1st Division, to January 29th, 1819, | 162 75 |
| Treat, Joseph, 1st Brigade, 10th Division, to January 19th, 1819, | 221 63 |
| Varnum, Benjamin F. 3d Division, to January, 1819, | 64 30 |
| Whitney, Timothy P. 2d Brigade, 1st Division, to January 6th, 1819, | 127 53 |
| Wilder, Nathaniel, Junior, 1st Brigade, 5th Division, to January, 1819, | 84 69 |
| Wheelwright, George, 1st Brigade, 6th Division, to January, 1819, | 49 75 |
| Wood, John F. Junior, 1st Brigade, 8th Division, to November, 1818, | 62 02 |
| Total, | <hr/> \$ 2929 97 |

Brigade Quarter Masters.

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| Ames, Nathan, 1st Brigade, 11th Division, to January, 1817, | 49 50 |
| Coborn, Samuel A. 2d Brigade, 3d Division, for 1818, | 23 25 |
| Copeland, Jonathan, 1st Brigade, 7th Division, for 1818, | 29 50 |
| Clark, Royal, 1st Brigade, 10th Division, for 1817 and 1818, | 84 74 |
| Campbell, James F. 2d Brigade, 10th Division, for 1818, | 35 00 |
| Dennett, Mark, 1st Brigade, 6th Division, for 1817 and 1818, | 35 00 |
| Day, Robert, 1st Brigade, 4th Division, for 1818, | 32 80 |

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| Hobert, Thomas, 1st Brigade, 5th Division, for 1818, | 18 10 |
| Kendell, Henry, 2d Brigade, 7th Division, for 1818, | 30 50 |
| King, Amos, 1st Brigade, 9th Division, for 1818, | 17 00 |
| Pollard, Oliver, 1st Brigade, 13th Division, for 1818, | 21 60 |
| Ripley, James W., 2d Brigade, 13th Division, for 1817 and 1818, | 44 10 |
| Scott, John, 2d Brigade, 2d Division, for 1818, | 18 75 |
| Willington, John, 2d Brigade, 8th Division, for 1818, | 36 80 |
| Total, | <hr/> \$476 64 |

Adjutants.

| | |
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| Adams, Gibbins, 1st Regiment, 2d Brigade, 2d Division, to January 28th, 1819, | 38 45 |
| Adams, Charles, 3d Regiment, 1st Brigade, 9th Division, to March 30th, 1818, | 29 62 |
| Agry, Thomas, 1st Regiment, 1st Brigade, 11th Division, to September 30th, 1818, | 54 60 |
| Bailey, Calvin, Artillery, 3d Brigade, 1st Division, to January 26th, 1819, | 80 25 |
| Breede, Andrew, 4th Regiment, 1st Brigade, 2d Division, to December 4th, 1818, | 26 14 |
| Bradley, Charles, Cavalry, 2d Brigade, 2d Division, to October 14th, 1818, | 22 10 |
| Bemis, Isaac, Junior, 1st Regiment, 1st Brigade, 3d Division, to September 14th, 1818, | 50 69 |
| Bryant, Nahum, 3d Regiment, 2d Brigade, 4th Division, to January, 1819, | 34 14 |
| Borden, John C. 5th Regiment, 2d Brigade, 5th Division, to August 10th, 1818, | 25 18 |
| Bray, Josiah, 2d Regiment, 3d Brigade, 5th Division, to January, 1819, | 68 88 |
| Bourne, Edward E. Artillery, 1st Brigade, 6th Division, to December 26th, 1818, | 18 80 |

