

MAINE STATE LEGISLATURE

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RESOLVES

OF THE

THIRD LEGISLATURE

OF THE

STATE OF MAINE,

PASSED AT THE SESSION,

WHICH COMMENCED ON THE FIRST DAY OF JANUARY, AND ENDED
ON THE ELEVENTH DAY OF FEBRUARY, ONE THOUSAND EIGHT
HUNDRED AND TWENTY THREE.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 23, 1820.

PORTLAND:

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1823.

DOCUMENTS

Shewing the Division of the Public Lands, as far as made by the Commissioners, under the Act of Separation, &c.

WHEREAS, in and by a certain act of the Commonwealth of Massachusetts, passed the nineteenth day of June, in the year of our Lord one thousand eight hundred and nineteen, entitled "an act relating to the separation of the District of Maine from Massachusetts proper, and forming the same in a separate and independent State," it was among other things enacted that all the lands belonging to the Commonwealth within the District of Maine, should belong, the one half thereof to the said Commonwealth, and the other half thereof to the State to be formed within the said District, to be divided by Commissioners, to be appointed, as in and by the same act was provided, between the respective States in equal shares, or moieties, in severalty, having regard to quantity, situation and quality: And whereas Commissioners, appointed pursuant to said act, have determined in part execution of the powers vested in them by virtue of said act, that the several tracts and parcels of land hereinafter mentioned and described, lying at the date of said act in said District, and now in the State of Maine, should be divided and holden in severalty:

Now therefore, know all men by these presents, that we, Levi Lincoln, James Bridge, George Bliss, Benjamin J. Porter, Silas Holman, and Daniel Rose, Esquires, Commissioners appointed according to the provisions of the aforesaid act, have divided, assigned and set out in severalty, the following tracts and parcels of land, to the Commonwealth of Massachusetts and to the State of Maine, respectively, in severalty, which lie easterly of Penobscot river, and northerly of the north line of Bingham's lottery lands, so called, and in the third and fourth range of townships, as laid down and delineated on a certain map or plan made by Silas Holman and Daniel Rose, Esquires, bearing date December 26, A. D. 1822, transcripts of which are herewith lodged in the offices of the Secretary of said Commonwealth and of said State, respectively, and also particularly described in a Report by the said Holman and Rose, made to us, bearing date December 19, A. D. 1822, accompanying which report is a Schedule of the several surveys of the lines and boundaries made by order of the said Commonwealth, and by order of said Commissioners, to wit: to the said Commonwealth: — River township number three, lying on Penobscot river, belonging to the third range, containing seventeen thousand and sixty-two acres;

township number six in said third range, containing twenty-two thousand two hundred and sixty-four acres; township number seven in the same range, containing twenty-three thousand and forty acres; township number eight in said third range, containing twenty-three thousand and forty acres; township number nine in the same range, containing twenty-three thousand and forty acres; township number ten in the same range, containing twenty-five thousand eight hundred and eleven acres; township number eleven in the same range, containing eight thousand three hundred and seventy-four acres; river township number four, belonging to the fourth range of townships on the east side of Penobscot River, lying on Penobscot River, containing twenty-five thousand nine hundred and ninety-seven acres; township number six in said fourth range, containing nine thousand nine hundred and ninety-two acres; township number seven in the same fourth range, containing twenty-three thousand and forty acres; township number eight in the same range, containing twenty-three thousand and forty acres; township number nine in the same range, containing twenty-three thousand five hundred and eighty-three acres; to which we have added, in order to equalize the same, township number two in the ninth range of townships west of Penobscot River, north of the Waldo patent, containing twenty-eight thousand six hundred and fifty-six acres; township number three in the same last mentioned range, containing twenty-eight thousand eight hundred acres; also all that part of township number two, in the seventh range of townships north of said Waldo patent, which has not been heretofore granted, containing two thousand four hundred and fifteen acres: making in the whole three hundred and eight thousand and one hundred and fifty-four acres, which we call the second division, and assign and allot the whole thereof to the said Commonwealth of Massachusetts in severalty.

