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M A S S A C H U S E T T S,

I N

N E W - E N G L A N D ;

Begun and held at *Boston*, in the County of *Suffolk*,
on Wednesday the Twenty-Fifth Day of *October*,
Anno Domini, 1780.

B O S T O N :

Printed by N A T H A N I E L W I L L I S,

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R E S O L V E S
 OF THE
G E N E R A L C O U R T
 OF THE
 Commonwealth of *Massachusetts*.

The JOURNALS of the GENERAL COURT of the Commonwealth of *Massachusetts*, until the organizing of each House was compleated under the new Constitution ; together with the Resolves of the General Court, begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Twenty-Fifth Day of *October*; *Anno Domini*, 1780.



His Excellency **JOHN HANCOCK**, Esq;
 Governor and Commander in Chief of the Army and Navy, and all the Military Forces of the Commonwealth, by Sea and Land.

His Honor **THOMAS CUSHING**, Esq; Lieutenant-Governor.

C O U N S E L L O R S.

Hon. Walter Spooner Benjamin Chadbourne James Prescott	Samuel Holten Moses Gill Timothy Danielson	Nathan Cushing Azor Orne, Esquires.
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William Sever Jedediah Prebble Jabez Fisher Josiah Stone Abraham Fuller Samuel Niles Samuel Baker John Pitts Eleazer Brooks Thomas Durfee	Edward Cutts Joseph Dorr Caleb Strong Stephen Choate Jonathan Greenleaf Nathaniel Gorham John Bliss Israel Nichols Samuel Osgood Ephraim Starkweather	Jah. Woodbridge Increase Sumner Samuel Phillips, jun. Solomon Freeman Seth Washburne Thomas Rice Charles Turner James Barker Samuel Mather, Esquires.
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R E P R E S E N T A T I V E S.

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ANDREW HENSHAW, Esq; Clerk.

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Woburn, Loam. Baldwin, Esq;
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Hatfield
Hadley Mr. Jonathan Smith
South Hadley Honorable Noah
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West-Hampton

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Sherburne.

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County

REPRESENTATIVES.

County of BERKSHIRE.	<i>Lenox</i>	<i>Adams, Capt. Enoch Parker</i>
<i>Sheffield, Dr. Silas Kellog,</i>	<i>Pittsfield, Char. Goodridge, Esq;</i>	<i>Loudon</i>
<i>John Ashley, Esq;</i>	<i>Egremont, Capt. John Holmes</i>	<i>Washington, Mr. Ahimaz Easton</i>
<i>Great-Barrington, Mr. J. Nash</i>	<i>Tyringham, Lieut. Jos. Willson</i>	<i>Lee</i>
<i>Partridgefield</i>	<i>Stockbridge, John Bacon, Esq;</i>	<i>Alford</i>
<i>Williamstown</i>	<i>Becket, Nath. Kingsley, Esq;</i>	<i>New-Alford</i>
<i>New-Marlboro' Jab. Waid, Esq;</i>	<i>Windsor, William Clark, Esq;</i>	<i>Ashawelet Equivalent</i>
<i>Lanesboro' Col. Jona. Smith</i>	<i>Hancock, Mr. Samuel Hand</i>	<i>N. Providence</i>
<i>John Harris, Esq;</i>	<i>Richmond, Mr. Nath. Bishop</i>	<i>Sandisfield</i>
	<i>West-Stockbridge, Mr. Williams</i>	<i>Tauconick-Mountains.</i>

I.

Resolve for adjourning the Superior Court of Judicature, &c. to be holden at Cambridge, in the County of *Middlesex*, to the second Tuesday of *November* next : *October 28, 1780.*

WHEREAS by the election of the Hon. James Prescott, Esq; to the office of Senator, and his acceptance of the same, the office of Sheriff in the county of *Middlesex* becomes vacant, and there not being time agreeable to the constitution in the appointment of an officer to that office, before the last Tuesday of *October* current, by means whereof the Superior Court of Judicature, Court of Assize and General Goal Delivery, which by law is to set at Cambridge, within and for the said county of *Middlesex*, on that day, will not be able to proceed to business, whereby it becomes necessary that the said Court should be adjourned :

It is therefore Resolved, That the Superior Court of Judicature, Court of Assize and General Goal Delivery, which otherwise would be holden at Cambridge, within and for the county of *Middlesex*, upon the last Tuesday of *October* current, shall be holden at Cambridge, within and for the county of *Middlesex*, upon the second Tuesday of *November* next, and that all appeals, writs, recognizances, warrants, and other processes, already issued, taken or depending in the said county of *Middlesex*, which were to have been returned or proceeded upon, and all matters and things which might be heard and determined by the said Court at the time appointed by the law of this State for the holding the said Court at Cambridge as aforesaid, shall be valid and stand good to all intents and purposes in law, and shall be returned and proceeded upon, heard and determined by the said Court at the time appointed by this resolve for holding the said Court.

II.

Resolve empowering the committee for auditing and examining accounts, to take possession of the room in the house lately belonging to *William Jackson*, an absentee, as also the committee for settling with the army : *October 31, 1780.*

Whereas by a resolve of this Court, it is ordered, that the rooms in the province-house (so called) improved by the committee for auditing public accounts, and by the committee for settling with the army, be cleared for the accommodation of the Governor and Council, and no place is provided for the said committee : Therefore,

Resolved, That the committee for auditing and examining the public accounts, be empowered and directed, and they are hereby accordingly empowered and directed, to take possession of one of the rooms in the house lately belonging to *William Jackson*, an absentee, immediately over the shop occupied by Mr. *Oliver Brewster* ; and the committee for settling with the army are hereby empowered and directed to take possession of the room in said house over the room lately occupied by the committee of sequestration.

III.

Resolve on the petition of Lieut. *William Gordon*, commissary at *Dartmouth*: *October 31, 1780.*

On the petition of William Gordon, commissary of the garrison at Dartmouth :

Resolved, That his Excellency the Governor, with the advice of his Council, is vested with sufficient power and authority, by the constitution of government, to direct the Commissary-General to deliver the quantity of beef mentioned in the aforesaid resolve, to whom they in their wisdom shall judge proper to receive the same, therefore it is unnecessary for the two houses to take any order on said petition.

IV.

A committee appointed to examine muster-rolls : *October 31, 1780.*

Ordered, That *Abraham Fuller* and *Seth Washburne*, Esq's. *Mr. Sergeant* and *Mr. Farrington*, be a committee to examine muster-rolls.

V.

A grant of *seven pounds three shillings* to *Peter Russell*, for the use of the selectmen of *Bradford* : *November 1, 1780.*

Resolved, That there be allowed and paid out of the public treasury, to *Peter Russell*, for the use of the selectmen of *Bradford*, the sum of *seven pounds three shillings*, new currency, in full of their accounts for taking care of *John Hood*, a poor transient person, who fell sick in said town in *June* last past.

VI.

Resolve directing the Treasurer to exchange *twenty dollars* of the new emission for *Jonathan Nash* : *November 1, 1780.*

Whereas it appears that Mr. Jonathan Nash has in his possession twenty dollars of the new emission, which is so defaced as to be rendered unfit for circulation : Therefore,

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to exchange the same.

VII.

Resolve on the petition of Dr. *William Gordon*, empowering *William Phillips*, Esq; to dispose of the ship mentioned : *November 2, 1780.*

On the petition of Dr. William Gordon, attorney for Joseph Parker, praying for liberty to dispose of the ship Joseph and Mary, now lying in the harbour of Danvers :

Resolved, That the prayer of the petition be granted, and the Hon. *William Phillips*, Esq; agent for the said *Gordon*, be empowered to take the said ship, with her appurtenances, and dispose of the same for the benefit of *Joseph Parker*, linnen draper, of the city of *London*, any resolve of the late Provincial Congress or former General Court to the contrary notwithstanding.

VIII.

Resolve directing the committee for superintending purchases, to continue their publication of the 11th *October* last. *November 2, 1780.*

Resolved, That the committee for superintending purchases be and hereby are directed, to continue their publication of the 11th of *October* last, giving leave to the several towns in this Commonwealth to pay money instead of beef, provided the money be paid on or before the 20th day of *November* instant.

IX.

RESOLVES, November 1780.

IX.

A grant of *forty-five pounds*, to the Hon. *Thomas Cushing*, Esq; and others, commissioners to meet in Convention at *Hartford*. November 4, 1780.

Resolved, That a sum not exceeding *forty-five pounds*, of the new emission, be paid out of the public treasury, to the Honorable *Thomas Cushing*, *Azor Orne*, and *George Partridge*, Esq's, commissioners on the part of this Commonwealth, to meet in Convention at *Hartford*, on the 8th instant, on the business of the United States, to pay their expences, they to be accountable for the same.

X.

Resolve directing the committee appointed to superintend the purchase of beef, &c. to deliver all the old money they may receive in lieu of beef of the several towns, by a resolve of *September 25th* last, to the Treasurer, who is directed to exchange the same for the new emission of money, and granting the board of war *five hundred pounds*.

Whereas it is necessary that a quantity of beef and pork should be provided for the use of this Commonwealth, and whereas the season proper for the purchase thereof is far advanced: Therefore,

Resolved, That the committee appointed to superintend the purchase of beef, &c. be, and they are hereby directed, to deliver into the Treasurer's office, all the old money they may receive of the several towns in lieu of the beef required by a resolve of the General Court of the 25th of *September* last.

And the Treasurer is hereby directed, immediately upon the reception thereof, to exchange the same with the continental commissioner of loans, agreeable to the act of the General Court of the 5th of *May* last, and when so exchanged to repay said committee such sum or sums of the new as shall be equal in value to the amount of the old he may receive of said committee, reckoning one dollar of the new emission for forty of the old.

And the Treasurer is further directed, as soon as may be, to pay the Board of War the sum of *five thousand pounds* of the new money, which may arise and remain upon his hand, by the exchange aforesaid, to be expended for the sole purpose of purchasing and salting up a quantity of beef and pork, for the use of this Commonwealth, in such proportions as they may think most for the advantage of the public; and his Excellency the Governor, with the advice and consent of the Council, is hereby requested to grant his warrant on the Treasurer for the sum of *five thousand pounds*, agreeable to this resolve.

XI.

Resolve appointing a committee to concur and pay accounts, and granting them *two thousand pounds* in the new emission: November 4, 1780:

Resolved, That *Richard Cranch*, *Lemuel Kollock*, *Joseph Hosmer*, *Jonathan Webster*, and *Noah Goodman*, Esq's, be, and they are hereby appointed a committee on the part of this House, whose business it shall be to receive, examine, and pass upon all accounts (not otherwise ordered) which shall be exhibited to them for allowance, for any services done in pursuance of any resolve or order of the General Court, provided such accounts be properly vouched and authenticated, and the doings of said committee respecting such accounts, or any three of them (who are hereby appointed a quorum) shall be considered as valid as any vote or resolve of this house, during the recess as well as in the sitting of the General Court.

And it is further *Resolved*, That *Jabez Fisher* and *Ephraim Starkweather*, Esq's, shall be a committee on the part of the Senate, and they are hereby authorized
and

and impowered, both in the sitting and recess of the General Court, to concur and pay all such accounts as shall have been allowed by the committee of the House, as aforesaid, always taking proper vouchers for the same.

And it is further *Resolved*, That there be paid out of the public treasury to said committee of the Senate, a sum not exceeding *two thousand pounds* in the new emission of money, to enable them to pay off accounts as aforesaid, said committee to be accountable for the expenditure of the money they shall so receive.

And it is further *Resolved*, That the committee on the part of the House shall keep a particular record, expressing the names of the persons whose accounts they shall allow, the towns to which they belong, for services done, and the sums allowed to them respectively, which record shall be laid before this House once in every session, for their inspection.

And it is also *Resolved*, That the committee on the part of the Senate shall from time to time lay their accounts, which they shall have paid, together with the vouchers, and an account of their expenditures, before this House, that said committee of the Senate may be discharged for such sums of money as may appear to have been expended, provided always that nothing in the foregoing method of examining, allowing, and paying accounts shall be considered as a precedent for the future, but to have been adapted merely from the necessity of the present times.

XII.

Resolve recommending to *Nathaniel Appleton, Esq;* to supply *Jabez Hatch, Esq;* D. Q. M. G. with the sum of *ten thousand Dollars* : November 6, 1780.

On the representation of Jabez Hatch, D. Q. M. G. for the State of Massachusetts, &c. praying for the assistance of this Court to enable him to send forward the Continental cloathing to camp, for reasons set forth in his memorial :

Resolved, That it be recommended to *Nathaniel Appleton, Esq;* Continental Loan Officer in this State, to supply *Jabez Hatch, Esq;* D. Q. M. G. with the sum of *ten thousand dollars*, of the new emission, to enable him to accomplish said business, and other Continental concerns, taking duplicate receipts from said *Hatch*, to be accountable for the expenditure of the same.

XIII.

Resolve on the petition of *Col. Josiab Brewer*, and of *Orana*, and other chiefs of the *Penobscot* tribe : November 6, 1780.

The committee on the petition of *Col. Josiab Brewer*, and of *Orana*, and others, chiefs of the *Penobscot* tribe of Indians, take leave to report the following Resolve, *viz.*

In consideration of the attachment and services of the Penobscot tribe of Indians, and the advantages of their connection and trade :

Resolved, That the Commissary-General be, and hereby is directed to make provision for the accommodation and subsistence of the person whom the French Consul has recommended, on his way to join the *Penobscot* tribe, in order to reside with them as an instructor, and to procure and deliver to *Col. Josiab Brewer*, for the use of the Indian chiefs, now in the town of *Boston*, the following articles, *viz.*---One regimental coat, six fire-arms, six pounds of powder, twenty-four pounds of ball and shot for their defence on their return home :---And the following articles for the use of the families of those who fall in battle in the service of the United States, *viz.*---Twenty-four yards stronds or duffell, thirty-six yards of dowlas or course linnens, one barrel of pork, two barrels of flour :---And the following articles for presents to the tribe, to be as equally as possible divided among them, under the direction of *Col. Brewer*, *viz.*---One hundred weight of powder, with four hundred pounds weight of shot and ball, one hundred jack-knives, and fifty hatchets.---And that the Commissary-General be directed to make

sale of the furs now on hand, and that such part of the produce thereof as may necessarily be appropriated to the aforementioned purposes, reserving the ballance in his hands for procuring such stores as this Court shall see fit to order for the supply of the garrison at Fort Halifax, any order or resolve to the contrary notwithstanding.

XIV.

Resolve on the memorial of *Richard Devens, Esq; Commissary-General*: November 6, 1780.

On the memorial of Richard Devens, Esq; Commissary-General of this Commonwealth:

Resolved, That the said *Richard Devens, Esq;* be, and he is hereby directed to issue rations in flour or bread, agreeable to establishment, the resolve of Sept. 6, 1779, to the contrary notwithstanding. Also,

Resolved, That the said Commissary be, and he is hereby directed, to sell at public auction, or otherwise, as he shall think best, a quantity of damaged nails, rice, and beef, mentioned in his memorial, he to be accountable for the neat proceeds of the same.

And it is further *Resolved*, That there be paid out of the treasury of this Commonwealth, to the said *Richard Devens*, the sum of *one thousand five hundred pounds*, of the new emission, for the purposes mentioned in his memorial, he to be accountable for the same.

XV.

Resolve directing the Treasurer to issue his warrants to the Selectmen or Assessors of the towns of *Mendon* and *Milford*, requiring them to assess the inhabitants of said towns, their several proportions: November 6, 1780.

On the petition of the Assessors of the town of Mendon, and the town of Milford:

Resolved, That the Treasurer and Receiver-General be, and he hereby is directed forthwith to issue his warrants, in usual form, to the Selectmen or Assessors of the towns of *Mendon* and *Milford* respectively, requiring them forthwith to assess the rateable inhabitants of said towns of *Mendon* and *Milford*, in the sums following, viz--The town of *Mendon* in the sum of *two hundred and fifty-five pounds, and one shilling*, and the town of *Milford* in the sum of *one hundred and sixty-six pounds and three shillings*, the said sums being the proportion of the said towns respectively, of a tax of *seventy-two thousand pounds*, which, by a late act of the General Court, was apportioned and ordered to be assessed on the several towns and other places within this Commonwealth, for the purposes mentioned in the said act.

And it is further *Resolved*, That in all future taxes, to be apportioned and assessed on the several towns and other places within this Commonwealth, by any act or acts of the General Assembly, before a new and general valuation shall be established, the said towns of *Mendon* and *Milford* shall be taxed according to the following rule, viz---The town of *Mendon* in the proportion of *three pounds ten shillings and ten pence to one thousand pounds*, and the town of *Milford*, *two pounds six shillings and two pence to a thousand pounds*.

XVI.

Resolve for continuing the committee appointed to superintend purchases of beef, &c. November 6, 1780.

On the representation of Samuel Osgood and Oliver Phelps, Esqs. praying to be discharged from any further service on the committee for superintending the purchases of beef &c. for reasons set forth in their memorial:

Resolved

Resolved, That the request of said memorialists be not granted ; and that said Samuel Osgood, Oliver Phelps, and Elijah Hunt, Esqrs. be continued on said committee, to prosecute the important business for which said committee were appointed.

XVII.

Resolve on the petition of Charles Goodrich, Esq. November 6, 1780.

On the petition of Charles Goodrich, Esq; praying that a tract of land may be confirmed to him, as mentioned in said petition.

Resolved, That the petitioner notify the inhabitants of the town of Hancock, who may be concerned, by serving the town clerk of said town with a copy of this petition, and the order of Court thereon, fourteen days before the second Thursday of the next sitting of the said General Court, that they may shew cause, if any they have, why the prayer thereof should not be granted.

XVIII.

Resolve abating one half part of the tax set to the town of Thomaston, in the county of Lincoln, since the 1st day of May last. November 7, 1780.

On the petition of a number of the inhabitants of the town of Thomaston, in the county of Lincoln, setting forth their distressed situation on account of the enemy in that quarter, whereby their usual supplies are in a manner cut off, which renders many of the inhabitants utterly unable to pay their taxes at present : Therefore,

Resolved, That the one moiety or half part of all the taxes set to the said town of Thomastown, since the first day of May last, be abated ; and the Treasurer of this Commonwealth be, and he hereby is directed, to suspend the calling on said town for more than the one half of the aforesaid taxes.

IX.

Resolve directing the Treasurer to give other notes for the depreciation of soldiers wages, in lieu of those that have been taken out in consequence of forged orders. November 7, 1780.

Whereas it appears to this Court, that some of the soldiers notes for the depreciation of their wages, have been taken out in consequence of forged orders : Therefore,

Resolved, That when any such soldier shall apply to the Treasurer for his notes, and it shall appear they have been taken out as aforesaid, the Treasurer be, and he is hereby directed, to deliver to such soldier or his order, other notes in lieu thereof. And the Treasurer is further directed, immediately to demand restitution of those who have received notes on such forged orders ; and in case of their neglect, that he take such steps as the law requires to bring them to justice, and secure the State from damage.

And in such cases his Excellency the Governor and Council are hereby requested to issue their warrants on the Treasurer for the notes aforesaid.

XX.

Resolve giving instructions to the committee appointed to settle with the army, and the committee for stating and methodizing accounts for their proceedings. November 7, 1780.

Whereas this Court, in their present session, have appointed Loammi Baldwin, Thomas Walley, and Samuel Austin, a committee for settling with this State's quota of the Continental army ; and have also appointed John Deming, Peter Boyer, and Stephen Gorham, a committee for stating and methodizing the public accounts ; and as it is necessary that said Committees should have some instructions for their proceedings :

Therefore,

Therefore, *Resolved*, That the committee for settling with the army be, and they hereby are directed, to proceed in the settlement of the depreciation of the wages of this State's quota of the Continental army, and such other officers and soldiers as they have been or may be directed to settle with by resolves of the General Court, and certify the same to his Excellency the Governor and Council, and in all other respects, as to said settlement, to follow the directions given by the former General Court, in their several resolves.

Also *Resolved*, That the committee for methodizing and stating the public accounts, be, and they hereby are directed, to proceed in their business according to the several directions of former General Courts; and also that they be joined to the committee for settling with the army, when the business of their own department will admit of it, and the necessity of the case shall require it.

XXI.

Resolve making an establishment for the company of matrosses enlisted out of the several companies lately under the command of Lieutenant-Colonel Paul Revere, in the new emission of money. November 7, 1781.

The committee of both Houses, to whom was referred the examination of the establishment made to a company of matrosses to be enlisted out of the several companies lately under the command of Lieutenant-Colonel Paul Revere, take leave to report, as their opinion, that the establishment made to the company aforesaid, on the 27th day of April, 1780, is ambiguous, and not clearly expressed: Therefore,

Resolved, That the establishment for the wages for the company aforesaid, made on the aforesaid 27th day of April, be paid in the new emission money, and the bounty of one hundred dollars, mentioned in said resolution, to be paid to each non-commissioned officer and private soldier, on their passing muster, be paid in the old continental, or an equivalent thereto in the new emission.

XXII.

Resolve directing the committee on accounts to examine the accounts of horses procured by the several towns in this Commonwealth. November 7, 1780.

Whereas by a resolve of the General Court, passed the 23d day of June last, the selectmen of the several towns, who are by said resolve called upon to procure horses for the public service, are promised payment for the same, and for their time and expence in said service, by having the sum total of these accounts deducted from a future State tax, or by receiving notes therefor, as they may choose: And whereas by a resolve of said Court, passed September 30th, 1780, the Treasurer is directed to issue notes in favor of such selectmen as shall chuse to receive the same, for the purpose aforesaid, but no provision is made for examining and allowing the accounts of such selectmen, nor for warrants being drawn on the treasury for payment of the same: Therefore,

Resolved, That the committee on accounts be, and hereby are directed, to examine, and if reasonable, to allow the aforesaid accounts, and certify the same to his Excellency the Governor, who is hereby requested, with the advice of his Council, to issue warrants on the Treasurer for payment of the same.

XXIII.

Resolve making an establishment for Samuel Ruggles, late State cloathier, and his assistant. November 7, 1780.

Whereas it appears by a resolve of the General Assembly of this State, of the 4th of October last, on the petition of Samuel Ruggles, late State cloathier, that his pay should be the same as a Captain in the army, and his assistant the same as an Ensign:

Resolved, That there be paid out of the public treasury of this State, to Samuel Ruggles,

Ruggles, late State Clothier, the sum of *twelve pounds* per month, for his service in said office; and *six pounds* per month for his assistant, in bills of the new emission, they accounting for all monies that has been advanced to them, any resolve to the contrary notwithstanding; and that the committee on accounts be, and hereby are directed, to pass on their accounts as soon as may be.

XXIV.

Resolve for addressing the General Court of the Commonwealth of Massachusetts, when petitions are introduced to either House of Assembly: *November 8, 1780.*

Resolved, That all petitions offered to either House of the General Assembly in the legislative capacity, be directed to the Senate and House of Representatives of the Commonwealth of Massachusetts, in General Court assembled; and that the Secretary, the clerk of the Senate, or the clerk of the House of Representatives respectively, where petitions are introduced differently addressed, make them conformable to this resolve.

XXV.

Resolve adjourning the Court of General Sessions of the Peace, and Inferior Court of Common Pleas, to be held in *Salem*, in the county of *Essex*, to the first Tuesday in *April* next, to *Ipswich* within said county: *November 8, 1780.*

Whereas travelling is frequently very bad at the season of the year when the Court of General Sessions of the Peace, and Inferior Court of Common Pleas, which by law are appointed to be holden in Salem, in and for the county of Essex, on the first Tuesday of December, and by the Court-house being rendered very inconvenient and uncomfortable to set in, at that season of the year, by the late fire in Salem, and there being no probability of much business to be done at that term:

Resolved, That said Court of the General Sessions of the Peace, and Inferior Court of Common Pleas, by law to be held at *Salem*, within and for the county of *Essex*, on the first Tuesday of *December* next, be adjourned to the first Tuesday in *April* next, to *Ipswich*, within said county: And all writs, process and recognizances, returnable to, and all appeals made to the said Court of General Sessions of the Peace, and Inferior Court of Common Pleas, appointed by law be holden at *Salem*, and all matters, causes, and things, that have day, or that might have been, had, moved, or done at, in, or by the said Court, at the time so appointed for holding the same, shall be returnable to, and may be entered, prosecuted, had, moved, and done at, in, and by said Court, at the time hereby appointed for holding the same. And the Secretary is hereby directed to publish this resolve in the next *Boston* news-paper.

XXVI.

Resolve abating the tax of *fifteen thousand seven hundred and ninety-six pounds* laid on the town of *Lanesborough*, in the county of *Berkshire*; and also the sum of *seventy-five pounds*, in the silver money tax: *November 8, 1780.*

Whereas it appears to this Court that the town of Lanesborough, in the County of Berkshire, through mistake was taxed more than their proportion, by reason of the plantations of New-Providence and New-Ashford being returned by said Lanesborough, in their last valuation; and it appears that said plantations have ever since by said valuation, been taxed by themselves: Therefore,

Resolved, That the town of *Lanesborough* be abated the sum of *fifteen thousand seven hundred and ninety-six pounds*, of the old Continental currency; and also the sum of *seventy-five pounds*, in the silver money tax laid on said town: And the

Treasurer of this Commonwealth be, and he is hereby directed, to discount with the constable or constables of the said town of *Lanesborough*, the aforesaid sums.

XXVII.

A Grant of *one hundred pounds* to each of the Judges of the Supreme Court of this Commonwealth : *November 8, 1780.*

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *one hundred pounds*, in the new emission, to each of the Judges of the Superior Court of this Commonwealth, they to be accountable on the adjustment of their account, for the same.

XXVIII.

Resolve appointing *Lewis Foye* and *Ebenezer Austin*, managers of *Charlestown* lottery, in the room of *Caleb Call*, Esq; deceased, and *Isaac Mallet*, who declines serving : *November 8, 1780.*

Whereas liberty has been granted to the town of *Charlestown*, to raise a sum of money by lottery, to pay the expences that might arise in widening and amending the streets in said town ; and *Caleb Call*, Esq; and *Mr. Isaac Mallet*, were, among others, appointed as managers of said lottery ; and whereas the said *Caleb Call*, Esq; is since deceased, and the said *Isaac Mallet* has, and does still continue to decline acting as a manager of said lottery :

Therefore *Resolved*, That *Lewis Foye*, and *Ebenezer Austin*, both of *Charlestown*, be appointed managers of the lottery aforesaid, in the room of *Caleb Call*, Esq; deceased, and *Isaac Mallet*, who refuses to serve as a manager of said lottery, the aforesaid *Lewis Foye*, and *Ebenezer Austin*, to be under oath for the faithful performance of their trust, before they enter upon the same.

XXIX.

Resolve granting the Board of War *forty-seven pounds twelve shillings and half penny*, as also a further sum of *eight pounds six shillings* for the settlement of *Joshua Davis's* account : *November 8, 1780.*

On the petition of Joshua Davis :

Resolved, That there be allowed and paid out of the public treasury, to the Board of War, for the use of the said *Davis*, the sum of *forty-seven pounds twelve shillings and half penny*, in the new emission of money, being according to the scale of depreciation, the amount of the ballance of his account, as settled by the Board of War.---And also the further sum of *eight pounds six shillings*, in like money, being the amount of *John Marsh's* account against him for pilotage, according to the scale aforesaid, to enable said *Joshua* to discharge the account last mentioned.

XXX.

A grant of *ten thousand pounds* to the Board of War, to enable them to supply the officers of this Commonwealth's quota of the army with cloathing : *November 8, 1780.*

Resolved, That the Board of War be, and they are hereby directed, forthwith to supply the officers of this Commonwealth's quota of the Continental army, with all the cloathing due to them, agreeably to a resolve of the General Court, passed *September 20, 1779* : And in order that the aforesaid resolve be immediately carried into execution,

It is further *Resolved*, That there be paid out of the treasury of this Commonwealth, to the Board of War, the sum of *ten thousand pounds*, in the new emission,
the

the one half of said sum immediately, the other half in six weeks, or sooner if in his power, that they may be enabled to carry the aforesaid resolve into execution: And the Board of War are hereby directed to appropriate the money granted by this resolve solely for the purpose of procuring cloathing aforesaid, they to be accountable for the expenditure of the same.

XXXI.

Resolve directing the committee for settling with the army, to settle with all the officers of Col. *Craft's* regiment of artillery, that were not discharged before the sixth day of *February*, 1779, the depreciation of their wages: *November 9, 1780.*

On the petition of Thomas Melvill and William Todd, praying that the depreciation of the wages of all the officers late belonging to the State regiment of artillery, under the command of Col. Thomas Crafts, may be made up to the time they were discharged, for reasons set forth in said petition:

Resolved, That the committee for settling with the army be, and they are hereby directed, to settle with all the officers of said regiment, under Col. *Crafts*, that were not discharged before the sixth day of *February*, 1779, and make up to them the depreciation of their wages.

XXXII.

A grant of *fifty pounds* to *William Baker*, Messenger of the House: *November 9, 1780.*

On the petition of William Baker, messenger of the House:

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *fifty pounds*, of the new emission, to *William Baker*, messenger of the House, for one quarter of a year's service to the General Assembly, beginning the twenty-sixth of *August*, and ending the twenty-sixth of *November*, instant.

XXXIII.

Resolve directing the Commissary-General to furnish a pair of shoes and a coat, to each of the five Indian Chiefs: *November 9, 1780.*

Resolved, That the Commissary-General be, and he hereby is directed, to furnish a pair of shoes and a coat, to each of the five Indian Chiefs, now in the town of *Boston*.

XXXIV.

A grant of *seven pounds ten shillings* to *John Marsh*: *November 10, 1780.*

On the petition of John Marsh:

Resolved, That there be granted and paid to the said *John Marsh*, out of the public treasury the sum of *seven pounds ten shillings*, of the new emission, in full consideration of his services as interpreter to, and attendant upon the Indian Chiefs, now in the town of *Boston*.

XXXV.

A grant of *fifty pounds* to Col. *Richard Gridley*, *November 10, 1780.*

On the petition of Col. Richard Gridley, for himself and son:

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *fifty pounds*, to Col. *Richard Gridley*, in the new emission of money, he to be accountable for the same, said sum of *fifty pounds* to be charged to the Continental account.

XXXVI

XXXVI.

Resolve allowing *Afa Ward*, a soldier in Col. *Henry Jackson's* regiment, the depreciation of his wages. *November 11, 1780.*

Resolved, That the committee for settling with the army be, and they hereby are directed, to allow to *Afa Ward*, who has served as a private in Col. *Henry Jackson's* regiment, the depreciation of his wages to the 1st of *January, 1780.*

XXXVII.

Resolve directing the committee on accounts to examine and allow the certificates of nine months men, by a resolve of the 8th of *June, 1779*, as also of the three months men, by a resolve of the 22d of *June, 1780*: *November 11, 1780.*

Whereas it has been found inconvenient that the bounties, which by a resolve of June 8th, 1779, were to be paid to such soldiers as enlisted and served for nine months only, should continue to be paid by warrant on the treasury: Therefore, to prevent unnecessary loss of time in getting said bounties,

It is *Resolved*, That the committee of accounts be, and they hereby are empowered and directed, to examine the certificates that may be produced by any of the said nine months men, as shall apply for the said bounty, and on finding the same to be good and sufficient, shall pay the said bounty of *sixty pounds* to such soldiers, taking their receipt for the same.

And it is further *Resolved*, That the said committee of accounts shall in like manner examine the certificates of any of the said nine months men, respecting their having supplied themselves with a good firelock, bayonet, cartouch box, haversack, and blanket, or any part of the same, agreeable to said resolve of *June the 8th, 1779*, and on finding such certificates to be good, to pay unto such soldiers or their order, the sums specified in the said resolve, for the use of the whole or any part of the articles by them so supplied, or in case any of the said articles should be lost or rendered useless, without the negligence or fault of the proprietor, then to pay him the true value of the same.

And it is further *Resolved*, That the said committee of accounts be, and they hereby are empowered and directed, in like manner to examine the certificates of all such three months men as supplied themselves with the like articles or any part of them, agreeable to a resolve of *June 22d, 1780*, and upon finding the same to be good, to pay such soldiers for the same, agreeable to the sums set down in said resolve.

XXXVIII.

Resolve on the petition of Col. *Josiah Brewer*, truck-master at *Fort-Halifax*, on *Kennebeck River*. *November 11, 1780.*

On the petition of Col. Josiah Brewer, truck-master at Fort-Halifax, on Kennebeck River.

Resolved, That *Juniper Bertheaune Recollet*, the instructor, recommended by the French Consul to reside with the *Penobscot* tribe of Indians, be put under the direction of the commanding officer of the eastern district, and that he be allowed and paid for his services in establishing the said tribe in the interest of *America*, the sum of *five pounds* of the new emission per month, and two rations per day, until the further order of the General Court; and in consideration of the benefits resulting to the Commonwealth from the friendship of the said Indians, and for continuing the trade with them, it is further

Resolved, That a sum not exceeding *five hundred pounds* of the new emission, be granted

granted and paid to the Commissary General of this Commonwealth, the same to be by him appropriated to the purchase of such articles as he shall find necessary for carrying on the truck trade at Fort-Halifax, and that the goods be procured and forwarded with all possible dispatch to Fort-Western, there to remain subject to the order of the said Col. *Brewer*, to be by him disposed of in exchange for furs and skins, the same to be by him remitted to the Commissary General, said *Brewer* to be accountable for the said goods.

XXXIX.

Resolve making an establishment for the men who marched on the alarm, in *October* last, from the county of *Berkshire*, by order of General *Fellows*: *November* 13, 1780.

Resolved, That all staff and field officers, and commissioned officers, commanding companies who marched on the alarm in *October* last, from the county of *Berkshire*, by order of Gen. *Fellows*, make up their rolls for allowance agreeable to the continental establishment for themselves and companies, and that said rolls after being examined and allowed by the committee on muster rolls, be paid, and the same charged to the Continent.

Whereas said men marched in a busy season of the year with respect to gathering in their crops, therefore be it further

Resolved, That there be allowed and paid to each officer and soldier who marched on the alarm aforesaid, and continued in service until regularly discharged, one shilling and nine pence of the new currency per day for wages, and eight pence per mile for their travel from their homes to the place of their rendezvous, and one shilling and four pence for rations for each day they found themselves and draw'd no rations, and that there be a separate roll made up for each company for the above purpose for allowance and payment:

XL.

Resolve directing the selectmen of the several towns in this Commonwealth by the 1st of *February* next, to render an account of supplies to soldiers families, and to continue to supply said soldiers families agreeable to a resolution passed 10th day of *October*, 1777. *November* 13, 1780.

Resolved, That the selectmen of each town, and the committees of each plantation in this Commonwealth be, and are hereby required to render under oath into the Secretary's office, by the first day of *February* next, a full account of all supplies furnished each soldier, belonging to the continental army, or such soldiers families since their last return, to the first day of *December* next; and apply to the committee on accounts for allowance and payment. And it is further

Resolved, That no town or plantation shall be entitled to receive any allowance, who do not make returns agreeable to the foregoing resolve. And it is further

Resolved, That the selectmen of each town and committee of each plantation in this Commonwealth, be, and they are hereby directed to continue to supply the soldiers families, to the amount of one half of such soldiers pay, until the further order of this Court, they paying for the same, agreeable to a resolve of the General Court, past the tenth day of *October*, 1777, making provision for soldiers families. And the Secretary is hereby directed to have this resolve printed in hand bills, and a sufficient number of them sent to the sheriffs in the several counties in this Commonwealth, who are hereby directed to send them without delay to the several towns and plantations in their respective counties.

R E S O L V E S, November, 1780.

XLI:

Resolve directing all applications by the inhabitants of *Novo-Scotia* be made to the Governor and Council of this Commonwealth : Nov. 13, 1780.

Whereas frequent applications have been made to this Court, by the inhabitants of the province of Nova-Scotia, for liberty to carry provisions and other articles from this Commonwealth, into that province; and also, by the inhabitants of this Commonwealth, for liberty to bring effects from Nova-Scotia, and other places in possession of the enemy, into this Commonwealth.

Resolved, That all such applications in future shall be made to his Excellency the Governor, and the Council of this Commonwealth, who shall judge, and finally determine upon the same, granting or refusing the prayer of such petitions, as to them may see fit. Provided nevertheless, That no provisions, except such as may be necessary for the subsistence of the persons employed in navigating the vessels in which such effects shall be brought or carried, shall be permitted to be sent out of this Commonwealth in the said vessels, or either of them, without the special order of this or some future General Court.

XLII.

Resolve dooming those towns who neglect making a return of their valuation on or before the 1st day of *January* next, and directing certain towns in this Commonwealth to make new returns. Nov. 13, 1780.

The committee appointed to consider what further steps are necessary to be taken in order to obtain a valuation of this Commonwealth, and examine the returns of the several towns, and report what situation they are in, beg leave to report; that they have examined such returns as are already made from the several towns, and find among said returns, that there are forty-one, which are not agreeable to the law, by reason of the names of each person and their polls and rateable estate, not being set down in their proper columns in said return, agreeable to the schedule, annexed to said act; a list of which is hereunto annexed, that the following order issue from this Court.

Resolved, That such towns as have not as yet, made return of their polls and rateable estate within their respective towns, agreeable to an act, passed the current year, with the name of each person, their polls and rateable estate, in their proper columns, agreeable to the schedule annexed to said act, on, or before the first day of *January* next, shall be doomed as the General Court shall direct.

In order that a just valuation of this Commonwealth may be had. Be it further

Resolved, That the towns of *New-Gloucester, Grafton, Cummington, Gorham, Upton, Winsor, Ward, Ware, Colerain, Scarborough, Bristol, Harvard, Northbridge, Lenox, Worthington, Stow, Bowdoinham, York, Brunswick, Fitchburg, Brookfield, Wilbraham, Williamsburg, West-Stockbridge, Edgcomb, Egremont, Lanesborough, Partridgefield, Hadley, Paxton, Merryfield, Adams, Alford, Winthrop, Topsham, Sunderland, Boothbay, Littlefalls, Chesterfield and Monson,* be and hereby are directed to make a new return, agreeable to the act aforesaid, on or before the day aforesaid, and on neglect, shall be doomed as aforesaid. And it is further,

Resolved, That those towns that have not been furnished with the valuation act, be and they are hereby directed to apply to the Treasurer of this Commonwealth, for the said act, who is hereby directed to furnish said towns with the same.

XLIII.

Resolve on the petition of *Thoms Greenwood.* Nov. 13, 1780.

On

On the Petition of Thomas Greenwood,

Resolved, That the said Thomas Greenwood be, and he hereby is permitted to carry out of this Commonwealth into the province of Nova-Scotia, a quantity of grain, not exceeding forty bushels for the support of certain families mentioned in his said petition.

XLIV.

Resolved establishing the pay of the honourable Council, Senate and House of Representatives: Nov. 13, 1780.

Resolved, That the Honourable Council be allowed and payed out of the public treasury, the sum of fifteen shillings per day, for each day they shall attend.

And that the Honourable Senate be allowed and payed out of the public treasury, the sum of thirteen shillings and six pence, per day, for each day they shall attend.

And also, that each of the members of the House of Representatives be allowed and payed out of the treasury, the sum of twelve shillings per day, for each day they shall attend; the above to be in the new emission.

And that the above pay of the members of the House of Representatives be charged to the several towns, agreeable to the Constitution.

XLV.

Resolve for making an establishment for the troops at Machias: Nov. 15, 1780.

Resolved, That the pay rolls of the troops at Machias, except those called Dyer's Rangers, since June 1, 1779, be made up as follows, viz. each private soldier, at forty shillings per month, bills of the new emission, and their officers in proportion, according to the new establishment. And it is further

Resolved, That the pay roll of the troops, called Capt. Dyer's Rangers, raised by order of Council in January last, be made up at six shillings per month, in the bills of the new emission, to each private, and their officers in the same proportion, as six shillings bears to forty shillings, according to the continental establishment, and that customary rations be allowed them, they having found their own provisions.

And it is further Resolved, That those men in the artillery company, under the command of Lieut. Albee, who have been in the service near three years, and still continue in the service, have the depreciation of their wages made up to them, in the same manner and proportion as other continental troops.

And it is further Resolved, That the officers and soldiers, under the command of Col. Allen, who are engaged during the war, and have been in the service more than three years, have the depreciation of their wages made up to them, in manner and form, as expressed in the foregoing resolve; and that the Board of War deliver to the officers a suit of cloaths each, on the same terms as other continental officers have received them.

And whereas Col. Allen, has been under the necessity of borrowing provisions for the use of the troops and Indians under his command, as by his returns appear; and there remains a ballance still due to him: Therefore

Resolved, That the Board of War be directed to receive and examine said returns, and to furnish Col. Allen, with the several articles necessary to compleat the payment of said borrowed provisions.

And whereas Col. Alexander Campbell, has been employed in the public service the greater part of the time, since Dec. 1778. Therefore

Resolved, That there be paid out of the public treasury of the Commonwealth to said Col. Alexander Campbell, the sum of forty pounds, in emission, in consideration of his past services, to this time:

Resolved, That the Rev. *James Lyon*, be intitled to receive two rations per day, out of the public stores, in consideration of his officiating as Chaplain to the troops at *Machias*, until further orders of the General Assembly.

And it is further *Resolved*, That there be allowed and paid to Capt. *Stephen Smith*, out of the public treasury, the sum of *eight pounds* per month, in consideration of his service as commissary, from the time of his appointment in the year 1777, to this time: And that there be paid to *William Tupper*, clerk to said commissary, the sum of *three pounds* per month, for his service; each payment to be in bills of the new emission. And it is further

Resolved, That there be paid out of the public treasury, the sum of *four hundred pounds*, in bills of the new emission, to Col. *Allen*, or his orders, to defray the charges that have accrued since his accounts have been made up; and also such charges as may arise hereafter; said *Allen* to be accountable for the same in the next settlement of his accounts; the several sums to be charged to the Continent.

XLVI.

Resolve directing where the Judge of Probate of Wills, &c. for the county of *Suffolk*, shall hold his courts, for the more convenience of the people of said county: *November 15, 1780.*

Whereas in the Constitution of this Commonwealth it is declared, that "the Judges of Probate of Wills, and for granting letters of administration, shall hold their courts at such place or places on fixed days as the convenience of the people shall require it, therefore,

Resolved, That the Judge of Probate of Wills, &c. that is or shall be appointed for the county of *Suffolk*, be and he is hereby directed, to hold his court at the town of *Weymouth*, in said county, on the first Tuesday in every *January, March, May, July, September, and November*, and at the town of *Medfield*, in said county, on the first Tuesday in every *February, April, June, August, October, and December*, at such convenient place in each of said towns as the Judge of probate for the time being shall appoint; and the said judge is hereby directed to make such appointment as soon as may be, and to advertise the same in two of the *Boston news-papers*. And it is further

Resolved, That the said Judge of Probate of Wills, &c. shall hold his court on each and every Tuesday, except those mentioned in the preceeding resolve, at the now probate-office in the town of *Boston*, any law or usage to the contrary notwithstanding.

XLVII.

Resolve directing the Commissary of pensioners to make return to His Excellency, of all pensioners recorded in his books; and requesting His Excellency to call upon all those who are able to do garrison duty: *November 15, 1780.*

Resolved, That the Commissary of pensioners be directed to make return to his Excellency the Governor, of all the persons recorded in his books, who are entitled to receive pensions, also the towns or places to which such pensioners belong, likewise the disability for which each of such persons receive a pension; and his Excellency the Governor is hereby requested to call on all such as he may judge able to do garrison or guard duty, and form them into such companies, and appoint such officers from amongst those who receive a pension, as he shall judge proper, and order them to do duty in such part of this Commonwealth as the public service may require; and the Commissary aforesaid is hereby directed to make quarterly returns to his Excellency of all such persons as may from time to time be recorded on his books as pensioners, in order that they may be called into service if of ability of body; and any pensioner who shall be ordered to do duty as aforesaid, and shall decline, shall be struck off the list, and no longer intitled to receive a pension.

XLVIII.

Resolve adjourning the court of general sessions of the peace, and inferior court of common pleas, to be held at *Worcester*, in the county of *Worcester*, on the second Tuesday of *December* next : *November 16, 1780.*

Whereas by reason of the public thanksgiving being appointed on the seventh day of December next, it will be inconvenient to have the court of general sessions of the peace, and inferior court of common pleas, held at Worcester, in and for the County of Worcester, the first day of December next :

Resolved, That the said court of general sessions of the peace, and inferior court of common pleas, by law to be held at *Worcester*, within and for the county of *Worcester*, on the first Tuesday of *December* next, shall be holden at *Worcester* aforesaid, on the second Tuesday of the same month ; and that all writs, processes, and recognizances, returnable to, and all appeals made to the said court of general sessions of the peace, and inferior court of common pleas, appointed by law to be holden at *Worcester*, and all matters, causes and things that have day, or that might have been had, moved or done, at, in, or by the said courts, at the time so appointed for holding the same, shall be returnable to, and may be entered, prosecuted, had, moved and done at, in and by the said courts at the time herein appointed for holding the same, and the Secretary is hereby directed to publish this resolve in the next *Worcester News-Papers.*

XLIX.

Resolve making an establishment for the guards on the sea-coast at *Falmouth*, as the other corps are under the command of General *Wadsworth* at the Eastern-department : *November 16, 1780.*

Resolved, That the guards on the sea-coast at *Falmouth* be made up the same rations as the other corps are under the command of General *Wadsworth* at the Eastern-department ; and the committee on accounts are directed to settle with the Commissary accordingly.

L.

Resolve requesting his Excellency the Governor to write to the Commander in Chief, to order a particular return of all the arms and accoutrements that have been taken from the men of this Commonwealth, into the Secretary's-office : *November 16, 1780.*

Whereas many soldiers who have been in the Continental army, are making application to the General Court for payment for their guns and accoutrements, which were taken from them before they left camp (as they say) ; and whereas no regular return has been made of the guns, &c. which have been so taken for the public service. Therefore,

Resolved, That His Excellency the Governor be, and he hereby is requested, immediately to write to the Commander in Chief, requesting him to order a particular return to be made into the Secretary's office of this Commonwealth of all the arms and accoutrements that have been taken from the men belonging to this Commonwealth, and no compensation made therefor, specifying the names of the persons from whom such guns were taken or detained, and the regiment, company, and town to which such men belong, in order that payment may be made to such soldiers who have left their arms and accoutrements for the public service and receive no compensation therefor.

LI.

Resolve exempting *John Sergeant*, missionary to the *Stockbridge* Indians, from all taxes. *November 16, 1780.*

F

On

On the petition of John Sergeant, missionary to the Indians at Stockbridge, praying that he may be exempted from taxes.

Resolved, That the prayer of the said petition be granted, and that the said *Sergeant* be, and he is hereby exempted from all taxes which may be granted consequent on the valuation last ordered by the General Court, to be taken so long as the said *Sergeant* shall sustain the office and perform the duties of a missionary to said Indians.