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| Brooks, Jeremiah, 1st Regiment, 1st Brigade, 6th Division, to December 25th, 1818, | 41 89 |
| Bailey, Holaway, 2d Regiment, 2d Brigade, 7th Division, to September 24, 1818, | 33 00 |
| Backus, Zenas, 3d Regiment, 1st Brigade, 8th Division, to December 31st, 1818, | 62 25 |
| Bozworth, Stephen, 3d Regiment, 1st Brigade, 9th Division, to January, 1819, | 13 08 |
| Bishop, Henry W. 2d Regiment, 2d Brigade, 9th Division, to January 20th, 1819, | 36 06 |
| Bond, Asa, 2d Regiment, 2d Brigade, 10th Division, to December 29th, 1818, | 41 99 |
| Balcomb, John A. 3d Regiment, 2d Brigade, 10th Division, to September 31st, 1818, | 43 64 |
| Black, Edmund, 4th Regiment, 2d Brigade, 11th Division, to October 5th, 1818, | 29 43 |
| Champney, John, 1st Regiment, 1st Brigade, 1st Division, to January, 1819, | 22 93 |
| Cushing, Ned, 2d Regiment, 1st Brigade, 1st Division, to January, 1819, | 77 37 $\frac{1}{2}$ |
| Clark, Samuel, 1st Regiment, 3d Brigade, 1st Division, to January, 1819, | 166 54 |
| Clap, William W. 2d Regiment, 3d Brigade, 1st Division, to January, 1819, | 164 62 $\frac{1}{2}$ |
| Choate, William, 2d Regiment, 2d Brigade, 2d Division, to January, 1819, | 18 90 |
| Clark, John, Artillery, 1st Brigade, 3d Division, to January, 1819, | 18 00 |
| Coolidge, Nathaniel, Junior, 3d Regiment, 1st Brigade, 4th Division, to January, 1819, | 50 80 |
| Collings, Michael, 3d Regiment, 3d Brigade, 5th Division, to January, 1819, | 47 60 |
| Campbell, Daniel, 4th Regiment, 1st Brigade, 8th Division, to January 15th, 1819, | 61 00 |
| Cram, Levi, Artillery, 1st Brigade, 10th Division, to January, 1819, | 143 62 |
| Carlton, William, 5th Regiment, 2d Brigade, 11th Division, to November 23d, 1818, | 31 27 |
| Chase, James, Artillery, 2d Regiment, 1st Brigade, 13th Division, to January 20th, 1819, | 15 39 |

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| Day, Alfred, Artillery, 2d Brigade, 1st Division, to January, 1819, | 75 36 |
| Dickinson, Philo, Artillery, 1st Brigade, 4th Di- vision, to January, 1819, | 30 90 |
| Davis, Benjamin, 6th Regiment, 1st Brigade, 7th Division, to January, 1819, | 12 35 |
| Edwards, Elisha, 1st Regiment, 1st Brigade, 4th Division, to January 13th, 1819, | 29 65 |
| Elder, Nored, 4th Regiment, 1st Brigade, 4th Division, to January, 1819, | 21 38 |
| Emery, Daniel, 3d Regiment, 1st Brigade, 10th Division, to December 8th, 1818, | 131 17 |
| Fairbanks, Stephen, 3d Regiment, 3d Brigade, 1st Division, to January, 1819, | 41 25 |
| Frost, Elisha, Artillery, 1st Brigade, 3d Division, to October 21st, 1818, | 42 12 |
| Freeman, William, Cavalry, 3d Brigade, 5th Di- vision, to December 24th, 1818, | 29 57 |
| Foster, Benjamin, 1st Regiment, 2d Brigade, 8th Division, to October 21st, 1818, | 55 71 |
| Goodspeed, Elias, Artillery, 2d Brigade, 4th Di- vision, to January, 1819, | 41 79 |
| Gilbreth, John, 5th Regiment, 1st Brigade, 8th Division, to May, 1817, | 20 99 |
| Grant, Elisha, Cavalry, 1st Brigade, 10th Divi- sion, to October 1st, 1817, | 64 87 |
| Hutchens, Joseph, 1st Regiment, 2d Brigade, 4th Division, to January, 1819, | 34 92 $\frac{1}{2}$ |
| Hoyt, John C. 2d Regiment, 2d Brigade, 4th Di- vision, to January, 1819, | 23 62 |
| Hamilton, Abiel, 2d Regiment, 1st Brigade, 6th Division, to September 23d, 1818, | 30 33 |
| Herrick, Benjamin J. 3d Regiment, 2d Brigade, 6th Division, to November, 1818, | 22 94 |
| Hapgood, Thomas, 3d Regiment, 2d Brigade, 7th Division, to July 27th, 1818, | 21 85 |
| Hunton, Jonathan G. Artillery, 1st Brigade, 8th Division, to January 8th, 1819, | 41 00 |
| Haskins, Robert R. Cavalry, 1st Brigade, 10th Division, to October 2d, 1818, | 54 11 |