And we have also divided and allotted the following tracts and parcels of land, particularly delineated and laid down in the aforesaid map or plan of said Holman and Rose, and described in their aforementioned report, and the schedules annexed thereto, as lying in the first and second ranges of townships east of said Penobscot river, as therein described, to wit:—River township number one, belonging to the first range of townships north of the Bingham purchase, on the east side of said Penobscot river, containing fourteen thousand six hundred and forty eight acres; half township number one, in the said first range, containing twelve thousand one hundred and ninety one acres; township number two, in said first range, containing twenty five thousand four hundred and one acres; township number

three in said range, containing twenty-six thousand and ten acres ; township number four, in said first range, containing thirty-eight thousand four hundred and twenty-four acres : Also, half township number six, in said range, containing eleven thousand five hundred and twenty acres : Also, township number two, of Titcomb's survey, in the first range of townships according to said map and plan of said Holman and Rose, called the Wait township, containing twenty-three thousand and forty acres : Also, township number one, of said Titcomb's survey, in the aforesaid first range of townships, containing twenty-two thousand nine hundred acres ; Also, river township number two, belonging to the second range of townships on the east side of Penobscot river, bounding on said river, containing seventeen thousand six hundred and ninety-five acres ; township number five, in said second range, containing twenty-three thousand and forty acres ; township number six, in said second range, containing twenty-six thousand seven hundred and seventy-three acres ; township number seven, in said second range, containing thirty thousand acres ; township number eight in said second range, containing twenty-nine thousand three hundred and fifty one acres ; township number nine, in said second range, containing nineteen thousand three hundred and sixty acres ; township number one, of said Titcomb's survey, in the second range of townships, on the aforesaid plan or map of said Holman and Rose, containing twenty-three thousand seven hundred acres, making in the whole, three hundred and forty-four thousand and fifty-three acres, which we have designated as the first division, and have allotted, divided and assigned the whole thereof to the said State of Maine ; which said two divisions we adjudge and determine, having regard to situation and quality, to be equal the one to the other.

And we have divided and allotted the residue of the lands belonging to the said Commonwealth and the said State, lying in the seventh, eighth and ninth ranges of townships north of the Waldo patent, and west of Penobscot river, except the lots reserved for the future use of Government, into two divisions—the first division containing township number one, in the eighth range of townships north of the Waldo patent, which contains seventeen thousand eight hundred and thirty-one acres ; township number seven, in the ninth range of townships north of the Waldo patent, containing twenty-three thousand and forty acres ; township number four, in the said ninth range, containing twenty three thousand and forty acres ; half township number three, in the eighth range, containing eleven thousand five hundred and twenty acres ; also that part of township number eight, in the

said ninth range, which has not been conveyed, containing four thousand four hundred and seventy-six acres, amounting in the whole to seventy-nine thousand nine hundred and seven acres, which we have divided and allotted to the said State of Maine, to hold in severalty.

The second division, containing township number one, in the seventh range of townships, north of said Waldo patent, containing twenty-eight thousand and forty-one acres; half township number six, in the ninth range of said townships, north of said patent, containing eleven thousand five hundred and twenty acres; township number two, in the eight range of said townships north of said patent, containing twenty-five thousand two hundred and twenty-five acres; and township number four, in the same eighth range, containing twenty-three thousand and forty acres, making in the whole eighty-seven thousand eight hundred and twenty acres, which we have divided and allotted to the Commonwealth of Massachusetts. The above townships and parts of townships are delineated and described in the map or plan before referred to, made by said Holman and Rose, and their said report made to said Commissioners, bearing date the 19th December, 1822. The said divisions having regard to situation and quality we adjudge to be equal the one to the other.