Resolved, That a deduction be made from the valuation of the said town of *Stockbridge*, as returned by the assessors of said town the present year, equal to the amount of the estate of said *Sergeant*, as returned in said valuation.

LII.

A grant of five pounds to *Isaac Freeman*, for losses sustained at the battle of *Bunker-Hill*. November 16, 1780.

On the petition of Isaac Freeman, praying for allowance for losses sustained at the battle on Bunker-Hill :

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of five pounds of the bills of the new emission, in full for his losses set forth in said petition.

LIII.

Resolve on the petition of the selectmen of the town of *Charlemont* : November 16, 1780.

On the petition of the selectmen of the town of Charlemont, praying for an abatement of one fourth part of several taxes, and also that a fine of six hundred pounds, laid on said town for not procuring a man to serve in the Continental army for nine months, for reasons therein mentioned---the committee beg leave to report by way of resolve :

Whereas the town of Buckland, when incorporated, was taken in part from the town of Charlemont ; and as it appears the town of Charlemont have had no consideration in their several taxes since that time, and that the town of Buckland has not been called upon for any taxes :

Resolved, That the town of *Buckland* be, and they are hereby directed, to shew cause (if they have any) on the second Tuesday of the next session of the General Court, why the one fourth part of those taxes laid upon the town of *Charlemont*, since the incorporation of *Buckland*, should not be deducted and assessed upon the town of *Buckland* ; and that the petitioners leave a copy of this resolve with the Town-Clerk of *Buckland*, ten days at least before the second Tuesday of the next session of the General Court.

And whereas the town of Buckland did procure a man to serve for nine months in the Continental army, which was apportioned upon the town of Charlemont, be it further

Resolved, That the sum of six hundred pounds laid as a fine upon the town of *Charlemont*, in the State tax of June 1779, for not procuring a man to serve nine months in the continental army, be abated, and that the treasurer of this Commonwealth be directed to discharge the town of *Charlemont*, upon their paying the remainder of the aforesaid tax.

LIV.

Resolve for borrowing a sum of money, to be applied to the filling up this Commonwealth's quota of the Continental army, for three years or during the war. November 16, 1780.

The Committee of both Houses, appointed to consider the Governor's message, of the second of November, and the letter from his Excellency General *Washington*, of the eighteenth of October, beg leave to report the following resolves :

Whereas

Whereas great expence has been incurred, and many consequences injurious to the public interest have arisen, by supplying the quota of men assigned to this Commonwealth as their proportion of the Continental army, by drafts of men for short periods; and whereas that quota may be obtained for three years or during the war, if the business is seasonably undertaken, and a reasonable bounty given in silver and gold; and there is every reason to expect, from the patriotism and public virtue of gentlemen of fortune and abilities, as well as from some particular encouragement given, that from the importance of the measure, and the necessity of carrying it without delay into execution, a sufficient sum may be obtained, provided proper encouragement and security be given, that the sums lent by any persons shall be punctually repaid in like money, at the periods agreed on, with interest in like money annually: Therefore,

Resolved, That a subscription be immediately opened for a loan of money in silver or gold, not to exceed the sum of *sixty thousand pounds* lawful money, for four years.

Resolved, That a committee of five be appointed to open and receive the subscriptions and the money subscribed, and to receive from the Treasurer such securities, to be given the subscribers, as shall be directed by a supply bill for that purpose.

Resolved, That the money received on such subscriptions be paid into the treasury, to be by the Treasurer solely applied to the filling up and supplying this Commonwealth's proportion of the army, agreeable to the orders of government.

And for the encouragement and security of those who shall advance to the public the money wanted for this important and necessary purpose, upon which the safety, if not salvation of this country so much depends:

Resolved, That a committee be appointed to bring in a bill to supply the treasury with sufficient sums of silver and gold to pay the interest of the money annually, and the principal when due.

Resolved, That some suitable person be appointed to receive from the Treasurer the money so furnished, as soon as it shall amount to the sum of *ten thousand pounds* lawful money, and carry the same to the army, and there employ it in payment of bounties to men certified by such officer or officers as the Commander in Chief shall appoint for that purpose, to have been enlisted in the battalions of this State, after the 20th day of *November* inst. for the term of three years or during the war.

Resolved, That each man who shall be so enlisted for three years or during the war, shall receive out of said monies the sum of *sixty Spanish milled dollars*, or the value thereof in gold.

Resolved, That the person who shall be appointed to receive the money according to a foregoing resolve, be accountable for the expenditure of the same, agreeable to the intention hereof.

Resolved, That for the further encouragement to persons disposed to advance money on loan, for a purpose so important, that all monies so advanced be exempted from taxation in all taxes that shall be issued during the continuance of the loan, for defraying the expences of the Commonwealth, or of the town or county in which the person lending is an inhabitant.

LV.

A grant of *four pounds* to *Daniel Druce*, a pensioner. *November 17, 1780.*

On the petition of Daniel Druce, of Grafton.

Resolved, That there be paid out of the public treasury of this Commonwealth the sum of *four pounds* in the new money to the said *Daniel Druce*, in full for the current year, beginning on the 1st day of *June, 1780*, when his last grant ceased.

LVI.

Resolve abating a fine of *six hundred pounds* to the town of *Great-Barrington*, in the county of *Berkshire*. *November 17, 1780.*

On the petition of *Jonathan Nash*, in behalf of the town of *Great-Barrington*, shewing, that said town was fined the sum of *six hundred pounds* for not raising their quota of nine months men for the year 1779, and praying said fine may be abated.

Whereas it appears that the said town of Great-Barrington raised and mustered the whole of their said quota, and notwithstanding one of them deserted and was not delivered to the superintendant, yet as he received a bounty from said town, and said town was at great expence in order to apprehend said man after he deserted, therefore,

Resolved, That the said fine of *six hundred pounds* be, and hereby is abated to said town of *Great-Barrington*, and that the same shall be deducted from their next Commonwealth tax.

LVII.

Resolve directing the committee appointed to concur and pay accounts, to lay their accounts before the committee for preparing a general state of all accounts, for examination: *November 17, 1780.*

Whereas it is necessary that the committee for preparing a general state of all accounts, viz. Peter Boyer and others, should be possessed of the accounts and vouchers that are examined and paid by the committee appointed by the Senate for that purpose: Therefore,

Resolved, That the committee appointed to concur and pay accounts be, and they are hereby directed from time to time, to lay their accounts, with the proper vouchers, together with their expenditures, before *Peter Boyer* and others, a committee as aforesaid, who are hereby directed to examine the same and make report, any resolve or order to the contrary notwithstanding.

LVIII.

Resolve empowering the Governor, Lieutenant-Governor, or any two of the Council, to administer the oaths required by the constitution to all officers commissioned under the said constitution: *November 17, 1780.*

Resolved, That the Governor, Lieutenant-Governor, or any two of the Council, or any other person or persons especially appointed by the Governor and Council, be, and they hereby are empowered, to administer the oaths or affirmations required by the constitution of this Commonwealth to all officers commissioned under the said constitution or form of government, until further provision shall be made by the General Court of the Commonwealth aforesaid.

LIX.

Resolve granting liberty to *Richard Jennys* to sell his household furniture at public auction: *November 18, 1780.*

On the petition of Richard Jennys, praying he may have liberty to sell his household furniture, &c. at public auction, as he and his family are bound to the West-Indies:

Resolved, That the prayer of the petition be granted, and that the said *Richard Jennys* have liberty to sell his household furniture and effects at public auction, any law or resolve of this Commonwealth to the contrary notwithstanding.

LX.

Resolve on the representation of *Col. Grow*, respecting a sum of money he received of the muster-master for the county of *York*: *November 18, 1780.*

On the representation of Col. Grow to this Court, that he is in possession of a sum of money sent by Joseph Bragdon, muster-master for the county of York, to the Treasurer of this Commonwealth, which the Treasurer does not look upon himself authorized to receive without the depreciation thereon is also paid: And whereas the said Joseph Bragdon never received said money from the Collector to enable him to pay bounties to the men he should muster till a few days before he sent it to the Treasurer: Therefore,

Resolved, That the Treasurer be, and he is hereby directed, to receive the said money without any depreciation thereon, any resolve to the contrary notwithstanding, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

LXI.

Resolve directing the committee on muster-rolls to make up Capt. Phineas Walker's roll in the new emission of money: November 18, 1780.

Whereas by a resolve of the General Assembly of this State, of the 4th October last, an establishment was made for the company of Capt. Phineas Walker, in which establishment it does not appear in what currency the muster-roll of said company should be made up: Therefore,

Resolved, That the establishment in the said resolve was intended to be payable in the bills of credit of this State of the new emission; and the committee on muster-rolls are directed to make up the same accordingly.

LXII.

Resolve requesting Nathaniel Appleton, Esq; to advance to the Treasurer of this Commonwealth one hundred thousand dollars of the new emission, for the purpose of transporting stores to the army, and granting ten thousand pounds to Charles Miller, Esq; Deputy-Commissary of purchases: November 18, 1780.

Whereas there is a necessity for the immediate purchase and transportation of a quantity of salt and rum for the use of the Continental army, and the season for conveying the same is every day growing more difficult and chargeable; and inasmuch as all the monies in the treasury of this Commonwealth are appropriated to purposes as important as the present; and although a great proportion of the first moiety of the tax for drawing in and exchanging the old Continental money for new is now due from the collectors and constables through the Commonwealth, and will probably be soon brought into the treasury, and in addition thereto one half of the second moiety of the said tax will be payable into the treasury in the course of the month of December next ensuing, yet the operation of those taxes will be too slow for accomplishing the purposes aforesaid in due season:--- Wherefore, to promote the service of the United States by the earliest possible supply of the army, and to comply with the requisition of the Commissary-General on so pressing an emergency, it is

Resolved, That Nathaniel Appleton, Esq; Commissioner of loans, be requested to advance to the Treasurer of this Commonwealth, the sum of one hundred thousand dollars of the new emission, in part of this State's proportion of the same, and that the Treasurer be, and he is hereby directed, to deposit with the said Commissioner an equivalent to the said sum in old money, conformably to the resolves of Congress of the 18th March last, and that as soon as possible, out of the money which shall be brought into the treasury by the operation of the said taxes; and that out of the aforesaid sum of one hundred thousand dollars, as soon as received, there be granted and paid to Charles Miller, Esq; Deputy-Commissary-General of purchases, the sum of ten thousand pounds, for the purpose of procuring and transporting the rum and salt aforesaid; and that his Excellency the Governor be desired to grant his warrant on the Treasurer in favor of the said Miller for the said sum accordingly, and that the balance of the sum advanced, as aforesaid remain in the treasury until the further order of this Court.

LXIII.

A grant of eight pounds to John Robbins, a pensioner : November 18, 1780.

On the petition of John Robins, of Lexington :

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of eight pounds in the new money to the said John Robbins, in full for one year, beginning April 19th, 1779, and ending April 19, 1780.

LXIV.

A grant of five thousand pounds to the committee appointed to concur and pay accounts : November 20, 1780.

Whereas the committee on accounts have represented that the two thousand pounds of the new emission granted November 3d last, is expended, and as it is necessary that a further sum be appropriated for that purpose : Therefore,

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of five thousand pounds of the new emission, to the committee appointed by the honorable Senate for concurring and passing on accounts, and for the payment thereof, the said committee to be accountable for the expenditure of the same.

LXV.

Resolve entitling Aaron Cabot to half pay, to commence the 27th of June, 1779 : November 20, 1780.

On the representation of John Lucas, Commissary of pensioners, in behalf of Aaron Cabot, a seaman, on board the Continental ship Queen of France, on the 27th of June, 1779, lost the sight of both his eyes, as appears by his certificate : Therefore,

Resolved, That the said Cabot is intitled to half pay, to commence the 27th of June, 1779.

LXVI.

A grant of sixteen pounds to Stephen Vose, of Milton : November 20, 1780.

On the petition of Stephen Vose, of Milton :

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of sixteen pounds of the new money, to the said Stephen Vose, in full for a two years pension, from February 1778, to February, 1780.

LXVII.

Resolve directing the Treasurer to discharge Jacob Haskell of the sum of eight hundred and nineteen pounds, and Moses Bradbury of the sum of nine hundred and thirty-six pounds, out of the taxes due from them as collectors of taxes for the town of Gloucester, in the county of Cumberland, for supplies to the troops in the Eastern-department; under the command of General Wadsworth : November 20, 1780.

Whereas it appears from two certificates from Brigadier-General Wadsworth, dated head-quarters, Falmouth, July 18th, 1780, That he was under the necessity of purchasing of Mr. Jacob Haskell, forty-two bushels of Indian corn, and of Mr. Moses Bradbury forty-eight bushels of Indian corn, at sixty-five dollars, the old currency per bushel, for the use of the troops at Cambden; and as the said Jacob Haskell and Moses Bradbury are collectors of taxes for the town of Gloucester, in the county of Cumberland, and collected said corn of the inhabitants who were indebted for the taxes :

Therefore Resolved, That the Treasurer of this Commonwealth be, and he is hereby authorized and directed, to discharge the said Jacob Haskell for the sum of

eight hundred and nineteen pounds, and the said *Moses Bradbury* the sum of nine hundred and thirty-six pounds, out of the taxes due from them as collectors of taxes for the town and county aforesaid to this Commonwealth, and that the two above-mentioned sums of the old emission be charged to the Continent, for the use of the troops in the Eastern-department, under the command of Brigadier-General *Wadsworth*, any law or resolve to the contrary notwithstanding.

LXVIII.

Resolve empowering the Governor and Council to take up all matters pending under the old constitution, as the Supreme Executive of the same: *November 20, 1780.*

Resolved, That all matters taken up by the major part of the Council of the late State of *Massachusetts-Bay*, as the Supreme Executive of the same, and not finished at the time the new constitution took place, be taken up by the Governor and Council, and passed upon agreeable to the present constitution of this Commonwealth.

LXIX.

Resolve adjourning the General Sessions of the Peace, and Inferior Court of Common Pleas, to be holden at *Barnstable*, in the county of *Barnstable*, to the second Tuesday of *December* next: *November 21, 1780.*

Whereas by reason of the public thanksgiving, which is appointed on the seventh day of *December* next, it will be very inconvenient to have the Court of General Sessions of the Peace, and Inferior Court of Common Pleas, held at *Barnstable*, in and for the county of *Barnstable*, on the first Tuesday of *December* next:

Resolved, That the said Court of General Sessions of the Peace, and Inferior Court of Common Pleas, by law to be held at *Barnstable*, in and for the county of *Barnstable*, on the first Tuesday of *December* next, shall be holden at *Barnstable* aforesaid, on the second Tuesday of the same month; and that all writs, processes, and recognizances, returnable to, and all appeals made to the said Courts of General Sessions of the Peace and Inferior Court of Common Pleas, appointed by law to be holden at *Barnstable*, and all matters, causes and things, that have day, or that might have been, had, moved, or done at, in, or by the said Courts, at the time for holding the same, shall be returnable to, and may be entered, prosecuted, had, moved and done at, in, and by the said Courts, at the time herein appointed for holding the same, any law to the contrary notwithstanding.

LXX.

Resolve empowering *William Baldwin*, guardian of *Josiah Langdon*, a minor, to sell the house and land, wharf, and old buildings mentioned in his petition: *November 21, 1780.*

On the petition of William Baldwin, guardian to Josiah Langdon, a minor:

Resolved, That the said *William Baldwin* be, and he hereby is authorized and impowered to sell, for the most the same will fetch, observing the directions of the law for the sale of real estates by executors and administrators, one sixteenth part of an old wooden house, and the land thereto belonging, and one eighth part of a wharf, and some old buildings thereon, all laying in the northerly part of *Boston*, said estate descending to the said minor *Josiah Langdon*, from his late deceased father *Josiah Langdon*; and he the said *William Baldwin*, is hereby authorized to make and execute a good and legal deed or deeds of the above premises, or such title as shall correspond with the title the said *Josiah Langdon* had to the premises at the time of his decease, he the said *William Baldwin*, giving proper security

curity to the Judge of Probate for the county of *Middlesex*, that the lawful interest of one third part of the neat proceeds, arising from the aforesaid sale or sales, shall be annually paid to the widow of the said *Josiah Langdon*, deceased, during her natural life, and that the other two thirds shall be applied to the use and benefit of the said minor, as the said Judge of Probate shall order, and that the whole of the aforesaid neat proceeds shall inure to the said minor at the decease of the widow.

LXXI.

A grant of *fifteen pounds* to *Silas Hodges*, for removing *Enoch Johnson*, to *Hartford* goal in the State of *Connecticut*: *November 21, 1780.*

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *fifteen pounds*, of the new emission, to *Silas Hodges*, in full for his time and expences in removing *Enoch Johnson*, now a prisoner in the goal of the county of *Suffolk*, to the goal in the county of *Hartford*, and State of *Connecticut*, under the direction of his Excellency the Governor of this Commonwealth.

LXXII.

A grant of *five hundred pounds* to *John Foster Williams*, Esq; commander of the ship *Protector*, to enable him to pay one month's advance wages to his men. *November 21, 1780.*

On the petition of John Foster Williams, Esq; commander of the ship Protector, praying that there may be paid out of the public treasury to him, the sum of five hundred pounds in the new emission, to enable him to advance one month's pay to his men.

Resolved, That there be paid out of the public treasury of this Commonwealth to *John Foster Williams*, Esq; commander of ship *Protector*, the sum of *five hundred pounds*, in the new emission, to enable him to advance a month's pay to his men, he to be accountable for the same.

LXXIII.

Resolve requesting his Excellency the Governor to direct the agents of this Commonwealth to make monthly returns of all provisions which shall come into their hands, to the Commander in Chief, Commissary-General, and the Secretary of this Commonwealth. *November 21, 1780.*

The committee of both Houses to whom was committed the letter from Congress of October 26, 1780, respecting supplies for the army, have attended that service, and are informed by the agents, that the supplies referred to in said letter are forwarding with the utmost expedition the circumstances of the Commonwealth will admit of:

Resolved, That his Excellency the Governor be desired to inform the agents of this Commonwealth, that it is expected and required that they make monthly returns, agreeable to a resolve of Congress, of all the provisions which shall come into their hands, specifying the articles and the magazines or places where they shall be deposited, to the Commander in Chief of the Continental army, Commissary-General, and the Secretary of this Commonwealth, that it is expected a punctual obedience will be observed respecting said returns. And it is further

Resolved, That his Excellency be further desired to inform the Commander in Chief and the Commissary General of the above resolve, as soon as may be.

LXXIV.

Resolve directing the Selectmen of the town of *Lincoln* to supply *Elizabeth Luchis* and family with necessaries agreeable to the resolves passed the General Court for supplies of soldiers families: *November 22, 1780.*

Whereas

Whereas it appears to this Court, that Elizabeth Luciks, wife to a continental soldier engaged during the war, with her family, is now resident in the town of Lincoln, and for some time past have not been supplied with the necessaries of life, agreeable to a resolve of the General Court, passed October 10, 1777, and another resolve passed February 6, 1779, as also another resolve passed April 7, 1780, on account of some doubts whether said family came within the intent and meaning of said resolves:

Therefore Resolved, That the selectmen of the town of Lincoln, be and hereby are directed, to supply Elizabeth Luckis and family with necessaries as directed by the resolves aforesaid, for the families of soldiers therein mentioned, and lay their accounts for said supplies and their own services before the committee on accounts for allowance and payment.

LXXV.

Resolve on the petition of Caleb Phillips and Timothy Rockwood, empowering them to make sale of the real estate of Esther Rockwood, deceased, mentioned in their petition. November 22, 1780.

On the petition of Caleb Phillips and Timothy Rockwood, executors to the last will and testament of Esther Rockwood, of Medway, in the county of Suffolk, in which will she proposed to have her real estate sold and applied to purposes and persons afterwards mentioned in her said will, but did not appoint any person or persons to sell the same, and praying that some person may be appointed to sell said estate;

Therefore Resolved, That the said Caleb Phillips and Timothy Rockwood be, and they are hereby authorized and impowered, to sell for the most the same will fetch, (they observing the direction of the law for the sale of real estates by executors and administrators) the real estate of the aforesaid Esther Rockwood, deceased, and make and execute a good and lawful deed or deeds of the same, or otherwise make and execute such a title as shall correspond with the title the said Esther Rockwood had to the said estate at the time of her decease, they the said Caleb Phillips and Timothy Rockwood giving proper securities to the Judge of probate for the county of Suffolk, that the neat proceeds arising from the aforesaid sale or sales, shall be applied to the purpose and paid to the several legatees mentioned in the aforesaid will.

LXXVI.

Resolve on the petition of Ann Dezert, widow, late of Charlestown, empowering certain trustees named, to sell and convey the lands mentioned. November 22, 1780.

On the petition of Ann Dezert, widow, late of Charlestown, but now without any settled home, praying that some suitable and honest person or persons may be appointed as trustees, to sell the lands lying in Blanford which John Foye, Esq; late of Charlestown, deceased, gave in his last will and testament to the improvement of the said Ann, and after her decease to her children, for reasons mentioned in said petition.

Resolved, That the prayer of said petition be granted, and that Peter Tufts and Isaac Mallet of Charlestown, and David Munroe of Stow, be and hereby are appointed trustees, with full power and authority to sell and convey all the lands that the aforesaid John Foye gave to the said Ann and her children, in his last will and testament, lying in the town of Blanford, in the county of Hampshire, for the most they will fetch, (they observing the direction of the law for the sale of real estates by executors and administrators) and make and execute a good deed or deeds thereof to the purchaser or purchasers of the same, or otherwise convey a title to said lands which shall comport with the title the said Ann and her children have thereto, and as soon as may be lay out the neat proceeds arising

arising from said sale in some real estate that may be suitable for present improvement, and take lawful security of the same in such manner and form that the aforesaid *Ann* may have the improvement of it during her life, and after her decease it may be and remain to her children forever, as the above-said lands in *Bianford* might and would have done if they had not been sold; and they the said *Peter Tufts*, *Isaac Mallet*, and *David Munro*, shall account with the Judge of Probate for the county of *Middlesex*, when called thereunto, relating to the faithful discharge of their trust in the premises,

LXXVII.

Resolve discharging the committee appointed to concur and pay accounts, of the sum of *one thousand nine hundred and ninety-five pounds thirteen shillings and two pence*, and making said committee accountable for a balance of *four pounds six shillings and ten pence*: November 22, 1780.

Whereas the committee appointed on the part of the Senate to concur and pay accounts, have received of the Treasurer of this Commonwealth, by virtue of a warrant from his Excellency the Governor, dated the 4th instant, two thousand pounds in bills of the new emission, and have produced good and sufficient vouchers, to the satisfaction of the committee for auditing the public accounts, as by the certificate of said committee may appear, for the expenditure of one thousand nine hundred and ninety-five pounds thirteen shillings and two pence: Therefore,

Resolved, That the committee for paying accounts as aforesaid, be discharged of the afore-mentioned sum of *one thousand nine hundred and ninety-five pounds thirteen shillings and two pence*, paid as aforesaid, and leaving a balance of *four pounds six shillings and ten pence*, due to the Commonwealth, for which said committee is to be accountable.

LXXVIII.

Resolve directing the Treasurer to credit the town of *Washington* one third part of all their taxes since the 14th June last: November 23, 1780.

Whereas it appears by a resolve of the General Court of this State, of June 14th, 1780, that the town of *Washington*, in the last valuation, was deemed a much larger sum than was their just proportion of said valuation: And whereas it further appears, that by said resolve the Treasurer of this Commonwealth was directed to credit the said town of *Washington* a sum equal to one third part of the taxes set upon said town from the last valuation to the said 14th day of June; and whereas it appears that the same disproportion still continues to operate: Therefore,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to credit the town of *Washington* a sum equal to the amount of one third part of all the taxes set upon the said town of *Washington* since the 14th of June last.

LXXIX.

Resolve directing the Board of War to deliver *Ebenezer Crosby*, Surgeon of the corps of guards, such cloathing as he is entitled to: November 23, 1780.

Whereas *Ebenezer Crosby*, Surgeon of the corps of guards, has represented to this Court that he has not as yet received any cloathing from this State, and that he is in great want thereof: Therefore,

Resolved, That the Board of War be directed, and they are hereby directed, to deliver to *Ebenezer Crosby*, Surgeon of the corps of guards, such articles of cloathing as he is entitled to receive by the resolution of Congress of the 20th of Nov. 1780, any prior application notwithstanding: And in case the Board of War have

have not the above articles of cloathing, they are hereby directed to pay to the aforesaid *Ebenezer Crosby* a sum of money sufficient to purchase the same, taking his receipts therefor.

LXXX.

A grant of *one hundred twenty-three pounds sixteen shillings and seven pence* to *Benjamin Alline*, for medicines delivered the 5th of *April, 1775* : *November 24, 1780.*

On the petition of Benjamin Alline, praying that he may be allowed and paid for three chests of medicines delivered to Dr. Benjamin Church, on the 5th day of April, 1775, for the use and service of the State of Massachusetts-Bay :

Resolved, That the prayer of the petition be granted, and that there be paid out of the treasury of this Commonwealth, to Benjamin Alline, one hundred twenty-three pounds sixteen shillings and seven pence, of the new currency, which sum is in full of what is due to him the said Benjamin Alline, as on a balance with the interest of the same, for the above three mentioned chests of medicines.

LXXXI.

Resolve on the petition of *Messieurs Procter and Lowell*, respecting the sale of certain articles : *November 24, 1780.*

On the petition of Messieurs Procter and Lowell, praying for leave to sell a quantity of leather breeches and writing-paper, belonging to a Dutch gentleman, who is obliged to leave this Commonwealth in a few days, at public auction :

Resolved, That the prayer of the petition be granted ; and that the said Procter and Lowell have leave to sell said articles at public auction, any law or resolve to the contrary notwithstanding.

LXXXII.

Resolve for lengthening out the time for the several towns and plantations in this Commonwealth to comply with the resolutions of the General Court for procuring beef for the army to the 20th *December* next : *November 24, 1780.*

Resolved, That the several towns and plantations in this Commonwealth, that have not complied with the resolutions of the General Court of the 25th September last, for procuring beef for the army, have liberty to pay beef, or so much money as in the judgment of the committee for superintending purchases may be sufficient, at the time of payment, to purchase the same, as is provided in said resolutions, until the 20th day of December next, said resolutions notwithstanding.

And it is further *Resolved, That if any town or plantation shall be deficient on said 20th day of December, as to the quantity of beef required, or money sufficient to purchase the same, said town or plantation shall then be deemed to have incurred the penalty of the resolves of the 25th of September last, and no farther lenity shall be extended to any such delinquent town or plantation.*

LXXXIII.

A grant of *one hundred forty-six pounds three shillings and seven pence*, to *Col. John Allen*, Superintendent of the Indians in the eastern part of this Commonwealth : *November 24, 1780.*

Resolved, That there be paid out of the public treasury of this Commonwealth, to Col. John Allen, Superintendent of the Indians in the eastern part of this Commonwealth, the sum of one hundred forty-six pounds three shillings and seven pence,

pence, new emission, in full of the balance of his accounts to the first day of *June*, 1780, as certified by the committee for methodizing and settling accounts; said sum to be charged to the United States.

LXXXIV.

A grant of *two hundred thirty-five pounds and two shillings* to *John Curry, Esq;* for supplies made to the Indians, as certified by *Col. Allen*: *November 24, 1780.*

Resolved, That there be paid out of the public treasury of this Commonwealth, to *John Curry, Esq;* the sum of *two hundred thirty-five pounds and two shillings*, new emission, in full for supplies by him made to the Indians, as certified by *Col. John Allen*, the said sum to be charged to the United States.

LXXXV.

A grant of *forty pounds* to *William Baker*, messenger to the General Court: *November 25, 1780.*

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *forty pounds* in the new emission, to *William Baker*, messenger to the General Court, to enable him to purchase candles, wood and coal for the use of the General Court, he to be accountable for the expenditure of the same.

LXXXVI.

Resolve respecting the settlement with those officers who have received money for the purpose of enlisting this Commonwealth's quota of the army, and requesting the Governor and Council to examine the returns that have been made, and to make the adjustment: *November 25, 1780.*

Whereas large sums of money have been paid out of the public treasury of this Commonwealth, in order to enlist our quota of the Continental army, a considerable part of which was committed to Major-General Heath, for the expenditure of which he has transmitted his account and vouchers to the General Court; but no settlement has been made with those officers who have received money for the above purpose; and whereas it is necessary that an adjustment should be made with such officers, and also that this Commonwealth should be furnished with a return (descriptive of the persons and towns they belong to, the time when and by whom they were enlisted) of all the men engaged to serve during the war, belonging to the fifteen battalions, the corps of light dragoons, artillery and artillery artificers, or that are in any other corps not belonging to this Commonwealth, including non-commissioned officers and private soldiers belonging to this Commonwealth: Therefore,

Resolved, That his Excellency the Governor and the honorable Council be, and hereby are requested, to examine the returns that have already been made, and take every necessary measure to procure such men as may be found necessary for the purposes above-mentioned, and also that this Commonwealth, in filling up the Continental army, may be able to do justice to the several towns of the same, by crediting them for the men they have actually in the service of the United States.

And it is further *Resolved*, That his Excellency the Governor and the honorable Council be, and hereby are, after having obtained returns as above-mentioned, requested to make the adjustment between this Commonwealth and the several officers who have received money for the purpose of enlisting men during the war.

LXXXVII.

Resolve appointing Muster-Masters for each county in this Commonwealth, to muster the men that shall enlist into the Continental army : Nov. 27, 1780.

Resolved, That the following persons be appointed in each county to muster the men that shall enlist into the Continental army, *viz.*

For the county of *Suffolk*, Mr. *Edward Green*, Capt. *Asa White*, Major *Seth Bullard*.

For the county of *Essex*, Mr. *Joseph Hiller*, Col. *Samuel Johnson*, Col. *Nathaniel Wade*, and Mr. *Ebenezer March*.

For the county of *Middlesex*, *Jonas Howard*, Esq;

For the county of *Hampshire*, Col. *Ruggles Woodbridge*, and Major *David Dickenson*.

For the county of *Plymouth*, Capt. *James Hatch*, and Mr. *Thomas Sprout*.

For the county of *Barnstable*, *Joseph Otis*, Esq, and Col. *Zenos Winslow*.

For the county of *Bristol*, Mr. *Nathaniel Morten*, 3d, and Major *Silas Cobb*.

For the county of *Worcester*, Major *Bartholomew Woodbury*, *William Dunsmore*, Esq; and Major *Joseph Bowman*.

For the county of *York*, Capt. *Joseph Bragdon*, jun. *Joshua Clark* and *Dominicus Goodwin*, Esq's.

For the county of *Cumberland*, Col. *Peter Noyes*, and Col. *Jonathan Mitchell*.

For the county of *Lincoln*, Brigadier *Harndell*.

For the county of *Berkshire*, *Trueman Wheeler*, Esq; and Mr. *Ezra Hunt*.

LXXXVIII.

Resolve appointing Superintendants for each county in this Commonwealth :
November 27, 1780.

Resolved, That the following persons be and hereby are appointed Superintendants for each county, *viz.*

For the county of *Suffolk*, Mr. *Edward Green*.

For the county of *Essex*, Col. *Israel Hutchinson*.

For the county of *Middlesex*, Major *Joseph Hosmer*.

For the county of *Hampshire*, Major *Noah Goodman*.

For the county of *Plymouth*, Major *Nathaniel Gooding*.

For the county of *Barnstable*, Col. *Nathaniel Freeman*.

For the county of *Bristol*, Col. *James Williams*.

For the county of *Worcester*, Major *Seth Washburn*.

For the county of *York*, Col. *Ichabod Goodwin*.

For the county of *Cumberland*, *John Lewis*, Esq;

For the county of *Lincoln*, Col. *Dummer Sewall*.

For the county of *Berkshire*, Capt. *William Walker*.

LXXXIX.

Resolve requiring the Muster-Masters and Superintendants to be sworn to the faithful discharge of their respective offices : November 27, 1780.

Whereas it is thought necessary that the Muster-Masters and Superintendants be sworn into their respective offices to qualify them for acting in said office :

Be it therefore *Resolved*, That each and every Muster-Master and Superintendant be sworn to the faithful discharge of his or their duty as Muster-Masters or Superintendants, before he or they enter upon the same ; and that any Justice of the Peace within this Commonwealth be empowered and directed to administer the same accordingly.

XC.

Resolve prescribing a form of inlistment for the men belonging to this Commonwealth, who shall inlist into the service of the United States, to continue in the service until the end of the present war with Britain : November 27, 1780.

A resolve prescribing the form of inlistment for those men belonging to this Commonwealth, who shall inlist into the service of the United States, to continue in the service until the end of the present war with Britain :

We the subscribers do hereby severally inlist ourselves into the service of the United States of America, to continue in that service until the end of the present war with Britain, unless sooner regularly discharged : We engage to be under the command of the General Officers of the United States of America, which are or may be appointed, and faithfully to observe and obey all such orders as we from time to time shall receive from our officers ; and to be under such regulations, in every respect, as are or may be provided for the army of the aforesaid States.

Dated this _____ *day of* _____ *A. D. 1780.*

XCI.

Resolve prescribing a form of inlistment for the men belonging to this Commonwealth, who shall inlist into the service of the United States, to continue for the term of three years : November 27, 1780.

A resolve prescribing a form of inlistment for the men belonging to this Commonwealth, who shall inlist into the service of the United States, to continue for the term of three years :

We the subscribers do hereby severally inlist ourselves into the service of the United States of America, to continue in that service for the term of three years, unless sooner regularly discharged : We engage to be under the command of the General Officers of the United States of America, which are or may be appointed and faithfully to observe and obey all such orders as we from time to time shall receive from our officers ; and to be under such regulations, in every respect, as are or may be provided for the army of the United States.

Dated this _____ *day of* _____ *A. D. 1780.*

XCII.

Resolve on the petition of Robert Bell : November 28, 1780.

On the petition of Robert Bell, praying for liberty to sell a number of books, which he has brought into this Commonwealth at a very great expence, at public auction, for reasons set forth in his petition :

Resolved, That the prayer of the petition be granted, and that the said Robert Bell have liberty to sell said books at public auction, any law or resolve of this Commonwealth to the contrary notwithstanding.

XCIII.

Resolve granting a tax of one thousand five hundred pounds on the polls and estates both real and personal, within the county of Hampshire, for defraying the charges necessary for the administration of justice in the said county. November 28, 1780.

Whereas the Court of General Sessions of the Peace for the county of Hampshire have represented to this Court, that there are debts due from the said county to individuals, amounting at least to the sum of twelve hundred pounds, new currency, beyond the amount of all the monies in the treasury of said county, and the monies granted or ordered,

ordered, which are yet out-standing, and that in order that justice may be done and the charges necessary for the administration of justice in the said county be defrayed, it is absolutely necessary that a sum not short of fifteen hundred pounds, new currency, should be raised in said county immediately.

Resolved, That there be and hereby is granted, a tax of fifteen hundred pounds, new currency, to be levied on the polls and estates, both real and personal, within the said county of *Hampshire*. And the Clerk of the Court of General Sessions of the Peace for said county of *Hampshire* is hereby empowered to issue his order to the selectmen or assessors of the several towns and plantations in the said county, to assess such towns or plantations proportion of the same, in the manner pointed out by the law of this State, directing how county charges are to be defrayed. And the Treasurer of the said county is hereby empowered to enforce the payment of the monies so ordered to be assessed by the rules and methods prescribed by law to enable the Treasurer and Receiver-General to gather in the State taxes.

XCIV.

Resolve on the petition of *Tobias Norman* and three other subjects of the King of *Sweden*, recommending to Col. *Hatch* to afford them assistance to enable them to attend upon General *Washington*. November 28, 1780.

On the petition of *Tobias Norman* and three other subjects of the King of *Sweden*.

The committee on the foregoing petition beg leave to report, that from conversation with the subscribers of the said petition, and from the papers produced by them, the committee are satisfied that the said petitioners have been officers in the guards of the King of *Sweden*, and are now absent from his service by his permission; that they have not monies sufficient to support them in a journey to head-quarters; the committee therefore beg leave to report, that it be recommended to Col. *Hatch*, deputy-quarter-master-general, that he afford to said petitioners such aid as shall be necessary to enable them to attend upon General *Washington* at head-quarters, and to convey their baggage thither.

XCV.

Resolve for selling at public auction the estates and effects of absentees, excepting such as were under mortgages before the 19th of *April*, 1775, or by order of the General Court. November 29, 1780.

Whereas the public service requires that sale be made as soon as may be of certain estates real and personal, late the property of persons who have left this Commonwealth and fled for protection to the enemies of the United States; it is

Resolved, That such of the said estates and effects as are or shall be confiscated to the use of this Commonwealth, be sold at public auction, excepting such of those estates as were under mortgage before the 19th day of *April* 1775, or such as are under mortgage or lease for years by order of the General Court, by a committee for each county to be appointed by a subsequent resolve, for the value thereof in the new emission of money or the old continental money equivalent thereto, estimating the same at the rate of forty dollars in the old money for one of the new; and the said committee are hereby empowered and directed to call upon the committee of sequestration, or their agents and trustees, and on the agents appointed by the Judges of Probate in the several counties, to take charge of the estates or effects of the said absentees, for such personal effects as may have been committed to them respectively, and the said committees and agents are hereby directed to deliver to the committees aforesaid, or either of them, all goods, wares, merchandize or effects whatsoever, which they may have received or taken agency upon,

upon, as the estate of any of the absentees aforesaid, in order for sale. And the said sale shall be made in such part of the county in which the said real or personal estate may be, as shall be found most convenient by the said committee or either two of them, they giving notice of the same by publishing advertisements thereof in two of the *Boston*, and the *Worcester*, *Hartford*, or *Providence* news-papers, and also in one or more of the most public places in three or four of the adjacent towns, at least fifteen days before the time of sale. *Provided nevertbeless*, That the said committee have, and they hereby have delegated to them a discretionary power to suspend the sale of any one or more of the said real estates, or of any part of them, or of the whole or any part of the personal estates aforesaid, which may be incumbered with debts for the further order of the General Court; and they are hereby directed in case of such suspension, to make report of the same to this Court.

And it is further *Resolved*,

That *Ebenezer Wales*, *Samuel Henshaw* and *Samuel Barret*, Esq's. be a committee for the said purposes for the county of *Suffolk*.

Capt. *Samuel Ward*, Col. *Israel Hutchinson*, and *Dummer Jewett*, Esq; be a committee for said purposes for the county of *Essex*.

The Hon. *James Prescott*, Esq; Major *Joseph Hosmer*, and Col. *Samuel Thatcher*, be a committee for said purposes for the county of *Middlesex*.

John Fessenden, Esq; Mr. *Caleb Ammidon*, and *Jonathan Warner*, Esq; be a committee for said purposes for the county of *Worcester*.

John Kirkland, Esq; Deacon *David Smead*, and Capt. *Benjamin Borney*, be a committee for said purposes for the county of *Hampshire*.

Capt. *Israel Washburne*, *Samuel Tobey*, Esq; and Capt. *Isaac Hodges*, be a committee for said purposes for the county of *Bristol*.

Nathaniel Freeman, *Joseph Otis*, and the Honorable *Daniel Davis*, Esq's. be a committee for said purposes for the county of *Barnstable*.

Mr. *John Hill*, Col. *Edward Grow*, and Col. *Thomas Cutts*, be a committee for said purposes for the county of *York*.

Col. *John Ashley*, jun. Col. *Jonathan Smith*, and *Nathaniel Kinsley*, Esq; be a committee for said purposes for the county of *Berkshire*.

Capt. *Nathan Mitchell*, Capt. *Joseph Smith*, and Mr. *Zebedee Sprout*, be a committee for said purposes for the county of *Plymouth*.

John Lewis, *Solomon Lombard*, Esq's. and Deacon *Samuel Small*, be a committee for said purposes for the county of *Cumberland*.

For the county of *Lincoln*.

For the county of *Dukes-County*.

For the county of *Nantucket*.

And the said committee, or either two of them, are hereby authorized, empowered and directed, to make and execute good and sufficient deeds and bills of sale of the aforesaid real estates and personal effects respectively, and in the name of this Commonwealth to warrant the said real estates to the purchaser or purchasers, upon his, her or their paying into the hands of the said committee the full sum or sums which he, she or they shall have bidden for the same; and the said committee are hereby directed to pay, or cause to be paid, the sums so received into the treasury of this Commonwealth, as soon as may be after receiving the same, taking duplicate receipts of the Treasurer for the said sum or sums, lodging one of the said receipts in the Secretary's office; and the Treasurer is hereby directed to retain the said monies in his hands for the order of the General Court, in order that creditors to such estates may receive their just dues in such way and manner as the General Court shall direct.

XCVI.

Resolve requesting the Governor to transmit to Congress copies of a letter received from Col. *John Allen*, of the 2d inst. and to represent the importance of supporting the Eastern department, and directing the commanding officer at *Machias* to enlist a company of men, and empowering the Governor and Council to give some person an exclusive right to trade with the Indians, and directing the Board of War to supply certain articles: November 29, 1780.

Whereas the support and defence of the Eastern department of this Commonwealth, and the commerce and friendship of the several tribes of Indians within the same, and in the vicinity thereof, are of great importance to the United States: It is

Resolved, That his Excellency the Governor be, and he hereby is requested, to transmit to Congress copies of the letter received from Col. *John Allen*, Superintendent of the Eastern Indian department, of the 2d inst. and of the papers accompanying the same, containing the state of the garrison, with the several official returns, and also to represent, in the fullest manner possible, the importance of the said department to the States in general, with the propriety and reasonableness of supporting and defending the said department at the expence of the United States, and to request of Congress to signify as soon as may be their determination respecting the same.

Also *Resolved*, That his Excellency the Governor with the advice of Council, be empowered and requested to licence some suitable person to have an exclusive right to trade with and supply the said Indians in the eastern department with necessaries, until the further order of the General Court, to be under such orders and regulations as the Governor and Council shall think necessary for and consistent with the public safety.

And whereas it is necessary to augment the garrison of Machias, within the said department.

It is *Resolved*, That the commanding officer of the same be, and he is hereby directed, immediately to issue his orders for enlisting from among the militia within the said department, a company consisting of forty men, officers included, to be in addition to the artillery company already enlisted and doing duty at the said garrison, to be under the same command, and to be and continue in said service from the 25th day of *December* next ensuing, to the 25th *December*, 1781.

And it is further *Resolved*, That the Board of War be and they hereby are directed to provide, as speedily as possible, such quantities of cloathing, provisions, arms, and ammunition, as the Governor and Council shall direct, for the supply of the said men, and for the further supply of the garrison of *Machias* and its dependencies, and that they make the necessary repairs on the schooner *Neash-quavoit*, now in the harbour of *Boston*, and forward in the same the said cloathing, provisions, arms and ammunition, without loss of time, under care of Lieut. *James Avery*, agent to Col. *John Allen*, superintendant to the Eastern Indian department.

XCVII.

Resolve on the petition of *John Haywood Winslow*, of *Nova-Scotia*: November 29, 1780.

On the petition of John Haywood Winslow, of Annapolis, in the province of Nova-Scotia, shewing, that he obtained a permit from that government to come to Boston, merely to transact his private concerns, and not knowing it was necessary that he should obtain the leave of this government, came here without it, and is now in custody as a prisoner, and praying that he may be liberated and permitted to transact his business aforesaid, and return home to his family:

K

Resolved,

Resolved, That the prayer of the petition be granted, he the said *John Haywood Winslow* giving bond to the Treasurer of this Commonwealth, with one or more sufficient bondsmen, in the sum of *one thousand pounds* new currency, conditioned that the said *John Haywood Winslow* shall do or say nothing to the detriment of this or any of the United States.

XCVIII.

Resolve commissioning the committee appointed to revise the laws. *November 29, 1780.*

Resolved, That the following be the commission of the committee appointed to revise the laws, *viz.*

To the Honorable James Bowdoin, William Cushing, Nathaniel Peasely, Sergeant, David Sewall, James Sullivan, Robert Treat Paine and John Pickering, Esq's. Gentlemen,

Inasmuch as at the commencement of the constitution of government in this Commonwealth, it was thought necessary to have a revision and republication of the laws of the same, the legislature thereof, reposing especial confidence in your abilities, integrity, experience and knowledge of the genius of the people who are to be governed by the same, have, on the 27th of this instant, by ballot, appointed you to this service; and hereby request that you would, as soon as may be, enter upon the revision of all acts and laws which have heretofore been in use and practised in this Commonwealth; that you would select, abridge, alter, digest, and methodize the same, so as to make them consistent with the constitution, and intelligible to the common people; that you would frame such other acts and laws you shall think necessary to the good government and happiness of this Commonwealth, and also such modes of proceeding in courts of justice, and such blank forms of all processes as you shall judge useful and best to be known and observed, and report to the General Court as soon as may be.

XCIX.

A grant of *one hundred and seventy-two pounds ten shillings and nine pence* to *Col. Lewis Marsquelle.* *November 30, 1780.*

On the petition of Col. Marsquelle, setting forth, that he was employed by this Commonwealth as Inspector-General of all the founders in this Commonwealth, for an annual salary of three hundred pounds; that the paper bills had much depreciated since that agreement, to his great loss, praying that the depreciation may be made up to him, &c.

Resolved, That there be granted and paid to the said *Col. de Marsquelle*, out of the public treasury of this Commonwealth, the sum of *one hundred and seventy-two pounds ten shillings and nine pence* of the new emission, in full balance of his salary aforesaid, and the depreciation thereon, to this day.

C.

Resolve directing the committee for superintending purchases, to receive in the counties of *Hampshire* and *Berkshire* forage of any kind in lieu of beef: *November 30, 1780.*

The committee of both houses on the letter of Timothy Pickering, Esq; Q. M. G. take leave to report the following resolve.

Resolved, That the committee for superintending purchases be, and are hereby directed, to receive in the counties of *Hampshire* and *Berkshire*, what forage of any kind, in lieu of beef assessed on the towns, to the amount of fifteen thousand bushels; and said committee or their agents, in their receipts for grain, are directed

rected to express how much beef the quantity of grain received would, at the time of receiving it, purchase, and said receipts shall be a sufficient discharge for that quantity.

CI.

Resolve announcing the election of his Honor *Thomas Cushing*, Esq; Lieutenant Governor; from the balcony of the State House : Dec. 1, 1780.

Resolved, That the following declaration be publicly announced from the balcony of the State-House, by the Sheriff of the county of *Suffolk* : viz.

COMMONWEALTH OF MASSACHUSETTS.

IN SENATE, November 30, 1780.

In conformity to the constitution of the Commonwealth of *Massachusetts*, the Senate and House of Representatives have elected the Honourable *Thomas Cushing*, Esq; Lieutenant Governor.