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| Hovey, Alfred, 3d Regiment, 2d Brigade, 11th Division, to January, 1819, | 40 01 |
| Hayes, John, Junior, 3d Regiment, 1st Brigade, 12th Division, to November 23d, 1818, | 27 76 |
| Heald, Josiah, 2d Regiment, 2d Brigade, 13th Division, to January, 1819, | 24 30 |
| Knight, Jonathan, Artillery, 1st Brigade, 7th Division, to January 5th, 1819, | 9 85 |
| Knight, Peter M. Artillery, 2d Brigade, 12th Division, to September 5th, 1818, | 8 40 |
| Kimball, Moses, 1st Regiment, 2d Brigade, 13th Division, to September 28th, 1818, | 24 20 |
| Larabee, William, 4th Regiment, 1st Brigade, 3d Division, to January 11th, 1819, | 19 38 |
| Lincoln, Asa, 5th Regiment, 1st Brigade, 4th Division, to January, 1819, | 18 75 |
| Leach, Cephas, 4th Regiment, 2d Brigade, 5th Division, to September 9th, 1818, | 37 56 |
| Low, Ephraim, junior, 3d Regiment, 1st Brigade, 6th Division, to December 21st, 1818, | 21 31 |
| Larabee, Josiah, 2d Regiment, 1st Brigade, 8th Division, to January, 1819, | 64 25 |
| Lester, Charles F. 2d Regiment, 1st Brigade, 9th Division, to January 8th, 1819, | 27 48 |
| Miller, Edward, Cavalry, 1st Brigade, 1st Division, to November 24th, 1818, | 84 52½ |
| Mitchell, Isaac, 4th Regiment, 2d Brigade, 6th Division, to November 23d, 1818, | 30 87 |
| Morse, Moses L. 5th Regiment, 1st Brigade, 7th Division, to January, 1819, | 51 54 |
| Mead, William, Cavalry, 2d Brigade, 7th Division, to January 25th, 1819, | 30 02 |
| Newell, Luther, 1st Regiment, 1st Brigade, 1st Division, to January 16th, 1819, | 109 36 |
| Nye, Joseph, 4th Regiment, 2d Brigade, 2d Division, to December 28th, 1818, | 25 55 |
| Newell, Joseph W. 5th Regiment, 1st Brigade, 3d Division, to January, 1819, | 106 81 |

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| Noble, Charles, Cavalry, 2d Brigade, 9th Division, to September 18th, 1818, | 16 28 |
| Osborn, Richard, 5th Regiment, 1st Brigade, 2d Division, to January, 1819, | 13 63 |
| Ormsby, Abraham, 1st Regiment, 2d Brigade, 5th Division, to September, 1818, | 48 97 |
| Poor, Nathan, 5th Regiment, 1st Brigade, 2d Division, to June, 1818, | 6 57 |
| Parker, Henry, 3d Regiment, 2d Brigade, 3d Division, to April 24th, 1818, | 18 45 |
| Preston, Warren, Cavalry, 2d Brigade, 8th Division, to September, 1817, | 26 77 |
| Rogers, Daniel W. 2d Regiment, 1st Brigade, 2d Division, to October 15th, 1818, | 25 32 $\frac{1}{2}$ |
| Richardson, Wyman, 2d Regiment, 1st Brigade, 3d Division, to January, 1819, | 63 94 |
| Rockwell, Uzall, 2d Regiment, 1st Brigade, 4th Division, to September 19th, 1818, | 25 50 |
| Robinson, Elijah, 3d Regiment, 2d Brigade, 8th Division, to January, 1819, | 44 17 |
| Root, Albert A. 1st Regiment, 1st Brigade, 9th Division, to January, 1819, | 28 44 |
| Reed, James D. 1st Regiment, 1st Brigade, 11th Division, to December 26th, 1818, | 29 07 |
| Salis, Richard, Cavalry, 2d Brigade, 1st Division, to January 19th, 1819, | 113 42 |
| Salis, Willard, Artillery, 2d Brigade, 1st Division, to January, 1819, | 6 46 |
| Seaver, James, 1st Regiment, 1st Brigade, 5th Division, to August 19th, 1818, | 22 73 |
| Scammon, John F. 1st Regiment, 2d Brigade, 6th Division, to November 20th, 1818, | 43 47 |
| Spring, Luther, 2d Regiment, 1st Brigade, 7th Division, to January, 1819, | 16 83 |
| Spalding, Luther, 3d Regiment, 1st Brigade, 7th Division, to February 2d, 1819, | 12 37 $\frac{1}{2}$ |
| Sprague, Peleg, Cavalry, 1st Brigade, 8th Division, to September 18th, 1818, | 92 25 |
| Sewall, Oliver, 5th Regiment, 1st Brigade, 8th Division, to December 14th, 1818, | 61 52 |