And we have divided and allotted into two divisions that part of the nine townships of the old Indian purchase, so called, which has not been granted or conveyed by the Commonwealth, the first division to contain the lands following, lying on the east side of Penobscot river, to wit, number one, according to a plan and survey made by Park Holland, Jonathan Maynard, and John Chamberlain, under the direction of Salem Town, Esq. containing originally sixteen thousand seven hundred and sixteen acres, of which three hundred and sixty-two acres have been conveyed, and sixteen thousand three hundred and fifty-four acres remain unsold, of which thirteen hundred and sixty-seven acres have been contracted to be sold by the Commissioners of the Land Office; and there remained due on said contracts on the thirteenth day of May last, thirteen hundred and eighteen dollars and forty-one cents; the said land so contracted, and the said contracts to be reckoned as a part of said division; township number two, in said plan and survey, containing originally twenty-one thousand six hundred and thirty-three acres, of which has been contracted as aforesaid, four hundred and eighty-nine acres; on which contracts were due on said thirteenth day of May, two hundred and forty-four dollars and sixty three cents, which said land so contracted, and the said contracts also make part of said division; also township number four, as described in said map and survey, containing originally twenty-

eight thousand six hundred and eighty acres, of which has been conveyed three thousand eight hundred and sixty-one acres, and four hundred and eighty-two acres of the residue have been contracted for by said Commissioners, on which contracts there was due on said thirteenth day of May, four hundred and ninety three dollars and thirty-one cents, making in the whole land unconveyed in said division, sixty-two thousand eight hundred and six acres, which said division we divide and allot to the State of Maine, to have all the rights and perform all the duties in relation to said lands contracted for, and said contracts which the said Commonwealth would now have, or be liable to perform, if not so allotted and divided.

The second division to contain township number one, on the west side of said Penobscot river, according to the aforesaid map and survey, containing twenty thousand and sixty-two acres, of which contracts have been made by said Commissioners for eleven hundred and thirty-nine acres, and there was due on said contracts one thousand and sixty-one dollars and twenty three cents on said thirteenth day of May, which said contracts are to be included in said division; township number two, on said map and survey on the west side of said Penobscot river, containing originally, nineteen thousand two hundred acres, of which three thousand acres have been granted or conveyed, and there remains unsold sixteen thousand two hundred acres; also seven hundred acres of the lands reserved in the conveyance of township number three, on the west side of said river to Maine Literary Institution and which were not conveyed to John Bennock; also township number four on said map and survey, on said west side of said river, containing originally twenty thousand and one hundred and forty-eight acres, of which sixteen thousand nine hundred and sixty-eight acres have been conveyed, and three thousand one hundred and eighty acres remain unsold, of which contracts have been made by said Commissioners for one hundred and one acres, on said contracts was due on said thirteenth day of May, one hundred and nine dollars and ninety-eight cents, and said contracts are part of said division: township number five on said map and survey, on the west side of said river, containing originally eight thousand five hundred and ten acres, of which three thousand and fifty acres has been granted or conveyed, and there remains unsold five thousand four hundred and sixty acres; and also township number three, on said map and survey, on the east side of said river, containing originally twenty-four thousand seven hundred and fourteen acres, of which fourteen thousand five hundred and seventy-seven acres have been granted or conveyed, and contracts have been made by said Commissioners for six thousand and eighty-two acres, on which

contracts there was due on said thirteenth day of May, six hundred and thirteen dollars and eighty-seven cents, making in the whole fifty-six thousand seven hundred and thirty nine acres; and in order to make this second division equal with the first, we have also divided and allotted the following lots in the town of Penobscot, in the county of Hancock, to wit, number fifty-eight, number sixty, number sixty-one, number sixty-two, and the parts of lots number seventy-five, seventy-six, seventy-nine, ninety, ninety-two; lots numbered ninety-one, number ninety-six, containing in the whole eleven hundred and fifty acres and one hundred and forty rods, which makes said division in the whole, fifty-seven thousand eight hundred and eighty-nine acres and one hundred and forty rods, which we have divided and allotted to the Commonwealth of Massachusetts, as a just and equal division; the said Commonwealth to have all the rights, and be liable to perform all the duties which the said Commonwealth would have had or been liable to, had no division of the State been made. And we have also made a division of the lands belonging to the said Commonwealth and State, within the towns of Ellsworth, Surry, and Lubec, and township number twenty-three west of Machias, excepting a lot in Ellsworth heretofore reserved for the future use of Government, in manner following, to wit: We have divided and allotted to the Commonwealth of Massachusetts in severalty, the land in the town of Surry, containing seven thousand eight hundred and forty acres; the land in the town of Lubec, containing eight thousand three hundred and forty-five acres; the northerly half part of the easterly half of township number twenty-three, west of Machias, the dividing line between the north and south half, to begin on the west line of Machias, at a point one hundred and twenty rods south of the northwest corner of said Machias, and to run westerly in a parallel line with the north line of said township number twenty-three to the east line of Bluehill Academy lands, containing seven thousand two hundred and ninety acres, and also in the town of Ellsworth, lots numbered two hundred and thirty-four, and number two hundred and twenty-two, excepting therefrom so much of said last mentioned lot as is included in the contract made by the said Commonwealth with Charles Jarvis; number two hundred and seventeen, number two hundred and five, number two hundred, number one hundred and seventy-five, number one hundred and eighty, and so much of lot number one hundred and eighty-three as lies southerly of Reed's Pond, so called; the whole quantity estimated to be twelve hundred and four acres, as said lots are marked and designated upon the plan made and returned by said Silas Holman, Esq. to the Commissioners,