We do now publicly declare his Honor *Thomas Cushing*, Esq; to be Lieutenant Governor of this Commonwealth, and all officers, civil and military, are to take notice thereof and govern themselves accordingly.

G O D S A V E the *Commonwealth* of *Massachusetts*.

CII.

Resolve directing the payment of interest on the new bills of credit computing said interest from the first day of *August* last : December 2, 1780.

Whereas the bills of credit of this Commonwealth, emitted in pursuance of an act of the General Court passed the sixth day of *May* last, do promise the possessor an interest of five per cent. annually, and none of the said bills did come into circulation until the first day of *August* last, and it is not reasonable that they should bare interest before any of them came into circulation : Therefore,

Resolved, That the interest promised in said bills of credit shall be computed from the first day of *August* last, in all payments from and to the Treasurer of this Commonwealth, and the Treasurer is hereby directed to govern himself accordingly, from and after the sixth day of *December* instant : And it is further

Resolved, That all persons impowered to receive and pay public monies or intrusted with the same, shall in all cases conform to the directions given to the Treasurer by the foregoing resolve.

CIII.

Resolve furnishing the committee for superintending purchases, with the sum of fifteen thousand pounds in certificates : December 2, 1780.

The committee of both houses on the letter of Samuel Osgood, Esq; take leave to report the following resolve.

Resolved, That the committee for superintending purchases be furnished with the sum of fifteen thousand pounds in certificates, agreeable to the tenor and form in the resolve of the 16th of *June* last ; and his Excellency the Governor, with the advice of Council, is hereby requested to grant his warrant in favor of the aforesaid committee for the aforesaid sum in certificates, which certificates shall be received by the Treasurer in discharge of taxes committed to any collector or constable to collect, on the last tax granted for five millions six hundred thousand pounds.

And it is further *Resolved*, That the aforesaid sum in certificates be appropriated only for the payment of debts now owing from said committee for supplies they have already furnished the public with.

CIV.

Resolve for raising four thousand two hundred and forty men, to supply the deficiency of this Commonwealth's quota of the Continental army : Dec. 2, 1780.

Whereas the Congress of the United States have required of this Commonwealth to supply the deficiency of our proportion of the Continental army : And whereas it has been abundantly proved by too long experience that the measure of short enlistments has been productive of extravagant expence to towns and individuals, as well as to the community--has been destructive of order, economy and system in our finances--has been the chief source of the disappointments, misfortunes and perplexities we have experienced--and has been the great cause of protracting the war, as the enemy have expected that our opposition would expire with the expiration of our army ; and though disappointed in this expectation, have promised themselves, that a system which has so embarrassed our measures, and afforded the opportunity for most of their successes, which has been found destructive by every nation who has attempted it, must, if persisted in, prove ultimately ruinous to us ;--and as we have the fullest confidence in the readiness of all the good people (whose professions of attachment to their country have been honest) to any exertions needful to accomplish this great purpose, to which we are called by every consideration of honor, interest, safety and happiness, as well as the requisitions of Congress, and the solicitations of our illustrious General :

It is therefore *Resolved*, That there be immediately raised within this Commonwealth, to serve for three years or during the continuance of the present war with Great-Britain, four thousand two hundred and forty men. And for this purpose his Excellency the commander in chief of the militia is hereby requested to issue his orders without delay, requiring that the several companies of militia, under his command be forthwith mustered, and that such number of men be raised by each of them as is their respective proportion of the number herein after apportioned on the towns whereof they are inhabitants. Which men are to be raised by voluntary enlistment, and to be mustered by their respective county Muster-Masters ; and the commanding officer of every company of militia within this Commonwealth is hereby required to cause his proportion of the aforesaid number of men to be delivered to the Superintendent of the county to which he belongs, together with a descriptive list of the persons, age, stature and place of every soldier, together with the regiment, company and town or plantation for which he is raised, on or before the thirty-first day of January next ; and every Superintendent is hereby required to cause the men so delivered to him to be immediately marched to *Springfield*, or such other place as the Commander in Chief of the American forces shall appoint as the place of rendezvous, under the care of such person as he shall appoint for the service (who shall be reasonably paid for his time and expence in performing this business, on exhibiting an account thereof, with proper vouchers, to the committee on accounts) and the Superintendants are further severally directed to make a descriptive list as aforesaid of all the men they shall send to the place of rendezvous, and to take a receipt on each list for the men named therein from the person appointed to conduct the same as above-mentioned, and also to forward copies of such lists and receipts, together with the men borne thereon, to the Secretary's office, and to the person herein after named as a Commissioner to receive the troops.

And it is further *Resolved*, That Mr. *Luke Blisbe*, and he hereby is appointed a commissioner to repair to the place of rendezvous, and there reside for the purpose of his appointment ; he shall receive and give receipts for such men as shall be delivered to him, agreeably to this resolve, and shall deliver them to such continental officer as shall be appointed by the Commander in Chief of the army

to receive them, to be incorporated into the battalions raised by this Commonwealth, making descriptive lists of them as aforesaid, and taking receipts thereon from such officer; copies of which lists and receipts he shall transmit to the said Commander in Chief and to the Secretary's office in this Commonwealth.

Resolved, That the men who shall be raised pursuant to these resolves be reckoned to the credit of the town or plantation wherein they resided last for the term of three months before their enlistment, unless such town or plantation shall have raised the proportion of men herein assigned to them, in which case, on a certificate of the same being given by the superintendant of the same county, any man procured from such town or plantation shall be reckoned to the credit of the town or plantation by whom he is procured.

And whereas the charge of procuring the men herein required may operate as an unequal tax upon the community:

Resolved, That the selectmen of the several towns and committees of the several plantations herein after named, shall, on or before the first day of *March* 1781, make a true return, under oath, of all the hire or bounty which shall have been advanced by their respective towns and plantations, or by any inhabitants thereof, for the purpose of procuring the men hereby required, which return shall be accompanied with receipts or certificates from the soldiers so hired, specifying the sums they respectively received; and the whole amount of the sums which shall be returned with proper vouchers as aforesaid, that shall appear to have been advanced for men, who have been raised and marched agreeably to these resolves, shall be granted in a tax, immediately after the returns are made, as required by this resolve; which whole amount aforesaid shall be divided by the whole number of men raised in all the counties as aforesaid, and the quotient (being the average cost of the men) shall be the sum which each town and plantation shall be credited in the said tax, for each man it shall appear was raised in it and accepted by the muster-master, and marched agreeable to the direction of these resolves.

And for the encouragement of the soldiers, it is further *Resolved*, That no deduction be made from the bounties and rewards of land, wages, cloathing and refreshments, engaged by Congress to such soldiers as may enlist as aforesaid, on account of any bounties or encouragements given to such soldiers either by particular towns or individuals; and every soldier shall be exempted from all taxes on his poll, during his continuance in the public service, and also from all taxes on his personal estate as well as on his poll for the purpose of raising men for the army.

It is further *Resolved*, That the selectmen of the several towns and committees of the several plantations be and they hereby are required, upon application therefor from the commanding-officer of any company of militia within the same, or from any other persons of repute, being inhabitants thereof, to cause the freeholders and other qualified voters within the same to meet at some convenient place, to advise and determine on such measures as shall appear to them best calculated to carry into execution these resolves, and if any town or plantation shall neglect to deliver to the superintendant in the same county the number of men by these resolves required of them, by the said 31st day of *January* next, for every man they shall be deficient, such town or plantation shall forfeit such sum as shall appear to have been the average sum given to the men who shall have been raised in compliance with these resolves, together with an addition of 25 per cent on the same; which sums shall be added to such town or plantation's proportion of the tax which shall be granted for the payment of the bounties of the men.

Resolved, That the selectmen of the several towns and committees of the several plantations be and they hereby are required to pay to each man by them raised

ed six shillings, old currency, per mile, to the place of rendezvous at *Springfield*, for his support and carrying his pack, and to exhibit their accounts to the committee on accounts for an allowance and payment; and every soldier hereby required from the several towns and plantations shall receive a blanket from the superintendent of the county where they are raised.

Resolved, That the agents of the counties of *Suffolk, Essex, Middlesex, Hampshire, Plymouth, Bristol, Worcester, Berkshire, Lincoln, York, Cumberland, and Barnstable*, that were appointed to receive shirts, shoes, stockings and blankets from the several towns in this Commonwealth, be directed to supply the superintendants of the several counties with a sufficient number of blankets to enable them to furnish one to each soldier delivered to their care, agreeable to these resolves.

It is further *Resolved*, That if the superintendants of the counties of *Lincoln, York and Cumberland* should not be able to furnish each man with a blanket, agreeable to the above resolve, that *Ebeneser Wales* and *Amasa Davis*, a committee of supplies, be and they hereby are directed to furnish what may be deficient by orders from the superintendants of said counties, certifying the numbers of men and their names.

The muster-masters for the several counties are hereby directed to muster the men who shall be raised within their respective counties, who shall be offered to them for this purpose; and for this end shall attend at such place or places as the Brigadier or commanding officer of the brigade shall direct. They are strictly enjoined to approve none but such as are able-bodied effective men, and in all respects equal to the service for which they are engaged; and previous to executing their office they shall, before some Justice of the Peace, take the following oath, a certificate of which shall be transmitted to the Secretary.

“ You A. B. being appointed a Muster-Master for the county of C. do solemnly swear, that you will approve and muster such only as in your opinion are able-bodied and effective men, and in all respects equal to the service for which they are engaged. So help you G O D.”

Resolved, That no prisoner or deserter, who shall be enlisted, shall be reckoned to the credit of any town or plantation whatever.

Resolved, That every Brigadier or commanding officer of a brigade, who shall neglect an immediate compliance with the orders which shall be given him in pursuance of these resolves, shall be immediately dismissed from his office, and every commanding officer of a regiment who shall be guilty of the like neglect, shall be reported by his superior officer to the Commander in Chief of the militia; and every commanding officer of a company, who shall neglect to muster his company, or to deliver the men that shall be raised therein, with a descriptive list as aforesaid to the Superintendent, by the said thirty-first day of *January* next, shall forfeit and pay the sum of *thirty pounds* in the new emission of money, to be sued for and recovered by the Superintendent for the county where the same is incurred, who shall pay two thirds of the same into the public treasury, and one third shall enure to himself; and where there shall be no officers to discharge the duty required by these resolves, the selectmen and committee of correspondence, &c. or the major part of them, or where there is but one of these orders, the major part of such of them as may be there subsisting, shall have all the power and authority of the commissioned officers of any company, and are hereby enjoined to perform the same duties.

And it is further *Resolved*, That the several towns and plantations within this Commonwealth be, and hereby are authorized to agree (if they think fit) upon classing the inhabitants thereof at a legal town-meeting called for that purpose,

in order to procure their proportion of soldiers to serve in the Continental army, for three years or during the war: And in all towns and plantations where the mode of classing shall be adopted, the selectmen of such towns, and the assessors of such plantations, or such committee as the town or plantation shall appoint for that purpose, shall divide all the inhabitants thereof, with others who were assessed in the hard-money-tax, into as many classes as according to the annexed schedule, there are men required of such town or plantation, in proportion to their several taxes, intermixing poor with the rich, so as to make the several classes as nearly equal in property and in number of polls as may be with convenience; and each of said classes shall, on or before the twentieth day of *January* next, procure a good able-bodied effective soldier to serve in the Continental army three years or during the war, unless such town or plantation shall in some other way procure the whole number of soldiers to be by them raised: And that in case any one or more of said classes shall neglect or refuse to procure the soldiers assigned them, within the limited time aforesaid, such town or plantation is hereby empowered and directed to procure such soldier for each class so neglecting of such town or plantation, and the assessors shall assess said classes, or the several neglecting individuals thereof, in the same proportion they were severally assessed in the hard-money-tax, the full value of the sum which shall be expended in procuring said soldier, with an additional sum not exceeding double the sum advanced to procure the said soldier, as the said town shall determine; and the several collectors of such towns or plantations are hereby authorized and required to collect said assessments in the same manner as they are directed by law to collect town taxes, and pay in the same according to the direction contained in the warrant which they may receive from the selectmen or assessors of such towns or plantations for the purpose of collecting said assessments; and the said selectmen or assessors are hereby authorized to grant such warrants, agreeable to the form by law prescribed for collecting town taxes, *mutatis mutandis*.

And it is further *Resolved*, That those towns or plantations (which shall class themselves agreeable to this resolve, and shall incur the penalties herein before made and provided in case of a deficiency in the number of men assigned them as their quota) be and hereby are authorized and empowered to assess upon the neglecting class or classes, or neglecting individuals in said classes within their respective towns or plantations (and those only) the whole cost and charge that shall arise by their deficiency in the number of men respectively assigned them.

And it is further, *Resolved*, That such towns and plantations in this Commonwealth as shall have procured and mustered, before a muster-master in the county to which said town and plantation belongs, any able-bodied effective men, engaged to serve during the present war, on or before the first-day of *January* next (which men so engaged shall proceed to the place of rendezvous with all possible dispatch) shall receive a bounty of *fifty dollars* in the new emission of money, for each man so engaged and delivered over to the Commissioner appointed to receive the men at the place of rendezvous, within a reasonable time after said man was mustered. And in those towns that shall class themselves, or otherwise procure men to serve during the war as aforesaid, by companies, said bounties shall be paid to those classes or companies which shall so procure any able-bodied man, on or before the said first day of *January* next, which bounty shall be distributed among the individuals of any class or company, in proportion to the sums they respectively advanced or engaged for the purpose of procuring said men. And his Excellency the Governor, by and with the advice of Council, is hereby requested to issue his warrant on the Treasurer in favour of any town, plantation, class, company or individual person, for the aforesaid sum of *fifty dollars* for each man engaged

as aforesaid, that shall produce sufficient vouchers from the muster-master that mustered him, and also from the commissioner appointed to receive the men, specifying the time when each man was received; and unless it shall appear to the Governor and Council that the person arrived at the place of rendezvous in a reasonable time after he was mustered, said bounty of *fifty dollars* shall not be granted.

It is further *Resolved*, That one or more of the muster-masters of the county where any dispute shall arise about the different towns claiming the same soldier, shall appoint the time and place for hearing the parties concerned, and shall notify, or cause to be notified, the selectmen of the several towns, and committees of the several plantations, claiming or supposed to claim a right to such soldier, to appear if they shall think proper (either by themselves or such other person or persons as they shall respectively appoint) at such time and place; and after a full hearing of the parties appearing, shall determine to what town such soldier properly belongs, and shall muster him for such town accordingly, if fit for the service.

Provided nevertheless, That the said muster-master or muster-masters may postpone the determination, as the case may require.

It is also Provided, That no muster-master shall proceed to the determination in any case where he is interested in the event, but in that case the dispute shall be decided by one of the next Justices of the Peace within this Commonwealth, who is not interested in the event, of the determination, to be nominated by the muster-master, such Justice observing the rules above prescribed, to be attended to by the muster-master.

And it is further Provided, That no town or plantation shall suffer by means of such determination, whose selectmen or committees were not properly notified.

And it is further Resolved, That any town or plantation in the said schedule mentioned, which shall appear upon the settlement of the next valuation, to have raised more than their proportion of men assessed upon their towns or plantations ordered to be raised by these resolves, shall be allowed the whole expence so over paid, in the next tax after the said valuation is settled.

The SCHEDULE.

County of <i>Suffolk</i> .		Walpole	15	Gloucester	40
No. of Men.		Chelsea	8	Topsfield	14
BOSTON	181	Franklin	16	Almsbury	21
Roxbury	29	Foxborough	10	Bradford	18
Dorchester	24		—	Wenham	7
Milton	16		555	Manchester	8
Braintree	38	County of <i>Essex</i> .		Methuen	16
Weymouth	19	Salem	73	Boxford	16
Hingham	27	Danvers	32	Middleton	10
Cohasset	9	Ipswich	52		630
Dedham	37	Newbury	47	County of <i>Middlesex</i> .	
Medfield	14	Newbury-Port	52	Cambridge	32
Wrentham	21	Marblehead	50	Charlestown	7
Brookline	10	Lynn	27	Watertown	16
Needham	17	Andover	41	Woburn	24
Stoughton	29	Beverly	33	Concord	19
Stoughtonham	12	Rowley	26	Newton	19
Medway	14	Salisbury	19	Reading	23
Bellingham	7	Haverhill	28	Marlborough	
Bull	3				

Marlborough	23	Blanford	11	New-Braintree	12
Billerica	17	Palmer	10	Southborough	11
Framingham	21	Granville	16	Westborough	12
Lexington	12	New-Salem	12	Northborough	8
Chelmsford	15	Belchertown	13	Shrewsbury	21
Sherburne	11	Colerain	7	Lunenburg	15
Sudbury	28	Ware	7	Fitchburgh	9
Malden	13	Warwick	9	Uxbridge	15
Weston	13	Bernardstown	7	Harvard	15
Medford	14	Murrayfield	6	Dudley	12
Littleton	11	Charlemont	5	Barre	18
Hopkinton	14	Ashfield	10	Bolton	16
Westford	15	Worthington	8	Upton	9
Waltham	12	Buckland	2	Sturbridge	16
Stow	12	Shutesbury and Ervinshire	7	Leominster	13
Groton	21	Chesterfield	11	Hardwick	19
Shirley	8	Southwick	7	Western	12
Pepperrell	12	Norwich	4	Holden	9
Townsend	10	Ludlow	5	Douglafs	10
Ashley	6	Leverett	4	Grafton	12
Stoneham	5	Westhampton	4	Peterham	15
Wilmington	10	Merryfield	3	Royalston	8
Natick	7	No. 5 or Cummington	5	Westminster	12
Dracut	12			Athol	11
Bedford	8		485	Templeton	12
Holliston	11			Princeton	9
Tukesbury	11	County of <i>Plymouth</i>		Ashburnham	7
Acton	11	Plymouth	27	Winchendon	7
Dunstable	10	Scituate	34	Northbridge	7
Lincoln	10	Duxbury	14	Ward	5
	523	Marshfield	15		603
County of <i>Hampshire</i>		Bridgewater	61		
Springfield	24	Middleborough	49	County of <i>Bristol</i>	
West-Springfield	25	Rochester	25	Taunton	38
Wilbraham	15	Plympton	19	Rehoboth	43
Northampton	21	Pembroke	22	Swansey	24
Southampton	11	Kingston	11	Dartmouth	76
Hadley	12	Abington	17	Norton	16
South-Hadley	7	Hanover	18	Mansfield	12
Amherst	14	Halifax	3	Attleborough	27
Granby	7	Wareham	7	Dighton	15
Hatfield	12		322	Freetown	18
Whately	6	County of <i>Worcester</i>		Rainham	12
Williamsburch	7	Worcester	29	Easton	14
Westfield	18	Lancaster	35	Berkley	9
Deerfield	14	Mendon	27		304
Greenfield	10	Brookfield	33	County of <i>York</i>	
Shelburne	10	Oxford	12	York	29
Conway	12	Charlton	17	Kittery	31
Sunderland	6	Sutton	31	Wells	28
Montague	7	Leicester	11	Berwick	39
Northfield	10	Spencer	14	Arundell	12
Brimfield	13	Paxton	8	Biddeford	10
South-Brimfield	9	Rutland	14	Pepperelborough	11
Monson	10	Oakham	7	Lebanon	7
Pelham	11	Hubbardston	7		
Greenwich	11				

Sandford	8	Royalburgh	2	Tyringham	10
Buxton	8	Raymondston	1	Laneborough	10
Fryburgh	7		—	Sandisfield	12
Coxhall	3		145	Williamstown	13
Massabeseck	4	County of <i>Lincoln.</i>		Becket	5
Limerick	1	Pownalborough	14	Windfor	8
Brownfield	1	Georgetown	18	Partridgefield	6
Little-Falls	2	Woolwich	5	West-Stockbridge	7
	—	Newcastle	7	Lowden	3
	202	Topsham	7	Alford	5
County of <i>Barnstable.</i>		Boothbay	9	Hancock	11
Barnstable	31	Bristol	10	Washington	6
Sandwich	22	Bowdoinham	2	Adams	16
Yarmouth	24	Hallowell	6	Lee	7
Eastham	17	Vassalborough	6	New-Ashford	3
Wellfleet	8	Winthrop	7	Ashawelet-Equivalent	3
Chatham	9	Winslow	4	No. 7,	3
Harwich	19	Edgcomb	5		—
Falmouth	17	Belfast	1		239
Truro	9	Warren	3		
	—	Waldoborough	7	T O T A L S.	
	156	Thomaston	3	<i>SUFFOLK</i> — — —	555
County of <i>Cumberland.</i>		Pittston and Gardnerston	7	<i>ESSEX</i> — — —	630
Falmouth	30	Medumcook	2	<i>MIDDLESEX</i> —	523
North-Yarmouth	22	St. Georges	3	<i>HAMPSHIRE</i> —	485
Scarborough	19		—	<i>PLYMOUTH</i> —	322
Brunswick	10	County of <i>Berkshire.</i>	126	<i>BRISTOL</i> — —	304
Gorham	15	Sheffield	22	<i>YORK</i> — — —	202
Harpswell	10	Great-Barrington	12	<i>WORCESTER</i> —	603
Windham	6	Stockbridge	12	<i>CUMBERLAND</i> —	145
Cape-Elizabeth	18	Pittsfield	16	<i>BERKSHIRE</i> — —	239
New-Glocester	7	New-Marlborough	12	<i>BARNSTABLE</i> —	156
Gray	2	Egremont	7	<i>LINCOLN</i> — — —	126
Pearcentown	3	Richmond	13		—
		Lenox	11		4290

CV.

Resolve for not augmenting the powers of the Governor and Council beyond the powers delegated to them by the constitution : *December 2, 1780.*

The committee of both houses appointed to examine the constitution of this Commonwealth, to see what powers the Governor and Council are vested with during the recess of the General Court, have attended that service, and report as their opinion, that it is not necessary to augment the powers of the Governor and Council, beyond the powers delegated to them by the constitution of this Commonwealth.

CVI.

Resolve directing the Board of War to deliver *Josiah Bartlet*, hospital surgeon, such articles of cloathing as he is entitled to : *December 2, 1780.*

Whereas *Josiah Bartlet*, an inhabitant of this State and surgeon of one of the continental hospitals, has made application to this Court, praying that he may be furnished with sundry articles of cloathing agreeable to the resolution of Congress, of Nov. 25, 1779.

Therefore Resolved, That the Board of War be directed, and are hereby accordingly

ingly directed to deliver to *Josiah Bartlet*, hospital surgeon, such articles of cloathing as the regimental surgeons in the service of this State are intitled to receive.

And it is further *Resolved*, That the Board of War be directed, and they are hereby accordingly directed, to deliver to such other hospital surgeons as are inhabitants of this State, and are not yet supplied, the same articles of cloathing as are by this resolve allowed to Doctor *Bartlet*.

CVII.

Resolve appointing a committee to repair to *Marblehead*, and view the situation of the inhabitants of that place, and staying all requisitions in the mean time, excepting for men: *December 2, 1780.*

The committee having considered the memorial from the representatives of the town of Marblehead, are of opinion, that their present distresses require the immediate attention of the legislature: Therefore,

Resolved, That two thirds of the taxes lately levied upon said town for beef, currency and special, ought to be remitted, and that in all taxes and requisitions for men till a new valuation is taken, two thirds of their proportion, agreeable to the present assessment, be abated.

Also be it further *Resolved*, That the Honorable *Nathaniel Gorham*, Esq; Mr. *Tufts*, and Mr. *Harrington*, be a committee to repair to *Marblehead*, and view their situation, and report at the next session of the General Court, and that all requisitions, except for men, be stayed until the said committee shall report.

CVIII.

Resolve on the petition of *Stephen and Ralph Cross*: *December 4, 1780.*

On the Petition of Stephen and Ralph Cross.

Resolved, That the Board of War be and they are hereby authorised and empowered, to sell a quantity of powder and shot (such shot as can be best spared) to discharge a part or the whole of the ballance of the accounts due to *Stephen and Ralph Cross*, for building the ship *Protector*.

CIX.

A grant of two thousand pounds to *Richard Devens*, Esq; Commissary-General. *December 4, 1780.*

On the memorial of Richard Devens, Esq; Commissary-General:

Resolved, That there be paid out of the public treasury of this Commonwealth, two thousand pounds of the new emission, to *Richard Devens*, Esq; Commissary-General, to enable him to purchase four months provisions for the ship *Protector*, now bound on a cruise, he to account for the same.

CX.

Resolve requesting the Governor to write the general officers of the *Massachusetts* line, and inform them that the earliest attention will be paid to their address at the next sitting of the General Court. *December 4, 1780.*

The committee of both Houses, appointed to take into consideration the address of the general officers of the New-England line, report as follows, viz.

Resolved, That his Excellency the Governor be requested to write to the said officers, informing them that their address arrived so late that it was impracticable for the legislature to act upon it before the recess, but that the Assembly are deeply impressed with the importance of its contents, and are earnestly desirous

to afford them redress to the extent of their ability, and to assure them that the earliest attention shall be given to it at the next sitting of the General Court.

CXI.

Resolve allowing payment to the Honorable the President of the Senate, *nine shillings* per day over his pay as a Senator, and a grant of *fifty pounds* to *William Baker*, clerk of the Senate. December 4, 1780.

Resolved, That there be paid out of the public treasury, to the President of the Senate, the sum of *nine shillings*, of the new emission, per diem, for each day's attendance as such, in addition to his pay as a member of the same.

And it is further *Resolved*, That there be paid out of the public treasury, to *William Baker, jun.* the sum of *fifty pounds* in the new emission, in part for his services as clerk to the Senate for the present year.

CXII.

Resolve requesting the Governor to write the Delegates of this Commonwealth in Congress, desiring them to lay before Congress the situation of the officers in the Quarter-Master-General, the Staff and Commissary's departments: December 4, 1780.

The committee appointed to consider the petitions of sundry officers in the Quarter-Master-General, the Staff and issuing Commissary's departments, who are upon monthly pay, and have had no allowance made them for the depreciation of the currency, praying the same may be made good to them, for reasons set forth in their several petitions, beg leave to report the following resolve:

Whereas many officers in the Quarter-Master General and in the Staff and Commissary's departments, who are upon monthly pay, have suffered greatly by the depreciation of the currency, and many of them reduced to penury and want thereby, and no provision has been made to relieve them, notwithstanding they justly merit the same; and whereas this Commonwealth cannot with propriety make good the same until it is ascertained what Congress have done upon the matter: Therefore,

Resolved, That his Excellency the Governor be requested to write to the Delegates of this Commonwealth, now at *Philadelphia*, desiring them to lay the matter before Congress, and to inform his Excellency as soon as possible whether Congress have or intend to make any provision for making good the depreciation of the currency to the officers in said departments, or whether it is expected by Congress that this Commonwealth should do it and charge the same to the United States.

CXIII.

Resolve allowing the Honorable Speaker of the House of Representatives *nine shillings* per day over his pay as a member of the House, and a grant of *fifty pounds* to *Andrew Henshaw, Esq;* clerk of the House. December 4, 1780.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of *nine shillings*, the new emission, per diem, to the Honorable Speaker of the House of Representatives, for each day's attendance as such, over and above his pay as a member of the same.

And it is further *Resolved*, That there be paid to *Andrew Henshaw, Esq;* the sum of *fifty pounds* the new emission, in part for his services as clerk of the House for the present year.

CXIV.

CXIV.

Resolve for furnishing this Commonwealth's proportion of specific supplies for the support of the army the ensuing year. December 4, 1780.

Whereas by the resolutions of Congress of the 4th day of November last, the United States are required to furnish their respective proportions of specific supplies for the support of the army the ensuing year: And whereas it is absolutely necessary that speedy and effectual provision should be made for furnishing this Commonwealth's quota, that the army may not be reduced to those dangers and distresses which will be the consequences of supplies insufficient in themselves for the purpose, or if sufficient, yet unseasonably and irregularly furnished: Therefore,

Resolved, That the inhabitants of the several towns and plantations in this Commonwealth be, and hereby are required, to furnish a number of cattle or money sufficient to purchase the same, that the quantity of beef, including hides and tallow, may amount to four millions six hundred and twenty-six thousand one hundred and seventy-eight pounds, agreeable to the schedule hereto annexed, in manner following, *that is to say,* The said beef set to any town or plantation, shall be delivered to such agents or deputies as are or may be appointed by the committee for superintending purchases; said agents or deputies to make the directions of the resolve of the twenty-fifth of September last, requiring beef, &c. the rule of their conduct in every respect.

And it is further *Resolved,* That the several towns and plantations have liberty to pay money in lieu of beef, agreeable to the resolve of the twenty-fifth of September last.

And it is further *Resolved,* That on receipt hereof, the selectmen of the several towns, and the committees of safety or assessors of the several plantations be, and they hereby are required, immediately to call together the legal voters in their respective towns or plantations, and lay these resolutions before them, to the intent that they may be ready at all times to comply with the requisitions that may be made upon them, by levying a tax or otherwise.

And it is further *Resolved,* That each town and plantation shall deliver their proportion of beef at such time and place within the county to which said town, &c. may belong, as may be appointed by said committee or their agent.

And it is further *Resolved,* That any town or plantation in the schedule annexed, which shall appear, upon the settlement of the next valuation, to have paid more than their proportion of the beef ordered to be furnished by these resolves, shall be allowed the full value of the beef so over-paid, in the next tax after the said valuation is settled.

And it is further *Resolved,* That where any towns, districts or lands have been set off from any other towns, since the taking the last valuation, and not included in these resolves, in every such case such districts, towns, persons and lands, so set off, shall be assessed their proportion of beef aforesaid by those towns from which they have been set off.

And it is further *Resolved,* That the committee for superintending purchases be, and hereby are empowered, to make use of the hides and tallow of the cattle that may be killed under their directions, for procuring barrels and salt for packing the same, and to appropriate the overplus for the necessary expences in their department, they to be accountable therefor.

And it is further *Resolved,* That the several towns and plantations in the counties of *Hampshire* and *Berkshire*, have liberty to pay grain in lieu of beef, agreeable to the resolve of the 29th day of November last.

And it is further *Resolved,* That the first moiety of said beef, or the money in lieu thereof, be delivered on or before the 20th day of *January* next, and the second moiety thereof on or before the 20th day of *February* next, unless the com-

mittee for superintending purchases, &c. should publicly advertise that they are not ready to receive it ; in which case the several towns respectively shall be exempted from the fine in this resolve contained, provided the said towns and plantations shall deliver said beef at such other time as shall be directed by said committee.

And it is further *Resolved*, That if any town or plantation in the said schedule mentioned, shall not fully comply with these resolutions, a sum of money equal to the full value of the beef of which such town or plantation shall be deficient, together with a fine of twenty per cent. in addition to the said value of the deficiency, shall be added to such town or plantation's proportion of the next tax levied in this Commonwealth.

The SCHEDULE.

County of <i>Suffolk</i> .		Wt. of Beef.		Wt. of Beef.	
	Wt. of Beef.				Wt. of Beef.
BOSTON	253440	Boxford	17649	Holliston	12446
Roxbury	38210	Almsbury	19912	Tukesbury	10562
Dorchester	28571	Bradford	20642	Acton	11638
Milton	19934	Wenham	8760	Dunstable	10812
Braintree	44933	Middleton	12503	Lincoln	10831
Weymouth	21893	Manchester	8626	Wilmington	8755
Hingham	25501				
Cohasset	9908	Total	729610	Total	574086
Dedham	46080	<i>County of Middlesex.</i>		<i>County of Hampshire</i>	
Medfield	16131	Cambridge	35255	Springfield	27648
Wrentham	22123	Charlestown	11523	West-Springfield	27802
Brookline	15439	Watertown	16015	Northampton	21816
Needham	18931	Woburn	24078	Southampton	9696
Stoughton	29955	Concord	22123	Hadley	13369
Stoughtonham	13843	Newton	21084	South-Hadley	6646
Medway	17515	Reading	23905	Amblerst	1361
Bellingham	8069	Marlborough	27648	Granby	7146
Hull	2384	Billerica	18432	Hatfield	12926
Walpole	14901	Framingham	21431	Whately	5627
Chelsea	10946	Lexington	14920	Williamsburgh	6837
Franklin	17592	Chelmsford	17630	Westfield	20700
Foxborough	13368	Sherburne	11177	Deerfield	15035
		Sudbury and } East-Sudbury }	29801	Greenfield	9312
Total	689667	Malden	13747	Shelburne	10312
<i>County of Essex.</i>		Weston	15227	Conway	12638
Salem	93179	Medford	17971	Sunderland	6223
Danvers	35293	Littleton	13901	Montague	6915
Ipswich	61058	Hopkinton	13977	Northfield	8539
Newbury	56334	Westford	16015	Brimfield	14458
Newbury-Port	62215	Waltham	13824	South-Brimfield	10549
Marblehead	58817	Stow	12791	Monson	9946
Lynn	27648	Groton	21931	Pelham	10273
Andover	52499	Shirley	8376	Greenwich	9503
Beverly	38171	Pepperrell	13099	Blanford	11465
Rowley	28494	Townsend	9985	Leverett	4076
Salisbury	21815	Ashby	5300	Palmer	9331
Haverhill	32256	Stoneham	5127	Granville	17649
Gloucester	40670	Natick	7722	New-Salem	11734
Topsfield	16208	Dracut	13561	Belchertown	12215
Methuen	16861	Bedford	10466	Colerain	7453
				Ware	5973
				Warwick	

	Wt. of Beef.
Warwick	8146
Bernardstow	6454
Murrayfield	7376
Charlemont	4465
Ashfield	8203
Worthington	7703
Shutesbury & Ervinshire	6088
Chesterfield	10677
Southwick	5935
Wilbraham	15957
Ludlow	4229
Norwich	3018
Buckland	1488
Merryfield	2806
Plantation No. 5	4972
Westhampton	3615
Chesterfield-Gore	11393
Total	478906

County of *Plymouth*

Plymouth	25059
Scituate	36178
Duxborough	11887
Marshfield	14997
Bridgewater	60827
Abington	15265
Hanover	11292
Middleborough	49733
Rochester	22334
Plympton	18298
Pembroke	20393
Kingston	10869
Halifax	7626
Wareham	6668
Total	311526

County of *Barnstable*.

Barnstable	29781
Sandwich	21353
Yarmouth	19374
Harwich	16034
Eastham	13920
Chatham	7414
Truro	7068
Wellfleet	6953
Falmouth	14978
Total	136875

County of *Bristol*.

Taunton	36620
Rehoboth	42106
Swanley	22527
Dartmouth	67703
Norton	16399

	Wt. of Beef.
Mansfield	10811
Attleborough	26884
Dighton	14958
Freetown	16784
Rainham	11523
Easton	12561
Berkley	8088
Total	286927

County of *Pork*.

York	28725
Kittery	31165
Wells	25347
Berwick	38863
Arundell	10946
Biddeford	9562
Massabeseck	3345
Pepperrelborough	11062
Lebanon	6626
Fryburgh	6915
Sandford	6165
Brownfield	923
Buxton	8761
Little-Falls	1615
Coxhall	2883
Limerick	923
Total	193826

County of *Dukes-County*.

Edgarton	11369
Chilmark	12253
Tisbury	9734
Total	33356

County of *Nantucket*.

Sherburne	50822
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County of *Worcester*.

Worcester	33871
Lancaster	3644
Mendon and Milford	26962
Brookfield	35717
Oxford	11062
Charlton	16938
Sutton	33640
Leicester	8761
Spencer	13824
Paxton	9216
Rutland	15900
Oakham	6569
Barre	19124
Hubbardston	6569
New-Braintree	11619
Southborough	11599

	Wt. of Beef.
Westborough	13021
Northborough	8524
Shrewsbury	24194
Lunenburg	16131
Uxbridge	15323
Harvard	17169
Dudley	11062
Bolton	16246
Upton	6934
Sturbridge	15900
Leominster	13824
Hardwick	18432
Holden	9216
Western	11754
Douglafs	7030
Grafton	12734
Petersham	14285
Royalston	8318
Westminster	12330
Athol	9908
Templeton	12330
Princeton	9446
Ashburnham	5992
Winchendon	6684
Northbridge	4608
Fitchburgh	9216
Ward	5396

Total 613872

County of *Cumberland*.

Falmouth	23732
Cape-Elizabeth	13594
North-Yarmouth	21835
Scarborough	17919
Brunswick	10831
Harpwell	8068
Bakerstown	461
Sylvestertown	461
Gorham	11542
Windham	5011
New-Glocester	7115
Pearsontown	2460
Raymondston	923
Royalborough	2210
Gray	3480
Bridgetown	345

Total 140017

County of *Lincoln*.

Pownalborough	13599
Woolwich	7585
Boothbay	8971
Winthrop	6915
Edgecomb	4286
Georgetown	16803

Topsham

	Wt. of Beef.		Wt. of Beef.		Wt. of Beef.
Toplam	7799	Sheffield	22739	Partridgefield	5608
Bristol	9408	Lancelborough	19701		
Winflow	4646	Richmond	13195	Total	248436
Hallowell	6261	Hancock	11004		
Thomaston	3422	Williamstown	11676	T O T A L	
St. Georges	2999	Great-Barrington	16307	SUFFOLK	689667
Newcastle	6684	New-Ashford	3268	ESSEX	72960
Bowdoinham	2671	Egremont	6646	MIDDLESEX	57406
Vassalborough	7298	Alford	5052	HAMPSHIRE	478906
Waldoborough	6453	Tyringham	8856	PLYMOUTH	31526
Pittstown	6760	Windsor	8452	BRISTOL	286927
Warren	3422	Louden	3037	BARNSTABLE	136875
Medumcook	2326	Lenox	11177	WORCESTER	63872
Belfast	942	Becket	5742	YORK	193826
		Pittsfield	18034	CUMBERLAND	4007
Total	129152	Washington	6184	LINCOLN	12952
		Adams	17210	DUKES-COUNTY	33356
County of Berkshire.		Lee	6818	NANTUCKET	50822
Stockbridge	12099	Ashawlet-Equivalent	3461	BERKSHIRE	248436
Sandisfield	11426	No. 7	3037		
New-Marlborough	11042	Welt-Stockbridge	6665	Total	4626178

CXV.

Resolved directing the sale of that building in the town of Boston, called the *Manufactory-House*, with the land; and appointing a committee for that purpose: December 4, 1780.

Whereas in the present exigency of the public affairs, it is expedient for the government to avail themselves of all the resources in their power to carry on the War.

Therefore Resolved, That Nathaniel Gorham, Esq; with such as the Hon. House shall join, be a committee, (by public auction) to make sale of that building in the town of Boston, (commonly called) the *Manufactory-House*, with the land thereto belonging, taking care before the sale to give suitable notice thereof in the public news-papers; and the committee are hereby further directed to set up said house for sale at such price in gold and silver as they may think proper; and Capt. Wales, and Mr. Cranch, are joined on the part of the House.

And it is further Resolved, That the committee aforesaid be hereby empowered and directed to give a good and sufficient deed or deeds to the purchaser or purchasers of said building in the name and behalf of this government.

And it is further Resolved, That the committee aforesaid be directed, and they are hereby accordingly directed, to pay the money arising by the sale aforesaid, into the public treasury, and make report of their doings herein to the General Court at their next sessions.

CXVI.

Resolved requesting the Governor and Council to confer with the Delegates of Congress now in this Commonwealth, upon the measure of ascertaining the claim of this Commonwealth to the territory belonging to it, and to communicate the same to Congress. Dec. 4, 1780.

Resolved, That his Excellency the Governor with the honourable Council, be requested to confer with the Delegates of Congress, now in this Commonwealth, and take such measure as may be necessary to ascertain and support the claim of this Commonwealth to the territory belonging to it, and communicate what they may think necessary respecting the same to Congress and to the minister Plenipotentiary of these States now in Europe.

CXVII.

CXVII.

Resolve directing the committee for methodizing accounts, to settle the account of Col. *Thomas Chace*, Deputy Quarter-Master-General, and to receive the balance in money or certificates. Dec. 4. 1780.

Whereas this Commonwealth has made considerable advances by money and otherways to Thomas Chace, Esq; Deputy Continental Quarter-Master-General, to enable him to carry on the business of his office.

Therefore Resolved, That Mr. *John Deming* and others, the committee appointed to settle the public accounts, be directed, and they are hereby directed, to settle the account of said *Chace*, and receive the money of him, or certificates acknowledging the receipt of the money, having respect to the time when the money was advanced him.

CXVIII.

A grant of *two thousand pounds* to *Ebenezer Wales* and Capt. *Amasa Davis*,
December 4, 1780.

On the memorial of Ebenezer Wales.

Resolved, That there be paid out of the public treasury of this Commonwealth to *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, the committee for purchasing and forwarding small stores to the army; the sum of *two thousand pounds* in the new money, to enable them to execute the business assigned them, they being accountable for the expenditure thereof.

CXIX.

Resolve directing the committee appointed to conduct the sale of the new State Ship, to expose said Ship to sale on the 14th instant. Dec. 4, 1780.

Resolved, That the committee appointed to advertise and conduct the sale of the new State Ship lately launched, be and they are hereby authorized and instructed to expose the said Ship to sale on the fourteenth instant, or if in their opinion necessary, to adjourn the sale to some after day in the present month, any resolve of this Court to the contrary notwithstanding.

3.

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R E S O L V E S
 OF THE
 G E N E R A L C O U R T
 OF THE
 Commonwealth of *Massachusetts*,

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Twenty-Fifth Day of *October*, *Anno Domini*, 1780 ; and from thence continued by Prorogation, to Thursday the Fourth Day of *January*, *Anno Domini*, 1781, and then met at the same Place, (being the second Session of said Court.)



I.

Resolve for reviving all petitions, papers, matters and things that were pending in the last session of the General Court. *January 5, 1781.*

Whereas the General Court stood adjourned to Wednesday the third day of January current, and by proclamation of the Governor, was prorogued to Thursday the fourth day of January instant, whereby an end was put to the then session, and to all matters and things there pending. Therefore,

Resolved, That all petitions, papers, matters and things whatsoever, which were pending in the last session of the General Court, and might have had day and been acted upon at the adjournment of said session, be and hereby are revived and declared to have day in the present session of this Court, and may be taken up and acted upon in either branch of the Legislature, in the same way and manner they might have been taken up and acted upon in case the General Court had not been prorogued.

II.

Resolve requesting the Governor to issue his orders to all civil and military officers, to apprehend all prisoners of war going at large within this Commonwealth. *January 8, 1781.*

Whereas it appears to this Court that many prisoners of war are going at large within this Commonwealth, while the subjects of the United States are suffering the most rigorous confinement in the goals and prison-ships of our enemies. Therefore,

Resolved, That his Excellency the Governor be, and he is hereby requested, forthwith to issue his orders to all officers civil and military within this Commonwealth

monwealth, commanding them without delay to apprehend all prisoners of war within their respective jurisdictions, who have been captured by any armed vessels of the United States, and have not taken arms against the King of Great-Britain, under the countenance and directions of the authority of said States, and confine them in the county goals, and to require the respective goal keepers where such prisoners shall be confined, to deliver such prisoners without loss of time to the commissary of prisoners at *Boston*, in order that they may be exchanged for our brethren who are suffering in the hands of our enemies the most rigorous imprisonment.

III.

Resolve establishing the pay of Col. *Revere* and his officers in the new emission :
January 9, 1781.

Resolved, That Col. *Revere* and his officers make up their muster rolls for wages and rations agreeable to the establishment of artillery, passed *April 14th, 1777*, in the new emission, and lay their muster-rolls before the committee on muster-rolls, for an allowance and payment.

IV.

A grant of *five thousand pounds* to the commissary-general of this Commonwealth, for the purpose of procuring pork : *January 9, 1781.*

It being of importance, that a magazine of provisions be laid up in this Commonwealth.

Be it *Resolved*, That the sum of *five thousand pounds* of the new emission, be, and hereby is granted, and that there be paid to the Commissary-General of this Commonwealth, out of the public treasury, the sum of *five thousand pounds* of the emission aforesaid, for the sole purpose of procuring pork for this Commonwealth.

V.

Resolve directing the agent on the estate of *Jane Clarke*, an absentee, to deliver certain effects to *Benjamin Greenleaf, Esq;* for the use of the said *Jane Clarke* :
January 12, 1781.

Resolved, That *Zebedee Sprout*, agent on the estate of *Jane Clarke*, an absentee, be, and he is hereby directed, to deliver the wearing apparel and other effects of the said *Jane Clarke* to *Benjamin Greenleaf, Esq;* or his order, agreeable to his memorial, for the use of said *Jane Clarke*, taking his receipt therefor, he paying to the said *Zebedee Sprout*, the expences of agency on the estate of the said *Jane Clarke*.

VI.

Resolve directing the committee for superintending purchases, to receive money at a certain price in lieu of beef, for the last requisition, and to allow for forage at certain prices, and that the certificates granted to said committee be received in payment : *January 13, 1781.*

Resolved, That the committee for superintending purchases be, and they hereby are directed, to receive for the last requisition for beef, *three pounds seven shillings and six pence*, in lieu of a hundred of beef, and in that proportion for a greater or a less quantity ; and where they receive grain-forage in lieu of beef, they are hereby directed to allow for the same as follows : *viz.*

Rye per bushel, *seven shillings,*

Indian-Corn per bushel, *five shillings.*

Oats per bushel, *three shillings.*

Peas per bushel, *seven shillings.*

And it is further *Resolved*, That the certificates, granted to the aforesaid committee to enable them to discharge their debts, be received by collectors and constables on any taxes committed to them to collect, excepting the tax of silver and gold.

And it is further *Resolved*, That whenever the committee for superintending purchases shall exchange old Continental currency for the new emission of money, they shall be allowed to receive six-tenths, agreeable to the resolves of Congress, any resolution of this Court to the contrary notwithstanding.

And it is further *Resolved*, That said committee be empowered and directed to contract, if possible, with persons for the above articles of beef, &c. at certain prices, and at the lowest rate they can obtain them, any resolve of this Court to the contrary notwithstanding.

VII.

A grant of eight pounds to David Foster, a pensioner. *January 13, 1780.*

On the petition of David Foster, pensioner of this State :

Resolved, That the said David Foster be allowed and paid out of the public treasury of this State, the sum of eight pounds of the new emission, in full for his pension to June next, and no further.

VIII.

Resolve allowing the accounts of the treasurer of the county of Bristol. *January 15, 1781.*

Whereas it appears upon examination of the county Treasurer's accounts of the county of Bristol, that all monies granted and allowed by the Court of General Sessions of the Peace for said county since the 26th day of October, 1779, and before the 23d day of October, 1780, were for such purposes and appropriations as the law impowered said Court to grant, and that there is a ballance of sixty pounds twelve shillings and four pence in old continental currency due from said Treasurer to the county aforesaid: Therefore,

Resolved, That the said account be allowed.

IX.