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| Sexton, George, 1st Regiment, 2d Brigade, 9th Division, to January, 1819, | 36 20 |
| Swazy, John N. 1st Regiment, 1st Brigade, 10th Division, to September 3d, 1818, | 65 67 |
| Salmon, William, 2d Regiment, 1st Brigade, 10th Division, to January, 1819, | 106 47 |
| Sampson, George, 5th Regiment, 1st Brigade, 10th Division, to December 25th, 1818, | 203 27 |
| Tucker, Seth, Artillery, 1st Brigade, 1st Division, to January, 1819, | 107 69 |
| Treadwell, Francis C. Artillery, 1st Brigade, 2d Division, to October 6th, 1818, | 6 21 |
| Turner, John P. Artillery, 1st Brigade, 5th Division, to January, 1819, | 57 42 |
| Thomson, Azad, 4th Regiment, 1st Brigade, 5th Division, to January, 1819, | 56 36 |
| Toby, James, 1st Regiment, 3d Brigade, 5th Division, to October 21st, 1818, | 35 14 |
| Treadwell, Thomas, 4th Regiment, 1st Brigade, 10th Division, to January, 1819, | 94 50 |
| True, William, Artillery, 1st Brigade, 12th Division, to September 6th, 1818, | 11 13 |
| Thomas, Job, 1st Regiment, 2d Brigade, 12th Division, to September, 1818, | 16 40 |
| Upton, John, 1st Regiment, 2d Brigade, 10th Division, to August 29th, 1818, | 42 99 |
| Wild, Jonathan, 3d Regiment, 1st Brigade, 1st Division, to January 4th, 1819, | 218 50 |
| White, Ferdinand E. 3d Regiment, 3d Brigade, 1st Division, to January, 1819, | 143 37 |
| Webb, Jonathan, 1st Regiment, 1st Brigade, 2d Division, to January, 1819, | 23 50 |
| Wiles, John, Cavalry, 1st Brigade, 4th Division, to January, 1819, | 31 38 |
| Wright, David, Cavalry, 2d Brigade, 4th Division, to January, 1819, | 39 89 |
| Washburn, Cromwell, 3d Regiment, 2d Brigade, 5th Division, to January, 1819, | 52 17 |
| Wilson, Gowin, 1st Regiment, 1st Brigade, 6th Division, to September 8th, 1818, | 14 77 |

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| Wheelwright, George, 4th Regiment, 1st Brigade, 6th Division, to January, 1819, | 28 02 |
| Wilder, David, 1st Regiment, 2d Brigade, 7th Division, to May, 1818, | 12 80 |
| Wright, Samuel W. 3d Regiment, 2d Brigade, 9th Division, to September 1st, 1818, | 11 98 |
| Total, | <hr/> \$5,258 04 |

Expense for Horses to haul Artillery.