containing in the whole of said division twenty-four thousand six hundred and seventy-nine acres. And to the share of the said State of Maine, we have allotted and assigned in severalty the southerly half part of said half township number twenty-three west of Machias, to be divided from the northerly half part by the dividing line aforesaid, containing seven thousand two hundred and ninety acres, and all the lands in the town of Ellsworth, belonging to said Commonwealth and State, except the lots and lands herein before divided and assigned to the said Commonwealth, and also excepting said lot reserved for the future use of Government; together with the right, title and interests of the said Commonwealth, in three lots of land in said town under contract by the said Commonwealth, to Charles Jarvis, and the contract so made in the existing state of said contract, the said State to have all the rights and be subject to all the duties and obligations of said Commonwealth, by virtue of said contract, computed to contain including said lots so contracted to said Jarvis, about fourteen thousand one hundred and fifty-six acres; which said shares and divisions so made to the said Commonwealth and State respectively, having regard to the situation and quality of said lands, we do adjudge and determine to be equal the one to the other.

And we have also divided into two shares to be holden in severalty by the said Commonwealth and State respectively, the lots reserved by said Commonwealth for the future use and appropriation of Government out of the grants and conveyances heretofore made, to wit: to the said Commonwealth we have divided and assigned the reserved lots in the town of Orrington, which contains two hundred acres. In the town of Corinth, in the town of Newport, in the town of Sangerville, in township number one in the third range north of the Waldo Patent, and township number one in the fourth range north of said Patent; township number seven in the eighth range, north of said Patent, and in Blakesburg and in number one, in the sixth range, north of said Patent, in the county of Penobscot, and in the town of Ellsworth, in the county of Hancock, each containing three hundred and twenty acres; and in the county of Washington, the reserved lots in the towns of Jonesborough, Denneysville and Perry, each containing two hundred acres; and the reserved lot in the town of Columbia, containing three hundred and twenty acres, and in township number three, in the first range, west of the Schoodic river, three thousand three hundred and twenty acres, and in township number one, in the fourth range, out of the grant to Williams College, six hundred and twenty acres, and in each of the following townships, to wit: number eighteen,