Resolve reconsidering a resolve passed the General Court the seventh of January, 1780, respecting soldiers bounties, and allowing to each of the non-commissioned officers and private soldiers in the Massachusetts line of the army, twenty-four hard dollars, as a gratuity for their faithful services, and appointing a committee to procure cloathing. *January 16, 1781.*

Whereas by a resolve of the General Court of this State of January 7, 1780, the committee appointed to settle with the Massachusetts line of the army, and determine the sums due to the soldiers of the said line, were directed to make deductions on account of bounties received by any of the soldiers from the towns for which they were engaged, or from any individual. And whereas it now appears that it was not the design and intention of many of the towns of this State, that such bounties should operate to the reduction of the pay of the soldiers who received them, or that he should in any respect be accountable therefor in future; therefore,

Resolved, That the said resolve of the seventh day of January, 1780, be so far reconsidered, as that the committee who are appointed to settle the soldiers accounts, and determine the sums due to them, be, and hereby are impowered and directed, in the next adjustment of such accounts, to carry to the credit of each soldier

soldier (who now is or shall be engaged for three years or during the war) all such stoppages or deductions, as were made in consequence of the resolve above-mentioned, and to all other soldiers or their heirs from whom such deduction have been made, as soon as the circumstances of the Commonwealth will admit, in such way as the General Court shall hereafter determine.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to such non-commissioned officers and private soldiers of the *Massachusetts* line of the army of the United States, who are engaged to serve during the war on or before the second day of *December* last, the sum of *twenty-four dollars* in silver, or gold equivalent thereto, as a gratuity to such non-commissioned officers and private soldiers, as a testimony of the sense this Commonwealth entertains of their faithful services, and that a sum sufficient for this purpose be immediately sent forward to the army, there to be paid into the hands of such non-commissioned officers and privates, by such person or persons as the General Court may appoint for that purpose.

Resolved, That *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, be directed to procure by contract or otherwise, fifteen hundred coats, and (as soon as may be) send them forward to the army, for the use of such non-commissioned officers and privates of the *Massachusetts* line as are not sufficiently provided with cloathing, there to be distributed by such person or persons as the General Court may appoint for that purpose; and that the said *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, lay the account of their expenditures before the General Court for allowance and payment, and shall receive such consideration for the said service as the General Court shall think to be reasonable, and that the amount of the said coats be carried to the account of the United States.

X.

Resolve directing the Treasurer to deliver to the possessor of a prize No. 18,521, in class first, one of the notes for *one hundred dollars*. *January 17, 1781.*

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to deliver to the possessor of a prize ticket, No. 18,521, in class first, of the State lottery, one of the notes for *one hundred dollars*, old money, which were returned into the Treasurer's office by the managers of said lottery, said ticket appearing to be the property of a soldier who was in the army, any law or resolve to the contrary notwithstanding.

XI.

Resolve empowering *Martha Hathaway*, of *Taunton*, to make sale of the land mentioned in her petition, and to execute a good deed of the same. *January 17, 1781.*

On the petition of Martha Hathaway, of Taunton, in the county of Bristol, guardian to Edward Hathaway, a minor, praying that she may be empowered in her said capacity to sell a small piece of land lying in Taunton, containing about seven acres and one hundred rods, also his right in reversion to the said widow's thirds, as set forth in her petition:

Resolved, That the prayer of the petition be granted, and that the petitioner be, and hereby is empowered, to sell the above-described lands for the most the same will fetch, and to make and execute a good deed or deeds to the purchaser or purchasers, she observing the rules and directions of law relating to the sale of estates by guardians, and giving bonds to the Judge of Probate for the county of *Bristol*, that the proceeds arising by such sale shall be applied or layed out in other real estate for the benefit of said minor.

XII.

Resolve directing the Treasurer to issue his orders to the several constables and collectors in this Commonwealth, to bring in the silver money tax collected by them: *January 18, 1781.*

Whereas it is necessary to have the hard money tax now due immediately paid into the treasury, in order to enable government to discharge the interest due on public securities, and to redeem and destroy one seventh part of the new money: Therefore

Resolved, That the Treasurer be, and he is hereby directed, forthwith to issue orders to the several constables and collectors in this Commonwealth, immediately to bring in the silver money tax, to them respectively committed to collect.

XIII.

A grant of *three hundred and thirty-five pounds* to each of the Justices of the Superior Court of Judicature, &c. to the first instant, *January 18, 1781.*

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to each of the Justices of the Superior Court, over and above the sums they have already received, the sum of *three hundred and thirty-five pounds* in the new emission, in full for their services to the first instant.

XIV.

Resolve directing the sale of the Manufactory-House in the town of *Boston;*
January 18, 1781.

Whereas it is necessary that a sum of money in gold or silver, be raised as soon as possible, to be sent forward to the army: It is therefore,

Resolved, That the committee appointed by a late resolve of the General Court of this Commonwealth, to sell the Manufactory-House in the town of *Boston,* be, and they are hereby authorized and directed, speedily to make sale of the said house, for the purpose abovementioned, either by public auction or otherwise as they may think best.

XV.

Resolve directing the superintendants of the respective counties in this Commonwealth to deliver the men raised by a resolve of the second of *December,* for the army, to the order of General *Lincoln,* and the milage to be estimated to the places where said men are delivered: *January 18, 1781.*

Whereas by a resolve of the General Court of the second of December last past, the superintendants of the several counties are required to deliver the men raised for the Continental army in their respective counties, to Mr. Luke Blis at Springfield, and it may in many instances be more convenient to the superintendants and soldiers and a great saving to the public to deliver them to the order of the honorable Major-General Lincoln; therefore,

Resolved, That the superintendants of the respective counties be, and hereby are ordered and directed, to deliver the men raised in their respective counties, to the order of the Honorable Major-General *Lincoln,* or to such officers and at such places as he shall appoint. And the said superintendants are hereby directed to make out descriptive lists of said men, containing their age, stature, completion, occupation, town and county from whence raised, and to take receipts of the officers to whom they shall deliver such men, on the back of said lists, and to return attested copies of said lists and receipts into the Secretaries office as soon as may be,

And it is further *Resolved*; That the mileage for said men be estimated and paid only to the places where the men are really delivered, and that the accounts of the selectmen be regulated and allowed accordingly. And as the foregoing resolutions will render it unnecessary for Mr. *Luke Bliss* to attend at *Springfield*, for the purpose of receiving men, therefore *Resolved*, That he be and hereby is excused from any further attendance for that purpose:

XVI.

Resolve on the petition of *Abigail Hall, Samuel Collins* and *Ann Merwin*. January 19, 1781.

On the petition of Abigail Hall, Lemuel Collins and Ann Merwin, praying for liberty to convey certain pieces of land, for reasons mentioned in said petition.

Resolved, That the prayer of the petition be granted, and that the said *Lemuel Collins* and *Ann Merwin*, Administrators on the estate of *Joseph Merwin* of *Lenox*, in the county of *Berkshire*, deceased, be and hereby are fully empowered to give unto *Abigail Hall*, (administratrix on the estate of *Miles Hall*, late of said *Lenox*, deceased) a good and lawful deed, well executed, of two certain tracts of land lying in *Lenox* aforesaid, being the same tracts that the aforesaid *Joseph Merwin* became bound in a bond to convey to *Miles Hall*, as appears by the said *Joseph's* bond now present, and that the said land when conveyed unto the said *Abigail Hall*, shall be considered as the estate of the said *Miles Hall*, to all intents, as though the said *Miles* had died fully seized and possessed of the same.

XVII.

Resolve appointing a committee to repair to *Chesterfield*, and view said town and gore or gores of land adjoining thereto, as set forth in the petition of *Thomas Weeks*, agent; the costs to be paid by the petitioners: January 20, 1781.

On the petition of Thomas Weeks, agent to the petitioners of a part of Chesterfield, and also of a gore of land adjoining, praying for an incorporation, as set forth in their petition, exhibited November 1779, to the General Court; and whereas a committee was appointed by a resolve passed the said General Court, November 23, 1780, to repair to Chesterfield for the purpose mentioned in said petition, which committee did not repair agreeable to said resolve.

Therefore *Resolved*, That the Hon. *Samuel Mather*, Esq; *Mr Kirkland* and *Doctor Shepherd*, be a committee to repair to *Chesterfield*, and view the town of *Chesterfield* and said gore or gores of land adjoining thereto, as set forth in said petitions, and also consider the act of the incorporation of the town of *Chesterfield* into a town, and hear the parties relating to the premises, and all or any matter or thing that may be laid before said committee by either party concerning their petitions, and act of incorporation aforesaid, and make report to the Court on the second Wednesday of the next setting of the General Court, or as soon as may be, what they think proper to be done in the premises; said committee giving notice to all parties concerned of time and place of their meeting for the purpose aforesaid; the costs and expences of said committee to be paid by the petitioners.

XVIII.

Resolve directing the Treasurer of this Commonwealth to borrow twelve thousand pounds in silver and gold, and appointing a committee to assist the Treasurer in borrowing the same. January 20, 1781.

Whereas a sum of money is immediately wanted to send forward as a gratuity to the Massachusetts line of the Continental army, and there not being a sufficient quantity in the treasury for that purpose, therefore,

Resolved,

Resolved, That the honorable *Henry Gardner*, Esq; Treasurer of this Commonwealth be, and he hereby is directed and impowered, to borrow immediately on the credit of this Commonwealth, the sum not exceeding *twelve thousand pounds* in silver or gold, and to give his security to the lender or lenders of said money, to repay the same, together with the lawful interest thereof, within two months; and the said *Henry Gardner*, Esq; is hereby ordered and directed to repay the same with interest, as soon as he shall receive a sufficient sum of silver and gold.

And it is further *Resolved*, That *Mr. Thomas Walley*, *Nathaniel Tracy*, Esq; and *Capt. Samuel Wara*, be a committee to aid and assist the Treasurer aforesaid in borrowing the money abovementioned.

XIX.

His Honor *Thomas Cushing*, Esq; appointed a commissioner to proceed to *Providence*, to confer with commissioners from the other States upon the subject matter of supplies for the French fleet and army.

The House by ballot, made choice of his Honor *Thomas Cushing*, Esq; as Commissioner to proceed to *Providence*, to meet the Commissioners from the other *New-England* States, and *New-York*, to treat upon the subject matter of supplies for the French fleet and army.

XX.

Resolve on the petition of *Richard Frothingham*: *January 20, 1781.*

On the petition of Richard Frothingham.

Resolved, That the Board of War be, and hereby are directed to deliver said *Richard Frothingham*, such articles of cloathing as officers of equal rank in the fifteen battallions, he paying for the same at the same prices as other officers pay.

XXI.

Instructions for his Honor *Thomas Cushing*, Esq; Commissioner appointed to repair to *Providence*, to confer with the Commissioners from the other States, upon the subject matter of supplies: *January 20, 1781.*

The committee appointed to prepare instructions for his Honor Thomas Cushing, Esq; who is appointed as Commissioner in behalf of this Commonwealth, to repair to Providence, in the State of Rhode-Island, there to meet the Delegates from the several other States, relative to furnishing the French army and navy with beef, &c. have attended that service, and beg leave to report the following.

Commonwealth of Massachusetts, January 20, 1781.

SIR,

The General Court of this Commonwealth having on the 16th instant appointed you a Commissioner on their behalf, to repair to *Providence*, in the State of *Rhode-Island*, there to meet the delegates from the States of *New-York*, *Connecticut*, *Rhode-Island*, and *New-Hampshire*, to consult what measures are best to be adopted for supplying the French army and navy with beef, &c. It is our directions, that you repair to *Providence* as soon as you are advised of the time fixed for said meeting. On your arrival there you are to confer with the Delegates from the other States and the French General and Admiral, what steps are best to be taken to prevent the commissaries who are purchasing for the French, and commissaries who are purchasing for the Continental army, interfering with each other and thereby enhancing the price of the articles. You are also directed to do every thing in your power that may tend to the peace and harmony of the United States, and promote a good understanding with our good and worthy Allies.

It

It is our opinion, it will not be best for you to enter into any contract for supplying the French army and navy with provisions, &c. but if after conferring with the other delegates, and the French General and Admiral, and the most mature deliberation, you should be of opinion, it will be for the interest of this Commonwealth, to enter into a contract, it is our particular directions, you do not engage in behalf of this Commonwealth in any contract for supplying them, till you have laid the same before the General Court of said Commonwealth, for their approbation.

You have also liberty to consult with the Delegates from the other States, on any other matter that you and they may think will tend to the advantage of this and the other States and be for the public good, and lay an account of your proceedings before the General Court as soon as may be after your return.

XXII.

A grant of *three thousand pounds* to Col. *William Burbeck*, for the use of the troops doing duty at Castle-Island, and directing a settlement of the depreciation of their wages, as also to allow cloathing for said troops: *January 22, 1781.*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to Col. *William Burbeck*, for the use of the troops doing duty under his command at Castle-Island, the sum of *three thousand pounds*, in bills of the new emission, he to be accountable for the same, being in part of the wages due to said garrison, to be hereafter adjusted agreeable to a resolve of *October 6, 1779.*

Resolved, That the committee appointed to settle the depreciation with the officers and soldiers of the army be, and they are hereby directed, to make up the depreciation of the wages of the officers and soldiers doing duty at the Castle, as soon as may be, that they may receive their respective ballances.

Resolved, That *Ebenezer Wales*, Esq; and Capt. *Amasa Davis* be directed to purchase one suit of cloaths for each non-commissioned officer and soldier aforesaid, agreeable to the resolve of the General Court of *October 6, 1779*; and said committee to be allowed such commission for the purchase of said cloathing, as the General Court shall hereafter order.

XXIII.

Resolve intitling the the officers and soldiers of Col. *Hazen's* regiment, who belong to this Commonwealth, the same privileges and advantages as the officers and soldiers of the fifteen battalions are intitled to: *January 22, 1781.*

On the memorial of Capt. Moses White, in behalf of himself and other officers and soldiers who belong to this Commonwealth, and are part of Col. Hazen's regiment in the Continental army, praying they may be intitled to the same privileges and advantages as the other officers and soldiers of the fifteen battalions belonging to this Commonwealth:

Resolved, That those officers and soldiers of Col. *Hazen's* regiment, who belong to this Commonwealth, and are placed to the credit of the same, on Col. *Hazen's* making a return of the names of said officers and soldiers, and the time of their enlistment, be, and hereby are entitled to the same privileges and advantages as the officers and soldiers of the fifteen battalions belonging to this Commonwealth in the Continental army.

And it is further Resolved, That that the Board of War be, and they hereby are directed, to deliver to each of the four officers of said regiment belonging to this Commonwealth, *viz.*---Capt. *William Satterlee*, Capt. *Moses White*, Lieut. *Torrey*, and Lieut. *Benjamin Moors*, the sundry articles of cloathing mentioned in the schedule hereto annexed, they paying for them in the same manner as the officers of the

fifteen battalions paid for what they have received, which shall be reckoned in full for their cloathing to the last of *December, 1780.*

Schedule of cloathing to be delivered to each of the four officers mentioned in the foregoing resolve, viz.

One hat, one out-side coat, one regimental coat, two jackets, two pair of breeches, one pair leather do. six shirts, six stocks, six pair hose, four pocket handkerchiefs, two pair shoes, two pair socks, one pair boots, and trimmings to make the above cloathing.

XXIV.

Resolve on the memorial of *Richard Devens, Esq;* Commissary General of this Commonwealth. *January 23, 1781.*

On the memorial of Richard Devens, Esq; Commissary General of this Commonwealth, setting forth, that there is not the least probability of his receiving in season, any part of the warrant of the ninth instant, which he has on the Treasurer of this Commonwealth, for the sum of five thousand pounds, for procuring pork.

Therefore Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay off the warrant of the ninth instant, drawn in favor of *Richard Devens, Esq;* Commissary General, for *five thousand pounds* new emission, for the purpose of purchasing pork for this Commonwealth, in certificates of the same kind with those which the committee for superintending purchases were lately furnished; which certificates shall be received by the Treasurer in discharge of taxes committed to any collectors or constables to collect, on the last tax granted by the General Court of this Commonwealth for *five million six hundred thousand pounds.*

XXV.

A grant of *four hundred and forty-two pounds nine shillings,* to *James Cargill, Esq;* for losses and damages he sustained on account of the sloop *Nancy.* *January 23, 1781.*

On the petition of James Cargill, Esq;

Resolved, That there be paid out of the treasury of this State, to the said *James Cargill,* the sum of *four hundred and forty-two pounds nine shillings,* in the bills of credit of the new emission, in full for losses and damages he hath sustained on account of the sloop *Nancy,* captured by him the said *Cargill,* in the year 1775.

XXVI.

Resolve prolonging the time for classing the men to compleat this Commonwealth's quota of the Continental army, to the 20th of *February* next: *January 23, 1781.*

Whereas by a resolve of the General Court, passed the 29th of November last, for raising men to compleat this States quota of the Continental army, the several towns were permitted to class their inhabitants for the purpose of procuring said men, and many towns having adopted the mode of classing their inhabitants as aforesaid, and the time pointed out in said resolve for classing aforesaid having now expired:

Therefore Resolved, That the proceedings of said towns, where they have voted to class their inhabitants for the purpose of raising men, shall be valied, and the delinquent classes in said towns or the delinquent individuals in said classes, shall be liable to all the fines and penalties which the said towns have or shall determine, provided said fines and penalties shall not exceed the sum pointed out in the resolve aforesaid.

And whereas it appears, that the army will be filled more expeditiously, if the time for the classes to procure their men be lengthened :

Therefore Resolved, That those towns who have, or are now desirous to class their inhabitants in order to raise their men, be, and hereby are permitted, still to proceed in that way, and provided they procure them in that way before the tenth day of February next, they shall not be held to pay any fine or penalty incurred by said resolve for not procuring them by the 20th instant, any thing in said resolve to the contrary notwithstanding.

And whereas by the resolve aforesaid, the time affixed for the towns procuring their men, will expire on the first day of February next, and as it appears that many towns, especially those more remote, will not be able to raise them by that time :

Therefore Resolved, That those towns who shall procure the whole number of men assigned them, on or before the 20th day of February next, shall not be held to pay any fine or penalty incurred by said resolve for not procuring them by the first day of February next, any thing in said resolve to the contrary notwithstanding.

XXVII.

Resolve empowering the committee on accounts to examine and allow the accounts of the selectmen of *Great Barrington*, for raising men in the year 1778. January 23, 1781.

On the petition of Jonathan Nash, in the name and behalf of the Selectmen of the town of Great-Barrington, praying that they may be allowed the bounties and mileage paid by said selectmen, to men who were raised in said town in consequence of a resolve of the General Court of the twentieth of April, 1778, for reasons set forth in his said petition.

Resolved, That the prayer of said petition be granted, and that the committee on accounts be, and are hereby empowered and directed, to examine and allow the accounts of the selectmen of *Great Barrington*, respecting their raising their quota of men to reinforce the Continental army in the year 1778, they producing proper vouchers for the same, any resolve of this Commonwealth to the contrary notwithstanding.

XXVIII.

A grant of *seventy-five pounds* to *Andrew Henshaw, Esq;* Clerk of the Supreme Judicial Court. January 24, 1781.

Resolved, That there be allowed, and paid out of the treasury of this Commonwealth, to *Andrew Henshaw, Esq;* Clerk of the Supreme Judicial Court, the sum of *seventy-five pounds* in the new emission, over and above what he hath already received, which shall be in full for his service for the year *one thousand seven hundred and eighty*.

XXIX.

Resolve directing the Treasurer to pay the warrant granted to the committee for foreign affairs, out of the money advanced by *Nathaniel Appleton, Esq;* Continental Loan-Officer. January 24, 1781.

Whereas by a resolve of the General Court passed the last session, it was recommended to Nathaniel Appleton, Esq; Continental Loan-Officer in this Commonwealth, to advance to the Treasurer of this Commonwealth, thirty thousand pounds of the new emission, for the use of said Commonwealth; and whereas by said resolve it was directed that ten thousand pounds of said money should be paid to *Charles Miller, Esq;* and
the

the remainder lay in the hands of the Treasurer till the further order of the General Court, and the Treasurer not thinking himself authorised to pay out of his said office any part of the remaining twenty thousand pounds, without special orders from the General Court :

It is therefore *Resolved*, That the Treasurer be, and he is hereby directed, to pay the warrant granted in favor of the committee for foreign affairs of *four thousand one hundred pounds* out of said money, and that the remainder lay till the further order of the General Court.

XXX.

Resolve directing the several Muster-Masters in the several counties to make weekly returns of the new-levies to Col. Crane, at Boston, and Col. Shepherd, at Springfield. January 24. 1781:

Whereas it has been represented to this Court by the Hon. General Lincoln, that in order to get the true state of the new levies now raising, he has ordered Col. Crane, of Boston, and Col. Shepherd at Springfield, to make weekly returns unto him of the men in the several counties that are raised of said levies ; and whereas it is necessary that the said Colonels Crane and Shepherd may have the earliest knowledge relative to said new levies.

Be it therefore *Resolved*, That the Muster-Masters in the several counties make weekly returns unto the several Superintendants of the men by them mustered ; and the several Superintendants make weekly returns to the said Col. Crane, at Boston, and Col. Shepherd at Springfield, of the men aforesaid.

And the Secretary is hereby directed to furnish the several Muster-Masters and Superintendants with a copy of the foregoing resolution, and all other resolves relative to raising the new levies.

XXXI.

Resolve abating the taxes laid on a part of Charlemont, incorporated into Buckland, and that no fine be assessed upon the town of Charlemont for their deficiency of men in the three and six months service. January 25, 1781.

Whereas since the last valuation was taken a part of the town of Charlemont has been incorporated into the town of Buckland, and as the town of Charlemont in the apportionment of taxes or men, have had no abatement since Buckland was incorporated :

Resolved, That in the State tax of July 1779, the sum of nine hundred pounds, and in the State tax of December 1779, the sum of seven hundred and seventy-four pounds, and in the tax of May 1780, the sum of one thousand six hundred and sixty pounds fourteen shillings, and in the tax of October 1780, one thousand six hundred and sixty pounds fourteen shillings, and in the silver tax of July 1780, the sum of twenty pounds six shillings, and in the tax of beef, September 1780, six hundred and eighty-eight pounds of beef ; which sums of monies and quantity of beef, being the proportion of that part of Charlemont incorporated into Buckland, be abated from the several taxes apportioned upon the town of Charlemont.

And as the town of Charlemont has had the same requisitions for men since Buckland has been incorporated, and as it appears they have provided their full quota, deducting the proper proportion of Buckland :

It is further *Resolved*, That no fine be assessed upon the town of Charlemont for the delinquency of two men in the six months service, and two men in the three months service.

XXXII.

Resolve on the petition of Samuel Taylor, Esq; in behalf of the town of Buckland. January 25, 1781. On

On the petition of Samuel Taylor, Esq; in behalf of the town of Buckland.

Resolved, That the town of *Buckland* pay the sum of *four thousand eight hundred and eighty-six pounds eighteen shillings*, old currency, it being their proportion of the several taxes apportioned on the town of *Charlemont*; also that said town of *Buckland* pay *twenty pounds six shillings and five pence*, it being their proportion of the silver tax apportioned on the town of *Charlemont*; also, that the town of *Buckland* procure six hundred and eighty-eight pounds of beef for the use of the Continental army.

XXXIII.

Resolve empowering the committee to sell confiscated estates to receive gold and silver in payment for such estates, or money of the new emission at the current rate of exchange; also empowering them to sell any estates lying under mortgage. *January 25, 1781.*

Resolved, That the committee appointed by a resolve of *November 29th, 1780*, to sell certain confiscated estates, belonging to sundry persons called *absentees*, lying in the several counties in this Commonwealth, be, and they are hereby empowered and directed, to receive gold and silver, as well as the money of the new emission, at the current rate of exchange, for any such estates as they may sell agreeable to the resolve aforesaid, any law or resolve of this Commonwealth to the contrary notwithstanding.

And it is further *Resolved,* That the committees aforesaid, be empowered and directed to sell any such estates as have been secured for the payment of money borrowed by a committee appointed by a resolve of *June 19th, 1780*, for said purpose, where the persons to whom such estate is secured, are consenting and discharging said securities at their just value.

And whereas by the aforesaid resolve of the 20th of November last past, the estates that were under mortgage before the 19th of April, 1775, were excepted out of the orders of sale; and whereas some of the mortgagees are, or may in future be in possession of the lands contained in their mortgages, where the same is mortgaged under the value thereof, and by continuing such possession, may get the legal title to said lands, to the great damage of this Commonwealth, for prevention whereof,

Be it further *Resolved,* That the committees appointed by said resolve, be, and hereby are authorized and empowered, to sell any estates lying under mortgage as aforesaid, and to pay the mortgagees the full value of their respective mortgages, in silver or gold, or current money equivalent thereto, out of the money arising from said sales, and the remainder of said money arising from the sale of said mortgaged estates, to pay to the Treasurer of this Commonwealth, as soon as may be.

XXXIV.

Resolve making provision for the payment of bills drawn by the Delegates of this State at Congress for their necessary expenditures. *January 26, 1781.*

Whereas it is necessary some further provision should be made for the payment of the bills which may be drawn by the Delegates of this State at the Continental Congress, for their necessary expenditures, therefore,

Resolved, That there be appropriated in the hands of the Treasurer of this State, the sum of *three thousand pounds* in the new emission, so much of which sum or of such other sum as may be appropriated to the same use, may be from time to time drawn out of the treasury of this State by warrants from his Excellency the Governor with the advice of Council, as may be necessary to answer the draught of any Delegate of this State at Congress for the purpose aforesaid, provided

provided that no sum exceeding the sum of *six hundred pounds* in the new emission aforesaid, be paid to the draught or draughts of any one Delegate in the course of the year, each delegate to be accountable for the sum he shall receive, any resolve to the contrary notwithstanding.

XXXV.

Resolve granting a further sum of *one thousand three hundred and seventy-five pounds* to the committee on foreign affairs for purchasing bills of exchange to discharge a debt contracted by Mr. *Austin*, in Europe. *January 26, 1781.*

Whereas by an error in computation the sum of four thousand one hundred pounds, granted by this Court by their resolve of the twenty-fourth instant to the committee on foreign affairs for purchasing bills of exchange for discharging the debt contracted by Mr. Austin for cloathing, the sum so granted is incompetent to the said purpose; be it

Resolved, That there be granted and paid to the committee aforesaid, out of the public treasury, the further sum of *thirteen hundred and seventy-six pounds* of the new emission, out of the money borrowed of the continental commissioner of loans, in consequence of a late resolve of the General Court.

XXXVI.

Resolve empowering *Edward Davis, Esq;* of *Dudley*, to make sale of the lands mentioned in his petition, and to execute a good deed of the same. *January 26, 1781.*

On the petition of Edward Davis, Esq; of Dudley, in the county of Worcester, guardian to John, Nancy and Polly Lovel, children and heirs of Ann Lovel, late wife of John Lovel, an absentee, setting forth in his petition, that the said children in the right of their deceased mother are heirs to certain tracts of lands lying in Oxford, Dudley and Killingley that are taxed, and the guardian having no estate in his hands to discharge the taxes that are assessed on those lands:

Resolved, That the prayer of the petition be granted, and that the said *Edward Davis*, in his said capacity, be, and he is hereby empowered, to make sale of the lands mentioned in said petition, for the most the same will fetch, and to make and execute a good and sufficient deed or deeds to the purchaser or purchasers for the same, he observing the rules in the law for the sale of real estates by executors and administrators, and giving bond to the Judge of Probate for the county of *Suffolk*, if he is not under sufficient bonds, that the proceeds of said sale be disposed of according to law.

XXXVII.

Resolve on the representation of *Dr. Joseph Gardner*, respecting the sick patients in the State hospital. *January 26, 1781.*

On the representation of Dr. Joseph Gardner.

Resolved, That *Andrew Wisacre* and *Philip Audibert*, wounded at *Penobscot*, out patients of the State hospital, are no longer under the direction of *Dr. Gardner*, and he is not permitted to allow them rations.

Resolved, That the sick seamen who were strangers returned in the ship *Protector* from her last cruise, and could not be taken into the State hospital, and who had their necessaries from said hospital during their sickness, have the Doctor's bill paid by the State and nothing further.

Resolved, That the sick negroes who were servants on board said ship and died, have the Doctor's bill paid by the State and nothing further.

Resolved, That no funeral charges be paid by the State for any seamen belonging to the ship *Protector*, the wages of such seamen as died after the cruise was up, being sufficient for said purpose, and the necessaries from said hospital and Doctor's bill is paid by the State.

Resolved, That some provision be made for a State hospital, other than that on *Rainsford Island*, in the harbour of *Boston*.

XXXVIII.

Resolve for completing the carpenter's work of the ship *Tartar*, belonging to this Commonwealth. *January 27, 1781.*

The committee of both houses, appointed to take into consideration the report of the committee appointed to sell the ship *Tartar*, lately built, belonging to this Commonwealth, have attended that service, take leave to report, as their opinion, That all the carpenter's work on said ship be completed as soon as may be, which being done will induce any purchaser to give double the sum it will cost to complete said work, if she should be sold, she being at present in a suffering condition.

XXXIX.

Resolve appointing Col *John Ashly, jun.* and *Justin Ely, Esq;* a committee to take the charge of the money granted to the non-commissioned officers and privates belonging to the *Massachusetts* line of the army, and requesting the Governor to write to General *Washington* to aid and assist them, and granting to said committee *seventy-five pound* to enable them to proceed on said business. *January 27, 1781.*

Resolved, That Col. *John Ashly, jun.* and *Justin Ely, Esq;* be a committee to take the charge of the money granted by a resolve of the 15th instant, as a gratuity to the non-commissioned officers and soldiers belonging to the *Massachusetts* line, and to convey the said money to camp, and after consulting with his Excellency General *Washington* (or in his absence from camp with Major General *Heath*) to distribute the same in equal proportions amongst the said non-commissioned officers and soldiers, in such way and manner as his Excellency (or in case of his absence as aforesaid, Major-General *Heath*) and the said committee shall think best, taking a receipt from each of said non-commissioned officers and soldiers for the money they may receive.

Resolved, That his Excellency the Governor be desired to write to his Excellency General *Washington*, requesting his aid and assistance in devising the way and manner of distributing the money as aforesaid.

Resolved, That there be paid out of the treasury of this Commonwealth to the said committee, the sum of *twelve thousand pounds* in gold and silver, for the purpose beforementioned.

And to enable said committee forthwith to proceed on said business, by these resolves assigned them: It is further

Resolved, That there be paid out of the treasury of this Commonwealth, to each of the said committee, the sum of *seventy-five pounds*, in bills of credit of the new emission, they to be accountable to this Court for the expenditure of the same.

And in order that such deficiency as may remain of the gratuity aforesaid, together with other things necessary for the use of the Massachusetts line in particular, may be immediately sent forward, it is also

Resolved, That the said committee make application to his Excellency the Commander in Chief (or in case of his absence from camp, to Major-General *Heath*) for

a return of the number of non-commissioned officers and soldiers now in the army belonging to this State's quota, and engaged to serve during the war, and of the condition of their cloathing in particular; and also that the said committee improve all opportunities, consistent with decorum and propriety, and the rules and orders of the army, to inform themselves of the condition of the officers and soldiers belonging to the *Massachusetts* line, with respect to provisions, pay, and every other matter that may affect their comfort and convenience, and make report to this Court, as soon as may be; of every circumstance relative thereto, and that said committee lay their accounts before the General Court for allowance and payment.

XL.

Brigadier-General *Warner* appointed as one of the committee to go forward to camp with the gratuity to the non-commissioned officers and privates of the *Massachusetts* line of the army, in the room of *Justin Ely*, Esq; excused. *January 27, 1781.*

The House, by ballot, made choice of Brigadier-General *Warner* as one of the committee to go forward to camp with the gratuity to the non-commissioned officers and soldiers of the *Massachusetts* line of the army, in the room of *Justin Ely*, Esq; who has resigned his appointment.

X I.

Resolve on the petition of the Hon. *James Warren*, Esq; and others, in behalf of the town of *Plymouth*, deducting four men from said town, and adding the same to the town of *Halifax*, in the county of *Plymouth*. *January 27, 1781.*

On the petition of the Hon. James Warren, Esq; and others, in behalf of the town of Plymouth:

Resolved, That as a committee is appointed for taking a new valuation throughout this Commonwealth, and by a resolve of a former General Court such towns as appear to have been over taxed since the last valuation shall be refunded out of the public treasury, it is not expedient at present to take the circumstances of said town into consideration, any other than with regard to the apportionment of men to reinforce the Continental army.

And as by a clerical mistake it appears that the town of Halifax, in the county of Plymouth, have four men less apportioned them than they ought to have: Therefore,

Resolved, That four men be deducted from the town of *Plymouth*, and four men added to the town of *Halifax*, in said county; and the Brigadier of the county aforesaid is hereby directed to inform said towns of this resolution, that they may conform accordingly.

LXII.

Resolve ordering the new levies raised in this Commonwealth to be furnished with cloathing, and requesting the Governor to inform Congress of this resolve. *January 27, 1781.*

Resolved. That *Ebenezer Wales* and *Amata Davis*, Esqrs. be a committee to provide all such articles of cloathing as they have not on hand, which shall be sufficient to cloath all the new levies raised and to be raised in the Commonwealth, agreeable to the orders of the General Court of *December* last, and that the said committee be instructed to procure the cloathing by loan, and to assure the lenders of such cloathing, that they shall be paid therefor out of the sum to be levied by the next tax; and that the said committee be directed to deliver the cloathing so
procured

procured, to the order of Major-General *Lincoln*, in this State; and that said committee lay their accounts before the General Court for allowance and payment.

And it is further *Resolved*, That his Excellency the Governor be desired to write to Congress, informing them of this resolve, and request an order on the loan-officer in this Commonwealth for the sum that may be expended in cloathing the said new levies, or that it may be deducted from the first sum they have requested from this Commonwealth.

XLIII.

A grant of *six thousand pounds* to *Ebenezer Wales* and *Amasa Davis*, Esq's, to enable them to procure cloathing and small stores for the soldiers of the *Massachusetts* line of the army. *January 27, 1781.*

Whereas by a resolve of the General Court passed the last session, it was recommended to Nathaniel Appleton, Esq; Continental loan-officer, to advance thirty thousand pounds, in bills of the new emission, to the Treasurer of this Commonwealth, for the use of said Commonwealth: And whereas the Treasurer was directed in said resolve not to pay out said money without special orders from the General Court: And whereas it is absolutely necessary that fifteen hundred uniform coats be immediately provided for the soldiers of the Massachusetts line now in the army: Therefore,

Resolved, That the Treasurer be, and he is hereby directed, to pay out of the treasury of this Commonwealth, to *Ebenezer Wales* and *Amasa Davis*, Esq's, committee for purchasing cloathing and small stores, *six thousand pounds* in bills of credit of the new emission, to enable them to procure said coats and small stores to send to the army; and said committee are directed to procure as much of said cloathing and stores on loans as they possibly can, any thing in the foregoing resolve to the contrary notwithstanding; the said committee to be accountable for the expenditure of the money they may receive.

XLIV.

A grant of *fifty pounds* to Major *Ezra Lunt*, issuing commissary of small stores, to enable him to execute the business assigned him. *January 27, 1781.*

On the petition of Major Ezra Lunt, issuing commissary of small stores, praying for a sum of money to enable him to prosecute the business assigned him:

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *fifty pounds*, new emission, to Major *Ezra Lunt*, issuing commissary of small stores, to enable him to prosecute the business assigned him by this Court, he to be accountable for the expenditure of the same.

XLV.

Resolve appointing two gentlemen to collect beef in the counties of *Cumberland* and *Lincoln*, and lengthening the time for the deficient towns to make returns into the Secretary's office of the money and beef collected upon the first requisition. *January 29, 1781.*

Whereas it has been represented to this Court, that there is a quantity of beef collected and salted in the counties of Cumberland and Lincoln, upon the first requisition; that beef will be wanted for the troops in that quarter: Therefore,

Resolved, That the whole quantity of beef which has been raised upon the first requisition, and that has or may be raised on the second requisition, in the counties of *Cumberland* and *Lincoln*, be retained in said counties until the further orders of the General Court; and that *Ebenezer Preble* be, and hereby is appointed commissioner for the county of *Cumberland*, and *Dummer Sewall*, Esq; for the county
of

of *Lincoln*, to collect said beef into proper stores, and take special care that the same be well secured and preserved, and to give duplicate receipts to the agents from whom they may receive said beef, one of which receipts said agents are directed to lodge in the Secretary's office.

And it is further *Resolved*, That the agents for said counties of *Cumberland* and *Lincoln* be, and hereby are directed, forthwith to pay the monies they have or may receive upon the first and second requisition-in lieu of beef, into the hands of the Superintendent of this Commonwealth, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

And whereas it appears that several towns, &c. have collected their money in lieu of beef upon the first requisition, but have not had opportunity to pay the same to the committee or agents.

Resolved, That the committee and their agents shall receive money in lieu of beef of the said deficient towns and plantations, until the twentieth day of February next, at the rate of three pounds seven shillings and six pence of the new emission, per hundred weight.

And whereas there is a deficiency of returns from several of the towns, &c. of the beef and money they have supplied upon said first requisition, said towns and plantations are hereby notified forthwith to make returns into the Secretary's office of such certificates as they have received or may receive from the committee or agents, as they would avoid the penalty provided in the resolve of the 25th of September last. The superintending committee are also directed forthwith to lodge in the Secretary's office a list of the supplies each town and plantation has made either in beef or money. And the Secretary is hereby directed to publish in the several news-papers such part of these resolves as make provision for lengthening out the time for receiving money in lieu of beef, and also calling for the returns from the several towns, and immediately notify Mr. Ebenezer Peble and Dummer Sewall, Esq; of their appointment.

XLVI.

Resolve not to permit an impress for seamen for the Continental ship *Alliance*.

January 29, 1781.

The committee of both Houses, to whom was committed the petition of the Honorable the Navy Board, Eastern department, have attended that service, and ask leave to report, That it is their unanimous opinion not to permit an impress for seamen for the Continental ship *Alliance*, at this time in a particular manner, it is not expedient in any other way agreeable to the Constitution of this Commonwealth, assistance will be given in manning said ship when pointed out by the Honorable Navy Board.

XLVII.

Resolve excusing the Secretary from furnishing the several muster-masters and superintendants of this Commonwealth, with the resolves relative to raising the new levies, except the resolve of the 24th instant. January 30, 1781.

Whereas by a resolve of this Court of the 24th of January instant, the Secretary is directed to furnish the several muster-masters and superintendants of this Commonwealth with a copy of the said resolve of the 24th instant, and all other resolves relative to raising the new levies: and whereas it is no longer necessary that the Secretary should continue to furnish the said muster-masters and superintendants with the resolves aforesaid, except that of the said 24th instant: It is therefore,

Resolved, That the Secretary be, and he is hereby excused from furnishing the said muster-masters and superintendants with any of the resolves aforesaid, except that of the said 24th instant, any thing in the said resolve to the contrary notwithstanding.

XLVIII.

Resolve granting Col. *Lewis Marsquelle*, leave of absence. *January 30, 1781.*
On the petition of Lewis De Marsquelle, praying for leave of absence for the term of nine months: Therefore

Resolved, That Col. Lewis De Marsquelle, have leave of absence from this Commonwealth for the term of nine months, after his settling his accounts with the Board of War, or any other persons from whom he may have received public stores.

XLIX.

Resolve empowering the Treasurer of this Commonwealth to give orders on the collectors of the several towns, in payment for the cloathing and supplies for soldiers families advanced on the credit of Government; and for paying the militia marched the summer past on alarms. *January 30, 1781.*

Whereas a number of towns as well as individuals, have demands on this Commonwealth for cloathing and supplies for soldiers families. &c. advanced on the credit of Government: And whereas the state of our finances is such at present, as doth not admit of their being paid in money drawn out of the treasury.

It is therefore Resolved, That the Treasurer of this Commonwealth, be, and he hereby is impowered and directed, to give orders on the collectors of the several towns in this Commonwealth, in payment for the cloathing that hath been provided by the said towns respectively for the use of the army, agreeable to the requisitions of the General Court, and in favor of such persons as have demands on this Commonwealth for keeping the poor of Charlestown.

And also in favour of such towns and individuals as have demands on this Commonwealth for supplying soldiers families, said accounts to be examined and allowed by the committee on accounts, and concurred by the committee of the Senate, and such other accounts as the said committee think just and reasonable: And the Governor, with advice of Council, is hereby authorized to issue his warrant from time to time on the Treasurer, in favor of said committee of the Senate, for such sum or sums of money as shall be necessary for the payment of such accounts as are above described, said committee to be accountable for the sum or sums which they shall so receive, any resolve to the contrary notwithstanding.

And it is further *Resolved, That the Treasurer give orders on the collectors as aforesaid, for paying the militia who have marched on alarms the summer past, agreeable to the orders of the late Council and of General Fellows; and the Governor with advice of Council, is requested to issue his warrant on the Treasurer accordingly.*

L.

Resolve on the petition of a number of inhabitants of the town of *Shelburne*, giving them leave to bring in a bill for the purpose mentioned. *January 30, 1781.*

On the petition of a number of inhabitants of the town of Shelburne, in the county of Hampshire, situated on the south side of Deerfield River, praying to be set off from Shelburne to Conway, with all the land lying on the south side of said River.

Resolved, That for reasons set forth in said petition, the prayer of said petition be granted, and the petitioners have leave to bring in a bill for that purpose.

LI.

Resolve requesting the Governor to write Col. *Sheldon*, in answer to his letter of the 6th of *January* instant, and inform him, that this Commonwealth shall be ready to afford him every assistance in their power. *January 30, 1781.*

Resolved, That his Excellency the Governor, be, and he is hereby requested to write to C. I. Sheldon, in answer to his letter of the 6th of January instant, and inform him that this Commonwealth are ready at all times, to afford such assistance as their abilities will admit of, to the army of the United States, that the issuing commissaries within this Commonwealth will be supplied with such articles of provisions as are required by Congress. That as many matters which relate to the comfort and subsistence of his corps fall within the line of the Quarter-Master-General, his assistance will undoubtedly attend them, which will prevent an interference of this Commonwealth in the arrangement of business already established by Congress. That in a short time there will probably be a sufficiency of short forage for the use of his horse, which will be delivered over to Capt. Tuckerman, Quarter-Master at Springfield.

LII.

Resolve appointing *Oliver Phelps, Esq;* to superintend the purchasing beef, and empowering him to appoint agents and purchasers to execute the business of his commission, and to make monthly returns to the Governor, and such other returns as are required by Congress. *January 30, 1781.*

Resolved, That *Oliver Phelps, Esq;* be, and he hereby is appointed, to superintend the purchasing beef in such manner as the General Court shall from time to time order, and also receiving the beef or money in lieu thereof, that has or may be assised, and the grain that is permitted to be paid in lieu of beef in the counties of *Hampshire* and *Berkshire*, and to direct the delivery of those articles to proper Continental officers; and the said superintendant shall obey all such orders as he may from time to time receive from the General Court, and make monthly returns of his doings to the Governor, and such other returns as are required by Congress.

And it is further *Resolved*, That the aforesaid superintendant be, and he is hereby empowered, to appoint so many agents and purchasers as he may find necessary to execute the business of his commission, which agents and purchasers shall obey all such orders as they may from time to time receive from said superintendant, and shall make monthly returns to him of their doings, and oftener if required; and the said agents and purchasers that may be appointed, shall not on any account be permitted to make purchases without the limits that may be assigned to them by the superintendant, and shall severally take effectual measures for forwarding such proportion of the beef as shall hereafter be allotted by the superintendant to their respective districts.

Resolved, That the said superintendant appoint some proper person to join with such Continental officer or officers as may be appointed on the part of the Continent to estimate the weight of the beef to be forwarded to the army, before it goes without the limits of this Commonwealth; and the said superintendant is hereby directed to order all persons employed under him in delivering articles for the use of the army, to take duplicate receipts therefor, expressive of the weight or quantity of the articles delivered, one of which receipts he shall lodge with the superintendant as soon as may be.

And it is further *Resolved*, That the said superintendant be, and he is hereby empowered and directed, to displace any of his agents who may be guilty of any misconduct, and also to require of them, when appointed, such bonds as he may judge necessary for his own security.

And it is further *Resolved*, That the said superintendant be, and he is hereby directed, to supply the Continental issuing commissaries within this Commonwealth,
with

with meat, and if necessary with flour, and take receipts so as that the same may be charged to the United States; and the said superintendant is directed to improve every opportunity in giving the Commissary and Quarter-Master General of the army reasonable and regular information of his prospects with regard to the quantity of supplies that he may depend upon being furnished with; and also that he, without loss of time, inform his Excellency the Governor of this Commonwealth of any embarrassments that may tend to prevent his executing the business to which he is appointed.

And it is further *Resolved*, That the said superintendant be, and he is hereby directed, to obey all such orders as he may receive from his Excellency General *Washington*, and from the Commissary and Quarter-Master General, with regard to the delivery of the provisions and forage under his particular care and direction.

And it is further *Resolved*, That the purchasing agents be not allowed to appoint agents to act under themselves but by the special approbation of the superintendant. And all persons employed in purchasing cattle are hereby strictly enjoined to take vouchers of those of whom they may purchase, expressing the number of cattle and the price given for the same.

And it is further *Resolved*, That all the necessary expences of said superintendant shall be allowed, and that he shall receive an honorable reward for his services, to be hereafter determined by the General Court, and also that he be directed to settle all accounts with his agents and purchasers, and pay his purchasing agents for their services and expences, such sum as he shall judge reasonable and just, not exceeding *six shillings* hard money, or the value thereof in bills of credit, for every thousand weight of beef by them respectively purchased, and in the same proportion for a greater or less quantity, and also in the same proportion for any other articles by them purchased in consequence of their appointment, in full compensation for their services, except their necessary expence in keeping said beef or other articles, and conveying the same to such place as he shall appoint for the reception thereof, for which he shall allow and pay them what is reasonable; and also to allow and pay his agents who may receive beef or other articles of the several towns in this Commonwealth, or money in lieu of beef, such sum or sums of money as shall be reasonable for their several respective services.

And it is further *Resolved*, That the said superintendant be, and hereby is directed, to procure beef and other articles necessary for the Continental army, by contracting for the same with such persons as may be disposed to agree to procure and deliver the same at certain places, at such prices as may be agreed upon between the said superintendant and such contractor or contractors, so far as the money which the said superintendant may receive from the several towns in this Commonwealth in lieu of beef, or other money which he may receive for the purpose of procuring beef or other articles, will extend in paying for the same, in all cases where he shall judge that the interest of the Commonwealth will be better promoted by such contracts than by employing agents or purchasers for the purposes aforesaid.

And it is further *Resolved*, That the said superintendant be, and hereby is directed, to lay his accounts before the General Court once in six months, and oftener if required, for examination, allowance and payment.