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|---|---------|
| Aldrich, Crowell, for 1818, | \$15 00 |
| Bachelor, Samuel, for 1818, | 8 00 |
| Blaisdell, John, for 1818, | 12 50 |
| Barrell, Elisha, for 1816, 1817 and 1818, | 18 50 |
| Beach, William, for 1818, | 7 50 |
| Baldwin, Henry, for 1817, | 5 00 |
| Bonner, Philip, for 1818, | 60 00 |
| Cutter, Edward, for 1818, | 12 50 |
| Clark, Asa, for 1818, | 6 00 |
| Cleaves, William W. for 1818, | 5 00 |
| Crocker, Joseph, for 1818, | 7 50 |
| Coffin, Samuel, for 1818, | 10 00 |
| Dunbar, George S. for 1818, | 7 50 |
| Dyer, James, for 1817, | 6 25 |
| Dalrymple, William, for 1818, | 9 00 |
| Dwight, Simeon, for 1818, | 6 75 |
| Everett, George, for 1818, | 7 50 |
| Freeman, Asa, for 1818, | 13 00 |
| Flagg, Marshal, for 1818, | 5 00 |
| Fessenden, Ebenezer, for 1818, | 5 00 |
| Goldthwait, Moses, for 1818, | 10 00 |
| Hopkins, Charles W. for 1818, | 5 50 |
| Hanson, Samuel, for 1818, | 4 50 |
| Hunting, John, for 1818, | 10 00 |
| Jenkins, Weston, for 1818, | 10 00 |
| Kimbal, Edmund, for 1818, | 10 00 |

MILITARY ACCOUNTS.

735

| | |
|---|-------|
| Knight, Daniel, for 1818, | 7 50 |
| Killey, Sylvanus, for 1817 and 1818, | 12 50 |
| Lawrence, Samuel, for 1818, | 10 00 |
| Morton, William, for 1818, | 5 00 |
| Milliken, Isaac, for 1818, | 10 00 |
| Merill, Philip, for 1816, 1817, and 1818, | 15 00 |
| Mallard, Abraham, for 1818, | 5 00 |
| Moody, George, for 1818, | 20 00 |
| McCobb, William, for 1818, | 21 75 |
| Morris, Edward, for 1818, | 5 00 |
| Nelson, Ezra, for 1818, | 9 00 |
| Nash, Micah, for 1818, | 7 50 |
| Palfrey, Warwick, for 1818, | 8 00 |
| Porter, Warren, for 1817 and 1818, | 22 00 |
| Palmer, Barnabas, for 1818, | 20 00 |
| Parker, Lewis, for 1817, | 12 00 |
| Proctor, William, for 1818, | 5 00 |
| Ruggles, Gardner, for 1818, | 5 00 |
| Severance, Otis, for 1818, | 5 00 |
| Stetson, Timothy, for 1818, | 8 00 |
| Shaw, Southworth, for 1818, | 7 50 |
| Slater, Andrew, for 1818, | 5 00 |
| Stetson, Robert, for 1818, | 10 00 |
| Stuert, John, for 1818, | 5 00 |
| Tufts, Call, for 1818, | 5 00 |
| Thaxter, Jonathan, for 1818, | 30 00 |
| Warrener, Walter, for 1817 and 1818, | 17 50 |
| Williams, Thomas C. for 1818, | 7 50 |
| Walker, George, for 1818, | 6 25 |
| Wheeler, Elisha, for 1818, | 15 00 |
| Wilkinson, Simon, for 1818, | 50 00 |

Total, \$649 50

736 SHERIFFS' AND CORONERS' ACCOUNTS.

| | |
|--------------------------|---------|
| Courts Martial, &c. | 2647 61 |
| Brigade Majors, &c. | 2929 97 |
| Brigade Quarter Masters, | 476 64 |
| Adjutants, | 5258 04 |
| For Artillery Horses, | 649 50 |

Total, Military, \$11,961 76

SHERIFFS' AND CORONERS' ACCOUNTS.