north of Machias, number thirteen, adjoining Machias, number fourteen, east of Machias, the reserved lots containing three hundred and twenty acres each; and in township number ten, east of Machias, the reserved lot containing two hundred acres; and in the Portland Academy grant, one hundred and sixty acres; and in township number one, range first, west of Schoodic River, three hundred and twenty acres; and in the County of Kennebec, the reserved lots in the towns of Chester-ville and Temple, each containing three hundred and twenty acres; and in the County of Somerset, the reserved lots in each of the following towns to wit: Madison, Anson, Avon, Phillips, Palmyra, Corinna and Freeman, each containing three hundred and twenty acres; and the reserved lots in township number five, in the sixth range, north of the Waldo Patent, containing three hundred and twenty acres; and in township number five, in the second range, north of the Waldo Patent, containing one hundred and sixty acres; and in the County of Oxford, the reserved lots in each of the following towns and townships, to wit: in Dixfield, Andover, Number six, between Kennebec and Androscoggin Rivers; Number eight, between said rivers; Number two, in the first range, west of Bingham's Kennebec Purchase; Number three, in the second range, west of said Purchase; Number five, in the third range, west of said Purchase; Number four, in the fourth range, west of said Purchase; Number three, in the third range, west of said Purchase; Number five, in the second range, adjoining New-Hampshire; Township marked letter B; Township marked letter E; Township marked A 2; and Township number one, the south side of Androscoggin River; each of said reserved lots containing three hundred and twenty acres; the reserved lot in the town of Sumner, containing two hundred acres; and Andover surplus containing one hundred and sixty acres; making in the whole, seventeen thousand seven hundred and eighty acres, which we assign and allot to the Commonwealth of Massachusetts. And we have divided and allotted to the said State of Maine, to hold in severalty the reserved lots in the several towns and townships following: In the county of Penobscot, in the towns of Carmel, New-Charlestown, Brownville, Williamsburg and Atkinson, and in townships number three, in the seventh range, north of the Waldo Patent, and number three, in the sixth range, north of said Patent, each containing three hundred and twenty acres, and the reserved lot in the half township number three in the eighth range north of said Patent, containing one hundred and sixty acres; and in the county of Hancock, the reserved lots in number eight, and in the Gore adjoining Ellsworth, each containing three hundred and

twenty acres ; and in the county of Washington, the reservation in township number three in the second range, west of Schoodic river, containing three thousand three hundred and twenty acres, and in township number twelve or Orangetown, containing two thousand eight hundred acres, and in the town of Calais, the reserved lot containing three hundred and twenty acres, and in the county of Kennebec, the reserved lots in the town of New-Sharon, containing three hundred and twenty acres ; in the county of Somerset, the reserved lots in the respective towns of Strong, Solon, New-Vineyard, Cornville, St. Albans, Ripley and New-Portland, and in township number eight, in the eighth range, north of the Waldo Patent, in township number three, first range, north of Plymouth Company, and in township assigned to the Proprietors of the Kennebec purchase, north of Moosehead lake, each containing three hundred and twenty acres ; and in the county of Oxford, the reserved lots in the several towns and townships, following to wit : the town of Albany, Weld and township number four between Kennebec and Androscoggin river, and in township number seven, between said rivers, and in township number one, in the first range, west of Bingham's Kennebec Purchase, number three, in said range, number four, in the third range, west of said Purchase, and in number two in said third range, number five, in the fourth range, west of said Purchase, number two, in said second range, township marked letter C, township marked letter D, township marked letter A, No. 1, township marked letter A, No. 3, or Newry, each of said reserved lots, containing three hundred and twenty acres, and also in the towns of Hartford and Buckfield, each containing two hundred acres, amounting in the whole, to seventeen thousand eight hundred and eighty acres, which said divisions and allotments to the said Commonwealth and the said State respectively, we do adjudge and determine having regard to situation and quality, to be equal the one to the other.

And we have also divided and allotted to the said Commonwealth and the said State, in severalty, the lots reserved for the future use and appropriation of the Commonwealth within the tracts of land heretofore conveyed to William Bingham. To the said Commonwealth, we have divided and allotted all the lots reserved in the several tracts of land conveyed to said Wm. Bingham, by the said Commonwealth, situated in the counties of Hancock and Washington, except that portion of said reserved lots in the lands conveyed to said Bingham, on the twenty-eighth day of January, seventeen hundred and ninety-three, by deed marked number one, of townships number 7, 8, 9, 10, 11 and 12, in the margin of the record of deeds in the land office book,