And it is further *Resolved*, That the said superintendant be, and he hereby is authorized and empowered, to observe and execute the directions given to the late superintending committee with respect to hides, tallow, and packing of beef.

And it is further *Resolved*, That the said superintendant be, and he hereby is authorized and empowered to use and exercise all the powers for impressing cattle, &c. vested in the late superintending committee for purchasing cattle and forage, by the resolve of 23^d June last.

LIII.

A grant of *four thousand pounds* to *Ebenezer Wales, Esq;* and *Capt. Amasa Davis,* to enable them to furnish the officers of the *Massachusetts* line with cloathing.

January 30, 1781.

Resolved, That there be paid out of the public treasury of this Commonwealth, to *Ebenezer Wales, Esq;* and *Capt. Amasa Davis,* the sum of *four thousand pounds,* new emission, to enable them forthwith to furnish the officers of the *Massachusetts* line with cloathing due to them, by a resolve of *September 20, 1779.*

And it is also *Resolved,* That the Board of War be, and hereby are directed, to furnish the said *Ebenezer Wales* and *Amasa Davis* with an account of all the cloathing now due to the officers of the *Massachusetts* line of the army, agreeable to the resolve aforesaid, of *September 20, 1779.*

LIV.

Resolve directing the Treasurer to stay his executions from the town of *Harwich, Chatham, Eastham and Yarmouth,* in the county of *Barnstable,* and *Manchester,* in the county of *Essex,* until further order. *January 31, 1781.*

On the petition from the Towns of Harwich, Chatham and Yarmouth, in the county of Barnstable, and Manchester in the county of Essex, setting forth the many difficulties and distresses the inhabitants of said towns labour under, by reason of the extraordinary diminution of their inhabitants, and many other inconveniencies said towns labour under by reason of the present war, praying they may be abated the taxes and requisions of beef and other articles as is fully set forth in their said petitions.

Therefore *Resolved,* That the Treasurer of this Commonwealth be, and he is hereby directed, to stay his executions from the towns of *Harwich, Chatham, Eastham and Yarmouth,* in the county of *Barnstable,* and *Manchester* in the county of *Essex,* until the further order of the General Court, and that their several petitions lie on the files of the General Court the same time.

LV.

Resolve extending a resolve passed the General Court the 19th of *September,* on the petition of *Caleb Graffam.* *January 31, 1781.*

Whereas a resolve was passed by the General Court the 19th day of September last on the petition of Caleb Graffam, determining that in all causes wherein he might be interested, and wherein proof of the notifications of the assessments made agreeable to a certain act therein mentioned should be required, his oath that the same were posted up in the town of Marblehead, together with other proof that they were posted up in the towns of Falmouth and Windham, should be accounted sufficient evidence.

And whereas the said Caleb Graffam has petitioned this Court that the said resolve might be extended so as to make provision for the proof of notifying the sale of delinquent proprietors lots agreeable to said act, and it appearing reasonable that the said resolve should be so extended, therefore,

Resolved, That in all causes or actions at law, wherein the said *Caleb Graffam* may be interested, and when proof of the notifications of the vendue at which any delinquent proprietors lots may have been sold, shall be required, the same mode of evidence shall be accounted sufficient which is provided for in the said resolve of the 19th of *September* last, with respect to publishing the lists of assessments therein mentioned.

LVI.

Resolve directing the committee to sell the estates of absentees in the county of *Hampshire* to execute a good deed of 50 acres of land belonging to Col. *John Murray*, and declaring null and void a deed made by the clerk of said county for 155 acres of land belonging to said *Murray*, and empowering him to make a good deed of said land. *January 31, 1781.*

Resolved, That the committee appointed to sell the estates of absentees in the county of *Hampshire* be, and hereby are directed, to make and execute a good and sufficient deed of fifty acres of land originally belonging to Col. *John Murray*, being the northeasterly part of lot number twenty-two in the second division in *Murrayfield*, in said county, and now under the actual improvement of *Samuel French*, to the said *French*, he paying therefor so much to said committee as they may judge in equity ought to be paid for the same.

And it is further *Resolved*, That a deed made by the clerk of the peace for the county of *Hampshire*, for one hundred and fifty-five acres and one hundred and thirty rods of land, formerly the property of Col. *John Murray*, to *James Cox* and *Alvord Edwards*, in consequence of an act passed the Great and General Court the nineteenth day of *June*, in the year of our Lord, 1779, empowering said clerk for certain purposes therein mentioned to sell the unimproved lands of *John Chandler* and others, be and is hereby declared null and void, and the said clerk of the peace is hereby directed to make a new deed to the said *Cox* and *Edwards*, bounding north on said *French's* south line, and extending so far south as to make the quantity of land one hundred and fifty-five acres and one hundred and thirty rods, and that said land be surveyed before the deed be given.

LVII.

Resolve directing the committee to sell confiscated estates in the county of *Worcester*, to make and execute a good deed of the land mentioned in the petition of *John Child*, in behalf of *Josiah Cheney*, of *Holden*. *February 1, 1781.*

The committee of both Houses appointed to take into consideration a resolve on the petition of *John Child*, in behalf of *Josiah Cheney*, of *Holden*, in the county of *Worcester*, directing the committee for selling absentees estates to make a good deed of the land mentioned in a resolve passed the General Court the twenty-fourth day of *February* last, and to report what is proper to be done thereon, beg leave to report by way of resolve.

Whereas it appeareth that the said Josiah Cheney did bargain with Eliakim Hutchinson some time before the present war for two hundred and five acres and fourteen rods of land lying in said Holden, and paid part of the consideration and received a bond for the deed, when he should pay the remainder ; therefore,

Resolved, That the committee appointed to sell such absentees estates in said county as have been confiscated, be directed, and they are hereby authorised and directed to make out and execute a good and sufficient deed of said land to said *Cheney*, he paying to the said committee so much money as is justly due, after the several sums already paid are deducted, accounting for the interest of the remainder.

LVIII.

Resolve on the petition of *John Magray*, giving him liberty to go to *Yarmouth*, in *Nova-Scotia*. *February 2, 1781.*

On the petition of John Magray, an inhabitant of Yarmouth, in Nova-Scotia,
praying

praying he may have liberty to go home in a small schooner or shallop with his effects, and return to this State again with his effects next spring.

Resolved, That the prayer of the petition be so far granted, that the said John Magray, have leave to proceed to *Nova-Scotia*, as above mentioned; and carry with him one thousand bunches of onions, fifty barrels cyder, one thousand weight brown sugar, three barrels West-India rum, and one quarter cask wine; this Court being satisfied that he has interest in this Commonwealth, sufficient to purchase said articles, he giving bonds to the Naval Officer of the port he may sail from, with two sufficient sureties in the penal sum of one thousand pounds new emission, conditioned that he carry with him no other articles but such as are mentioned in this resolve, except necessary stores for the voyage. And the commanders of all armed vessels and others belonging to this State, are hereby directed to suffer the said Magray to pass with his vessel and the articles before mentioned unmolested. And it is hereby recommended to the commanders of all vessels belonging to the United States, or any of them, to let the said Magray pass as aforesaid, without hindrance.

LIX.

Resolve empowering the Treasurer to pay one hundred pounds in silver money to the committee appointed by the town of *Boston*, for getting recruits for the continental army, for the purpose of getting seamen for the ship *Alliance*. February 2, 1781.

Whereas the Honorable Continental Congress have recommended to this Commonwealth, to assist in fitting the ship *Alliance* for sea without loss of time, and as there is wanting about thirty seamen to enable her to proceed to sea:

Resolved, That the Treasurer of this Commonwealth, be, and he is hereby empowered and directed, to pay out of the treasury one hundred pounds in silver money to the committee appointed by the town of *Boston* for getting recruits for the continental army, they to improve said money for the purpose of getting seamen aforesaid, and to account to this Court for the expenditure thereof, within ten days from this time for the same, and the money aforesaid be charged to the account of the United States.

LX.

Resolve for abating six men to the town of *Hanover*. February 2, 1781.

Whereas by a resolve of the General Court of the 2d of December last, fixing the quota of men which the several towns in this Commonwealth are required to raise for filling up the continental battalions, it appears, that the town of *Hanover* is required to furnish six men more than is their true and real proportion, agreeable to the rule established for determining each town's quota: Therefore,

Resolved, That of the eighteen men required of said town of *Hanover*, there be abated six, and that they be held to raise twelve men, and no more, for the purpose aforesaid, any resolve to the contrary notwithstanding.

LXI.

A grant of four thousand pounds to Capt. *Amasa Davis* and *Ebenezer Wales*, Esq; to enable them to purchase cloathing for the officers of the *Massachusetts* line of the army. February 2, 1781.

Whereas by a resolve of January 30th last, the Treasurer was directed to pay Capt. *Amasa Davis* and *Ebenezer Wales*, Esq; the sum of four thousand pounds, in bills of

of the new emission, to enable them to furnish the officers of the Massachusetts line with cloathing due to them by a resolve of September 20th, 1779 : And whereas no provision was made in said resolve for the Treasurer to pay the same out of the thirty thousand pounds advanced by the Continental Loan Officer in this State to the Treasurer of this Commonwealth :

Therefore Resolved, That the said sum of four thousand pounds, granted by the said resolve of the 30th of January last, be paid out of the said thirty thousand pounds advanced by the Continental Loan Officer in this State, to the Treasurer, agreeable to a recommendation of the General Court in their last services.

LXII.

Resolve for discontinuing the Board of War, and directing a settlement of their accounts, and appointing Caleb Davis, Esq; Agent to transact the business of this Commonwealth. February 2, 1781.

Whereas a great part of the business which has been transacted by the Board of War is now by the constitution put into the hands of the supreme executive, by reason whereof it is unnecessary to continue the Board of War for the purposes originally intended ;

Therefore Resolved, That the Board of War, constituted and appointed by this State be, and they are hereby directed, to make no more purchases or contracts in behalf of this government, but be so far continued that any three of the members, as they shall agree, with two of their clerks, remain in office, the whole number of said Board however to be responsible for the settlement of their accounts until the next session of the General Court, for the purposes of adjusting the accounts between them and individuals, and for the payment thereof, so far as the warrants now drawn on the treasury in their favour will admit, and also for posting their books and settling their accounts with the government of this Commonwealth, and for the delivery of the public articles in their hands as hereafter mentioned.

Resolved, That the Board of War be, and they are hereby directed, to deliver all the cloathing in their hands to Ebenezer Wales, Esq; and Capt. Amasa Davis, and all other goods, wares, merchandize and things whatsoever in their hands, belonging to this Commonwealth, to Richard Devens, Commissary-General of this Commonwealth, making out particular invoices of all goods and things delivered as aforesaid, and taking duplicate receipts theretor, one of each to be lodged in the Secretary's office.

Resolved, That Caleb Davis, Esq; be, and he is hereby appointed agent in behalf of this government, to receive all goods, wares and merchandize whatsoever, which may arrive in any port of the United States, consigned to said Board of War, and to dispose thereof as the government of this Commonwealth shall order.

Resolved, That the said Caleb Davis, Esq; be, and he is hereby appointed, authorized and impowered as agent in behalf of this Commonwealth, to receive this State's proportion of all prizes that may be captured and sent into any port of the United States, and to do and transact all business necessary for the condemnation thereof, and to dispose of the same as the government of this Commonwealth shall direct ; and the said Caleb Davis, Esq; is hereby authorized and impowered to sue and prosecute to final judgment and execution any person or persons indebted to the Board of War in their said capacity, and to appear and defend any suits brought against said Board, in their said capacity. The said agent to be accountable to the General Court for his conduct, and lay his accounts before them when required, and shall receive such consideration for his service as the General Court shall determine. And the agent for transacting the business aforesaid is hereafter to be chosen annually at the same time and in the same manner as other civil officers of government.

And whereas many persons have made very considerable advances of their property to the Board of War, by which means the public interest has been greatly benefited, as some of said persons are now in a suffering condition for want of the money justly due to them.

Therefore Resolved, That the Treasurer of this Commonwealth be directed, and he is hereby accordingly directed, to discount with any collector or collectors such part of the money due to the Board of War (upon the warrants already drawn upon him in their favor) as said Board of War shall apply to him to have discounted as aforesaid, provided said applications does not exceed one half the amount of the warrants aforesaid.

LXIII.

A grant of *eight hundred and seventy-one pounds sixteen shillings* to the Hon. Elbridge Gerry, Esq; for services at Congress. February 2, 1781.

Resolved, That there be paid out of the treasury of this Commonwealth to the Hon. Elbridge Gerry, Esq; the sum of *eight hundred and seventy-one pounds sixteen shillings*, in bills of the new emission, which sum, with that of *twenty-three thousand two hundred and three pounds four shillings and two pence* old emission, already granted to him, is in full for services done and expences incurred as a Delegate for this State in Congress from *January 1776 to July 1780*, and make the grant for his services equal to those of the Hon. George Partridge, Esq;

LXIV.

A grant of *six hundred twenty-six pounds two shillings and nine pence*, to the Honorable Samuel Holton, Esq; for his services at Congress. February 2, 1781.

Resolved, That there be paid out of the treasury of this Commonwealth to the Honorable Samuel Holton, Esq; the sum of *six hundred twenty-six pounds two shillings and nine pence* in bills of the new emission, which sum to him is in full of the ballance due for services done and expences incurred as a Delegate for this Commonwealth at Congress, from *May 25, 1778, to August 23, 1780*.

LXV.

Resolve directing the several agents and committees of correspondence who have the care of absentees estates, not to lease any of said estates till further orders. February 2, 1781.

Whereas a number of estates lately belonging to persons commonly called absentees, have been legally confiscated to the use of this Commonwealth, and the trials of others are now pending in several courts within the same, which estates either now are, or soon may be to be sold: And whereas the leasing of such estates at this time in manner as directed by a resolve of the General Court of the 19th of February, 1779, may operate to the disadvantage of the public by incumbering the sale of such estate: Be it therefore,

Resolved, That the several agents and committees of correspondence, who have the care of any of said estates, be, and they hereby are ordered and directed not to proceed any farther in advertizing or leasing any of said estates for the ensuing year, until the further order of the General Court.

LXVI.

Resolve directing Capt. Ezra Lunt, Sub-cloathier in the continental army, to make a return into the Secretary's office, of all the stores and cloathing he has received, and to officiate in his office, his not giving bonds notwithstanding. February 2, 1781.

Resolved, That Capt. *Ezra Lunt*, sub-cloathier in the continental army and commilitary for issuing small stores for this Commonwealth, be, and he hereby is directed without loss of time, to make return into the Secretary's office of this Commonwealth, a true account of all the stores and cloathing he has received, procured by this Commonwealth, and of whom he received the same, and also from the Continent, also of the issues he has made and to whom, with proper vouchers for the same, and also what he has on hand.

And it is further *Resolved*, That the said *Ezra Lunt*, continue to make return similar to what is required in the foregoing resolve, every three months during his continuing in office, and that he continue to officiate in said office till the further order of this Court, his not having given bonds agreeable to the orders of this Court notwithstanding.

LXVII.

Resolve directing the attendance of *Joseph Baker*, *Charles Miller* and *Joseph Ruggles*, at the General Court, to give information respecting purchases. February 3, 1781.

Whereas it is necessary that government should know the state of the purchases made by Joseph Baker, Charles Miller and Joseph Ruggles, therefore,

Resolved, That *Joseph Baker*, *Charles Miller* and *Joseph Ruggles*, be, and they are hereby directed, to give their immediate attendance at the General Court, to give such information respecting purchases by them made as may be thought necessary.

And it is further *Resolved*, That the said *Joseph Baker*, *Charles Miller* and *Joseph Ruggles* be, and they are hereby respectively directed, to lay their accounts before this Court immediately for a settlement.

And the Secretary is hereby directed to serve the said *Baker*, *Miller* and *Ruggles* with a copy of these resolves as soon as may be.

LXVIII.

Resolve empowering *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, to occupy the store lately improved by the Board of War, in *Kilby-Street*, for the public service. February 3, 1781.

Resolved, That the store lately occupied by the Board of War, in *Kilby-Street*, *Boston*, be by the said Board of War delivered to *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, the committee appointed to procure and send forward stores and cloathing for the army, to be occupied by them for the public service until the further order of the General Court.

LXIX.

Resolve establishing the pay of the clerks in the Secretary's office. February 3, 1781.

On the petition of William Harris, in behalf of himself and the other clerks in the Secretary's office, praying that they may be paid for their past services, and that some method may be adopted how they shall be paid in future :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, twelve shillings per day, of the new emission, to each of the said clerks, for as many days as is due to them respectively, from the time they were last paid to the 24th instant: And the Governor is requested to grant his warrant on the Treasurer for the sums that shall appear due to them to that time.

.Resolve

LXX.

Resolve directing the Board of War to settle with Col. *Lewis Marsquelle*. February 5, 1781.

Whereas Monsieur Lewis De Marquelle, has leave to go to Europe, after settling his accounts with the Board of War and any others from whom he has received public stores: And whereas no body of men look upon themselves impowered to settle with him.

Therefore it is Resolved, That the Board of War, be, and they are hereby impowered and directed to settle with the said Monsieur *Lewis De Marsquelle*.

LXXI.

Resolve directing Capt. *George Williams* and *Jonathan Peal*, to settle their accounts of losses in the *Penobscot* expedition, with the Board of War. February 5, 1781.

The committee appointed to consider the petition of Capt. George Williams and Jonathan Peal, in behalf of themselves and the other owners of the ships Hector and Black Prince, lost in the Penobscot expedition (praying they may be immediately paid for said ships &c. for reasons set forth in said petition) have attended that service, and after duly considering the same, find it is not possible for government in the present state of the treasury and the immediate demands on it for the support of the army, to discharge said debts at this time.

Therefore Resolved, That said petitioners be directed as soon as possible to settle the accounts of said losses with the Board of War, and ascertain the exact ballance due to them, and the General Court will as soon as the state of the treasury will admit of it, make provision for the payment of the same.

LXXII.

Resolve allowing pay to the committee appointed for methodizing public accounts and granting them *nine shillings* per day till further order. February 5, 1781.

On the petition of John Deming, Peter Boyer and Stephen Gorham, the committee for methodizing public accounts, &c. praying for a suitable allowance for their past services, and such establishment in future as shall be adequate to their comfortable support, for reasons set forth in their said petition.

Resolved, That there be allowed and paid to *John Deming, Peter Boyer and Stephen Gorham* (the committee for methodizing public accounts) out of the public treasury of this Commonwealth, *seven pounds* to each of them in the new emission, which with what they have already received, is in full for their services to the first day of *January, 1781*.

And it is further Resolved, That there be allowed and paid to the said *John Deming, Peter Boyer and Stephen Gorham, nine shillings* per day for each day they shall be employed in said service, from the first day of *January, 1781*, until the further order of the General Court, in silver or gold, or bills of credit equivalent thereto.

LXXIII.

Resolve directing *Oliver Phelps, Esq;* Superintendant of purchases, to receive pork in lieu of beet, in certain proportions and to send forward to the army such a proportion of live cattle as he shall judge proper. February 5, 1781.

Whereas

Whereas by a resolve of the General Court of the 13th day of January last, the Committee for superintending purchases were directed to receive, for the last requisition of beef, three pounds seven shillings and six pence in lieu of an hundred of beef, and in that proportion for a greater or less quantity, and where they receive grain in lieu of beef, they were directed to allow as follows, viz.---Rye per bushel seven shillings, Indian corn five shillings, oats three shillings, and pease seven shillings; but no provision was made in said resolve for receiving pork in lieu of beef, nor any time limited for the superintendant to receive the aforesaid sum of money in lieu of an hundred of beef: and whereas the circumstances of the army require an immediate supply of beef, pork and grain, in order therefore to encourage and excite the several towns in this Commonwealth to an immediate compliance with said resolve:

It is therefore *Resolved*, That *Oliver Phelps*, Esq; superintendant of purchases be, and he is hereby directed, to receive of the several towns in this Commonwealth the aforesaid sum of money in lieu of an hundred of beef until the 20th day of *February* instant, and no longer, and to receive one hundred pounds of pork well fattened, each swine weighing eight score and upwards, in lieu of an hundred and fifty pounds of beef, and in that proportion for a greater or less quantity, and to allow *seven shillings and six pence* per bushel for rye, *five shillings and six pence* for Indian corn, *three shillings and four pence* for oats, and *seven shillings and eight pence* per bushel for pease; and any town that shall be deficient in whole or in part of the quantity of beef set upon such town, or the value thereof in money, pork or grain at the above rates, on the said 20th day of *February*, such delinquent town shall be held to deliver the quantity of beef they are so deficient, or the value thereof in pork or grain at the above rates, or a sum of money which in the opinion of the Superintendant will procure the quantity of beef any town shall be so deficient in.

And it is further *Resolved*, That the said Superintendant is hereby directed to send forward to the army such a proportion of live cattle as he may judge necessary for the use of the army, any resolve of this Commonwealth to the contrary notwithstanding.

LXXIV.

Resolve empowering *Ezra Lunt*, Esq; to collect from the several regimental cloathiers, a return of every man in each regiment in the *Massachusetts* line of the army, who may have received of *Samuel Ruggles*, late State cloathier, more than his allowance of cloathing, and to transmit the books, &c. of said *Ruggles*, for settlement. *February 5, 1781.*

Whereas it is necessary this State should know the several soldiers names in the Massachusetts line of the army who may have received more than their allowance of cloathing since the first day of January, 1780, in order that they may be charged with the same:

It is further *Resolved*, That *Ezra Lunt*, Esq; the present Cloathier, be, and he is hereby impowered and directed, to collect from the several regimental cloathiers an exact return of every man in each regiment in the *Massachusetts* line of the army, who may have received of *Samuel Ruggles*, late State cloathier, more than his said allowance, viz. of every shirt more than two, of every pair of hose or shoes more than two, and transmit the same to said *Samuel Ruggles*, in *Boston*, as soon as may be, together with the books, vouchers and papers said *Ruggles* left in the hands of his assistant at camp, in order to enable said *Ruggles* to make a proper settlement of his accounts.

LXXV.

Resolve directing *Joseph Baker*, purchasing commissary, to retain the salted provisions purchased until further order, and to lay his accounts before the General Court. February 6, 1781.

It being represented to this Court, that Joseph Baker, Esq; purchasing commissary for this Commonwealth, has purchased and salted a quantity of beef and pork designed for the public use, but that he has not, as he says, received the money to pay for the same.

Resolved, That *Joseph Baker, Esq; purchasing commissary for this Commonwealth, be, and he is hereby directed to retain all the salted provisions purchased as aforesaid in his hands for the use of this Commonwealth, until the further order of the General Court, and that he immediately attend and lay his accounts before the General Court for examination; that the ballance (if any due to him) may be immediately paid; and the Secretary is hereby directed, immediately to serve the said Joseph Baker, Esq; with a copy of the foregoing resolutions.*

LXXVI.

Resolve empowering the committee on accounts to examine and allow the certificates of soldiers, raised by a resolve of the 5th of June last for six months. February 6, 1781.

Whereas by a resolve of the General Court of the 5th day of June last, to raise men for six months to reinforce the Continental army, there was a promise to each man that would furnish himself with a blanket, gun and accoutrements, or any of them, should be paid for a blanket fifteen pounds, for a gun, &c. five pounds, provided they produced certificates as is provided by said resolve: And whereas it is not provided by said resolve who should examine said certificates and allow the same: Therefore it is,

Resolved, That the committee on accounts be, and they are hereby empowered and directed to examine and allow said sums, provided the said men produce proper vouchers that they have furnished themselves agreeable to the aforesaid resolve.

LXXVII.

Resolve requesting his Excellency to permit the Commander of the ship *Alliance* to take twenty men from the Castle. February 6, 1781.

It being of the highest importance to the United States, that the Continental Frigate, Alliance, put to sea as speedily as possible.

Therefore Resolved, That his Excellency the Governor, be requested to permit *John Barre, Esq; Commander of the aforesaid frigate, to take on board the same, a number of men belonging to the garrison on Castle Island, in the harbour of Boston, in the pay of this Commonwealth, not exceeding twenty who may be inclined to go on her intended cruize.*

LXXVIII.

Resolve empowering the committee or agents appointed to collect beef in the several towns, to advance the money in lieu of beef, though the said money was not delivered at the time presented. February 6, 1781.

Whereas it appears to this Court, that some towns in this Commonwealth, had collected their money in lieu of beef upon the first requisition, and sent it to the committee or agents on or before the twentieth day of December last, but not having any opportunity to deliver said money till after the said day for receiving the same was past, since which said committee or agents have doubted their right to receive the same.

Therefore *Resolved*, That where sufficient evidence shall be made to appear to said committee or agents, that any town in this State had so procured and sent forward their money as aforesaid, that said committees or agents be, and they hereby are directed to receive the same at *three pounds* of the new emission per hundred weight, any resolve to the contrary notwithstanding.

LXXIX.

Resolve on the petition of *Samuel Batchelder*. February 6, 1781.

On the petition of Samuel Batchelder, praying for liberty to export six masts from Newbury-Port to the island of Martinico,

Resolved, That the prayer of the petition be granted, and that the Naval Officer of the port of *Newbury-Port*, be, and hereby is directed to clear out said six masts, any law or resolve to the contrary notwithstanding.

LXXX.

Resolve relative to conferences of both Houses. February 6, 1781.

Voted, That when a conference of the Senate and House of Representatives shall take place, in whichsoever house the same shall be held, a decent chair shall be placed for the president of the Senate, near the body of the Senators, and a like chair for the Speaker of the House of Representatives, near the body of the Representatives, and that when the Senators speak in conference, they ought to address the Speaker and the gentlemen of the Honorable House of Representatives, and when the Representatives speak, they ought to address the President and the Honorable Senate; and when the two Houses are thus met, a motion may be made by any member of either House for ending the conference, and being seconded by another member of the same House, the question shall be put, if no objection be made to it, and if in the affirmative, the conference shall then cease.

LXXXI.

Resolve on the petition of *Anthony Vassal*, and granting him *twelve pounds* annually out of the estate of *John Vassal*, Esq; late of *Cambridge*, an absentee. February 6, 1781.

On the petition of Anthony Vassal,

Resolved, That the prayer thereof be so far granted that the committee for the sale of confiscated estates in the county of *Middlesex* be, and are hereby directed, to pay out of the proceeds of the estate of *John Vassal*, Esq; late of *Cambridge*, in the county aforesaid, absentee, the sum of *twelve pounds* in specie, or a sum in bills of credit equivalent, to the said *Anthony*, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

And it is further *Resolved*, That there be allowed and paid out of the public treasury unto the said *Anthony*, the like sum of *twelve pounds* annually for the above purpose until the further order of this Court.

LXXXII.

Resolve on the petition of *Thomas Fitt*, of the island of *Bermuda*, giving him liberty to proceed to *Nova-Scotia*, under certain restrictions. February 7, 1781.

On the petition of Thomas Fitt of the island of Bermuda, merchant,

Resolved, That the said *Thomas* be, and hereby is permitted to proceed in his schooner called the *Ranger*, of about forty-five tons, from hence to the province of *Nova-Scotia*, for the purpose of settling his affairs there and transporting such property

property as he may be possessed of in that province, or the effects thereof into this Commonwealth, provided that previous to his departure, he give bond to the Treasurer of this Commonwealth with two sufficient sureties in the sum of *one thousand pounds* hard money, that he will not carry out of this Commonwealth any thing in said schooner except ballast and stores necessary for such a voyage, and that he will return with said schooner and effects within the space of four months into this Commonwealth, dangers of the sea and other inevitable casualties excepted, and that he will not bring or suffer to be brought in said schooner, any goods, wares, merchandize or effects, except such as are really and truly his own property.

And it is further *Resolved*, That the several commanders of armed vessels belonging to this Commonwealth, be, and hereby are directed; and also that the several commanders of such vessels belonging to the United States or either of them, be requested not to molest the said *Thomas* during his voyage aforesaid.

LXXXIII.

Resolve on the petition of *Nathaniel Ely* and others, indemnifying them against all claims of *Samuel Colton*. February 7, 1781.

On the Petition of Nathaniel Ely and others, against Samuel Colton.

Resolved, That the prayer of the petition be granted, and that the said *Nathaniel Ely*, and all others concerned in taking the rum, salt, &c. mentioned in said petition from said *Colton* in *July*, 1776, be indemnified therefor against said *Colton*, and all persons claiming said rum, salt, &c. under said *Colton*, it appearing that said rum, &c. was taken from said *Colton* at a time when the law of the land was suspended, and the courts of justice shut up in the county of *Hampshire*; and it also farther appearing that said *Nathaniel Ely* and others have paid said *Colton* a reasonable reward for said rum and salt, and that the petitioners have leave to bring in a bill for the purpose abovementioned.

LXXXIV.

A grant of *ten thousand pounds* to the committee appointed to concur and pay accounts. February 7, 1781.

Whereas the committee on accounts have represented that the five thousand pounds of the new emission, granted November 20, 1780, is expended, and as it is necessary that a further sum be appropriated for that purpose, therefore,

Resolved, That there be paid out of the public treasury of this Commonwealth the sum of *ten thousand pounds* of the new emission, to the committee appointed by the Honorable Senate for concurring and passing on accounts, and for the payment thereof, the said committee to be accountable for the same.

LXXXV.

Resolve for apprehending *Joseph Welsh*, of *Cambridge*, and directing the commissary of prisoners to send him in the first cartel to the enemy. February 8, 1781.

Whereas Joseph Welsh, of Cambridge, by a resolve of the 13th of September last, was permitted to depart this State, with his family, in the first cartel bound to New-York, in consequence of which said Welsh is to be considered as a subject of the King of Great-Britain, and a prisoner within this State: And whereas it may be dangerous to permit said Welsh to go at large within said State: It is therefore,

Resolved, That the Sheriff of the county of *Middlesex* be, and he hereby is directed and empowered, to apprehend the said *Joseph Welsh*, and him to commit unto
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the common goal within said county, there to remain until he shall depart this State agreeable to the resolve aforesaid. And the keeper of the said goal is hereby directed to deprive the said *Wells* of the use of paper, pen and ink, and shall not permit any one to converse with him but in his presence, nor suffer any writing to be committed to him but by the express order of the selectmen of *Cambridge*.

And it is further *Resolved*, That the commissary of prisoners be and hereby is directed, to send said *Wells* and family from this State in the first cartel that may sail for any port in possession of the King of *Great-Britain*.

LXXXVI.

Resolve directing *Ezra Lunt*, clothier to the *Massachusetts* line of the army, to affix prices to the cloathing he shall deliver. February 9, 1781.

It hereas by a resolve of the Continental Congress of March 13, 1779, each State Clothier is directed to deliver to the Clothier-General, all such cloathing found by each State, and to be charged to the Continent with their quality and price.

Therefore *Resolved*, That Capt. *Ezra Lunt*, clothier for this Commonwealth, be, and he hereby is directed, to affix such a price to each blanket, shirt, pair of shoes and pair of hose, as on an average will amount to *thirty shillings* for each blanket, *twelve shillings and nine pence* for each shirt, *twelve shillings* for each pair of shoes, and *eight shillings* for each pair hose in hard money, taking care to distinguish those of a better quality with a price accordingly; and the Secretary is hereby directed to serve Capt. *Ezra Lunt*, with a copy of the foregoing resolution.

LXXXVII.

Resolve empowering *Mark Lincoln*, guardian to *Alpheus Moore*, to sell the land mentioned in said petition. February 9, 1781.

On the petition of Mark Lincoln, guardian to Alpheus Moore, a minor, praying for liberty to sell land lying in the town of Paxton.

Resolved, That the above named *Mark Lincoln*, be, and he is fully empowered to sell the said peice of land and meadow mentioned in the aforesaid petition, for the most the same will fetch, and make and execute a good deed or deeds of the same, he to be accountable to the judge of probate for the county of *Worcester*, for the neat proceeds arising by the sale of said land and meadow, and for application thereof to the use of the aforesaid minor.

LXXXVIII.

Resolve referring the pay of certain officers mentioned in a letter from the President of Congress, dated the 18th of *January*, and the resolve of Congress of *January* 12th last to the committee in settling with the army. February 9, 1781.

The committee appointed to consider the letter from the President of Congress of *January* 18th last, and the resolve of Congress of *January* 12th, relative to the pay of certain officers therein mentioned, reported, that they be referred to the committee for settling with the army, and that they be directed to conform themselves thereto in settling with such officers.

LXXXIX.

Resolve for detaining the new levies raised in the counties of *York*, *Cumberland* and *Lincoln*, for the defence of the Eastern parts of this Commonwealth, and establishing a naval force. February 9, 1781.

Whereas

Whereas the defence of the Eastern parts of this Commonwealth, against the unjust encroachments and depredations of the enemy, is an object that demands the immediate attention of government: And whereas the time for which the troops late commanded by Brigadier-General Wadsworth were raised, is now elapsed, and the country by that means exposed not only to the ravages of the enemy, but also to the more rapacious cruelties of refugee Tories from various parts, under their influence and direction: Therefore,

Resolved, That all the troops raised or to be raised, in the counties of York, Cumberland and Lincoln, pursuant to a resolution of this Commonwealth of the 2d day of December last, be, and they are hereby detained in said counties until the further pleasure of Congress and his Excellency General Washington, respecting their future destination be known, but subject in the mean time to the orders and disposition of the Honorable Major-General Lincoln within said counties, or either of them.

And whereas a small naval establishment within this Commonwealth the ensuing season is essentially necessary for the security of our coasts and the protection of our trade:

Therefore Resolved, That two armed sloops, each of which to mount twelve 4-pounders, be immediately procured, manned and equipped for sea, to be employed for the protection of the sea-coast of this Commonwealth, until the first day of December next, unless sooner discharged, but subject however to such special orders as the respective Commanders may from time to time receive from the Governor of this Commonwealth.

And it is further Resolved, That the said sloops, during their continuance in service as aforesaid, be on the establishment made, or that may hereafter be made, for armed vessels in the service of said Commonwealth.

And it is further Resolved, That one row-galley be also procured and equipped, to be under the direction of the commanding officer in said counties for the time being, and manned by the troops as occasion may require.

And it is further Resolved, That two boat-builders be appointed to repair the whale-boats now in the counties of Cumberland and Lincoln, and to perform such other business as the commanding officer shall direct, to be furnished by the Commissary-General of said Commonwealth with tools and other articles necessary in that department from time to time; that they continue in said service until the first day of December next, unless sooner discharged, and that they be allowed four pounds each per month, for each kalendar month that they may be in service.

And it is further Resolved, That the Surgeons who have attended the troops, and furnished them with their own private medicine, at Falmouth and Thomastown, during the last season, be directed to lay their accounts before the General Court for examination, allowance and payment.

And whereas the necessity of an early supply of provisions, ammunition and other articles, in order to give energy and effect to our military operations in those parts, is apparently great and indispensable: Therefore,

Resolved, That the Continental Commissary of issues, now in Boston, be requested immediately to procure two hundred barrels of flour, and one hundred barrels of pork; and in case the said Commissary shall be unable to procure the whole or any part of said provisions, the Commissary-General of this Commonwealth be, and he is hereby directed, to procure said flour and pork, or so much thereof as to make up the aforesaid quantity, and that the same be charged to the United States.

And it is further Resolved, That the Continental Commissary of warlike stores be requested immediately to prepare for transportation two thousand pounds of powder and three thousand flints.

And whereas it appears that the said Commissary of warlike stores is unable to supply many articles within his department which will be immediately wanted in the counties aforesaid.

Therefore *Resolved*, That the Commissary-General of this Commonwealth, be, and he is hereby directed, immediately to procure and fit for transportation, the following articles; and that the same be charged to the United States. viz.--- Four hundred fire-arms with an equal number of bayonets, four thousand pounds of lead, four hundred cartridge boxes, two hundred hatchets, four hundred knaplacks, ten reams of cartridge-paper, ten pounds of brown thread suitable for making cartridges, five bullet moulds of different sizes fitted for running ball from sixteen to twenty-four in the pound, and one ladle to each mould, and one set of armourers tools; and in case the said commissaries should be unable to procure the flour and pork aforesaid, for want of money to purchase the same, then *Oliver Phelps*, Esq; Superintendant of purchases for this Commonwealth, is hereby directed to furnish the said Commissary-General thereof with said pork and flour, or a sufficient sum of money to purchase the same, out of the money which he has or may receive in lieu of beef.

And it is further *Resolved*, That all the articles aforesaid, which the several commissaries aforesaid are directed to procure, be delivered to such person or persons as the Governor may appoint, to receive and convey the same to *Falmouth*, in the county of *Cumberland*, there to be under the direction of the commanding officer, and by him secured in some safe place in said county, for the use of the troops, as occasion may require.

Resolved, That the Governor be, and he hereby is desired, immediately to write to his Excellency General Washington, representing the critical and distressing situation of the three eastern counties in said Commonwealth, but more especially the county of *Lincoln*; the importance of said counties to this and the United States of America, as well as to the enemy, who now consider said counties as one principal object of their attention; the necessity of retaining within the same, the troops raised or to be raised in said counties on the continental establishment, pursuant to a resolve of the General Court of the second day of *December* last, amounting to four hundred and seventy-three in the whole, and therefore (in behalf of this Commonwealth) to request his Excellency the General to order that said troops may be appropriated to the immediate defence of said counties, and that they remain within the same during the present unfavorable appearance there, and that his Excellency General Washington will be pleased to order how said troops shall be officered and arranged.

And it is further *Resolved*, That the Agent for this Commonwealth be, and he is hereby appointed to procure and equip said armed vessels as aforesaid,

XC.

Resolve vesting the Governor, Lieutenant Governor with the advice of Council, with the same power described by an act for taking and restraining persons dangerous to this State. February 10, 1781.

Whereas the safety of this Commonwealth requires that the Governor, or in his absence by reason of sickness or otherwise, the Lieutenant-Governor and Council should be vested with the same authority and power to restrain and imprison persons inimical to this and the United States, as the late Council of the late State of Massachusetts-Bay had by an act made and passed in the year of our Lord, one thousand seven hundred and seventy-seven, entitled, "an act for taking up and restraining persons dangerous to this State," which act was revived June twenty-second day, one thousand seven hundred and eighty, and continued to June the tenth day, one thousand seven hundred and eighty one; therefore,

Resolved

Resolved, That the Governor, or in his absence by reason of sickness or otherwise the Lieutenant-Governor, with the advice of Council, be and hereby is authorized and empowered to apprehend and imprison any person described in the aforesaid act in the same way and manner as the late Council were empowered to do by said act, until the further order of the General Court, while said act continues to be in force.

XCI.

Resolve requiring the attendance of *Seth Catlin*, *John Williams* and *Jonathan Ashley*, all of *Deerfield*, in the county of *Hampshire*, to attend the General Court to answer certain questions. *February 10 1781.*

Whereas the instructions given to the Representative of the town of Deerfield, are expressed in such a manner as renders doubtful what the intentions of the inhabitants of said town of Deerfield is relative to the subject matter of said instructions.

Therefore *Resolved*, That *Seth Catlin*, Gentleman, *John Williams*, Gentleman, and *Jonathan Ashby*, Esq; all of *Deerfield*, in the county of *Hampshire*, be, and they are hereby ordered forthwith to attend the General Court, to make answer to such questions as shall be put to them, relative to their views and designs in said instructions.

XCII.

Resolve directing the Commissary-General to deliver *Enoch Greenleaf* certain articles in the magazine at *Sudbury*, to be disposed of at private sale, as also to transport to *Boston* a quantity of marline. *February 10, 1781.*

Whereas it appears by a return from the Board of War, that there are in the magazine at Sudbury sundry stores belonging to this Commonwealth which are not likely to be wanted for the public service, it is therefore

Resolved, That the Commissary General be, and he hereby is directed, to deliver to Mr. *Enoch Greenleaf*, of *Weston*, the following articles, which are now in said magazine, *viz.* One ton and an half of steel, two anvils, one cask of files, and twenty-four casks nails; and said *Greenleaf* is hereby directed without loss of time to advertise said articles for sale in the public news-papers, and to dispose of the same for money at private sale for the most they will fetch, and without any unnecessary delay; he to be accountable to this Court for the proceeds of said sales, and for the monies he shall receive in consequence thereof, for which services he shall receive such compensation as the General Court shall allow

And as there is a quantity of marline in said magazine, the Commissary-General is directed to transport the same to *Boston*, and sell the same at public auction, and the monies arising from said sale to be accounted for agreeable to the order of the General Court.

XCIII.

Resolve for bringing sundry persons guilty of treasonable practices, tending to subvert the constitution of this Commonwealth, in the counties of *Berkshire*, *Hampshire* and *Worcester*, and a committee appointed to procure evidence against said persons. *February 10, 1781.*

Whereas it has been represented to this Court, that sundry persons in the counties of Berkshire, Hampshire and Worcester, enemies to the liberties of the United States of America, are endeavouring by treasonable practices to subvert the constitution of this Commonwealth and poison the minds of the good people of this State.

Resolved

Resolved (In order to bring such persons to justice) That Major *Hezekiah Smith*, do immediately repair to the county of *Hampshire*, and Capt. *Enos Parker* to the county of *Berkshire*. and Capt. *William Putnam* for the county of *Worcester*, and procure all the evidence they can obtain of such treasonable practices, which evidences shall be conceived in writing, and sworn to before some justice of the peace, or before the townclerk, who is hereby empowered to administer such oath, which evidences are to be sealed up and sent without loss of time to the Governor and Council.

And it is further *Resolved*, that the justices of the peace and town clerks in the several towns in said counties be, and they are hereby authorized and directed, to summon such persons to appear before them and give evidence of any inimical or treasonable practices, as either of the above-named persons shall request.

XCIV.

Resolve on the petition of a number of inhabitants of the town of *Hopkinton*--- to shew cause, &c. *February 10, 1781.*

On the petition of a number of the inhabitants of the town of Hopkinton, praying that they may be set off from the town of Hopkinton, and annexed to the town of Holliston, for reasons set forth in said petition:

Ordered, That the petitioners notify the town of *Hopkinton*, by serving the Town-Clerk with a copy of their petition, and this order, twelve days before the next sitting of the General Court, that they may shew cause (if any they have) on the second Wednesday of the next sitting of the General Court, why the prayer thereof should not be granted.

XCV.

Resolve directing the superintendant of purchases in this Commonwealth, to deliver all such articles of provision for the army as are pointed out by the resolves of Congress, and to deliver a number of live cattle weekly, for the subsistence of the army. *February 10, 1781.*

Resolved, That the superintendant of purchases in this Commonwealth be, and he is hereby directed, to deliver, or order to be delivered, all such articles of provision for the army as are or may be under his particular direction, in such way and manner as is or may be pointed out by the resolves of Congress, and that the said superintendant deliver in the same manner, so many live cattle weekly as may be necessary for the subsistence of the army, any resolve of the General Court to the contrary notwithstanding.

XCVI.

Resolve directing the Treasurer to deliver *Elizabeth Curry*, the depreciation notes of *Robert Curry*, husband to the said *Elizabeth*. *February 10, 1781.*

Whereas the Treasurer of this Commonwealth is in doubt whether he is thoroughly authorized, without the order of the General Court, to deliver the depreciation notes of Robert Curry a soldier in Col. Shepherd's regiment, to the order of his Wife, he himself being at present in captivity.

Therefore *Resolved*, That the Treasurer be, and he is hereby directed to deliver said depreciation notes to *Elizabeth Curry*, wife to the said *Robert* or her order.

XCVII.

Resolve directing the Naval Officer for the port of *Boston* to search the vessels of *Thomas Fitt* and *John M'Gay*, who were lately permitted to go to *Nova-Scotia*. *February 12, 1781.* *Whereas*

Whereas by a resolve passed the General Court their present sessions, Thomas Fitt, was permitted to proceed to Nova-Scotia, in a vessel of about forty-five tons burthen, with ballast and stores sufficient for his passage; and also a permit for John M'Gray, to carry certain articles to Nova-Scotia; and it being represented to this Court, that the said Fitt and M'Gray have taken more goods on board their vessel or vessels than were permitted as aforesaid.

Therefore Resolved, That Nathaniel Barber, Esq; naval officer for the port of Boston, be, and he hereby is directed to search said vessel or vessels, and in case he shall find more goods than were permitted, he is hereby directed to take said vessels cargoes and stores into his possession, and make report to this Court; and the Sheriff, and all other civil officers in the county of Suffolk, are hereby directed to aid the said Naval Officer in the execution of this resolve, provided he finds it necessary.

XCVIII.

Resolve directing Ebenezer Wales, Esq; and Capt. Amasa Davis, a committee of supplies, to procure a number of blankets and forward them to Springfield, for the new levies. February 12, 1781.

Whereas by a resolve of the General Court of December 2, 1780, every soldier that enlisted into the Continental army for three years or during the war, was to be furnished with a blanket, and as the number of blankets apportioned upon the severals counties of Worcester, Hampshire, and Berkshire, by a resolve of April last, is not equal to the number of men apportioned upon said counties.

Resolved, That Ebenezer Wales, Esq; and Capt. Amasa Davis, committee of supplies, be, and they are hereby directed, to procure a number of blankets not exceeding one hundred and forty-eight, and forward them to Col. Shepherd at Springfield, the officer appointed to receive the men, who is to receipt for the same, and is requested to furnish those soldiers with blankets, who cannot be furnished by the Superintendant of said counties, taking their receipts for the same:

And whereas the recruits from the county of Berkshire, do rendezvous at Great-Barrington.

Be it further Resolved, That Col. Shepherd be requested to forward a number of the aforesaid blankets, not exceeding sixty, to the officer appointed by him to receive these recruits, he taking a receipt from every soldier who is furnished with a blanket.

XCIX.

Resolve empowering the committee appointed to procure evidence in the counties of Berkshire, Hampshire and Worcester, against certain inimical persons, to administer the necessary oaths in the execution of their business. February 12, 1781.

Resolved, That there be paid out of the public treasury of this Commonwealth, to Capt. William Putnam, Major Hezekiah Smith, and Capt. Enos Parker (a committee appointed to go to the counties of Worcester, Hampshire and Berkshire, to procure evidence against inimical persons) the sum of twenty-five pounds each, in the new emission, to enable them to execute the business assigned them, they to be accountable for the sums they respectively receive.

It is further Resolved, That the said committee respectively be, and they are hereby authorized and directed, to administer such oaths as may be necessary in the execution of the business assigned them by the aforesaid resolve, where no Justice of the Peace can be had with convenience.

C.

Resolve on the petition of *Josiah Brown* and others, respecting *Afa Roberts's* estate.
February 12, 1780.

On the petition of Josiah Brown and others :

Resolved, That the prayer of the petition be granted, and that the Honorable Judge of Probate for the county of *Worcester* be directed and empowered, to proceed with the said *Afa Roberts's* estate by appointing some suitable person to administer on and settle said estate in the same manner as though the said *Afa Roberts* had died at home, any law or custom to the contrary notwithstanding.