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| Bartlett, Bailey, Sheriff of Essex County, for returning votes, January, 1819, | 7 50 |
| Badger, Thomas, Coroner of Suffolk County, for inquisition on the body of a stranger, and funeral charges, 3d October, 1818, | 15 23 |
| Crane, Elijah, Sheriff of Norfolk County, for returning votes, to January, 1819, | 4 62 |
| Cooper, John, Sheriff of Washington County, for returning votes, to January, 1819, | 59 50 |
| Chandler, John, late Sheriff of Kennebec County, for returning votes for the year 1812, | 57 72 |
| Davis, Wendell, Sheriff of Barnstable County, for returning votes, to January, 1819, | 13 50 |
| Hoyt, Epaphras, Sheriff of Franklin County, for returning votes, to January, 1819, | 16 15 |
| Herrick, Jedediah, Sheriff of Penobscot County, for returning votes, to January, 1819, | 59 25 |
| Hayward, N. Sheriff of Plymouth County, for returning votes, to 1st January, 1819, | 9 87 |
| Hamlin, Cyrus, Sheriff of Oxford County, for returning votes and distributing proclamations, to January, 1819, | 17 50 |
| Hunewell, Richard, Sheriff of Cumberland County, for returning votes, to January, 1819, | 19 04 |
| Little, David, Coroner of Essex County, for inquisition on the body of a stranger, 5th June, 1818, | 16 14 |
| Lawrence, Jeremiah, Sheriff of Nantucket County, for distributing precepts and returning votes, to January, 1819, | 70 00 |

PRINTERS' ACCOUNTS.

737

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| Lang, William, Coroner of Essex County, for inquisition on the body of a stranger, and funeral charges, 22d July, 1818, | 14 00 |
| Leonard, Horatio, Sheriff of Bristol County, for returning votes, to 1st January, 1819, | 13 20 |
| Phelps, John, Sheriff of Hampden County, for returning votes, to January, 1819, | 39 60 |
| Thatcher, Samuel, Sheriff of Lincoln County, for returning votes, to January, 1819, | 32 30 |
| Ward, Thomas W. Sheriff of Worcester County, for returning votes, to January, 1819, | 9 87 |
| Watson, George, Sheriff of Hancock County, for returning votes, to January, 1819, | 38 08 |
| Total, | <hr/> \$513 07 |

PRINTERS' ACCOUNTS.

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| Allen, Phinehas, for publishing Acts and Resolves, to 1st January, 1819, | 16 67 |
| Ballard & Wright, for publishing Notice to receive Proposals for rebuilding the wall of State Prison, and Proclamation of surrender of Moose Island, &c. July, 1818, and Independent Chronicle and Boston Patriot furnished the House of Representatives, to 17th February, 1819, | 47 50 |
| Burton, James, for publishing Acts and Resolves, to 1st January, 1819, | 16 67 |
| Clapp, W. W. for publishing Acts and Resolves, to 1st January, 1819, | 15 66 |
| Cheever, Nathaniel, for publishing Acts and Resolves, to 1st January, 1819, | 16 66 |
| Denis and Phelps, for publishing Acts and Resolves, to 1st January, 1819, | 16 67 |
| Dickman, Thomas, for publishing Acts and Resolves, to October, 1818, | 16 67 |
| Goodale, Ezekiel, for publishing Acts and Resolves, to 1st January, 1819, | 16 33 |
| Russell, Benjamin, by Russell & Gardner, for printing done for the government, to 16th February, 1819, | 2061 75 |

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| Russell, Benjamin, for the Columbian Centinel, furnished the House of Representatives, to 17th February, 1819, | 40 00 |
| Shirley, A. & I. for publishing Acts and Resolves, to 1st January, 1819, | 16 67 |
| | <hr/> |
| Total, Printers, | \$2,281 25 |

MISCELLANEOUS ACCOUNTS.