number two, page one hundred and eighty, amounting in the whole exclusive of said excepted lots, to sixteen thousand seven hundred and forty-seven acres, to hold to the said Commonwealth in severalty. And to the said State of Maine, we have divided and allotted the said reserved lots in the townships above excepted, together with all the reserved lots in the tracts of land conveyed to said William Bingham, which are situated in the counties of Somerset and Oxford, called said Bingham's Kennebec purchase, containing in the whole, fifteen thousand five hundred and seventy-three acres, to hold to the said State of Maine in severalty, and we do adjudge and determine that the said shares and divisions so allotted, having regard to situation and quality are equal the one to the other. And we have divided and allotted the Islands in the said State, which by a report of George W. Coffin, Esquire, agent of the land office of the Commonwealth of Massachusetts, appeared to remain as the property of the said Commonwealth. And we have divided and allotted to the said Commonwealth and said State respectively, all the right, title and interest which the said Commonwealth, or the said Commonwealth and the said State had or might have in said Islands hereafter named and described; a particular description of them being given in the books in the said land office to which we refer, to wit: to the Commonwealth of Massachusetts, we have divided and allotted in severalty, Monhegan Island, containing one thousand acres; Allen's Island, off the mouth of George's river, containing three hundred acres; Wooden Ball Island, near Matinicus, containing one hundred seventeen acres and three fourths of an acre; Brimstone Island, between Ten pound Island and Matinicus, containing thirty acres; Little green Island, off Thomaston, containing twenty-five acres; Black Island, north of the Isle of Holt, containing fifty acres and three fourths of an acre; Island marked G, north of said Isle of Holt, containing four acres; Poor Island, near Deer Island thoroughfare, containing thirty acres; Island marked V, near said thoroughfare, containing three acres; Island marked W, near said thoroughfare, containing three acres; Island marked X, near said thoroughfare, containing two acres; Island marked M, near said thoroughfare, containing twenty-eight acres; Island marked I, near said thoroughfare, containing forty-three acres; Camp Island, near said thoroughfare, containing forty-six acres and three fourths of an acre; Island marked H, near said thoroughfare, containing three acres; Indian Island, near said thoroughfare, containing twenty-nine acres and one fourth of an acre; Ash, or Saddleback Island, near said thoroughfare, containing fifty-four acres; Island mark-

ed D, near said thoroughfare, containing four acres; Island marked E, near said thoroughfare, containing four acres; Island marked K, near said thoroughfare, containing nine acres; Island marked L, near said thoroughfare, containing six acres; Island marked Z, near said thoroughfare, containing two acres; White Island, in Egamoggin reach, containing eleven acres; Moose Island, in Bluehill bay, near Mount Desert, containing fifty acres; Island marked D, in said Bay, containing eight acres and an half of an acre; Ship Island, in said bay, containing seven acres and three fourths of an acre; Island marked B, between Mount Desert and Bartlet's Island, containing seven acres and an half of an acre; Holt's Island, in carrying place bay, between Newbury neck and Bluehill, containing twelve acres; Island marked A, in Mount Desert bay, containing eight acres and three fourths of an acre; Small Island, opposite Heard's bay, containing four acres; Hopkin's Island, in Mount Desert bay, containing one hundred and seventeen acres; Island marked A, east of Thomas's Island, in Frenchman's bay, containing two and an half acres; Island marked B, situated near the last, containing three acres; Black Island, in Frenchman's bay, containing three acres; Burnt Island, in said bay, containing three acres; Petit Manan Island, south of Steuben, containing sixty acres; Birch Island, in Pleasant River bay, between Addison and Harrington, containing twenty acres; Tebut's or O. Island, in Mispercky reach, containing eleven acres; Island H, containing forty-nine acres; Island I, containing five and an half acres; Island E, containing ten and an half acres; Island G, containing twenty-eight acres; the four last mentioned Islands being a little southerly of Mispercky reach; Soward's Island, in Flander's bay, near Gouldsborough, in Frenchman's bay, containing seven acres; Bar Porcupine Island, in Frenchman's bay, near Mount Desert Island, containing fifty acres; Island marked B bar, or Birch Island, situated near the last island, containing three acres; Ragged arse Island, near Matinicus, containing two hundred and seventy-seven acres; Great Green Island, near Matinicus, containing ninety-five acres; Matinic Island, near Matinicus, containing three hundred acres; Sevey's Island, near Allen's Island, containing forty acres; M'Cobb's Island, off Thomaston, containing thirty acres; Hay Island, near Matinicus, containing ten acres; Mananas Island, near Monhegan, containing forty acres; Island marked M, a little south of Mispercky reach, containing two acres; Island Q, a little north of Mispercky reach, containing three acres; Island marked R, situated near the last mentioned island, containing five acres; Island marked S, situated near the two last islands, containing four acres; Island

marked T, containing one acre and one fourth of an acre; Island marked H, containing two acres, each situated a little northerly of Miskecky reach; Head Island, near the west end of little Deer Island, containing eight acres.