CI.

Resolve requiring of the district of *Carlisle*, in the county of *Middlesex*, a certain proportion of men set to the towns of *Concord*, *Chelmsford*, *Billerica* and *Acton*, by a resolve of the 2d December last. February 12, 1781.

Whereas by a resolve of this Court of the 2d of December last, for recruiting the Continental army, the towns of Concord, Chelmsford, Billerica and Acton, were called upon for their full proportion of men, as though the district of Carlisle had not been taken off from said towns, and none required of said district, whereby injustice may take place ; for the prevention of which, it is

Resolved, That there be deducted out of the number of men set in the schedule annexed to the resolve aforesaid, from the towns afore-named, *viz.* From *Concord* three, *Chelmsford* one, *Billerica* one, and *Acton* one ; and that there be, and hereby is required, of the district of *Carlisle*, to raise six men towards recruiting the Continental army, agreeable to the resolve before mentioned, and on said district's failure of raising the said six men in conformity to said resolve, that then said district to be subject to all the fines and penalties mentioned in the said resolve, or any subsequent resolve relative thereto.

CII.

Resolve directing the Commissary-General to deliver *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, a quantity of block-tin, for the purpose of making buttons for the soldiers cloaths. February 13, 1781.

Resolved, That the Commissary-General be, and he hereby is directed, to deliver to *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, a quantity of block-tin, for the purpose of making buttons for the soldiers cloaths which they have been directed to procure, and take their receipt for the same, they to be accountable for the said block-tin.

CIII.

Resolve allowing pay to *Barnabas Freeman* and *John Bridgham*, for their travel and attendance at the General Court. February 13, 1781.

On the petition of Barnabas Freeman and John Bridgham, praying for payment for attendance at the General Court, and travel, in the sessions of April and September :

Be it Resolved, That the Treasurer be, and hereby is directed, to pay *Barnabas Freeman*, of *Eastham*, for eight days attendance, and one hundred miles travel, and to *John Bridgham*, of *Plympton*, for twenty-three days attendance, and fifty miles travel, the same as other members were paid at the sessions afore-mentioned, and that the Treasurer be directed to charge the several towns which they represented, with the sums he shall pay the said members, any resolve to the contrary notwithstanding.

Resolved

CIV.

Resolve requiring *Nathan Jones* to lay before the General Court an attested copy of the records of the divisions of certain lands lying in the county of *Berkshire*, together with a plan of said lands. February 14, 1781.

Whereas it appears to this Court that a certain grant of lands hath formerly been made by the General Court of the then Province of Massachusetts-Bay, lying in the county of Berkshire, at a place called Number One or East-Hoosuck, jointly to Nathan Jones, Elisha Jones, and John Murray: And whereas the said Nathan Jones hath informed this Court that there hath been a division made of said lands by and between said Nathan, Elisha, and John, grantees to said Province, and that he the said Nathan is now possessed of the papers and records of said divisions, together with the original plan of said lands: Therefore,

Resolved, That the said *Nathan Jones* be, and he is hereby required and directed, to lay before this Court, as soon as may be, an attested copy of the records of the divisions of said lands, made by and between said grantees, together with the original plans of said lands.

CV.

Resolve on the memorial of *Stephen Perkins*, directing the committee on accounts to allow the accounts of the town of *Topsfield*. February 14, 1781.

On the memorial of Stephen Perkins, in behalf of the town of Topsfield, praying that they may have their accounts passed by the committee on accounts, for a horse purchased by the selectmen of said town, agreeable to the resolve of the 23d of June last, which horse was unfortunately killed before they had an opportunity to deliver him to the agent for his receipt, therefore,

Resolved, That the committee on accounts be, and they are hereby directed, to pass on said accounts, and allow to the town of *Topsfield* what was the full value of said horse, notwithstanding his being lost.

CVI.

Resolve on the petition of the selectmen of the town of *Pepperellborough*, deducting one man from the schedule of said town, and laying one on the town of *Shapleyborough*. February 14, 1781.

On the petition of the selectmen of the town of Pepperellborough, praying that they might be relieved from procuring any more men for the Continental army than an equal proportion with other towns.

Whereas it appears by the schedule of November 29th last, for filling up the Continental army, that the town of Pepperellborough has one man more assigned to them by said schedule than their equal share, and that a plantation called Shapleyborough has none assigned to them, which ought to have one: Therefore,

Resolved, That one man be deducted from the town of *Pepperellborough*, and be laid on said *Shapleyborough*: And the Brigadier of the county of *York* is hereby directed to inform said town and plantation of this resolution, that they may conform themselves accordingly.

CVII.

Resolve empowering *Caleb Davis, Esq;* to sell the ship *Tartar*, and to pay *Mr. Morgan*, the ballance due to him for building the ship. February 14, 1781.

Resolved

Resolved, That *Caleb Davis*, Esq; be, and he hereby is authorized and empowered, immediately to sell the ship *Tartar*, together with such sails, rigging, cables, and appurtenances as are now belonging to her, provided he can obtain near the sum the said ship is worth, and to pay *Mr. Morgan* the ballance that may be due to him for building the ship; and also any other persons who may have ballances due to them for supplies furnished said ship; the remainder of the money to be paid into the hands of the Treasurer of this State, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

CVIII.

Resolve requesting *Israel Jones* to deliver the plan of certain lands in *East-Hoosuck*, to the selectmen of the town of *Adams*. February 14, 1781.

Whereas it is represented to this Court that there is a considerable quantity of land in the town of Adams, in the county of Berkshire, that is supposed to be absentees estates, but that the premises cannot be fully ascertained by reason that the plan of that part of said town formerly called East-Hoosuck is now in the hands of Capt. Israel Jones of said Adams: Therefore

Resolved, That the said *Israel Jones* be, and hereby is requested, forthwith to deliver the plan of said lands called *East-Hoosuck* to the selectmen of said town of *Adams*, they to take a copy of the same, and for the use of said town and for the benefit of this Commonwealth, and return the plan to said *Jones*.

CIX.

Resolve on the petition of *William Powell*. February 14, 1781.

On the petition of William Powell.

Resolved, That the honorable Judge of Probate for the county of *Suffolk* be, and he is hereby authorized and impowered to appoint three sufficient freeholders of the town of *Boston*, to appraise the estate of *John Powell*, formerly of *Boston*, an absentee, consisting of one house and barn, situated in *Boston* aforesaid, and to take bonds of *William Powell*, of *Boston*, merchant, to the amount of one thousand pounds as a security to refund such part of what said house and barn may be appraised as may be the just proportion of the claims of any other creditors that appear in the course of one year from the above date.

And it is further *Resolved*, That when the said *William Powell* shall have complied with the above resolve, that the agent for the estate of *John Powell*, formerly of *Boston*, an absentee, shall deliver into the hands of said *William* the house and barn mentioned in his petition, when the present lease of the same shall expire, any law or resolve to the contrary notwithstanding.

CX.

A grant of eighteen pounds to each of the superintendants of this Commonwealth.
February 16, 1781.

Resolved, That there be paid out of the treasury of this Commonwealth, to each of the superintendants of this Commonwealth, the sum of eighteen pounds of the new emission of money, to enable them to send forward the men which may be delivered to them respectively, they to be accountable for the same.

CXI.

A grant of twenty pounds to *William Baker*, messenger of the General Assembly.
February 16, 1781.

On the petition of William Baker, messenger of the General Assembly:

Resolved,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of *twenty pounds*, new currency, in full for his extraordinary services.

CXII.

Resolve requiring the town of *Washington* to furnish four men as their quota to fill up the Continental army. *February 16, 1781.*

Whereas it appears to this Court, that the town of Washington in the last valuation was doomed one third part too high in polls and estate, upon which doom six men were apportioned to that town in the last requisition for men to fill up the Continental army:

Therefore Resolved, That the town of *Washington* be required to furnish four men as their quota of men to fill up the Continental army for three years or during the war with *Great-Britain*, upon the last requisition, and no more.

CXIII.

Resolve on the petition of the selectmen of the town of *Oakham*, respecting the monies arising from the sale of the estate of *James Craige*, an absentee. *February 16, 1781.*

The committee on the petition of the selectmen of the town of Oakham, praying that a part of the monies arising from the sale of the estate of James Craige, an absentee, may be appropriated to the support of Triphosa Craige, daughter to said James:

Resolved, That the prayer of said petition be granted; and the committee of the sale of the estate of the said *James Craige* be, and they are hereby directed, to pay into the hands of the selectmen of the town of *Oakham*, the whole of the monies that shall arise from the sale of said estate, after paying and satisfying all the just claims and demands against said estate, and charges arising from the sale and settlement of the same, to be appropriated to the support of the said *Triphosa*, for reasons set forth in said petition.

CIV.

Resolve directing the Treasurer to stay his executions from the town of *Fryburg* until further order. *February 16, 1781.*

On the petition of Simon Fry, in behalf of the town of Fryburg, setting forth that said town hath been taxed a much larger sum than their equal proportion, by reason of said towns being doomed near double to what said town ought to have stood in the last valuation,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to stay his executions from the town of *Fryburg* until the further order of the General Court, provided the said town of *Fryburg* pays the one half of all the taxes laid on said town since the last valuation was taken.

CXV.

Resolve requiring the town of *Hancock* to raise seven men, as their quota of men to fill the Continental army. *February 16, 1781.*

On the petition of the selectmen of the town of Hancock, praying to be abated part of the men required of them by a resolve of December 2, 1780.

Resolved, That the prayer of the petition be to far granted that the said town of *Hancock* be required to raise seven men, which shall be considered as their full quota of said requisition, the resolve aforesaid to the contrary notwithstanding.

CXVI.

Resolve respecting the conduct of *Joshua Thomas* as agent to the estate of *Nathaniel Ray Thomas*, an absentee: February 16, 1781.

The committee appointed to examine into the conduct of Joshua Thomas as agent to the estate of Nathaniel Ray Thomas, an absentee, have attended the business assigned them, and beg leave to report as their opinion---That the information given to this House, respecting the concealment of sundry articles belonging to the personal estate of said absentee, and the trespasses committed by cutting down the wood and timber upon said estate, are in several instances well founded; but by the declaration of said Thomas they were made entirely without his knowledge: The committee are therefore of opinion, That it will be most for the advantage of the public to continue him in his agency: Therefore

Resolved, That he be directed to prosecute without delay, agreeable to law, every person who shall have concealed any part of said personal estate, or who have been guilty of trespasses as aforesaid.

CXVII.

Resolve requiring soldiers raised by a resolve of the 5th June last, to produce certificates from the selectmen and commanding officer of their being actually provided with a blanket, &c. and serving their time out, to entitle them to pay. February 16, 1781.

Whereas several soldiers who were raised to serve six months in the Continental army, by a resolve of the General Court of the fifth of June last, actually found and provided themselves, at their own expence, with a blanket and other equipments, agreeable to said resolve, but when discharged were unable to procure such certificates as are by said resolve required to entitle them to receive pay for the use of the same: Therefore,

Resolved, That every soldier who was procured to serve six months in the Continental army by said resolve of June last, and actually provided himself during said time, at his own expence, with a blanket, and shall produce a certificate from the selectmen or committees of the town for which he went, that he provided himself with said articles at his own expence, and also a certificate from his commanding officer in camp that he actually served the said term of six months, or till he was discharged, such certificates shall intitle him to receive pay for the use of said equipments in the same manner as if he produced the certificate required by the said resolve of the fifth of June last, any law or resolve to the contrary notwithstanding.

CXVIII.

Resolve empowering *John Nye* to make sale of the land mentioned in his petition. February 17, 1781.

On the petition of John Nye, guardian to John Allen, a minor, son of John Allen, late of Sandwich, in the county of Barnstable, deceased, praying that he may be enabled to sell the remainder of the real estate yet unsold, in the town of Sandwich, belonging to said minor, as an heir to his said father, deceased, for reasons set forth in his petition.

Resolved, That the aforesaid John Nye be, and he hereby is authorized and empowered to make sale of the real estate of John Allen, a minor, for whom he is guardian in the town of Sandwich, and county of Barnstable, which belongs to said minor as an heir to his late deceased father John Allen, for the most the same will fetch, and make and execute a good and legal deed or deeds of the same, he

the

the said *John Nye* observing the rules and directions of the law for the sale of real estates by executors and administrators, and giving sufficient security to the Judge of Probate for the county of *Barnstable* that the neat proceeds arising from said sale or sales both principal and interest shall be applied to the use of said minor, by being paid to him when he shall arrive to the age of twenty-one years, or to his legal representatives, if he does not arrive to that age.

CXIX.

Resolve on the petition of Lieutenant *Aaron Stratton* : February 17, 1781.

On the petition of *Lieut. Aaron Stratton*, late of *Col. Paul Dudley* Sergeant's regiment, who has been a prisoner in *New-York* and on *Long-Island*, for upwards of four years, praying for his wages and depreciation, in proportion to the rank that he might have had in case he had not been captivated by the enemy.

Whereas it appears to this Court that *Lieut. Aaron Stratton*, late of *Col. Paul Dudley* Sergeant's regiment was recommended as a first Lieutenant in the arrangement which took place the first of January 1777, and would have had that appointment in *Col. M. Jackson's* regiment had he not been in captivity at that time : Therefore,

Resolved, That *Lieut. Aaron Stratton* be, and he hereby is intitled to his full pay, equal to the officers of the same rank which he would have held had he not been in captivity : And the committee for settling with the army are hereby directed to settle and make up depreciation to him, in the rank of Lieutenant, in the same manner as officers of like rank are settled with, deducting all monies or other things supplied him, either by Congress or this State.

CXX.

Resolve on the petition of *John Glover*, Brigadier-General in the American army. February 17, 1781.

On the petition of *John Glover*, Brigadier-General in the American army :

Resolved, That the committee for selling the estates of Absentees in the county of *Essex* be, and they hereby are authorized and directed to appoint five sufficient freeholders in said county, who are to be under oath, to appraise that part of *William Brown*, Esq's. estate lately occupied by *Thomas Vinning* and others, lying in *Salem* and *Marblehead*, in said county ; and said committee are authorized and directed to give a deed to said *John Glover*, at said appraisement of said farm, in behalf of this Commonwealth, and to take in pay notes given him by this State for his wages, &c. which shall become payable in *March* next, at the real value, and the ballance, if any to be paid, in current money ; and said committee are directed to pay the same into the treasury of this State, after deducting so much as will be necessary to pay the expences that may arise from the sale aforesaid.

CXXI.

Resolve abating eight shillings and four pence, to the town of *Cape-Elizabeth*, in the county of *Cumberland*, set on said town, and allowing all such sums that shall appear they have paid in consequence of the hundred polls settled in the last valuation. February 17, 1781.

Whereas it appears to this Court that the town of *Cape-Elizabeth*, in the county of *Cumberland*, was charged with one hundred polls more than there were in said town at the time the last valuation was settled.

Therefore Resolved, That eight shillings and four pence be abated from the proportion set on the town of *Cape-Elizabeth*, to the thousand pound in the last valuation

tion, and that they be allowed out of the next State tax set on said town, all such sum or sums of money that shall appear they have paid in consequence of said hundred polls.

CXXII.

A grant of *twenty pounds* to *Affabel Cogswell*. February 19, 1781.

On the petition of Affabel Cogswell :

Resolved, That there be paid out of the treasury of this State, to the said *Affabel Cogswell*, the sum of *twenty pounds*, new currency, in full for loss of time, expences incurred by Surgeon's accounts, in consequence of a wound he received in the army, by returning home, board and nursing in his own family after he returned home.

CXXIII.

Resolve empowering the executors and executrix to the will of *Thomas Call*, late of *Charlestown*, deceased, to make sale of the lands mentioned in their petition.

February 19, 1781.

On the petition of James Bradish, jun. Benjamin Goodwin, and Bethiah Call, executors and executrix to the last will and testament of Thomas Call, late of Charlestown, in the county of Middlesex, deceased, setting forth in their said petition, that the said Thomas Call, died seized and possessed of real estate part of which lies in the town of Sunderland, in the county of Hampshire, unimproved and subject to taxation, which will in a short time annihilate the whole value thereof.

Resolved, That the said executors and executrix, in their said capacity, be, and hereby are authorized and impowered, to make sale of the lands aforesaid, for the most the same will fetch, and to make and execute a good and sufficient deed or deeds thereof, to the purchaser or purchasers, they observing the rules of law for the sale of real estates by executors or administrators, and giving security to the Judge of Probate for the county of *Middlesex*, that the proceeds arising by said sale be applied agreeable to the will of the testator, after deducting the charge of sales.

CXXIV.

Resolve appointing Major *John Gleason* of *Framingham* and *Oliver Barron*, Esq; of *Chelmsford*, Muster-Masters in the county of *Middlesex*. February 19, 1781.

Whereas by a resolve of the General Court, passed the 27th of November last, for raising men to reinforce the Continental army, there was but one Muster-Master appointed for the county of Middlesex, which is very inconvenient for several parts of said county.

Therefore Resolved, That Major *John Gleason* of *Framingham*, and *Oliver Barron*, Esq; of *Chelmsford*, be, and they hereby are appointed in addition to the one already appointed to muster the men that shall be raised in the county aforesaid.

CXXV.

Resolve directing *Joseph Noyes* of *Falmouth*, in the county of *Cumberland*, to lay his accounts of supplies to the troops at the post at *Falmouth*, before the committee on accounts for allowance and payment. February 19, 1781.

Resolved, That *Joseph Noyes*, of *Falmouth*, in the county of *Cumberland*, be, and he hereby is directed to lay his accounts of supplies and expenditures in the Quarter-Master's department, to the troops at the post at *Falmouth*, and also for what provision

provision and other necessaries he has purchased for the use of said troops, before the committee on accounts for allowance and payment, which sums are to be charged to the Continent.

CXXVI.

Resolve upon the representation respecting a tract of land lying between the towns of *Chesterfield* and *Worthington*, *Murrayfield* and *Chesterfield Gore*, as also another tract adjoining to the town of *Cumington*, appointing *John Hastings*, Esq; and *Mr. Ephraim Wright*, a committee to enquire into the premises. February 19, 1781.

Whereas it has been represented to this Court, that there is a certain tract of land lying in this Commonwealth between the towns of Chesterfield and Worthington, Murrayfield and Chesterfield Gore, containing about 1200 acres; and also another tract or Gore of land supposed to contain one or two hundred acres lying near the same, adjoining to the town of Cumington, which have never been granted by the Great and General Court; wherefore it is

*Resolved, That John Hastings, Esq; and Mr. Ephraim Wright, be a committee to enquire into the premises, and if they shall find both or either of the tracts of land aforesaid not granted as aforesaid, that in that case they be authorized to make an exact survey of the premises, and divide them into lots if they shall judge it to be best for the public, and sell the same at public auction, giving previous notice of the time and place of sale, by publishing the same in the towns or plantations aforesaid five weeks at least before the time of sale, and publishing the same in the *Hartford*, *Worcester*, and one of the *Boston* news-papers, three weeks successively before said sale; and that said committee be and hereby is authorized to make out to the purchaser or purchasers good and sufficient deed or deeds for the same, he or they paying one moiety of the money at the time of sale, and giving sufficient security with surety or sureties for the payment of the other moiety within three months from the time of sale, and said committee are ordered to pay the monies arising from the sale of said lands into the public treasury of this Commonwealth as soon as may be, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.*

CXXVII.

Resolve on the petition of *Abigail Newman* of *Boxford*, in the county of *Essex*, empowering her to sell the land mentioned in said petition. February 19, 1781.

On the petition of Abigail Newman, of Boxford, in the county of Essex, praying that she may be enabled to sell a lot of land in Winchendon, in the county of Worcester, which was lately the property of Hannah Wood, deceased, for reasons set forth in her petition.

Resolved, That the said Abigail Newman, of Boxford, in the county of Essex be, and she hereby is authorized and empowered to sell for the most the same will fetch, an eighty acre lot of land in the town of Winchendon, in the county of Worcester, which lot is number 113, in the north division, on the original right of Thomas Lufkin, which lot of land was the estate of Hannah Wood, late deceased, and which descended to her by her late deceased father Solomon Wood, and make and execute a deed or deeds of the premises, which shall correspond with the right and title the said Hannah had to the premises at the time of her decease, she the said Abigail observing the directions of the law for the sale of real estates by executors and administrators.

Provided, That the said *Abigail Newman* before she shall make any conveyance of the premises, procure some suitable person to the satisfaction of the Judge of Probate for the county of *Essex*, to give his bond to said Judge as principal, together with such sureties as shall be required by said Judge that the neat proceeds arising from the aforesaid sale shall be divided to and amongst the legal heirs of the said *Hannah Wood*, deceased, according to the law for the division of intestate estates.

CXXVIII.

Resolve for the disposal of a number of masts and other spars in the eastern parts of this Commonwealth, and authorizing *Jedediah Preble*, Esq; *Thomas Rice*, Esq; and *James McCobb*, Esq; to dispose of same, and to render an account of their proceedings to the General Court. February 19, 1781.

Whereas there are a number of masts and other spars in the eastern parts of this Commonwealth, belonging to this government, for which there is no immediate use, and it may be greatly for the interest of the public that the masts and spars aforesaid should be speedily disposed of, therefore,

Resolved, That *Jedediah Preble*, Esq; be appointed and authorized, and he is hereby accordingly authorized, to dispose of such masts and spars belonging to this government as are under the care of *William Frost*, at *Falmouth*. And that *Thomas Rice*, Esq; be appointed and authorized, and he is hereby authorized to dispose of the masts and spars belonging to this government that are under the care of *Timothy Parsons*, at *Wiscasset-Point*. And that *James McCobb*, Esq; be appointed and authorized, and he is hereby accordingly authorized to dispose of the masts and spars belonging to this government that are under the care of *Timothy Parsons*, aforesaid, at *Kennebeck*, for the most said masts and spars will fetch, and pay the money arising therefrom immediately into the public treasury, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

And it is further *Resolved*, That the said *Jedediah Preble*, *Thomas Rice* and *James McCobb*, Esq's. render an account of their proceedings respecting the sale of the masts and spars aforesaid to the General Court as soon as possible after said masts and spars are disposed of, they to receive such compensation for transacting said business as the General Court shall hereafter order.

And it is further *Resolved*, That the aforesaid *William Frost* and *Timothy Parsons* be directed, and they are hereby accordingly directed, to deliver all such masts and spars as are in their possession belonging to this government to the persons respectively appointed to sell the same.

CXXIX.

A grant of ten thousand pounds to the committee appointed to concur and pay accounts. February 20, 1781.

Whereas it appears to this Court, that the committee for paying accounts have expended the sum allowed them for the purpose, and it being necessary that a further sum be allowed said committee to enable them to make further payments, agreeable to the order of Court, therefore,

Resolved, That the sum of ten thousand pounds of the new emission be, and hereby is ordered to be paid out of the public treasury of this Commonwealth to said committee, to enable them to pay such accounts as may be allowed by the committee appointed by this House for that purpose, said committee to be accountable for the expenditure of the same.

CXXX.

Resolve directing the Judges of the Supreme Judicial Court to deliver their opinions in writing upon the subject matter in dispute between the two Houses, respecting the settlement of a valuation. February 20, 1781.

Whereas it is provided by the constitution "that all moneys bills shall originate in the House of Representatives," and the House are of opinion, that, agreeable to the spirit of the clause above recited, it is their exclusive right and duty to originate an enquiry into the returns made from the several towns and plantations for the purpose of settling a valuation, and finally to conclude on the proportion of rateable property within each town and plantation in this State.

And whereas the Senate are of opinion, that the above recited clause does not apply to the settlement of a valuation, and therefore, that by virtue of the equal rights and powers which are given by the first section of the first chapter in the frame of government to the two branches of the legislature, the Senate have an equal right and concern with the House of Representatives in originating and completing the settlement of a valuation. And whereas it is essential to the public interest, that the two branches of the legislature should on the present occasion unite in their construction of the constitution without delay. Therefore,

Resolved, That in order hereto, the Judges of the Supreme Judicial Court be, and they hereby are directed, to deliver in writing to each house of the legislature, on or before the 22d day of February instant, their respective opinions on the above questions in debate.

CXXXI.

Resolve entitling *Andrew Wiseaker* to half pay, to commence from the first of September, 1779. February 20, 1779.

On the representation of John Lucas, commissary of continental pensioners, in behalf of Andrew Wiseaker, who was impress and sent on board the ship Putnam, and in an engagement at Penobscot lost his right arm in August, 1779, as appears by his certificate.

Resolved, That the said *Andrew Wiseaker*, is intitled to half pay as a soldier, to commence from the first day of September, 1779, the time of his discharge.

CXXXII.

Resolve entitling *William Pedrick* to half pay from the 1st of March, 1779.

On the representation of John Lucas, commissary of continental pensioners, in behalf of William Pedrick, Quarter-Master on board the continental brig Résistance, William Burke, commander, who was taken prisoner the 25th day of August, 1778, and carried to New-York, and while a prisoner lost all his toes by the frost, as appears by his certificate and other papers accompanying the same.

Resolved, That the said *William Pedrick* is entitled to one third pay, to commence from 1st day of March, 1779, at which time his pay ceased.

CXXXIII.

Resolve entitling *Josiah Haywood* to half pay as a soldier, to commence the first of June, 1780. February 20, 1781.

On the representation of John Lucas, commissary of pensioners, in behalf of Josiah Haywood, a soldier in Col. Timothy Bigelow's regiment and Capt. Robins's company, who was wounded in his left arm in the service of the United States of America; by said wound he has lost the use of his arm, as appears by his certificate.

Therefore,

Therefore *Resolved*, That the said *Josiah Haywood*, is entitled to one third pay as a soldier, to commence from the time of his discharge, which was the first day of *June*, 1780.

CXXXIV.

Resolve entitling *Ebenezer Perkins* to half pay as a marine, to commence from the 13th *April*, 1780. *February* 20, 1781.

On the representation of John Lucas, commissary of pensioners, in behalf of Ebenezer Perkins, a marine on board the continental ship Warren, who was wounded at Penobscot, by a ball's entering his breast and gone through part of his shoulders and arm, as appears by his certificate.

Therefore *Resolved*, That the said *Ebenezer Perkins* is entitled to one third pay as a marine, to commence from the 13th of *April*, 1780.

CXXXV.

Resolve entitling *Christopher Newbit* to half pay as a soldier, to commence from the 28th *September*, 1779. *February* 20, 1781.

On the representation of John Lucas, commissary of continental pensioners, in behalf of Christopher Newbit, a soldier in Philip M. Ulmer's company, who lost his arm by a cannon ball, in a battle with the enemy at Majorbigwaduce, the 28th day of July, as appears by his certificate.

Resolved, That *Christopher Newbit* is entitled to half pay as a soldier, to commence from the 28th *September*, 1779, the time of his discharge.

CXXXVI.

A grant of *thirteen pounds ten shillings* to *Edward Manchester*, a pensioner. *February* 20, 1781.

The committee to whom the petition of Edward Manchester, a pensioner of this Commonwealth was referred, beg leave to report by way of resolve.

Resolved, That there be paid to *Edward Manchester* aforesaid, out of the treasury of this Commonwealth, the sum of *thirteen pounds ten shillings*, in bills of the new emission, in full to this day, it being eighteen months since he received his last pension.

CXXXVII.

A grant of *four pounds* to the selectmen of *Grafton*, for *George Gire*, a pensioner. *February* 20, 1781.

The Committee appointed to consider the petition of the selectmen of Grafton, in behalf of George Gire, a pensioner of this Commonwealth, report by way of resolve:

Resolved, That there be paid out of the treasury of this Commonwealth, to the selectmen of *Grafton*, for said *George Gire*, the sum of *four pounds*, in bills of the new emission, in full for one years pension, commencing in *June*, 1779.

CXXXVIII.

Resolve on the petition of the Hon. *James Barker, Esq;* directing the Treasurer to deliver a note for the value of the bills mentioned: *February* 20, 1781.

On the petition of the Hon. James Barker, Esq; praying that he might have a note from the Treasurer of this Commonwealth for twelve pounds one shilling, in lieu of that sum now in his possession, of bills emitted by this State, and not redeemed by reason of

of their being within the enemies lines on Rhode-Island, at the time prefixed for their redemption; Therefore

Resolved, That the prayer of said petition be granted, and that the Treasurer of this Commonwealth be, and he hereby is directed, to deliver to the petitioner a note for the value of said bills, dated the last day of the redemption of said money, any resolve to the contrary notwithstanding.

CXXXIX.

Resolve directing the several delinquent towns, &c. to make return of the bounties given the three and six months men, on or before the 5th day of *April* next, and on neglect not to be entitled to have any of said bounties included in the tax to be granted. February 20, 1781.

Whereas by the resolves of the General Court of June last, for raising the six and three months men, the selectmen of the several towns and committees of plantations in this Commonwealth were called to make returns on oath of the Counties given by their towns or individuals, to said men with vouchers from the several men of said sums they received as aforesaid, on or before the first day of January last: And whereas some towns have neglected to make such returns; therefore it is

Resolved, That the selectmen of the several delinquent towns, and committees of plantations be hereby directed, to make returns into the Secretary's office of the bounties as aforesaid, on or before the fifth day of *April* next, and on the failure thereof, the towns and plantations whose selectmen and committees shall neglect this duty, shall not be entitled to have any bounties which they may have given for procuring said three and six months men, included in the tax which shall be granted agreeably to the tenor of the aforesaid resolve, or to receive any credit for the average of said bounties as by the same resolve is provided. And the Secretary is hereby directed to publish the foregoing resolve, in one of the *Boston* and the *Worcester* news-papers.

CXL.

Resolve for raising guards at the several posts on the sea coasts in this Commonwealth, and making an establishment for said men. February 20, 1781.

The committee to report an establishment for the sea coasts men beg leave to report:

That whereas the time for which the guards stationed at the several posts on the sea coasts in this Commonwealth, expired the first day of January last:

Therefore *Resolved*, That there be raised in the Province of *Main*, and stationed at *Falmouth* and *Cape-Elizabeth*, one serjeant and twelve matrosses.

Resolved, That there be raised in the county of *Essex*, and stationed at the fort on Plum-Island, one corporal and two matrosses.

At *Glocester*, one serjeant and six matrosses.

At *Beverly*, one corporal and three matrosses.

At *Salem*, one serjeant and six matrosses.

At *Marblehead*, one serjeant and four matrosses.

Resolved, That there be raised in the county of *Plymouth*, and stationed at the *Gurnet* one serjeant and six matrosses.

And it is further *Resolved*, that there be allowed and paid to each serjeant *thirty-six shillings* per month, and to each corporal *thirty-four shillings* per month, and each private or matross *thirty-two shillings* per month, during their continuance in said service; the above wages to be paid in specie or bills of credit equivalent thereto.

And it is further *Resolved*, that the wages of the men who shall be raised and stationed at the several sea-ports agreeable to this resolve, commence from the day they march from their respective homes for the posts to which they shall be stationed, and shall continue in service until the first day of *January*, 1782, unless sooner discharged.

And it is further *Resolved*, That his Excellency the Governor be, and hereby is desired, to appoint suitable persons to provide for and supply the aforesaid men at the several stations with such provisions as are allowed the men in the Continental army.

And it is further *Resolved*, That his Excellency the Governor be requested to appoint the officers mentioned in these resolves.

CXLI.

Resolve directing *George Williams*, one of the managers of the State lottery, to pay the ballance due upon settlement of his account unto the Treasurer, and making him compensation for his services : *February 21, 1781.*

Whereas on settlement of the accounts of Capt. George Williams, one of the managers of the State lottery, for the forfeited prizes in the fourth and last class, it appears there is a ballance due from said Williams one State note of one hundred and fifty pounds, thirty-six notes of fifteen pounds each, and eighteen hundred and fifty dollars, of the old emission :

Resolved, That the said *Williams* be, and is hereby directed to pay the above mentioned State notes into the treasury of this Commonwealth, and take duplicate receipts therefor, one of which to be lodged in the Secretary's office, in full discharge for his part of the forfeited prizes in the fourth and last class of the abovementioned lottery, and the *eighteen hundred and fifty dollars* aforesaid is considered as a full compensation for said *Williams's* service in settling said classes.

CXLII.

Resolve empowering *Benjamin Chadbourn*, Esq; of *Berwick*, in the county of *York*, to prosecute to final judgment all trespassors upon a tract of land in said county, called *Cook's Lot* : *February 21, 1781.*

Whereas there is a tract of land in the county of York, of about three miles square, called Cook's Lot, on the western side of Saco-River, and adjoining thereunto, without the bounds of any incorporated town, upon which there are many valuable white-pine masts, a considerable part of which lot is the property of this Commonwealth ; and as it is said that some persons have made strip and waste thereon, and are again preparing to carry off the pine masts aforesaid, by cutting them into mill-logs and for other uses : Therefore, to prevent any further destruction of said timber, and also that such as have heretofore trespassed on said lot may be called upon to make speedy satisfaction :

Therefore it is *Resolved*, That *Benjamin Chadbourn* of *Berwick*, in the county of *York*, Esq; be, and hereby is fully authorized and impowed, in the name and in the part of this Commonwealth, to join with the other proprietors or tenants on common of the said tract, in commencing and prosecuting to final judgment and execution any person or persons that have unlawfully entered and committed any trespass on said lot, since the first day of *January*, 1775, or that hereafter may commit trespasses thereon, said *Chadbourn* to appear in person, or by such attorney as he may see cause to appoint, and on the part of this Government to submit to reference any action or suit, or supposed cause of action, in the same

way

way and manner other parties in their own suits have usually submitted them, said *Chadbourn* to account with the Judge of Probate for *York* county for this Government's proportion of the damages that may be recovered and received by him, and to pay into the treasury of this Government such sum or sums as may, on his accounts so examined and allowed, appear to be due to the State; and the Treasurer's receipt shall be a full discharge for all such sums as he may pay.

And it is further *Resolved*, That if any persons have entered on said lot with an intention of settling thereon without leave of the owners, that the said *Benjamin* may join with the other tenants in common in commencing and prosecuting to final judgment and execution, actions of trespass or ejection against such intruders as the case may require; any law, usage or resolve to the contrary notwithstanding.

CXLIII.

A grant of one hundred dollars new emission, to his Honor the Lieutenant Governor, for his expences as a commissioner on the part of this Commonwealth, to meet at *Providence*, on the subject of supplies to the French army and navy.
February 21, 1781.

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to his Honor the Lieutenant Governor, one hundred dollars of the new emission, for his expences as a commissioner on the part of this Commonwealth, at a convention to be held at *Providence*, on the subject of supplies to the French army and navy, he to be accountable for the same.

CXLIV.

Resolve directing the Treasurer to apply to *Nathaniel Appleton*, Esq; for the sum of eight thousand pounds in bills of the new emission, and granting five thousand pounds to *Joseph Baker*, Esq; out of said sum, and to retain the ballance till further order. *February 21, 1781.*

Whereas *Joseph Baker*, Esq; has represented to this Court, that he has a quantity of beef and pork for sale; and whereas this Commonwealth is in want of the same for the use of the army.

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed to apply to *Nathaniel Appleton*, Esq; Continental-Loan officer within this Commonwealth, for the sum of eight thousand pounds in bills of the new emission, for the purpose abovementioned; and the Treasurer of this Commonwealth, be, and he hereby is directed to replace the same in Continental bills of credit of the old emission to the value thereof, as soon as he can avail himself of the same; and it is hereby recommended to said Loan-Officer, to furnish said Treasurer with the sum aforesaid.

And it is further *Resolved*, That there be paid out of the public treasury of this Commonwealth to *Joseph Baker*, Esq; out of the above sum, five thousand pounds advanced by the Loan Officer as aforesaid, he to be accountable for the same; and the Treasurer is hereby directed to retain the other three thousand pounds advanced as aforesaid, in the office for the order of the General Court.

CXLV.

Resolve directing the Treasurer to receive of *Caleb Davis*, Esq; one of the managers of the late State Lottery, the ballance of notes due upon settlement.
February 21, 1781.

Whereas

Whereas it appears upon settlement with Caleb Davis, Esq; (one of the managers of the late State lottery) that there remains a ballance of one state note of three hundred pounds, two notes of thirty pounds each, forty-one notes of fifteen pounds each, and seventeen hundred dollars of the old emission due from said Davis to this State, from the forfeited prizes in the third and fourth classes of said lottery.

It is therefore *Resolved*, That the Treasurer be, and he is hereby directed to receive said ballance, and give duplicate receipts therefor, one of which to be lodged in the Secretary's office, in full discharge of said Davis's part of forfeited prizes in the third and fourth classes above mentioned.

CXLVI.

Resolve allowing additional pay to the Honorable Council, Senate and House of Representatives, for their attendance at the General Court. February 21, 1781.

The committee appointed to consider what will be a reasonable compensation for the travel and attendance of the members of the General Court for the present session, have attended that service, and report by way of resolve.

Resolved, That there be paid out of the public treasury of this Commonwealth to each of the members of the Honorable Council, the sum of *fifteen shillings* per day for each day of their attendance since the last pay roll was made up; and that there be paid to each of the members of the Honorable Senate, the sum of *thirteen shillings and six-pence* per day for each day of their attendance this present session, and that there be paid to each of the members of the House of Representatives, the sum of *twelve shillings* per day, for each day of their attendance this session, and that their travel be made up in proportion according to former custom, and the committee on the pay roll are directed to make up the pay roll accordingly.

CXLVII.

Resolve empowering the committee for supplying the officers of the *Massachusetts* line of the army to supply said officers with money to purchase cloathing. February 23, 1781.

Whereas several officers of the Massachusetts line of the army have supplied themselves with cloathing, and others are desirous of receiving money in lieu of cloathing, in order that they may purchase for themselves, therefore,

Resolved, That *Ebenezer Wales* and *Capt. Amasa Davis*, the committee for supplying the officers of the *Massachusetts* line of the army with cloathing, be, and they are hereby empowered to supply any of said officers with a sum of money sufficient to purchase the cloathing due to said officers, provided they chuse to receive the same.

CXLVIII.

Resolve directing the method how the committee appointed to settle with the army shall settle with them: February 23, 1781.

Whereas the committee deligated by the Massachusetts line of the Continental army, to ~~a~~ in their behalf in the settlement of the depreciation of their wages, have applied to this Court for an allowance of the sum which is due to them on account of the depreciation which took place after their wages became due, before they actually received payments; and however reasonable it might have been heretofore considered, that an adjustment thereof should be made by Congress, yet as a settlement of it in this mode may be attended

tended with delay and embarrassments; and the Assembly are chearful on all proper occasions to express their sense of the services and sufferings of their military brethren in the present important contest:

It is therefore *Resolved*, That the committee of this Court for settling with the army be, and they hereby are directed to allow the *Massachusetts* line of the Continental army the amount of the depreciation which took place on their wages, from the several periods at which they became due, to the time when the Pay-Masters of the respective regiments received the same.

It is further *Resolved*, that the additional pay of the military, staff, and of the line of the *Massachusetts* forces be made good, and depreciation allowed thereon in the same manner as on the established pay of the line: That the officers and non-commissioned officers be respectively charged with all monies received by them for the purpose of enlisting recruits, and be credited for each soldier by them respectively enlisted, and who was mustered before the 2d day of *December* last, such sum as is allowed by the resolves of the General Court.

That the officers, non-commissioned officers and privates be charged with all supplies of stores and cloathing delivered to them, except such cloathing as is allowed by Congress, after deducting the value of the money they paid for the same, but no charge is to be made of any cloathing supplied by Congress, on condition that no account be brought against the States for any other deficiency than the depreciation of wages.

That the benefit of this resolve be extended to all who were in service as part of this State's quota of the Continental army on the 31st of *December* last, and to the heirs of such as have died or been killed while in said service, previous thereto, and also to such as have been regularly discharged therefrom since the sixth of *February*, 1779.

CXLIX.

Resolve supplying *Joseph Baker*, Esq; Commissary of purchases, with 500 bushels of salt, for barreling a quantity of beef and pork: *February* 23, 1781.

Whereas it is necessary that Joseph Baker, Esq; Commissary of purchases be supplied with 500 bushels of salt for the purpose of barreling a quantity of beef and pork for the use of the army: Therefore

Resolved, That the said *Joseph Baker*, Esq; be, and he hereby is directed, to apply to *Daniel Loring*, Deputy-Commissary of the Continental store at *Sudbury*, for the said 500 bushels of salt; and it is hereby recommended to said Deputy-Commissary to furnish said *Joseph Baker* with the quantity aforesaid, and this Commonwealth will replace the salt in quantity and quality, or credit the United States therefor.

CL.

Resolve discharging the committee for paying accounts of the sum of *five thousand five hundred and thirty pounds seventeen shillings and five pence*. *February* 23, 1781.

Whereas by the representation and report of the committee for settling the public accounts, it appears to this Court, that the committee on the part of the Senate appointed to concur and pay accounts, have received of the Treasurer of this Commonwealth, by warrant from the Governor, dated November 21, 1780, the sum of five thousand pounds, which with the sum of four pounds six shillings and ten pence, the balance of their last account, and five hundred twenty-eight pounds one shilling and

four pence, ballances of sundry accounts they received, makes five thousand five hundred and thirty-two pounds eight shillings and two pence, they having produced to said committee good and sufficient vouchers for the expenditure of five thousand two pounds sixteen shillings and four pence, and the Treasurer's receipts for five hundred twenty-eight pounds one shilling and four pence, which makes five thousand five hundred thirty pounds seventeen shillings and five pence, and leaves a balance of one pound ten shillings and nine pence due to the Commonwealth.

Therefore Resolved, That the committee for paying accounts as aforesaid, be, and they hereby are discharged of the abovementioned sum of five thousand five hundred thirty pounds seventeen shillings and five pence, for the expenditure of which they have produced good and sufficient vouchers, and that the said committee be accountable for the sum of one pound ten shillings and nine pence, a ballance in their hands due to the Commonwealth.

CLI.

Resolve directing the committee for settling with the army to settle with Capt. John Wood and seventeen other persons in the corps of artificers, for the depreciation of their wages. February 24, 1781.

On the petition of Capt. John Wood, of Westborough, in behalf of himself and seventeen other persons belonging to this Commonwealth, in the corps of artificers or servants in said corps till discharged, praying they may be allowed the depreciation of their wages for reasons set forth in said petition.

Resolved, That the committee for settling the depreciation of the wages of this State's quota of the Continental army, be, and they are hereby directed, to settle with the said John Wood, and the other seventeen persons who served in said corps of artificers in the Continental service, for the depreciation of their wages, in the same manner as they settle with the corps doing the like duty in the Continental army.

CLII.

Resolve appointing Nathaniel Willis, Printer to the General Court, and establishing his pay for printing all acts, resolves, &c. on condition that he send his paper gratis to the several towns with the said acts, resolves, &c. printed. February 24, 1781.

Whereas it appears by a proposal made by Nathaniel Willis, Printer, that he will furnish each town and plantation in this Commonwealth with his news paper weekly, for the privilege of printing the acts, resolves, orders, and advertisements for the sale of confiscated estates, receiving for the same, six shillings in specie or bills of credit equivalent thereto for each square.

Therefore Resolved, That Nathaniel Willis shall print all the acts, resolves and advertisements. in his paper, and receive therefor, out of the public treasury of this Commonwealth, for each square so printed, six shillings in specie, or bills of credit equivalent thereto, on condition that the said Willis send his paper gratis and weekly, with the said acts, &c. printed therein, to the several towns and plantations aforesaid, directed to the town clerks respectively, until the further order of the Court, and said town clerks are hereby directed to file said papers for the benefit of the town, and to communicate immediately to the proper persons, any and every thing of a public nature that shall require the exertion of the town, or any particular member thereof. And the said Willis is hereby directed to send said papers by the usual carriers, without any expence to this Commonwealth or the towns to which they are directed. And

And the Selectmen in the several towns in this Commonwealth are directed to take such measures to procure said papers after the usual carriers have deposited them, as may be most effectual for that purpose, and said *Willis* is directed to print this resolve three weeks successively in his paper.

CLIII.

Resolve requesting his Excellency to order the immediate confinement of *William Bryan* and *Henry Bingham*. February 24, 1781.

Whereas it appears to this Court to be of the most pernicious consequence to permit prisoners of war to go at large; and as this Court has received information that a certain William Bryan and Henry Bingham, both prisoners of war, are permitted to go at large, notwithstanding the laws of this Commonwealth to the contrary: Therefore,

Resolved, That his Excellency the Governor be requested to order the aforesaid *William Bryan* and *Henry Bingham*, now said to be in *Boston*, to be immediately put under confinement.

CLIV.

Resolve directing the Commissary-General to deliver sundry articles for the use of the Eastern Indian department, and granting Col. *John Allen* six hundred pounds, to defray the expences of said department, and requesting the Governor to continue to write to Congress respecting the Eastern affairs. February 24, 1781.

Resolved, That the Commissary-General be, and he hereby is directed, to deliver to Lieut. *James Avery*, agent to Col. *Allen*, superintendant to the Eastern Indian department, one hundred bushels of corn, two hogsheds of rum, and one quarter cask of wine, to be sent at different times, in such proportions thereof as the Governor and Council shall direct; and that there be paid out of the treasury of this Commonwealth, to the Commissary-General or his order, to enable him to procure the said articles, the sum of *one hundred and fifty pounds* of the new emission.

And it is also *Resolved,* That the agents for cloathing be, and hereby are directed, to deliver to said *Avery* cloth and trimmings of a suitable quality, sufficient for forty suits of cloaths, and forty blankets, as a bounty for the men ordered to be raised by the resolve of the 28th *November* last, to augment the garrison at *Machias*.

And as it appears by the memorial of Col. Allen, that considerable expences have arose by reason of his not having supplies in time, for which he is indebted: Therefore,

Resolved, That there be paid out of the treasury of this Commonwealth, to Col. *John Allen*, or his order, the sum of *six hundred pounds* new emission, to defray the expences aforesaid, he to be accountable for the same.

And whereas the critical state of the Eastern department requires all possible attention for its support and defence, which is of great consequence not only to this Commonwealth, but the United States in general: Therefore,

Resolved, That the Governor be, and hereby is requested, to continue to write to Congress, that what has been and may be advanced by this Government for the support and defence of the Eastern country, may be carried to the credit of this Commonwealth.

CLV.

Resolve directing the Treasurer to exchange *Jabez Hathaway* and *Cyprian* depreciation notes, for reasons mentioned. February 24,

Whereas it is represented to this Court, That Jabez Hathaway and Cyprian Wright, are soldiers in the Continental army and were enlisted during the war, for part of the quota of this Commonwealth, but through some mistake had their depreciation notes sent, becoming due in the last periods of said notes, as though they had enlisted for three years only, whereby they are greatly disappointed.

Therefore Resolved That the Treasurer of this Commonwealth, be, and he hereby is directed to exchange said notes, and lodge a receipt in the Secretary's office for the same, and give others of the like tenor and date in lieu thereof, becoming due in the first periods of said depreciation notes, which were given soldiers who enlisted during the war, agreeable to the resolves of the General Court.