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| Agricultural Society, Massachusetts, for sundry expenses in raising seeds and plants, and by experiments, made by said society, in the pub- lic garden at Cambridge, under the direction of W. D. Peck, and including Wells and Lilly's account for printing, in full for the year 1818, | 1000 00 |
| Allen, Andrew J. for parchment furnished Secre- tary's Office, to 24th February, 1818, | 12 00 |
| Boston Board of Health, for sundry repairs on Rainsford's Island, to 20th January, 1819, | 1774 79 |
| Burditt, James W. for stationary furnished J. H. Peirce, Esquire, also sundry stationary for the government, to 8th February, 1819, | 255 14 |
| Bird, Abraham, for sundry lumber for State House, to 5th January, 1819, | 241 94 |
| Blaney, Henry, for sundry repairs on the State House, to 5th January, 1819, | 20 35 |
| Bradley, Samuel, for sundry hard ware, for State House, to 4th February, 1819, | 78 37 |
| Bacon, Henry, for assisting the Messenger of the General Court, to 20th February, 1819, | 95 00 |
| Chase, Warren, for assisting the Messenger of the General Court, to 20th February, 1819, | 95 00 |
| Committee for examining the Treasurer's ac- counts, to January, 1819, viz. | |
| Honorable Joseph Bemis, | 14 00 |
| " Andrew Ritchie, | 14 00 |
| Thomas Greenleaf, Esquire, | 14 00 |
| George, Rantoul, Esquire, | 14 00 |
| Stephen Codman, Esquire, | 14 00—70 00 |

MISCELLANEOUS ACCOUNTS.

739

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| Durant & Snelling, for setting glass, and cleaning windows on State House, to 5th January, 1819, | 36 25 |
| Francis, Mary, for her son Joseph, as Page to the House of Representatives, to 18th February, 1819, | 40 00 |
| Goodrich, Isaac W. for stationary, furnished Secretary's Office, to 26th January, 1819, | 76 00 |
| Hobart, Moses L. Keeper of Rainsford's Island, for his salary one year, ending 1st March, 1819, | 44 44 |
| Loring, Benjamin, for stationary, furnished Adjutant General's Office, to 12th February, 1819, | 57 55 |
| Loring, Josiah, for stationary, furnished Treasurer's and Secretary's Offices, to 27th January, 1819, | 70 45 |
| Lane & Lamson, for crape, furnished the two Houses, 18th January, 1819, | 45 00 |
| Lincoln, Amos, Junior, for sundry painting on the State House, to 25th October, 1818, | 136 90 |
| Low, Lewis, for assisting the Messenger of the General Court, to 20th February, 1819, | 90 00 |
| Low, John V. for assisting the Messenger of the General Court, to 20th February, 1819, | 87 50 |
| Munroe & Francis, for stationary, furnished Secretary's Office, to 2d February, 1818, | 3 50 |
| Otis & Thaxter, for lumber furnished for State House, to 15th February, 1819, | 32 59 |
| Pearson, Edward A. for sundry glass ware, for State House, to 27th January, 1819, | 10 73 |
| West, Richardson & Lord, for stationary, furnished Secretary's Office, to 13th January, 1819, | 15 00 |
| Wells, John & Benjamin T. for copper funnels for State House, to 29th September, 1818, | 48 82 |
| Wheeler, John H. for sundry joiner work on the State House, to 15th February, 1819, | 231 60 |
| Total, Miscellaneous, | <hr/> \$4,638 92 |

Aggregate of Roll No. 80.

| | |
|----------------------------|-------------------|
| Expense of State Paupers, | \$39,613 52 |
| Do. Militia, | 11,961 76 |
| Do. Sheriffs and Coroners, | 513 07 |
| Do. Printers, | 2,281 25 |
| Do. Miscellaneous, | 4,638 92 |
| Total, | <hr/> \$59,008 52 |

Resolved, That there be allowed and paid out of the public treasury, to the several corporations and persons mentioned in this roll, the sums set against such corporations, and persons' names respectively; amounting in the whole to fifty-nine thousand and eight dollars, and fifty-two cents; the same being in full discharge of the accounts and demands to which they refer.

[Approved by the Governor, February 19th, 1819.]

COMMONWEALTH OF MASSACHUSETTS.

SECRETARY'S OFFICE, MAY 20, 1819.

By this I certify, that the Resolves printed in this pamphlet, passed in January and February, 1819, have been compared with the originals in this office, and appear to be correct, except the omission of these words, "of the denomination," page 698, five lines from top, after the word "draught."

ALDEN BRADFORD,

Secretary of the Commonwealth.