And to the said State of Maine, all the right, title and interest, which the said Commonwealth or the said Commonwealth and said State had, or might have, in the following Islands, to wit: Great Isle of Holt, south of Deer-Island, containing four thousand one hundred acres; White or mark hands Island, north of the Isle of Holt, containing one hundred and eighty-six acres; Birch Point Island, off the north part of the Isle of Holt, containing nine acres; Spoon Island, east of the Isle of Holt, containing fifteen acres; Bear Island, containing forty-six acres and three-fourths of an acre; Round Island, containing twenty-nine acres and one fourth of an acre; Island marked A, containing twenty acres; Island marked R, containing twenty acres and three-fourths of an acre; Island marked P, containing twenty-four acres and one-fourth of an acre: Mark Island, containing ten acres; the six last mentioned Islands situated north of the Isle of Holt; Island marked F, near Deer Island thoroughfare, containing ten acres; Island marked N, west of the Isle of Holt, containing twenty acres; Island marked B, south of the Isle of Holt, containing seven acres; Head Island, south of the Isle of Holt, containing seven acres; Easton's Island, containing twelve acres; and Tent Island, containing six and an half acres; each situated southwest of Little Deer Island; Partridge Island, between Little Deer Island and Tent Island, containing seven acres; Island marked D, containing twelve acres and three-fourths of an acre; Island marked F, containing sixty-two and an half acres; Harbour Island, containing forty-two acres and three-fourths of an acre; Black Island, containing ninety-two and three-fourths of an acre; Island B, containing twenty-eight acres; each of the five last mentioned Islands situated in Egamoggin Reach; Diana's Island, southwest of Little Deer Island, containing seven acres; Burnt Island, off the mouth of George's River, containing two hundred and twenty acres; Green Island, containing ten acres, near the south end of Matinic; Matinicus, containing seven hundred and forty-four acres; Noman's Land Island, northeast of Matinicus about a mile, containing twenty acres; Ten Pound Island, near Matinicus, containing twenty acres; Wheaton's Island, joined to Matinicus by a bar, containing ten acres; Seal Island, near Matinicus, containing sixty-five acres. And we do adjudge that the said right, title and interest so assigned and di-

vided to the said Commonwealth and said State respectively are, considering the situation and quality, equal the one to the other.

To have and to hold to the Commonwealth of Massachusetts, and their assigns, the lands above allotted to them in severalty; and to the State of Maine, and their assigns, the lands above allotted to them in severalty. And it is expressly agreed that the lands so divided and allotted as aforesaid, are to be taken as they now are, without any allowance for any mistake, former conveyance, or defect of title whatever, and that there shall be no claim of either upon the other for or on account of any irregularity in said division, from any cause whatever.

In witness whereof, we the said Commissioners, have to these presents interchangeably set our hands and seals, this twenty-eighth day of December, in the year of our Lord one thousand eight hundred and twenty-two.

LEVI LINCOLN, (L.S.)
 JAMES BRIDGE, (L.S.)
 GEORGE BLISS, (L.S.)
 BENJ. J. PORTER, (L.S.)
 SILAS HOLMAN, (L.S.)
 DANIEL ROSE, (L.S.)

Attest, JAMES L. CHILD, Secretary.