CLVI.

Resolve discharging the Hon. Jabez Fisher, Benjamin White, and Daniel Davis, Esq's. late a committee on the part of the Council for concurring and paying accounts, of the sum of *three hundred and ninety-two thousand five hundred and thirty-seven pounds four shillings and ten pence*; and granting the sum of *fifteen pounds nine shillings and one penny*, to said committee, for the ballance due to them upon settlement of their accounts. February 26, 1781.

Whereas it is made to appear to this Court, by the representation and report of the Committee to methodize, settle and settle public accounts, that Jabez Fisher, Benjamin White, and Daniel Davis, Esq's. late committee on the part of the Hon. Council to concur and pay accounts, have received from the treasurer of this now Commonwealth, from June 13th to October 6th, 1780, three hundred and ninety thousand pounds, which, with nineteen hundred and nineteen pounds, ballances of sundry persons they received, makes three hundred ninety-one thousand nine hundred and nineteen pounds; they have also produced to said committee good and sufficient vouchers for the expenditure of three hundred ninety thousand and ninety-one pounds seven shillings and seven pence, and paid into the treasury nineteen thousand and nineteen pounds, which sums, with five hundred and twenty-six pounds seventeen shillings and three pence, ballance of their late account due to them, makes three hundred ninety-two thousand five hundred thirty-seven pounds four shillings and ten pence, and leaves a ballance due to said committee from the Commonwealth, of six hundred eighteen pounds four shillings and ten pence, upon the final settlement of their accounts, made this 21st of February, 1781: Therefore,

Resolved, That said committee for concurring and paying accounts, viz. Jabez Fisher, Benjamin White, and Daniel Davis, Esq's. be, and they hereby are fully discharged of the afore-mentioned sum of *three hundred ninety-two thousand five hundred thirty-seven pounds four shillings and ten pence*, which they have paid by order of Court.

And whereas it appears by this final settlement, that there is due to said committee a ballance of six hundred eighteen pounds four shillings and ten pence, equal to fifteen pounds nine shillings and one penny new emission: Therefore,

Resolved, That there be paid out of the public treasury of this Commonwealth, to said committee, the sum of *fifteen pounds nine shillings and one penny*, in bills of the new currency, in full of the ballance aforesaid.

CLVII.

Resolve discharging the committee on accounts for the sum of *ten thousand and one pounds ten shillings and nine pence*, new emission. February 26, 1781.

Whereas by the representation and report of the committee for settling the public accounts,

it appears to this Court, that the committee on the part of the Senate, appointed to concur and pay accounts, have received of the Treasurer of this Commonwealth, by warrant from the Governor dated the eighth instant, for ten thousand pounds, which, with a ballance of one pound ten shillings and nine pence, due from said committee on settlement of their last account, is ten thousand and one pounds ten shillings and nine pence; they have also produced to us good and sufficient vouchers for the expenditure of ten thousand and twelve pounds nineteen shillings and two pence, which leaves a ballance due to the committee from the Commonwealth, of eleven pounds eight shillings and five pence, upon settlement of their account this 26th February, 1781:

Therefore Resolved, That the committee for paying accounts as aforesaid be, and they hereby are discharged of the afore-mentioned sum of *ten thousand and one pounds ten shillings and nine pence*, for the expenditure of which they have produced good and sufficient vouchers, and that the said Commonwealth be accountable to the said committee for the sum of *eleven pounds eight shillings and five pence*, a ballance due from said Commonwealth to said committee.

CLVIII.

Resolve directing the committee appointed by a resolve of the 19th June last, for hiring money upon absentees estates, to make such alterations in the house of *William Jackson*, an absentee, as will best accommodate the rooms appropriated for the several committees and messenger of the House, and to let the shop in said house. February 26, 1781.

Whereas by a resolve of October 2d, 1780, one lower room and two chambers in the house of *William Jackson*, an absentee, was appropriated for the accommodation of *William Baker*, messenger of the General Court, and a door and partition was ordered to be made for such accommodation, and the committees for methodizing the public accounts, &c. And as it will be much more for the advantage of the Commonwealth if the whole of the corner shop now improved as an entry for the committee aforesaid and others who sit in said building, be let, and an entry made through the front of the building for the purpose aforesaid.

Resolved, That the committee appointed by a resolve of the 19th of June last, for hiring money in behalf of government upon the absentees estates, be, and they are hereby authorized and impowered, to make such alterations as will best accommodate the rooms appropriated for the several committees and messenger of the House aforesaid, and to let said shop upon such terms as they may judge best for the Commonwealth.

CLIX.

Resolve directing the committee on muster-rolls to make up the pay of the officers and soldiers raised by a resolve of the 22d of June last for three months, in gold or silver, or bills equivalent. February 26, 1781.

Resolved, That the committee upon muster-rolls be, and hereby are directed, to allow and make up the pay of the officers and soldiers which were raised in consequence of a resolve of the General Court of the 22d of June last, for the term of three months, in gold or silver, or current bills equivalent thereto, agreeable to said resolve. And said committee are further directed to alter and make conformable to the above standard, all such rolls belonging to said corps as shall appear to have been heretofore made up at the rate of forty paper dollars of the old emission for one of silver. And his Excellency the Governor, with advice of Council, is hereby requested to grant warrants upon the treasury of this State for the sum or sums that shall appear to be due upon said rolls, made up and adjusted in manner aforesaid.

CLX.

Resolve excusing the town of *Fryburg* from raising three men of the quota assigned them by a resolve of *December 2, 1780. February 26, 1781.*

The committee appointed to take into consideration the requisition for men laid on the town of Fryburg, by a resolve of the General Court of the 2d of December, 1780, have attended that service, and it appears to your committee that the town of Fryburg have more men required of them than their proportion, therefore,

Resolved, That the town of *Fryburg* be, and they hereby are excused from raising of three men of the quota assigned them by the resolve of *December 2d* aforesaid.

CLXI.

Resolve authorizing the classing of men in the several deficient towns and plantations in this Commonwealth, for the army. *February 26, 1781.*

Whereas it is of the utmost importance that the quota of men required by a resolve of the 2d of December last, be speedily compleated; and as the mode of classing has been more successful in procuring the men than any other measure: Therefore,

Resolved, That the assessors of every deficient town and plantation, together with the commanding-officer of each militia company, where the mode of classing has not been adopted, be, and they hereby are authorized and directed immediately upon the receipt hereof, to class their inhabitants and such others as are liable by law to pay taxes within the same, into as many classes as shall be equal to the number of men deficient in such town or plantation, agreeable to the rules and directions given by the said resolve of the 2d of *December*, unless it shall so happen that by the rule established in said resolve, it shall be the share of some one or more individuals to procure more than one man each, in which case the number of classes may be reduced conformably to such case or cases:

Provided nevertbeless, If any such town or plantation, in consequence of the resolve of *December* aforesaid, any person or persons shall previously have procured a man or men for three years or during the war, or shall have advanced money, &c. for that purpose, he or they shall be exempted from being classed so far as the money advanced or soldiers procured is the proportion in the judgment of the assessors, or such committee as the town shall appoint for that purpose, he or they ought to furnish of the quota required; and in case any such class as may be formed in consequence of this resolution, or such as have been heretofore classed agreeable to the recommendation in the said resolve of *December*, shall procure a man on or before the 25th day of *March* next, they shall not be held to pay any part of the penalty incurred by such town or plantation for not procuring their men by the 20th of *February* instant, and every delinquent class or individual thereof shall be assessed and proceeded with agreeable to the directions given in the said resolve of *December*; and if any assessor or commanding officer shall neglect the duties enjoined upon them by this resolve, they shall individually forfeit to the use of this Commonwealth, the sum of *fifteen pounds* for each and every man that shall be wanting to compleat the quota of men required of such town or plantation, to be sued for in an action of debt by the Superintendant in the same county, in any court proper to try the same:

And whereas it has happened already, and may hereafter happen, that some persons who were taxed in the hard money tax may be dead, or out of the Commonwealth at the time of classing as aforesaid, and other persons may have removed into some of the towns in this Commonwealth, so that the tax aforesaid cannot in all cases be a rule for classing as aforesaid.

Resolved

Resolved. That such alterations as may be necessary from any of the causes aforesaid, or any other unforeseen accident, may be made by the assessors and militia officers aforesaid.

CLXII.

Resolve authorizing the President of the Senate and the Speaker of the House of Representatives to sign the address to the inhabitants of this Commonwealth, and directing the mode of dispersing said address in the several towns. *February 26, 1781.*

Whereas an address to the inhabitants of this Commonwealth has been formed, and it is expedient that the same be authenticated and made public: Therefore,

Resolved, That the President of Senate and the Speaker of the House of Representatives be, and they hereby are directed to sign the same in behalf of the General Court.

And it is further *Resolved,* That the Secretary be, and he hereby is directed, to procure printed nine hundred copies of said address, and nine hundred copies of two acts of the General Court, passed the present session---one entitled "An act for repealing certain parts of an act for postponing the payment of the debts of Government, &c."---the other "An act for supplying the treasury with *four hundred thousand pounds.*" And that said copies be dispersed as follows, *viz.* One of each to the Governor, Lieutenant-Governor, and Council, and to the Members of the General Court---one of each to the clerks of towns, districts and plantations; the remainder to the selectmen of the several towns, &c. to be dispersed by the Secretary in proportion to the number of polls in each town, &c. And the clerks of said towns, districts and plantations, are hereby ordered to read said address and acts publicly, at the first meeting that shall be held after their receiving the same respectively.

CLXIII.

An address to the inhabitants of the Commonwealth of Massachusetts: *February 26, 1781.*

The Representatives of this Commonwealth in General Court assembled, with the most sincere and warm regard for your happiness, think it their duty to address you at the present important crisis of public affairs.

We do not believe that you have lost or can lose sight of the Grand Object for which you were compelled, reluctantly, to draw the sword; and we think it necessary to inform you that Britain, amidst all her disappointments, has not yet intimated an assent that Independence, which violated faith and infringed charters is rendered necessary, and which a just regard to our future safety and well-being now makes an indispensable preliminary of peace.

The magnanimity, firmness and intrepidity which you manifested in opposing at every hazard the power exerted to plunge America into ruin, commanded the applause and astonishment of all Europe---powerful monarchies became allied to you by interest and affection---The animated struggle of six years successful warfare has enhanced your national character, and, on your part, done honour to human nature, while it has covered your enemies with disgrace and confusion.

We are sensible that in despair of conquest, having recourse to art, they are using every possible means of deceit; and that there are designing and mischievous men among you, who, envious of that happiness which must result from the establishment of our Independence, are endeavouring, under the guise of friendship, to prejudice you against the measures of Government, and to check your generous pursuits.

Among

The sums necessary for the services of the current year (exclusive of raising the men and the supply of beef, respectively assessed upon the towns) are as follow.

<i>For shirts, shoes and stockings, for the Massachusetts line,</i>	£. 20,200
<i>To pay for cloathing from Europe, already purchased, and charges,</i>	6,000
<i>To import cloathing from ditto,</i>	20,000
<i>To pay for officers cloathing, now due to them,</i>	12,000
<i>To discharge part of the principal of the public debt,</i>	50,000
<i>To purchase small stores,</i>	11,000
<i>Money required by Congress for payment of the troops, &c. &c.</i>	86,000
<i>Ditto, to discharge Quarter-Master's certificates,</i>	64,000
<i>To discharge interest on the depreciation notes, and such of them as } become due in a few days,</i>	95,000
<i>To pay interest on the securities of government,</i>	118,000
<i>For the support of civil government,</i>	30,000
<i>For the Commissary-General's office,</i>	30,000
<i>For the supplies of forts and garrisons,</i>	40,000
<i>To discharge the debts due from the late Board of War,</i>	12,500
<i>To pay interest on hard money notes,</i>	6,000
<i>To procure 13,000 bushels of salt,</i>	9,750
<i>Ditto — 74,500 gallons of rum,</i>	18,625
<i>For redeeming one seventh part of the new money,</i>	66,000
<i>To procure two thousand barrels of pork,</i>	16,000
<i>To pay for transportation of rum, salt and pork,</i>	16,000
<i>Money for sundry charges of the war, not enumerated,</i>	212,000
	<hr/>
	<i>(in specie, £939,075</i>

Amounting in the whole to nine hundred and thirty-nine thousand and seventy-five pounds, in specie. The means for the payment of which, as we conceive, may best be obtained in the following manner.

<i>By loan on the supply bill,</i>	£400,000
<i>The silver-money tax now collecting,</i>	72,000
<i>The surplus of beef, appropriated to the supply of pork,</i>	16,000
<i>By the shoes, stockings, &c. proportionably levied on the several towns,</i>	20,200
<i>By the sale of confiscated estates,</i>	40,000
<i>By excise on articles of consumption,</i>	50,875
<i>By a lottery for the purchase of cloathing,</i>	22,000
<i>By a tax on polls and estates,</i>	320,000
	<hr/>
	<i>(in specie, £939,075</i>

We doubt not your most strenuous exertions for supplying the requisition of beef in due season, when you reflect but for a moment on the cruelty and injustice of neglecting our brethren in the field, while you are living comfortably at home.

The necessity of a seasonable, full, and permanent army, the uncertainty of temporary levies, and the great additional expence of procuring them, with the necessary delay and extraordinary charge incident to the common modes of enlistment, fully demonstrate the expediency of immediately classing the inhabitants for the purpose of completing our proportion of the army---a measure which (we are well informed) has been attended with happy success.

The

The money arising from confiscated estates, together with the hard money tax now in the hands of the collectors, will be applied to the payment of interest on government securities, and of such depreciation notes as shall first become due.

It will be enquired how the sixty-six thousand pounds raised as a fund for the redemption of one-seventh part of the bills of the new emission can be disposed of, consistently with the solemn engagement we entered into prior to their being issued.

The enquiry we are sensible is natural, and evidences that concern for the support of the public faith which gives dignity to the Commonwealth and security to its members.

When Congress entered into the resolution of emitting those bills, the common exchange between the old Continental money and hard was forty of the former for one of the latter, and bills of the new emission were to be received at the same rate as specie. This fixed an idea that one new dollar was worth forty old ones and no more; and thus the latter was unhappily adopted as a standard for the former, instead of keeping the new money on a par with hard, which before the new money could be thrown into circulation, was exchanged for seventy-five instead of forty of the old.

Some difficulty, you may remember, attended the issuing the new money and giving it credit among you, even at the rate of one for forty; which was and now is but eight fifteenths of the value at which it must be redeemed, and the interest of five per cent be paid.

At this rate each bill of the new emission now in circulation was issued, and thus a loss of seven fifteenths of each dollar has been sustained.

From this view of the matter we were induced to order the Treasurer to retain in his hands and detain one-seventh part of the new bills designed to have been issued---A measure by which your interest is evidently promoted; inasmuch as you are thereby freed from the loss above mentioned, and save the five per cent. at the same time that our public faith is strictly preserved; for if one-seventh part of the new emission is never issued, the sixty-six thousand pounds raised for its redemption are certainly at our own disposal; the money not being issued, a fund cannot be wanted to redeem it.

The Treasurer is directed to borrow *four hundred thousand pounds* in money, merchandize and produce: And in order to induce you to lend freely, a subscription will be opened, and the money, merchandize and produce, as they may be respectively subscribed, are to be paid in quarterly payments; whilst the whole sum is to draw interest from the day of subscription. But notwithstanding these peculiar advantages, and that a bounty of four per cent. is offered to the lenders, we are persuaded that still higher motives will influence you to supply the sums which may be necessary.

Although you might suppose that by putting your money into trade you would make a much greater advancement of your interest, yet you cannot but recollect that if your army, for want of supplies, should quit the field, and no other alternative is left you but subjugation, such gain would serve only to enrich the minions of a conqueror, and add pain to the reflection that once you were rich.

But should it be said, that you have freely lent your substance to Government from an expectation of being supported upon the interest solemnly promised you, that those promises have not been complied with, and that your expectations are thereby disappointed.

We answer that these reflections are melancholly and severe---but should the cause of your distresses be removed, and you be persuaded that none of them, however multiplied they may have been, arose from the principles of injustice on the

hand, or inattention to the public weal on the other, but from a want of acquaintance with the operation and effects of a paper medium, we should be doing injustice to your patriotism and virtue to doubt of a restoration of your confidence in the public faith.

That right may be done to all the creditors of Government, we have repealed the paragraph of the law which postponed the payment of their debts to a distant period, and a clause in the same act making the money of the new emission a tender at another rate than its real value; and are making provision for the just and punctual payment of that interest which has been solemnly promised.

The value of money, which is but a representative of property, will ever be regulated by the common consent of the people at large; hence the attempts of any legislature to regulate it must prove abortive: long experience has put the truth of this observation beyond dispute.

We have now made the paper currency a tender according to the value established by yourselves in your mutual commerce---the method in which this value is to be liquidated and ascertained will appear from the act making it a tender, and in which due provision is made to defend poor debtors from the rigor of unreasonable creditors: your confidence in the wisdom and integrity of the Justices of the Supreme Judicial Court will, we hope, make this method agreeable.

As the late tender-act stood, a debtor might, under the sanction of law, deprive his creditor of seven fifteenths of his property, without remedy---than which nothing could be more iniquitous.

Great wrongs, it is too notorious, have been done to individuals; and the burdens of supporting the war have been very unequal. Justice therefore, manifestly dictated a repeal, which was also found necessary on other considerations. For the circumstances of the army the year past, are well known to have been such, as demanded instant and effectual relief. This could be effected only by taxation and loaning.

The former has been of late practised to an extent which the legislature would have gladly declined, could it have consisted with the public safety.

The latter was utterly impracticable, while the laws of the land denied to the lender his right.

If therefore, honesty is the best policy---if righteousness exalteth a nation, we conceive the salutary effects of this measure will be manifest, and its policy---its justice---and its necessity, will be felt and acknowledged by the community.

Our public debt does not exceed *twelve hundred thousand pounds*. This is not more than double the sum you paid the last year in taxes; and but one seventh part of the interest that arises annually on the national debt of Britain.

We acknowledge our debt is considerable, but when we contemplate the important object for which it was contracted---when you consider the constant increase of numbers, and that we are even now more numerous by several thousands than we were at the commencement of the present war---when you consider the extended settlements and copious resources of the country---and look forward to the free commerce thereof, which established by a peace on American principles, will insure a degree of affluence, at least sufficient to enable you to discharge your debts, and fully adequate to the welfare of a people.---We cannot but conclude that you will consider the debt much lighter than might have been expected; and be relieved of all anxiety about your future circumstances.

There will still remain a deficiency of *three hundred and twenty thousand pounds*, which must be provided for by taxes upon polls and estates---but considering the
amount

amount of those already issued and now collecting, with the burdens on our constituents by reason of compleating the army, and supplying the requisitions for victualling them, we have thought it expedient to postpone the act for levying the same, until the next session of the General Court.

Little, if any thing, need be said, to convince you of the reasonableness, utility, or necessity of making seasonable provision for complying with this measure.

This tax does not amount to more than half the taxes of the last year; and the whole will not be called for at once, but in half yearly payments.

And although we are far from regarding it as small or inconsiderable, yet taking into view its important objects---the defence of the State against invasion---the payment and supplies of the army---the restoration and establishment of the public credit, and facilitating the loans---and that even our political existence may depend on this exertion; we cannot entertain a suspicion that the free citizens of this Commonwealth will hesitate a moment upon the subject, but assure ourselves that they will rather anticipate than postpone their payments.

In the mean time, while the proposed tax is suspended for the relief of the subject, the exigencies of government are such as render it absolutely necessary that the taxes now out, should be immediately collected and paid in; and it will afford a miserable consolation to a friend of his country, that a temporary relief from one tax had taken off the general attention to another, in consequence whereof the supplies had ceased, the army been disbanded, and the country enslaved.---Wherefore we conjure you, by all the ties of honor and patriotism, to give up every consideration of private advantage which you may propose to yourselves from the improvement of the money already assessed, and that without delay the same be paid into the treasury; as it is impossible to support an army if the people withhold their taxes.---Let it on the contrary be evident, that the freemen of *Massachusetts* are animated with the same principles which inspired them in the early stages of the contest, and that the salvation of their country absorbs every other object---thus shall we dash the last hope of our enemy, founded as it is upon the inattention and avarice of any part of the community.

Thus have we, with all simplicity, and in the fullest manner, disclosed to you the real situation of our public affairs, our plans, and the reasons of them.

And may we not, on a review of them, with confidence and pleasure ask you, whether any consideration of personal ease or mistaken ideas of interest, can induce you to neglect the support of that glorious fabric of FREEDOM which is founded in the blood of your dearest connections, and reared by unexampled efforts of fortitude and patriotism.

Happy are we in finding among the numerous inhabitants of this free and independent State, *so very few* whose powers of discernment and means of information are such, as to expose them to fall a prey to the artifices of the enemy, and entertain an idea of returning to a state of dependance on *Britain*: But in tenderness to those unhappy, misguided persons, we beg your indulgence while we suggest a few considerations, which you might otherwise justly resent as an insult upon a virtuous and enlightened people.

Great-Britain would receive the submission of America as a success due to the justice of her cause; and while she triumphed in our wrongs, would burden us with *the many millions* hitherto lavished in vain attempts to subjugate us, and to wrest from us the rights of human nature---Contempt would croud upon misfortune, and insult be added to injury---National honor at an end, no foreign power would aid our quarrel or relieve our distress---And our latest posterity, miserably expiring, would execrate our memories, while they reproached our perfidy
and

and baseness. In addition to this, *France* and *Spain*, the generous avengers of our injuries, whose blood and treasure have been profusely expended in our defence, thus insulted and abused by a breach of compact, would be fully authorized by the laws of nations in taking exemplary vengeance on our defection.

Another consideration presents itself to our view and demands the most serious attention. Our brethren of the army, from a firm reliance on our first declarations, which pledged to them our lives and fortunes for mutual support, can never be abandoned---they have hitherto borne, with patient expectation of better days, the toils of military duty.---Much is due to their virtuous firmness and perseverance---rendered as they are by their exertions peculiarly obnoxious, they can have no hope but what centers in the happy completion of our *Independence*. Let it be our care to second their generous efforts, and pay that tribute to their services, which so much merit exacts, and which our plighted faith requires as a debt of justice from ourselves.

We are no strangers to the designing whispers of our enemies, which, circulated with sedulous industry as well in Europe as America, would lead the world to believe, that the terms of reconciliation offered by Britain, were such as the honor and interest of the continent would have been consulted by accepting.

To defeat these insinuations, we need only remark, that even the speciousness of appearances could not conceal the fallacy of their designs. The parliament of Britain reserved to themselves the controul of every engagement which their commissioners might enter into. Under this restriction, had every proposition which their commissioners made been acceded to by us, or proposals the most honorable been made by us and acceded to by them, and finally disapproved of by *their* Parliament, we should, when too late to remedy the evil, have found ourselves duped by the arts of negotiation---resting upon professions which had no other views to accommodation, but such as were founded on a hope, that, our army being disbanded, and our people lulled into a fallacious security by false promises, we should no longer be able to make head against their reiterated attacks.

Nor was even this shadowy system adopted, until our foreign connections, which the pride and obstinacy of Britain had induced us to contract, were entered into and fully ratified, and from which neither honor as a nation, nor honesty as individuals would suffer us to recede.

An honorable peace cannot be obtained but at the point of the sword; for the insolence of our enemies claims, and the measure of their barbarities have ever been proportioned to their ideas of our strength and resources: Should we then basely lay our swords at their feet, can we entertain a doubt, but that after plunging them into our bosoms they would fabricate them into shackles for our sons. This persuasion alone should rouse up all that is *American* within you, and stimulate to every exertion of your abilities (for compleating your army and providing amply for its support) which the dread of slavery, the sensations of honor and humanity, and the dictates of religion can inspire.

If, in the first stages of this glorious contest, the freemen of *America*, undisciplined and unprovided, destitute of internal resources or foreign connections, and having no government but such as was exercised by common consent from day to day, could successfully oppose the armies of *Britain*, it follows by irresistible conclusion, that, taught by experience the art of war, furnished with every thing necessary for its continuance, and supported by the energy of an excellent political constitution, we cannot fail, by a junction of our own powers, *honorably exerted*, with the proferred aid of *Europe*, under the auspices of Heaven, to secure our
Independence

Independence and all its attendant blessings. But if, with victory, peace and liberty tull in our view, we permit either avarice or indolence to deprive us of them, we deserve to suffer, beyond the example of any other people, all the miseries of slavery, contempt and insult, which a merciless conqueror can inflict.

Being your brethren, honored with your suffrages, in a day of danger and adversity, we could not reconcile it to our duty, or the affection we bear you, to be silent at the present most important crisis.

CLXIV.

Resolve directing the Treasurer to pay *Joseph Baker* upon the warrant granted him by a resolve of the 21st of *February* last, out of the money advanced by *Nathaniel Appleton, Esq;* of one hundred thousand dollars, some time since. *February 27, 1781.*

Whereas the General Assembly of this Commonwealth, by their resolve of the 21st day of February instant, advised Nathaniel Appleton, Esq; to advance to the Treasurer of this State eight thousand pounds of the new emission, five thousand pounds of which was ordered to be paid to Joseph Baker, Esq; for salted provisions now in the hands of the said Baker, for which sum the said Baker hath obtained a warrant on the Treasurer of this Commonwealth. And whereas Nathaniel Appleton, Esq; declines issuing the money, aforesaid on the aforesaid recommendation, therefore,

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay to the said *Joseph Baker*, on the warrant aforesaid, the sum of five thousand pounds, out of the sum of one hundred thousand dollars advanced by the said *Nathaniel Appleton, Esq;* to the Treasurer, by virtue of a recommendation of the General Assembly of this Commonwealth, some time since, if so much of the last mentioned sum remains in his hands; if not, to discharge said warrant with any other monies of the new emission he may have in the treasury aforesaid:

CLXV.

Resolve allowing pay to *Moses Gunn*, for his attendance and travel at the General Court in the year 1777. *February 27, 1781.*

Whereas Moses Gunn, representative for the town of Montague, in the year 1777, attended his duty in said house for 15 days in that year, in the May and November sessions, for which, and one travel, he hath not been made up in any pay-roll :

Resolved, That he the said *Moses Gunn* be made up in the pay-roll of this session, for the 15 days attendance and travel aforesaid, at the same rate as other members are made up, and that the same be charged to the town of *Montague* in the next tax.

CLXVI.

Resolve intitling *Asa Ware* to half pay as a soldier, to commence *June 13th, 1780.*
February 27, 1780.

On the representation of John Lucas, commissary of continental pensioners, in behalf of Asa Ware, a soldier in the continental army, who lost his arm in an action at Monmouth, 28th June, 1778 :

Resolved, That the said *Asa Ware* is intitled to half pay as a soldier, to commence *June 13th, 1780,* the time of his discharge.

CLXVII.

CLXVII.

Resolve directing the Secretary of this Commonwealth to publish the several resolves for classing the inhabitants of the several towns, passed the present instant.
February 27, 1781.

Resolved, That the Secretary of this Commonwealth be, and he hereby is directed, forthwith to publish the several resolves respecting classing the inhabitants of the several towns within this Commonwealth, passed the present instant, by directing one to the selectmen of each town respectively, and to forward them by the express that carries the address, &c.

CLXVIII.

Resolve directing the Treasurer to borrow of the Continental loan-officer, *six thousand dollars* of the new emission, and to pay the same to Mr. Miller, to enable him to pay teamsters. *February 28, 1780.*

Resolved, That the Treasurer be directed to borrow of the Continental loan-officer, *six thousand dollars* of the new emission, and that he be directed to pay the same into the hands of Mr. Miller, to enable him to pay the teamsters who have been employed by him in the service of this State; and the Treasurer is hereby further directed to repay the money he may borrow, as soon as a sufficient sum shall be brought into the treasury.

CLXIX.

Resolve directing George Godfrey, Esq; to receive of the committee for purchasing cloathing, certain articles of cloathing, and to return the like number that are good and merchantable. *February 28, 1781.*

Whereas there has been a quantity of cloathing received from George Godfrey, Esq; agent for the county of Bristol (who was directed to inspect the same) that is not merchantable: Therefore,

Resolved, That George Godfrey, Esq; be, and hereby is directed, to receive of Ebenezer Wales, Esq; and Capt. Amasa Davis, the committee for purchasing cloathing for the army, the following articles of cloathing (by him delivered to them) *viz.*---2 shirts, 130 pair of shoes, 20 pair of hose, and 43 blankets, and return without delay, an equal number of each of said articles, that are good and merchantable, to the committee aforesaid, or pay into their hands a sum of money equal to the whole amount of what is allowed by the committee on accounts for the articles aforesaid.

CLXX.

A grant of *thirteen pounds* to John Newbet, for expences incurred by his son's losing his arm in battle. *February 28, 1781.*

The committee who were appointed to take into consideration the petition of John Newbet, praying for a sum of money to enable him to pay the expences incurred by his son's losing his arm in a battle with the enemy at Penobscot, report the following resolve:

Resolved, That there be paid out of the treasury of this Commonwealth to John Newbet, the sum of *thirteen pounds*, in bills of the new emission, in full for all surgeon's bills and other expences incurred by the loss of his arm in the battle aforesaid.

CLXXI.

CLXXI.

Resolve appointing Capt. *Richard Ward* Muster-Master for the county of *Essex*,
February 28, 1781.

Whereas Major Joseph Hiller, one of the Muster-Masters for the county of Essex, proposes to remove out of said county, by which means great injury will arise unless some person is appointed in his room :

Resolved, That Capt. Richard Ward be, and he is hereby appointed a Muster-Master for said county, to have and exercise the same authority as was given to said Hiller, or any other Muster-Master in said county, by the resolves of this Court passed in December last:

CLXXII.

A grant of one thousand pounds to *John Lucas*, commissary of pensioners. Fe-
bruary 28, 1781.

The committee to whom was committed the memorial and representation of John Lucas, commissary of pensioners, have considered said memorial and representation, and report the following resolution :

Resolved, That there be paid out of the treasury of this Commonwealth the sum of one thousand pounds, in bills of the new emission, to John Lucas aforesaid, to pay the pension due to those pensioners whom this Court have allowed and approved of, he to be accountable for the expenditures of the same.

CLXXIII.

Resolve directing the Treasurer to receive seven State notes of the Muster-Master
of the county of *Cumberland*. February 28, 1781.

Whereas there are seven State notes, each of the value of ten pounds, of the following numbers, and dated January 15. 1777---No. 5960, 9972, 5958, 9975, 1841, 5955, 5913, and said notes are endorsed with four pounds ten shillings on the back of each by the Muster-Master of the county of Cumberland, with a design to have been given to such soldiers as should not find their own guns ; and it appearing to this House that said notes were never given to any soldier for that purposes :

It is Resolved, That the said notes be returned to the Treasurer of this Commonwealth ; and the said Treasurer is hereby directed to receive said notes as though no such endorsement had ever been made.

CLXXIV.

Resolve directing the Secretary to furnish the Printer to the General Court, with
a copy of all the resolves passed since the commencement of the new Constitution,
as also the Clerk of the Senate and House of Representatives, to furnish said
Printer with an authentic copy of the Journals of the said General Court.
February 28, 1781.

*Resolved, That the Secretray of this Commonwealth, be, and he is hereby directed, to furnish the Printer who prints the resolves, with a copy of all the resolves of the General Court since the commencement of the new Constitution, as soon as may be, also that the Clerk to the Senate and Clerk to the House of Representatives, be, and they are hereby directed, to furnish the Printer, to each House respectively, with an authentic copy of the Journals of said House, and properly arrange the same, until said General Court was duly organized with the
name*

name of each member, and from what town returned for, and that the book of resolves be prefaced with the following words,---The Journals of the General Court of the Commonwealth of *Massachusetts*, until the organizing of each House was completed under the new Constitution, together with the resolves of the General Court, begun and held at *Boston*, in the county of *Suffolk*, on Wednesday the 25th day of *October*, *Anno Domini*, 1780.

CLXXV.

A grant of *two hundred pounds*, in specie, to the Honorable General *Lincoln*.
February 28, 1781.

Whereas his Excellency General *Rochambeau*, has desired the Honorable General *Lincoln* may be appointed to take the command of the troops to be sent to *Rhode-Island*, by a resolve passed this day :

Resolved, That there be paid to the Honorable General *Lincoln*, to enable him to proceed forthwith on said command, out of the treasury of this Commonwealth, the sum of *two hundred pounds*, in specie, he to be accountable for the same.

CLXXVI.

Resolve repealing a resolution of the General Court passed June 23d, 1779, quieting *Winwood Sergeant* in the possession of a certain house and land. February 28, 1781.

Resolved, That the resolution of the General Court of this Commonwealth, of June 23d, 1779, quieting *Winwood Sergeant* in the possession of a certain house and land, prayed for in the petition of *Samuel Parker*, agent and attorney to said *Sergeant*, be and hereby is repealed.

CLXXVII.

Resolve directing the Judges of the Supreme Judicial Court, to proceed to liquidate the interest and principal due upon the depreciation notes, by the returns of the average price of sheeps-wool, sole-leather, &c. February 28, 1781.

Whereas the Justices of the Supreme Judicial Court, are appointed to adjust the interest and principal due upon the notes given to make up the depreciation of the money to the army, and are directed to liquidate the same according to the returns from the several parts of the State, of the average price of sheeps-wool, sole-leather, Indian-corn and beef ; but said returns being not all made, and it being necessary that said interest and principal of the notes due on the first of March next, should be settled : Therefore,

Resolved, That the said Justices proceed to liquidate the said interest and principal, by the returns already made, taking into consideration at the same time, whatever certain information they may be able to obtain from those parts of the State from whence no returns are made.

CLXXVIII.

Resolve requesting his Excellency the Governor, with the advice of Council, to detach twelve hundred men from the militia in the counties of *Plymouth*, *Bristol*, *Suffolk* and *Middlesex*, for the defence of *Rhode-Island*, and to order a sufficient quantity of provisions for said troops, and to request General *Lincoln* to take the command. February 28, 1781.

Whereas it appears by a letter from General *Rochambeau*, that there is reason to expect a sudden attack from the British troops upon the State of *Rhode-Island* :

Therefore *Resolved*, That his Excellency the Governor, with the advice of Council,

Council, be empowered to order twelve hundred men properly officered to be immediately detached in this Commonwealth for a term not exceeding forty days, to march forthwith to *Tiverton*, or such other routs as his Excellency shall order, and to proceed to *Newport* in *Rhode-Island*, the above men to be detached from the counties of *Plymouth* and *Bristol*, Col. *Gill's* and *Bullard's* regiments, in *Suffolk*, Col. *Tyler's* in *Worcester* and Col. *Perry's*, in *Middlesex*, and not to exceed those limits, the men aforesaid to take with them three days provision.

And it is further *Resolved*, That his Excellency with advice of Council, be empowered, to order any number of the militia of this Commonwealth, to hold themselves in readiness to march at a minute's warning, and when he shall judge it necessary, to march them to such part of the State of *Rhode-Island*, as he shall judge necessary.

And it is further *Resolved*, That his Excellency with advice of Council, be empowered to order one hundred and fifty barrels of beef on to the State of *Rhode-Island*, from *Joseph Baker*, Esq; and one hundred and fifty barrels of flour or meal equivalent, from the Commissary-General of this State, to be sent forward immediately, and to draw a warrant upon the treasury of this State, for monies to purchase said flour if not on hand, and to furnish such other provisions as may hereafter be necessary, also to appoint some suitable person or persons to supply the aforesaid troops with potatoes or other vegetables, and feul, and to lay their accounts before the committee on accounts for payment.

Resolved, That his Excellency the Governor with advice of Council, be requested to desire General *Lincoln*, to take the command of the aforesaid troops, agreeable to the request of his Excellency General *Rochambeau*.

Resolved, That the aforesaid troops, and any other that may be ordered on as aforesaid, shall receive such pay and rations as the General Court shall hereafter order.

CLXXIX.

Resolve repealing the several resolves passed the General Court, for charging and allowing interest in receiving and paying the bills of the new emission--- provided nevertheless, &c. February 28, 1781.

Whereas the several resolves of the General Court which relates to the charging and allowing interest in receiving and paying the bills of credit of the new emission, have already been productive of many embarrassments, inconveniencies and perplexities, and in divers instances, manifest injustice, which at the time of passing those resolves, were not foreseen: And whereas it is probable that those evils will continue so long as said resolves remain in force: Therefore,

Resolved, That all the former resolves of the General Court, which relate to the charging and allowing interest in receiving or paying the bills of credit of the new emission, saving such parts of said resolves as relate to the commencement of the interest and the annual payment thereof, be, and hereby are declared to be null and void. *Provided nevertheless*, That all constables and collectors of taxes, who have already allowed interest in their collections, or shall allow the same before the 15th day of *March*, 1781, in consequence of said resolves, shall be intitled to an allowance for so much interest as they have severally allowed others in said collections, and no more; but previous to such allowance to be made to said constables and collectors, they shall severally make oath, according to the best of their knowledge, before the Treasurer of this Commonwealth, or some Justice of the Peace, town, district, or plantation clerk, that they have really and truly allowed in said collections, so much interest as they respectively demand an allowance for, and

where the oath is not administered by the Treasurer, a certificate thereof shall be produced by the person paying the money, from the officer that administered the same. And the Secretary is hereby directed to publish the foregoing resolve in the *Boston* and *Worcester* news-papers.

CLXXX.

Resolve directing the Commissary-General to procure teams for the transportation of beef, flour, &c. to the State of *Rhode-Island*. and requesting his Excellency, with the advice of Council, to grant warrants for payment. *March 1, 1781.*

Resolved, That his Excellency the Governor, with advice of Council, be, and he is hereby empowered, to grant warrants on the treasury of this Commonwealth in favor of the Commissary-General, for such sum of money as shall be sufficient to enable him to procure teams for transporting beef, flour, and other necessaries to the State of *Rhode-Island*, for the subsistence of the twelve hundred men ordered to said State by a resolve of yesterday. And the Commissary-General is hereby directed to procure teams, and to lend on the beef, &c. as aforesaid. And his Excellency, with advice of Council, is hereby empowered and requested, to appoint all such staff officers as shall be necessary for the troops aforesaid. And his Excellency is hereby empowered and requested to issue a warrant to the Commissary-General, empowering him to procure said teams by impress, if he cannot otherwise seasonably obtain them.

CLXXXI.

Resolve directing the Treasurer of this Commonwealth to deface a certain number of Continental bills in his possession, of the emission of *May 20, 1777*, and *April 11, 1778*, and to forward the same to Congress. *March 1, 1781.*

The committee appointed to enquire whether the Continental emissions of bills, of May 20, 1777, and April 11, 1778, taken out of circulation agreeable to a resolve of Congress, and lodged in the Treasurer's office of this State, have been defaced and forwarded to Congress, agreeable to their resolves, have attended that service, and find, there is now in the Treasurer's office to the amount of two hundred thirty-five thousand one hundred and eighty-nine pounds sixteen shillings, old Continental currency, of said bills, not defaced nor forwarded to Congress; and as it is absolutely necessary that the whole of said bills should be immediately sent, in order that this State may have credit for the same:

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, forthwith to take an exact account of the whole amount of said bills, punch a hole through each bill in order to deface the same, and forward the whole of said bills to Congress, without delay, agreeable to the directions given by Congress in their resolve for that purpose.

CLXXXII.

An additional grant of *one hundred pounds* in specie, to the Hon. Major General *Lincoln*. *March 1, 1781.*

Resolved, That the sum of *one hundred pounds* in specie, in addition to the *two hundred pounds*, granted to the Honorable Major General *Lincoln* yesterday, by this Court, be paid him out of the public treasury, and that he account for the whole of said sums out of the money due to him from this Commonwealth.

CLXXXIII.

CLXXXIII.

Resolve allowing *one hundred and seventeen pounds sixteen shillings and six pence*, to the Selectmen of the town of *Hancock*, for milage money paid to soldiers in the year 1777. *March 1, 1781.*

Whereas it appears to this Court, that one hundred and seventeen pounds sixteen shillings and six pence, Continental money, was due to the Selectmen of the town of Hancock, for the mileage money paid to soldiers in the year 1777, and yet remains due. And whereas the committee on accounts have expressed some doubts in respect to the allowance of the depreciation of money on said sum.

Therefor Resolved, That the aforelaid sum of *one hundred and seventeen pounds sixteen shillings and six pence*, Continental money, be paid to the Selectmen of the town of *Hancock*, together with the depreciation thereof, by the committee on accounts.

CLXXXIV.

A grant of *two hundred pounds* to *Richard Gridley, Esq.* *March 1, 1781.*

On the petition of Richard Gridley, Esq.

Resolved, That there be paid out of the public treasury of this State, to *Richard Gridley, Esq;* the sum of *two hundred pounds* in the new emission of money, he to be accountable for the same upon the settlement of his pay, agreeable to a resolution of the Continental and Provincial Congress.

CLXXXV.

Resolve granting *three hundred pounds* to *Joseph Baker, Esq;* one of the purchasing Commissaries, in silver or gold, in account of a quantity of beef which he has on hand for the use of this Commonwealth. *March 1, 1781.*

Whereas it appears to this Court, that Joseph Baker, Esq; one of the purchasing Commissaries, has expended of his own money, and promised to pay in behalf on this Commonwealth, about three hundred pounds of silver money, in purchasing beef and pork for the use of this Commonwealth, and there being no provision made to pay the said Joseph Baker, Esq; said money. Therefore,

Resolved, That his Excellency the Governor of this Commonwealth with advice of Council, be, and hereby is requested to make out a warrant in favor of *Joseph Baker, Esq;* for the sum of *three hundred pound* in silver or gold, to be made payable to the said *Joseph* as soon as possible; after the gratuity of *twenty-four dollars* is completed, that is granted this session to each soldier in the Continental army, he to be accountable for the same, on account of six hundred barrels of beef and pork which he has on hand for the use of this Commonwealth.

CLXXXVI.

Resolve on the representation of the Major part of the Selectmen of *Boothbay*, appointing a committee to enquire into the facts set forth in said representation. *March 1, 1781.*

On the representation of the major part of the Selectmen of Booth-Bay, to this Court, dated October 25, 1780.

Resolved, That *Nathaniel Twing, Esq;* of *Woolwich*, *Dummer Sewall, Esq;* of *George-Town*, and *Waterman Thomas, Esq;* of *Thomaston*, all in the county of *Lincoln*, be, and they are hereby appointed a committee to enquire into the representation made by the Selectmen of *Booth-Bay*, in said county, and if they find the facts

facts to be as set forth in said representation, that they see the Treasurer's accounts of said town adjusted as soon as may be, and the late Treasurer mentioned in said representation, and the present Treasurer are hereby directed to attend the business of settlement as aforesaid; and they are also directed to order a settlement with the delinquent militia officers in said town; and they are hereby directed to pay the fines received by them into the treasury of said town for the use of said town, the expence arising in consequence of the above to be paid by the town of *Brothbay*; and the committee aforesaid are directed to make return of their doings to this Court, as soon as may be.

CLXXXVII.

Resolve directing the Hon. *Henry Gardner*, Esq; to sue, for the use of this Commonwealth, the bond given him by *Benjamin Frizel*, Commander of the sloop *Tiero*. March 2, 1781.

Whereas it has been represented to this Court that Benjamin Frizel, Commander of the sloop Tiero, who had a clearance to go with said sloop and a certain cargo to St. Eustatia, but contrary to his said clearance and to his bond given to the Treasurer, he has been to Bermuda, and there sold his cargo: Therefore,

Resolved, That *Nathaniel Barber*, Esq; Naval-Officer for the port of *Boston*, be, and he is hereby empowered and directed, to seize and take possession of the said sloop, her cargo and appurtenances, in behalf of this Commonwealth, and that he libel and prosecute the same to final judgment.

Resolved, That the Hon. *Henry Gardner*, Esq; be, and he is hereby directed to sue, for the use of this Commonwealth, the bond given him by said *Benjamin Frizel*, who has broke the conditions thereof.

CLXXXVIII.

Resolve for forwarding with all possible dispatch the levies raised in this Commonwealth to camp. March 2, 1781.

Whereas his Excellency General Washington has directed that the levies raised in this State for compleating the Continental army be immediately forwarded to Camp:

It is Resolved, That the superintendants in the several counties within this Commonwealth (excepting the counties of *York*, *Lincoln*, and *Cumberland*) be, and they hereby are directed, without loss of time, to forward all the men raised in the several towns throughout their respective districts, to the places of rendezvous appointed by the Hon. Major-General *Lincoln*, in order that they may be sent on to head-quarters with all possible dispatch; and that the said superintendants inform the said recruits that the Government of this Commonwealth have ordered a full supply of cloathing to be procured, and that the same is now preparing and will be sent on to camp as soon as possible.

CLXXXIX.

Resolve on the petition of Col. *David Brewer*, respecting the payment of his account for keeping and boarding six Indians and their interpreter. March 2, 1781.

On the petition of Col. David Brewer, of Boston, together with his account exhibited, for allowance and payment, for keeping and boarding six Indians and their interpreter thirty six days, by order of the honorable Jeremiah Powell, Esq; And whereas the said David Brewer hath commenced an action against the said Jeremiah Powell, to
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the next Inferior Court of Common Pleas to be holden in and for the county of Suffolk, upon his above said account : Therefore,

Resolved, That upon the said Brewer's withdrawing his said action against said Powell, and paying cost, that there be paid out of the treasury of this Commonwealth, to him the said David Brewer, the sum of one hundred and fifty one pounds and ten shillings, new emission, in full for his said account, together with six pounds ten shillings in said new emission, for the damage done him by said Indians, in breaking his windows and destroying his household goods, &c.

CXC.

Resolve requesting the Admiral of the French fleet at *Newport*, to order the French frigate, now laying in the port of *Boston*, to cruise upon the eastern coast of this Commonwealth, with the ship *Mars*, and giving encouragement to private armed vessels of war. *March 2, 1781.*

Whereas by recent advices received by express from the Eastward, it appears, that the enemy, with a number of armed vessels, are daily committing the most horrid depredations and cruelties, on the inhabitants who reside on or near the sea coasts in the county of *Lincoln*.

Therefore *Resolved*, That the Governor be, and he hereby is requested, immediately to dispatch an express to the Admiral or Commander of the French fleet at *Newport*, earnestly requesting, in behalf of this Commonwealth, that the said Admiral or Commander, will be pleased immediately to order that the French ship of war, now laying in the harbour of *Boston*, and if possible, one frigate from the said fleet at *Newport*, be detached to cruise for a few days on the Eastern coast of this Commonwealth, for the purpose of capturing or destroying any vessels that may be found infesting the same.