WHEREAS, in and by a certain act of the Commonwealth of Massachusetts, passed the nineteenth day of June, in the year of our Lord one thousand eight hundred nineteen, entitled "An act relating to the separation of the District of Maine from Massachusetts proper, and forming the same into a separate and independent State;" it was among other things, provided that the lands in the said District belonging to said Commonwealth, should be divided in severalty, one moiety to the said Commonwealth, and the other moiety to the State, to be formed within the said District, by Commissioners to be appointed as is in and by said act provided. And whereas, pursuant to said provision in part execution thereof, the Commissioners appointed in conformity to said act, have divided to the said Commonwealth, certain tracts and parcels of land to be holden by said Commonwealth in severalty, as particularly described in and by a certain instrument, by them subscribed, bearing date the twenty-eighth day of December, in the year of our Lord one thousand eight

hundred and twenty-two. And whereas, in and by said act, it was among other things further provided that the said commission should set off by metes and bounds, so much of any part of the land within the District aforesaid, falling to the said Commonwealth in the division of the public lands to them to be made, as in their estimation should be of the value of thirty thousand dollars, as an indemnification to the said new State, for assuming and performing all the duties and obligations of the said Commonwealth towards the Indians in said District: These presents witness, that we, Levi Lincoln, James Bridge, George Bliss, Benjamin J. Porter, Silas Holman and Daniel Rose, Esquires, Commissioners appointed according to the provisions of said act, have set off, and do hereby set off, by metes and bounds, the following tracts or parcels of the land falling to the said Commonwealth in the said division, to wit: River township number three, in the third range, township number six, third range, township number seven, third range, township number eight, third range, township number nine, third range, township number ten, third range, township number eleven, third range; River township number four, belonging to the fourth range, township number six, fourth range, township number seven, fourth range, township number eight, fourth range, township number nine, fourth range; all said townships lying east of the Penobscot river. Township number two, in the ninth range, township number three, ninth range, and that part of township number two, in the seventh range, not heretofore granted; these three last townships lying west of said Penobscot River, and north of the Waldo Patent; also township number one in the seventh range, half township number six, in the ninth range, township number two, in the eighth range, and township number four, in the eighth range; all said townships lying west of the Penobscot River, containing in the aggregate of all the lands so set off as aforesaid, three hundred and ninety-five thousand nine hundred and seventy-six acres, as said townships are laid down and delineated on a plan made by Silas Holman and Daniel Rose, Esquires, dated December the twenty-sixth, in the year of our Lord one thousand eight hundred and twenty-two, and are particularly described in a report of the said Holman and Rose, made to the Commissioners, bearing date December 19th, 1822, accompanying which report is a schedule of the several surveys of the lines and boundaries made by order of the said Commonwealth, and by order of said Commissioners, to which reference is to be had; and the said Commissioners do set off the said lands by the metes and bounds of said townships as delineated upon the plan, and described in the report of said Holman and Rose,

and do estimate the same to be of the value of thirty thousand dollars.

In testimony whereof, we the said Commissioners, have to this instrument set our hands and seals this twenty-eighth day of December, in the year of our Lord one thousand eight hundred and twenty-two.

LEVI LINCOLN, (L.S.)
 JAMES BRIDGE, (L.S.)
 GEORGE BLISS, (L.S.)
 BENJ. J. PORTER, (L.S.)
 SILAS HOLMAN, (L.S.)
 DANIEL ROSE, (L.S.)

REPORT

Of the Committee on the subject of a Penitentiary or State Prison.

To the Senate and House of Representatives of Maine, in Legislature assembled :

THE Committee appointed in pursuance of a Resolve of the Legislature of Maine, passed the second day of February A. D. 1822, "for the purpose of collecting information and investigating the subject of the punishment of Convicts, and the establishment of a State Prison or Penitentiary," respectfully REPORT :—That the instructions contained in that Resolve embrace various subjects of the most extensive concern, of the highest importance to the community, and such as may affect the life and morals, the reputation, security, and happiness of individuals, and of the body politic. It has been made the duty of the Committee "to consider the effects which have in practice, resulted from different modes and degrees of punishment." Upon this part of the subject, the Committee have extended their inquiries as far, and their examinations have been as minute and particular, as their time and opportunities would permit. The result of their investigations has been, that no mode or degree of punishment which has been sanctioned and practised, either in ancient or in modern times, whether by the more barbarous, or