And it is further *Resolved*, That the Governor be requested immediately to order the ship *Mars* to be discharged of her cargo, and fitted for sea with all possible dispatch, that she may be ready to proceed on said cruise, in conjunction with the said ships or either of them, on the shortest notice.

And it is further *Resolved*, That as an inducement to private armed vessels to cruise against the worthless banditti who are continually ravaging said coasts, the following bounty be granted by this Commonwealth to the owners and crew of every private armed vessel, which, after the tenth day of *March* instant, shall capture and bring into port, or destroy, any vessel belonging to the enemy which may be found infesting the sea coast of the counties of *York, Cumberland, or Lincoln*, or cruising within five leagues thereof, *viz.* For each cannon mounted on board of any such vessel carrying two pound shot the sum of *fifty pounds* in silver and gold, or bills equivalent; for each cannon mounted as aforesaid, carrying three pound shot, the sum of *sixty pounds*, in like money; for each cannon mounted as aforesaid, carrying four pound shot, the sum of *seventy pounds*, in like money; for each cannon mounted as aforesaid, carrying a six pound shot, the sum of *eighty pounds*, in like money; for each cannon mounted as aforesaid, carrying a nine pound shot, the sum of *one hundred and twenty pounds*, in money as aforesaid. And also for each man that shall be taken on board any such vessel and belonging to the same, and delivered to the commissary of prisoners, the sum of *six pounds*, in money as aforesaid.

CXCI.

Resolve on the petition of *Amos Lawrence*, empowering the committee to sell confiscated estates in the county of *Middlesex*, to sell the farm mentioned. *March 3, 1781.*

On the petition of Amos Lawrence, of Groton, in the county of Middlesex, praying that he may be allowed to purchase two ninth parts of the farm in the said town of Groton, which Capt. Samuel Tarbel, deceased, died seized of, which two ninths was set off to his son, Samuel Tarbell, and has since been taken by execution for a debt due to this government.

Resolved, That the committee who are appointed to sell confiscated estates in the county of *Middlesex*, be, and hereby are authorized and impowered to sell at public or private sale, as they shall think most beneficial for this Commonwealth, the abovementioned two ninths of the farm which the abovesaid Capt. *Samuel Tarbel*, deceased, die seized of, and was set off to his son *Samuel Tarbell*, and make and execute a good and legal deed or deeds of the same; and they are hereby directed, to pay the neat proceeds arising by said sale or sales, into the treasury of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

CXCII.

Resolve on the petition of *Olive Reed*. March 3, 1781.

On the petition of Olive Reed.

Resolved, That Mr. *James Lock*, agent on the estate of Doctor *Joseph Adams*, who has fled to the enemy, be, and he hereby is authorized and directed, to make and execute a good and lawful deed of the sale of the fourteen acres of land, in the town of *Pepperell* to *Olive Reed*, of said *Townsend*, and which she was put into possession of, by Doctor *Joseph Adams*, as set forth in her petition, *Provided*, that the the said *Olive Reed*, shall lodge in the hands of the aforesaid Mr. *James Lock*, a good and lawful deed of sale of the half lot of land in the town of *Townsend* mentioned in her petition to this Commonwealth, which land she put the aforesaid Doctor *Joseph Adams*, into possession of.

CXCIII.

A grant of twenty-one pounds fourteen shillings, new emission, to *Samuel Barret*, Esq; Secretary of the late Convention. March 3, 1781.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay to *Samuel Barret*, Esq; Secretary of the late Convention, the sum of twenty-one pounds fourteen shillings, in bills of the new emission, in full for a balance due to him on account from this Commonwealth, and for his service in and for said Convention.

CXCIV.

Resolve requesting his Excellency, with the advice of Council, to order the Commissary General, to supply the naval department of this Commonwealth, with provisions and ammunition, and to deliver the agent a quantity of duck, &c. March 3, 1781.

Whereas in the present arrangement of the naval department of this Commonwealth, it is not determined whose business it is to supply provisions or other stores, for any of the vessels belonging to the same.

Therefore Resolved, That his Excellency the Governor be, and he hereby is requested, with advice of Council, to order the Commissary-General of this Commonwealth, to supply any vessels belonging thereto, with provisions and ammunition of all kinds, which may be necessary for them either while in port or for a voyage

voyage or cruise. And as the Board of War have been directed to deliver all kinds of Stores to the Commissary-General.

Therefore *Resolved*, That his Excellency the Governor be requested to give orders to the Commissary-General, to deliver to the agent of this Commonwealth, such a quantity of duck, cordage, naval and other stores, which he may have on hand, as may be necessary for repairing and fitting said vessels for such service as may be ordered for them.

CXC.V.

Resolve recommending to *Nathaniel Appleton, Esq;* to make a further advance to the Treasurer, of *twenty thousand dollars*, new emission, out of the appropriated six tenths, and directing the Treasurer to make payment of *five thousand dollars* of the same to *Richard Devens, Esq;* who is directed to appropriate the same for the purchase of flour, &c. *March 3, 1781.*

Whereas the exigencies of government for the service of this and the other United States, require an immediate supply of the treasury,

It is *Resolved*, That it be recommended to *Nathaniel Appleton, Esq;* to make a further advance of *twenty thousand dollars*, of the new emission, to the Treasurer of this Commonwealth, out of the sixth tenths of the new money appropriated to the use of this government, agreeable to the resolutions of Congress, of the 18th of *March* last, for which and all former advances made by him to the Treasurer aforesaid; for the use of this Commonwealth, this resolve shall be his security and indemnification.

And it is further *Resolved*, That the Treasurer be, and he hereby is directed, to make payment of *five thousand dollars* of the said new emission, advanced as aforesaid, to *Richard Devens, Esq;* in part of a warrant in his favor, and that he reserve the ballance in his hands, for further order of this Court, or of the Governor or Council, in the recets thereof.

And it is further *Resolved*, That the said *Richard Devens, Esq;* be, and he hereby is directed, to appropriate the sum aforesaid to the sole purpose of procuring flour or other meal or bread, and transportation of the same, and other articles for the use of this Commonwealth, or the United States, as his Excellency the Governor, with advice of Council, shall direct.

CXC.VI.

Resolve directing the committees appointed in the several counties, to sell confiscated estates, to examine into the situation of the several estates, and to lease such estates as they shall judge for the interest of government. *March 3, 1781.*

Whereas by a resolution passed the present session, the agents on the several absentees estates, were directed to suspend the leasing of said estates until the further order of the General Court: And whereas many of said estates may not be confiscated for some time, and others which may be or have been confiscated, may be in such a situation, that the committee may think it necessary to suspend the sale.

Therefore *Resolved*, That the committees appointed in the several counties to sell confiscated estates, be, and they hereby are directed, forthwith to examine into the situation of the several estates that remain unsold, and any of such estates which they shall judge it will be for the interest of government to lease for the ensuing year; they are hereby directed to give notice to the agent on such estate, and on receiving such notice, the agents aforesaid are hereby directed; to advertise
said

said estates in one of the *Boston* or the *Worcester* news papers, and also posting the same in the town where such estates lie, at least fifteen days previous to leasing, and then proceed to lease said estate at public auction, for one year from the time of leasing the same, to the highest bidder, the lessee to pay the rent in fifteen days, which money the said agents are hereby directed to pay into the Treasurer's office without delay, taking duplicate receipts for the same, one of which to be lodged in Secretary's office; and where it shall so happen that there is no agent on said estates, the committees who are appointed to sell said estates are hereby directed, to proceed to lease such estates as they judge necessary, in the same manner the agents are directed to lease the same; and the Secretary of this Commonwealth is hereby directed, without delay to transmit a copy of the foregoing resolution to the chairman of each of the committees appointed to sell estates in the respective counties.

CXCVII.

Resolve empowering *William Gooch* to make sale of the house and land mentioned in his petition. *March 3, 1781.*

On the petition of William Gooch of Boston, in the county of Suffolk, administrator of the estate of Matthew Stewart, late of Saia Boston, deceased, intestate, and Robert Wire, guardian to Matthew, a son of the deceased, praying that said Gooch may be empowered to sell a house and a peice of land in Orange-Street, in Boston aforesaid, for the reasons set forth in the petition.

Resolved, That the said *William Gooch*, be, and he hereby is authorized and empowered, to sell for the most the same will fetch, the house and land in *Orange Street*, in the town of *Boston* and county of *Suffolk*, which *Matthew Stewart*, late of said *Boston*, labourer, deceased, died possessed of, and make and execute a deed or deeds of the same, which shall correspond with the title said *Stewart* had to the premises at his decease, he the said *William Gooch* observing the directions of the law for the sale of real estates by executors and administrators, and giving proper security to the Judge of Probate for said county of *Suffolk*, that one third of the neat proceeds arising from the aforesaid sale or sales shall be put on interest, and that the interest arising from the same shall be annually applied for the support of the widow of the said deceased *Matthew Stewart*, during her natural life, and that after the debts due from said estate are paid (deducting only such sum or sums as the personal estate falls short in payment) what remains to be put on interest also, and the interest applied for the support of the minors, and the principal, with the principal set off for the support of the widow, shall be paid to the minors or their heirs, at those periods that by law they ought to possess in.

CXCVIII.

Resolve for suing persons who have received public monies, and have not accounted for the same, and appointing a committee to prosecute them to final judgment. *March 3, 1781.*

Whereas it appears to this Court, that there are a great number of persons who have received monies and other property belonging to this Commonwealth, and have not accounted for the same.

Therefore Resolved, That all persons in the county of *Suffolk, Essex and Middlesex*, who have received monies or other property belonging to this Commonwealth, and have not accounted for, and properly adjusted and settled the same, shall be sued for the same at the next inferior court of common pleas, to be holden at *Boston*, in the county of *Suffolk*, unless they prevent said suit by immediate settlement.

And

And all persons in each and every other county in this Commonwealth, who have received monies or other property as aforesaid, and shall not have settled the same on or before the tenth day of *June* next, shall be sued therefor, at the inferior court of common pleas, to be holden at *Boston*, in the county of *Suffolk*, on the second *Tuesday* in *July* next.

Resolved, That the Honorable *Increase Sumner*, Esq; *Lemuel Kollock*, Esq; and *Samuel Henshaw*, Esq; be, and they are hereby appointed a committee, any two to be a quorum, with full power and authority to sue and prosecute in behalf of this Commonwealth to final judgment and execution, each and every person who has received monies or other property as aforesaid, and shall not account and settle for the same as aforesaid. And the Secretary is hereby directed to publish this resolve in the *Boston* and *Worcester* news papers.

CXCIX.

Resolve on the petition of *Robert Barker*, empowering him to make sale of the land mentioned. *March 3, 1781.*

Whereas it appears by the petition of *Robert Barker*, of *Pembroke*, in the county of *Plymouth*, and the papers accompanying the same, that *Josiah Barker*, late of said *Pembroke*, deceased, made his two sons, viz. *Ebenezer* and *Thomas*, joint executors to his last will and testament, and gave them his estate to be equally divided between them; that the said *Thomas* purchased his brother *Ebenezer's* share of his said father's estate, and gave him an obligation under his hand and seal to pay all their said father's debts, but did not in his life time pay said debts, nor make any settlements whatever with the judge of probate, but at his decease left a will, in which he made the petitioner, *Robert Barker*, his executor, who prays that he may be im, owered to sell so much of the said *Josiah Barker's* real estate, as shall be sufficient to discharge the debts due from the estates, to prevent the whole from being wasted in law suits; therefore,

Resolved, That the aforesaid *Robert Barker* be, and he hereby is authorised and im, owered to make sale of so much of the real estate that did belong to *Josiah Barker*, late of *Pembroke*, in the county of *Plymouth*, deceased, as shall be sufficient to pay the debts due from his estate at his decease, and the charges of sale, said sale to be made of such part as shall least damage the remainder, and make and execute such title or titles to the premises as shall correspond with the title said *Josiah Barker* had to the same at the time of his decease, he the said *Robert Barker* first giving proper security to the judge of probate for the county of *Plymouth*, that the neat proceeds arising from the aforesaid sale or sales shall be applied wholly to the payment of the aforesaid debts, and that he will compleat the settlement of said estate with said judge of probate fully, and in the same manner as the executors by law were obliged to. And he hereby is directed in the aforesaid sale to govern himself by the directions of the law for the sale of real estates by excutors and administrators.

CC.

Resolve empowering the Judges of the Supreme Judicial Court to grant a new trial to *Timothy Hall*, of *Brookfield*, if sufficient reasons be given therefor. *March 3, 1781.*

Whereas *Timothy Hall*, of *Brookfield*, in the county of *Worcester*, was at the Superior Court of Judicature, &c. held in said county on the third *Tuesday* of *September*, 1780, convicted of feloniously stealing and carrying away eight sheep of the goods and chattles of *Benjamin Tainter*; and whereas the said *Hall* has represented to this Court,

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that

that for want of evidence in his favor, which he can now produce, and for other reasons set forth in said representation, prays he may have a new trial before the said Superior Court.

Resolved, That the prayer of the petition be so far granted, that the Judges of the Supreme Judicial Court be, and they hereby are fully authorized and empowered, upon the application of *Timothy Hall*, of *Brookfield*, who was convicted of theft at the same Court, held within and for the county of *Worcester*, on the third Tuesday of *September* last, to grant to the said *Timothy Hall* a new trial, if the Judges of the said Court should think the said *Timothy Hall* offers sufficient reason therefor.

CCI.

Resolve on the petition of *Oliver Partridge*, and others, selectmen of *Hatfield*, in the county of *Hampshire*, empowering *John Hastings*, Esq; to sell the farm mentioned. *March 5, 1781.*

On the petition of Oliver Partridge, Perez Graves, Benjamin Wells, Phineas Fray, and Elijah Morton, selectmen of Hatfield, in the county of Hampshire, setting forth, that Elisha Cole, late of said Hatfield, deceased, died seized of about one hundred acres of land, and a poor house thereon, in Hatfield aforesaid; that about one half of the same was set off to Esther Cole, widow of the said Elisha, and the remainder to Justin Cole, Elijah Cole, and Prudence Cole; that said farm is in such circumstances that will rent for but very little, and that the widow, Esther Cole, is so far deprived of her reason, as to become a town charge, and pray that said farm may be sold, under such directions as shall be ordered:

Resolved, That *John Hastings*, Esq; of *Hatfield* aforesaid, be, and he is hereby authorized and empowered, to sell, for the most the same will fetch, the farm (which contains about one hundred acres) that *Elisha Cole* died seized of, in the town of *Hatfield*, and county of *Hampshire*, excepting *Justin Cole's* share thereof, who is now of age, and make and execute a deed or deeds of the same, giving such title as shall correspond with the title that said *Elisha Cole* had to the premises at his decease, he the said *John Hastings* giving proper security to the Judge of Probate for said county of *Hampshire*, that the neat proceeds arising from said sale or sales, shall be applied as follows, *viz.* the whole put on interest, and the one half the interest annually applied for the support of the aforesaid *Esther Cole*, during her natural life, and at her decease the principal paid to such heir or heirs as would have inherited the land if this order for sale had not been passed; the interest of the other half, so much as belongs to *Elijah Cole* and *Prudence Cole*, to be annually paid to their guardians, until they severally arrive to lawful age, at which periods the principal is to be paid said *Elijah* and *Prudence*. He the said *John Hastings* observing the directions of the law for the sale of real estates by executors and administrators in the aforesaid sale.

CCII.

Resolve directing the committee for settling with the army, to allow *Joseph Welch*, a Lieutenant in *Col. Patterson's* regiment, the depreciation of his wages, and granting fifty dollars, new emission, for his sufferings. *March 6, 1781.*

Whereas it appears by the petition of Joseph Welch, a Lieutenant in Col. Patterson's regiment of the Continental army, that the said Joseph Welch, was taken prisoner at the cedars in the year 1776, and remained a prisoner with the enemy until November 1779, when he was exchanged, and has not yet received his depreciation notes.

Therefore

Therefore *Resolved*, That the committee for settling with the army, be, and they are hereby directed to settle with the said *Joseph Welch*, and allow him the depreciation on his wages as other officers of the same rank have been allowed.

And it is further *Resolved*, That there be allowed and paid out of the treasury of this Commonwealth unto the said *Joseph Welch*, the sum of *fifty dollars*, new emission, for his extraordinary sufferings in returning from captivity.

CCIII.

Resolve directing the committee for the sale of confiscated estates within the county of *Suffolk*, to sell the estate of *Gibbs Atkins*, late of *Boston*, an absentee, and to settle with *Titus Morgan*, for the money he has advanced. *March 6, 1781.*

Resolved, That the committee appointed to make sale of confiscated estates within the county of *Suffolk*, be, and they hereby are directed, to sell the estate of *Gibbs Atkins*, late of *Boston*, an absentee, agreeably to the resolve of the General Court of the 20th *November* last, first obtaining the content of Mr. *Titus Morgan*, who has advanced a sum of money on a lease of the said estate, and to pay to the said *Morgan*, the sum which he has advanced as aforesaid, and to the Treasurer of this Commonwealth the ballance of the money arising from the said sale. And that the Treasurer be, and he hereby is directed to pay the money aforesaid to the Board of War, in part of a warrant on him in their favor, and the said Board are directed to pay the said money to *Titus Morgan*, so much thereof as may be due to him for building the ship *Tartar*.

CCIV.

Resolve appointing Capt. *Thomas Cowden*, and Capt. *James Bancroft*, to take charge of the money given as a gratuity to the Massachusetts line of the army. *March 6, 1781.*

Resolved, That Capt. *Thomas Cowden*, and Capt. *James Bancroft*, be a committee to take the charge of safely conveying the remainder of the hard money gratuity for the Massachusetts line, now on hand, and deliver it to Brigadier *Jonathan Warner*, and Col. *John Ashby*, at *West-Point* or elsewhere, who are appointed a committee for distributing the same, taking duplicate receipts for the same, one of which they are directed to lodge in the Treasurer's office.

CCV.

Resolve making null and void a resolve passed the 14th day of *February*, 1781, respecting the sale of the ship *Tartar*, and directing the agent to make sale of the ship *Mars*, and to apply the money arising from said sale to discharge the demands on the ship *Tartar*, and directing the agent to fit out a small vessel as a tender to said ship. *March 6, 1781.*

Whereas the Honorable *Caleb Davis, Esq;* has, by a resolve of this Court of the 14th day of *February*, 1781, been empowered and directed to make sale of the new ship called the *Tartar*, and it now appears to this Court that it will be more advantageous to this Commonwealth to retain the ship aforesaid, and to fit her out for public service, and to make sale of the ship *Mars*, lately arrived from *France*, instead of the sale of the ship *Tartar*: Therefore,

Resolved, That the resolve aforesaid be, and hereby is repealed and made null and void, and that the Honorable *Caleb Davis, Esq;* be, and hereby is empowered

powered and directed, as soon as may be after the ship *Mars* is discharged from her present voyage, to make sale of her on the best and most advantageous terms to the Commonwealth, reserving such cannon and other stores as may be now wanted for the use of the Commonwealth, and to apply the money arising from the sale of said ship to the purposes of paying all the reasonable demands for materials and services in building said ship *Tartar*, and to employ the remainder towards compleating said ship, and fully equipping her for the sea.

Resolved, That the Honorable *Caleb Davis*, Esq; instead of fitting out two small vessels to guard the coast, as directed by a resolve of the 19th day of *February*, 1781, be, and hereby is directed, to fit one small vessel, to mount from eight to twelve guns, to serve as a tender to the said ship *Tartar*.

And whereas by a resolve of this March instant, the ship *Mars* is ordered to be fixed out immediately, to proceed on a cruize in company with one or more French frigates, for the defence of the Eastern coast, if the French Admiral at Newport shall think proper to order any part of the French squadron on that service, which may put it out of the power of the agent aforesaid to carry into execution immediately the foregoing resolves, and may leave him in a state of uncertainty what is expected from him :

Therefore *Resolved*, That in case the ship *Mars* does proceed on a cruize in consequence of the resolve of this March instant, the sale of her be suspended until her return, and then made as soon as possible ; and in case she does not go on that service, then the agent aforesaid is to proceed in the same manner as if no such resolve or order had taken place.

CCVI.

A grant of eighteen hundred and thirty pounds, new emission, to his Hon. *Thomas Cushing*, Esq; and others a committee of foreign affairs, to be remitted to *Jonathan Loring Austin*, Esq; in order to discharge sundry debts. March 6. 1781.

Whereas it appears by letters and accounts received from *Jonathan Loring Austin*, and *Jonathan Williams*, Esq's. by the ship *Mars* from France, that there is a considerable sum of money due to said *Jonathan Williams*, Esq; for disbursements upon the ship *Mars* while in France, and for advances made by him to Mr. *Austin*, in order to enable said *Austin* to pay the expences incurred for his support while in France, and Holland, in prosecution of the commission with which he was charged by this Government.

Therefore *Resolved*, That the Treasurer of this Commonwealth be directed, and he is hereby accordingly directed, to pay to the Hon. *Thomas Cushing*, Esq; and others the committee of foreign affairs, out of the first monies that come into his hands, the sum of eighteen hundred and thirty pounds money of the new emission, which said committee are directed to vest in bills of exchange, and remit the same to *Jonathan Loring Austin*, Esq; in order to discharge the debt due to Mr. *Williams* for his disbursements on the ship *Mars*, and for money advanced to said *Austin* as aforesaid, the said *Austin* to be accountable for the expenditure of the money that shall be remitted to him by the committee aforesaid, in consequence of this resolve.

And it is further *Resolved*, That the committee on foreign affairs be directed, and they are hereby accordingly directed, to write to the said *Jonathan Loring Austin*, Esq; discharging him of his agency on account of this Commonwealth.

CCVII.

Resolve directing the Treasurer to receive of *Oliver Wendell*, Esq; one of the managers of the late State lottery, notes of several denominations in full discharge of said *Wendell's* accounts. March 7, 1781, *Whereas*

Whereas it appears that there remains in the hands of Oliver Wendell, Esq; one of the managers of the late State lottery, a ballance of two State notes fo sixty pounds each, eleven of thirty pounds each, one of twenty-two pounds ten shillings, and seventy-two of fifteen pounds each, together with sixteen hundred and twenty-nine pounds seven shillings and eleven pence, in money of the old emission due to this Commonwealth from forfeited prizes and tickets sold in the several classes of said lottery.

Resolved, That the Treasurer be, and he is hereby directed to receive said notes and money of said *Wendell*, giving duplicate receipts therefor, in full discharge of said *Wendell's* accounts, as one of the managers of said lottery, one of which receipts to be lodged in the Secretary's office.

CCVIII.

Resolve directing the Commissary-General to sell at public auction a quantity of nails and files belonging to this Commonwealth, in the public store at *Sudbury*, and to pay the proceeds thereof to the Treasurer. *March 6, 1781.*

Whereas Richard Devens, Esq; Commissary-General of this Commonwealth, is directed by a resolve of the tenth of February last, to deliver sundry goods belonging to this Commonwealth, in the public store at Sudbury, to Mr. Enoch Greenleaf, in order that the same may be sold on account of this Commonwealth; and whereas there is among said goods a quantity of nails and files, not suitable for common use in the country. Therefore,

Resolved, That the Commissary-General be directed, and he is hereby accordingly directed, to transport to *Boston* the nails, files and steel, which by the resolve of the 10th of *February*, he is directed to deliver to said *Enoch Greenleaf*, and to sell the same either at auction or private sale, and pay the proceeds thereof to the Treasurer of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office. And the Treasurer is hereby directed to pay the said money to the late Board of War, on account of warrants in their favor.

And it is further *Resolved,* That the members of the Board of War aforesaid be directed, and they are hereby accordingly directed, to pay the money they may receive from the Commissary-General aforesaid, to *Titus Morgan*, on account of the debt due from the Board of War to said *Morgan*, for building the ship *Tartar*.

CCIX.

Resolve making an alteration in the distribution of small stores to the officers and soldiers of the *Massachusetts* line of the army. *March 7, 1781.*

Whereas it appears to this Court, that it will be of utility to this Commonwealth, and satisfactory to the army, to make an alteration in the distribution of small stores:

Resolved, That Major *Exra Lunt* be, and he is hereby appointed, to reside in camp to receive and dispose of such stores to the officers and soldiers of the *Massachusetts* line, which shall be purchased and forwarded by a committee appointed by this Court for that purpose, agreeable to the directions he shall from time to time receive from said committee; and the said *Exra Lunt* shall transmit to the committee, unless otherwise directed by this Court, all the monies he shall receive for said stores, taking duplicate receipts, one of which to be lodged in the Secretary's office; and he is also directed, once in six months, to transmit an account of the articles he has received from the committee, and the money he has transmitted to them, with the articles and money he may have on hand, into the Secretary's office; and said Commissary is hereby directed, before he enter upon his office, to be sworn to the faithful discharge of his trust.

And it is further *Resolved*, That *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, be, and they are hereby appointed a committee to purchase and forward to the said *Ezra Lunt*, from time to time, such articles as they shall judge most convenient and needful for the *Massachusetts* line, taking duplicate receipts, one of which to be lodged in the Secretary's office, together with an invoice of such articles, putting such a price on them as will pay the expence of purchasing, transporting and using, directing said *Ezra Lunt* to sell accordingly; and the said *Ebenezer Wales* and *Amasa Davis* are directed to lay before the General Court an estimate of the articles they have forwarded to the said *Ezra Lunt*, with the price offered to them, and the money they have received from the said *Ezra Lunt*, once in six months.

And it is further *Resolved*, That the Commissary of small stores at camp be, and he is hereby directed, not to issue any more of said stores agreeable to the resolve of *November 18, 1779*, but shall deliver them to said *Ezra Lunt*, by this resolve appointed to dispose of said stores, and transmit an account of the articles to the committee for supplies, who are directed to lay the same, together with what they have on hand, before this House, as soon as may be.

And it is further *Resolved*, That the said committee and commissary, on settling their accounts, shall have such compensation for their services as the General Court shall direct.

CCX.

Resolve considering *Bacchus Cockran*, not to be duly enlisted as a soldier in the Continental army. *March 7, 1781.*

Whereas James Parks, of Lincoln, has complained to this Court, that one Bacchus Cockran, said to be enlisted by the said Parks, was rescued by a certain Chambers Russell and John Codman, and the parties having been heard, it appears the said Bacchus is a servant of James Russell, Esq; father of said Chambers, and was taken by the said Chambers Russell and John Codman, for his use, and by the resolve of Congress, was not liable to be enlisted by said Parks.

Therefore *Resolved*, That the said *Bacchus* could not be duly enlisted as a Continental soldier by the said *Parks*, without leave of his master, and ought not to be considered as such.

CCXI.

Resolve on the petition of *Cols. Putnam, Jackson and Brooks*, a committee from the army, giving liberty to both officers and soldiers of the *Massachusetts* line, to purchase confiscated estates with their depreciation notes, and making provision for the redemption of said notes. *March 7, 1781.*

On a petition of Cols. Putnam, Jackson and Brooks, a committee from the army, praying that the officers and soldiers of the Massachusetts line of the army, may have liberty to purchase confiscated estates, and pay for them in their depreciation notes, and that monies arising from the sale of confiscated estates, may be appropriated for the redemption of said notes.

Resolved, That if any officer or soldier of the *Massachusetts* line of the Continental army, or his agent, shall purchase at public vendue, any confiscated estate in this Commonwealth, on his paying so much money as to discharge the debts due from said estate, he shall have liberty to pay the remainder in depreciation notes drawn in his favor, and payable the first of *March* instant, and still his property, and if said notes are presented by his agent, said agent shall produce a certificate
from

from a general officer, or officer commanding a regiment, that said notes were the property of the original holder at the time the certificate was given, and said agent shall make oath before some Justice of the peace that he knows nothing directly or indirectly, but the said notes are still the property of the original holder.

And it is further *Resolved*, That if any person not belonging to the army, nor agent for the army, shall purchase any confiscated estate, the monies resulting to government from the sale thereof after the just debts of the same are paid, shall be appropriated for the redemption of the above described notes.

And the committees appointed to make sale of absentees estates, be, and hereby are authorized and directed to pay such notes, if presented by the original owner or his agent, in manner aforesaid, any law or resolve to the contrary notwithstanding.

And the Treasurer is hereby authorized and directed, to receive of said committees, the notes which they may receive as above directed, at their value.

And it is further *Resolved* That the committee aforesaid, be and they hereby are directed, for the term of three months from the date hereof, not to require or reserve in their hands, a larger sum in money, than is necessary to discharge such claims against any of the aforesaid estates, as they are respectively informed of at the time of selling the same, and if any legal claims against such estates shall be exhibited after the sale thereof, such claims shall be a charge against the proceeds of such forfeited estates as may be sold after the expiration of the aforesaid term of three months, and shall be discharged by the committee holding the same, provided the estate from which such debts are due is not insolvent, in which case such proportion of said debts shall be discharged as is prescribed by the acts provided for the payment of the creditors of said absentees.

It is further *Resolved*, That the Treasurer be, and hereby is directed, to give an order or receipt on any collector, in favor of any officer or soldier now belonging to the *Massachusetts* line of the Continental army, who shall in person (or by his agent, with such vouchers as are above-described) present a note drawn in his favor, and still his property, which is payable on the first of *March* instant, for such sum as will discharge such note, and also for the interest of such depreciation notes as shall, in the manner above-described, be made to appear to be the property of the persons above-mentioned.

And it is further *Resolved*, That any money that is now or may hereafter be paid into the treasury from the sale of such estates, be appropriated to the sole purpose of redeeming the notes as aforesaid, continuing to be the property of the officers and soldiers aforesaid.

CCXII.

Resolve respecting government securities. *March* 7, 1781.

On the letter of Henry Gardner, Esq; Treasurer of this Commonwealth, respecting the government securities :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay interest on such notes as were not renewed in obedience to a former resolution of the General Court for that purpose, also the principal thereof in the same manner, and on the same scale of depreciation as is directed by the several acts and resolves of the said Court, in respect to other government securities.

Provided nevertheless, That the Treasurer in no case pay compound interest on any government securities whatsoever.

And

And whereas sundry persons have had securities of this government renewed in conformity to the resolves thereof, whereby they must suffer by depreciation, unless relieved by special provision : Therefore,

Resolved, That the possessors of all notes which have been received in exchange for the notes afore-mentioned, are intitled to receive full compensation for depreciation, incident to the currency, which may have arisen on the same, from the time they were originally given, until they were renewed, and that the Treasurer be, and he hereby is accordingly directed, to liquidate and adjust the same, by the rule for ascertaining depreciation prescribed by an act made and passed this session, intitled, "An act for repealing certain parts of an act postponing the payment of government securities to a distant period, &c." and that he pay the sums which may appear to be due to the possessors of the notes aforesaid for depreciation, any act or resolve of this Court to the contrary notwithstanding.

CCXIII.

Resolve requesting the Governor to inform Col. *Wheaton* that measures are adopting for the defence of the Eastern parts of this Commonwealth. *March 7, 1781.*

On the letter from Col. Wheaton, from Thomaston :

Resolved, That the Governor be, and he hereby is requested, to inform said Colonel that measures are now adopting for the immediate defence of the Eastern parts of this Commonwealth, and that in the mean time Col. *Wheaton* be directed to take the most effectual measures for the security of the provisions and stores at *Thomaston*.

CCXIV.

Resolve making an establishment for the officers and seamen on board the ship *Mars*, and empowering the Governor to impress seamen to go on board said ship. *March 7, 1780.*

Whereas it is expedient that the ship Mars should be immediately fitted for the sea, to act in co-operation with one of his Most Christian Majesty's frigates, on an expedition to the Eastern parts of this Commonwealth : Therefore,

Resolved, That the officers and seamen who shall engage on board said ship during her cruize, shall be on the same establishment as the officers and seamen who have heretofore engaged on board the ships in the service of this Commonwealth, with addition of seven dollars of the bills of credit of the new emission, as a bounty to each seaman who shall voluntarily enter on board said ship for said service.

And it is further *Resolved,* That the Governor, with advice of Council, be authorised to empower the Commander of said ship, in case he cannot man his ship in season, on the aforesaid encouragement, to impress a sufficient number of seamen to go on board said ship to serve on said expedition, not exceeding six weeks from the time of said ship's sailing.

CCXV.

Resolve on the petition of the inhabitants of *Thomaston*, in the county of *Lincoln*. *March 7, 1781.*

On the petition of the inhabitants of Thomaston, in the county of Lincoln, setting forth their difficulties, by reason of a number of cruizers on their coast, and other circumstances they are under, therefore pray for a temporary release of the beef-tax set upon that town :

Resolved,

Resolved, That the inhabitants of *Thomaston* be informed, by having a copy of this resolve sent to them, that this Court are taking proper measures for the defence of all the Eastern sea-coasts; that there will be soldiers in such places in that part of the country as shall be thought proper, and that such part of their beef as they can furnish, will be expended in the ensuing campaign for their own defence. And the Secretary is hereby directed to furnish said inhabitants of *Thomaston* with an attested copy of this resolve.

CCXVI.

Resolve considering the pay and wages of the officers and soldiers of the *Massachusetts* line of the army as so much in specie, and giving securities for ballances, and appointing a committee to ascertain said ballances. *March* 7, 1781.

Resolved, That the pay and wages of the officers and soldiers of the *Massachusetts* line of the army, established by Congress, be considered as so much in specie, and that securities of this Commonwealth be given for the ballances due to said officers and soldiers, payable in gold or silver, or current bills of credit equivalent thereto, and that no reference be had to the late monopoly act in the settlement for the year 1780, and that said officers and soldiers be charged with the monies they have received for any part of the services of said year, at the real value thereof, agreeable to the scale of depreciation, and that the supplies in small stores that have been furnished the army the last year, be charged at the prime cost and charges of transportation of those supplies when delivered in camp.

Resolved, That securities as aforesaid be given for the ballances due for the first nine months services in said year, and also for the ballances due on account of the delay of payment and the bounties that have been deducted from the ballances due to the soldiers, the sums due on account of the delay of payment, and the bounties deducted to be ascertained by the same rule the value of the bounties so deducted were ascertained. That securities be given for one third part of the balance found due as aforesaid, payable in the year of our Lord, 1784, with interest at the rate of *six per cent. per annum*. That securities be given for one other third part payable in the year of our Lord, 1785, with like interest. That securities be given for one other third part, payable in the year of our Lord, 1786, with interest as aforesaid, said securities to be receivable for taxes granted in any of the years in which they respectively become payable. And in consideration of their loaning the sums aforesaid, there be allowed *four per cent.* bounty, as is provided in other cases in the supply bill. That securities be given for the ballances found due for the services of the last three months, in the year 1780, payable on demand, with interest at *six per cent.* until paid, and that they be made receivable in the payment of any future tax that may be granted.

Resolved, That *Ellis Gray*, Esq; with such as the honorable House shall join, be a committee to ascertain the ballances that may be due to the army, said committee to deduct what may be due from said officers on account of cloathing.

And that *Mr. Robert Jenkins* and *Samuel Henshaw*, Esq; be a committee on the part of the House, to ascertain the ballances that may be due to the army.

Resolved, That *Capt. Ezra Lunt*, commissary of small stores for this Commonwealth, be, and he hereby is directed in person, or by his deputy, to attend in *Boston* immediately, with all the vouchers that may be necessary, to shew how much said officers and soldiers are indebted to this Commonwealth, on account of the small stores with which they have been furnished.

And the Secretary of this Commonwealth is hereby directed to forward as soon as may be, this last resolve to said *Capt. Lunt*.

CCXVII.

Resolve directing the committee appointed to settle the accounts of the Treasurer of this Commonwealth, to hire one or more clerks for this business. *March 7, 1781.*

It appearing to this Court absolutely necessary that the Treasurer of this Commonwealth be immediately called upon to settle and adjust his accounts with the committee appointed by this Court for that purpose: Therefore,

Resolved, That the committee appointed for this business be allowed, and they are hereby directed, to hire one or more clerks, for the expediting said business; with the utmost dispatch, that so said Treasurer's accounts may as soon as possible be closed.

CCXVIII.

A grant of *two hundred and ten pounds*, new emission, to *James Kimball*, a late Lieutenant in Capt. *Gleason's* company, in Col. *Nixon's* regiment. *March 8, 1781.*

Resolved, That the sum of *seven hundred dollars*, of the new emission, be paid out of the public treasury of this Commonwealth to *James Kimball*, a late Lieutenant of Capt. *Gleason's* company, in Col. *Nixon's* regiment, for nursing, Doctor's bill and losses he met with in consequence of the wounds he received in battle at *Frenton*, in the *Jerseys*, the 2d of *January 1777*, which disenabled him from doing business for his support for near two years, as set forth in his petition; and that the same be charged to the United States.

CCXIX.

Resolve relinquishing all claim to the territory of *Vermont*, in case Congress shall recognize them as a Sovereign Independent State. *March 8, 1781.*

Whereas an application has been made to the General Court of the Commonwealth of Massachusetts by Governor Chittenden, in behalf of himself and the inhabitants of a territory of land known by the name of Vermont, requesting the said General Court to relinquish the claim of jurisdiction of said Commonwealth to the said territory; this Court having maturely and deliberately considered the same, feel themselves disposed to comply with the request of said inhabitants, and to concede that the said territory, and the inhabitants within the same should be a Sovereign Independent State, in such way and manner, and upon such terms as shall be agreed upon and established by the Congress of the United States of America:

Therefore Resolved, That in case the territory called *Vermont* be recognized by Congress, as a Sovereign Independent State, and enter into the confederation with the other *American* States, this Commonwealth will, and do hereby relinquish their claim of jurisdiction in and over the said territory, and to every part and parcel thereof from the north side of the town of *Northfield*, on the west bank of *Connecticut* river, in the county of *Hampshire*, to the north-west corner of the town of *Williamston*, in the county of *Berkshire*, in such manner, and described by such other bounds as shall be established by the Delegates of the United States in Congress assembled; reserving, nevertheless, to each and every individual within and without said territory of *Vermont*, their full right and title to such lands within the same as are held and enjoyed by virtue of any right or grant derived from the Province, State, or Commonwealth of *Massachusetts*.

CCXX.

A grant of one hundred and fifteen pounds three shillings, to Jonathan Albut and others, for fire-arms detained from said men, who did service in Col. Fellows's regiment, in 1775. March 8, 1781.

Whereas Col. Benjamin Tupper has represented to the Honorable Congress of the United States that fifty-five stands of arms were, in 1775, detained from the men that had done service in Col. Fellows's regiment, and the same were turned into the Continental store, and which were never paid for; and Congress having, by their resolution of the 24th of November last past, referred to the executive of Massachusetts to examine into the nature of the claim, and if equitable, to take order for the payment of the same on account of the United States.

Resolved, That it appears equitable that the stands of arms afore-mentioned be paid for to the respective owners, out of the treasury of this Commonwealth, amounting to the sum of one hundred and fifteen pounds three shillings, and that the same be charged to the account of the United States, viz.

In Captain Hazelton's company.

	£.	s.		£.	s.
To Jonathan Albut	2	5	To Isaac Stone	1	16
Liman Clark	2	0	John Bament	3	0
Jonas Clark	1	18	Luther Conant	1	12
Samuel Parks	1	10	Nathaniel Sprout	1	18
Samuel Parks again	2	5			

In Captain William King's company.

To Josiah Dewer	2	10	To Gamahiel Whiting	1	18
Great Barrington	2	5	William King	1	18
Joseph Lawrence	2	5	Hackaliab Dolittle	1	16
William Whiting	2	0	Eli Noble	1	10
Phineas Nash	2	4	Nathan Perry	1	14
Simeon Harbut	2	0	William King	2	0
Asa Edy	2	15	Dobartus Willard	2	5
Thomas Dexter	2	6	Jesiah Nash	1	10
William Scharmerborn	1	18	Samuel Chapin	2	16
Henry William Dwight	3	0	Great Barrington	2	10
William Denton	2	18			

In Captain Thayer's company.

To Benjamin Reed	2	0	To Thomas Fancey	2	2
John Thayer	2	6	Joseph Hill	1	18

In Captain Pomroy's company.

To Nathaniel Dady	2	0	To Asael Strong	2	4
Samuel Edwards	2	8	John Strong	1	10
John Crossel	2	10	John Elliot	1	10
Jonathan Holladay	2	4	Masa Cook	1	10

In Captain Webster's company.

To Serjeant James Cocks	2	6	To Wheler Higbe	2	0
Joseph Brown	2	8	Daniel Littlefield	2	0
Bazateel Moffatt	2	8	Samuel Thomas	1	13
Enoch Pratt	2	0	Robert Deming	2	2
Adam Beel	2	16	Ebenezer Cole	1	10
Christopher Grant	1	16	George Mills	1	10

In Captain Chapin's company.---To Israel Chapin

2 10

£. 115 3
Resolved,

Resolved, That the respective sums set against the names of each of the persons or towns above-named be paid to them or their respective heirs, or to their order, in silver or gold, or in paper currency equivalent thereto, amounting in the whole to the sum of *one hundred and fifteen pounds three shillings*, specie, which sum is to be charged to the United States, agreeable to a resolution of Congress dated *November 24, 1780*.

CCXXI.

Resolve directing the committee of supplies to deliver *Benjamin Weld* and *Thomas Walcut* a suit of cloaths each. *March 8, 1781*.

On the petition of Benjamin Weld, assistant commissary, and Thomas Walcut, steward to the general hospital in this State, praying that he may be supplied with cloathing.

Resolved, That *Ebenezer Wales* and *Amasa Davis*, committee of supplies, be, and they hereby are directed, to deliver *Benjamin Weld*, assistant-commissary, and *Thomas Walcut*, steward to the general hospital, a suit of cloaths each, they to be accountable for the same.

CCXXII.

Resolve respecting the choice of a gentleman to preach the election sermon. *March 8, 1781*.

Whereas it has been the practice of this government, at the formation of every new General Court, to attend divine service previous to their entering upon public business, and it is highly proper that so laudable a practice should be continued: Therefore,

Resolved, as the sense of the Senate, That it is highly expedient for the General Court, at their first meeting, annually to attend divine service, as heretofore, and that the Rev. Gentleman to preach on future occasions, be appointed by each House alternately---the choice for the next election to be made by the Senate.

CCXXIII.

Resolve directing the committee appointed to confer with a committee of officers of the *Massachusetts* line of the army, to bring in a resolve and a draught of a letter to acquaint Congress of the measures this Commonwealth have taken with regard to a settlement with their quota of the army. *March 8, 1781*.

Ordered, That the committee of both Houses, that were appointed to confer with a committee of officers of the *Massachusetts* line of the army, be a committee to bring in a resolve and a draught of a letter to acquaint Congress of the measures this Commonwealth have taken with regard to a settlement with their quota of the army.

CCXXIV.

A grant of *five thousand pounds*, new emission, to *Ebenezer Wales* and *Amasa Davis*, the committee of supplies. *March 8, 1781*.

Resolved, That there be paid out of the public treasury of this Commonwealth to *Ebenezer Wales* and *Amasa Davis*, the committee of supplies, the sum of *five thousand pounds*, in the new emission, out of the first money the Treasurer may receive on the supply bill or otherwise, to enable said committee to execute the business assigned them, they to be accountable for the same.

CCXXV.

CCXXV.

Resolve empowering *John Allen*, to sell the house and land mentioned in his petition. March 9, 1781.

On the petition of John Allen, of the State of New-York.

Resolved, That the abovesaid *John Allen*, be, and he hereby is authorized and impowered to sell for the most the same will fetch, a house and barn, and about one hundred acres of land, in the town of *Dartmouth*, and county of *Bristol*, being part of the estate which was given to his late deceased wife, *Hope Allen*, by her father, *James Shearman*, in his last will and testament, and make and execute a good and legal deed or deeds of the same. He the said *John Allen*, observing the directions of the law for the sale of real estates, by executors and administrators, and giving proper security to the Judge of Probate, for the county of *Bristol*, that the neat proceeds arising from the abovesaid sale or sales, shall be put on interest, and the principal and interest paid to his son *James Allen*, now a minor, and the only surviving child of his late deceased wife.

CCXXVI.

Resolve respecting the controversy between Government and *Paul Dudley Sergeant*, Esq; relative to certain claims on the estate of *William Brown*, Esq; of *Salem*. an absentee, empowering the Attorney General to refer said controversy to the judgment of three indifferent persons. March 9, 1781.

Whereas there is a controversy arose between Government and Paul Dudley Sergeant, Esq; respecting certain claims on the estate of William Brown, Esq; late of Salem, in said county of Essex, a refugee.

Therefore Resolved; That the Attorney General of this Commonwealth, in behalf of Government; be, and he hereby is impowered and directed, to agree with the said *Paul Dudley Sergeant* to refer said controversy to three indifferent persons, mutually chosen between them, whose award and determination thereon, or either two of them, shall be final, but if said *Paul Dudley Sergeant* shall not agree thereto, the said Attorney General, be, and he hereby is directed, to proceed in a due course of law, and determine in whom the property of said estate is vested. And the committee for the sale of confiscated estates in the county of *Essex*, are directed to govern themselves accordingly.

And it is further Resolved, That this Commonwealth will indemnify the said committee for all their doings pursuant to this resolve.

CCXXVII.

Resolve respecting deserters from the Continental army, belonging to this Commonwealth. March 9, 1781.

Whereas it appears to this Court that some further measures are requisite for the more speedy taking up and securing such soldiers belonging to this Commonwealth's quota of the Continental army, now raising, who have deserted or may desert from the custody of any superintendant, before they have been delivered over to a Continental officer: Therefore,

Resolved, That the several superintendants of the counties within this Commonwealth, from whom any soldier has deserted, or shall hereafter desert as aforesaid

said, be, and they hereby are empowered and directed, forthwith to advertise any such deserter or deserters, in the public news-papers or otherwise, as to them shall seem most likely to produce the desired effect, promising, in the name of this Commonwealth to any person or persons who shall take and bring back any such deserter or deserters to the superintendant from whom he or they deserted, a sum not exceeding *twenty dollars* of the new emission as a premium for each deserter so taken and brought back; and such superintendant shall oblige said soldier, if of ability, to pay said premium and all other charges otherways, and shall lay their accounts before the committee of accounts for advertising, and all other necessary expences that may accrue in taking and bringing back any such deserter, together with the amount of the premium he may have paid as aforesaid, with sufficient vouchers for the same, before the committee of accounts for immediate allowance and payment, which sum shall be deducted out of any such soldiers wages, when due; and the committee of accounts are hereby directed to keep a list of the names of all such deserters taken up as aforesaid.

CCXXVII.

Resolve directing the Treasurer to issue his receipts on the collectors of the several towns in this Commonwealth for payment of the Members of the Senate and House of Representatives. *March 9, 1781.*

Whereas the state of the public treasury is such that the Representatives cannot receive the money for their travel and attendance on the General Court the present sessions: Therefore,

Resolved, That the Treasurer be, and he hereby is directed to issue his receipts on the collectors of the several towns in this Commonwealth to all those Members of the Senate and House of Representatives who shall be willing to receive them in payment for their services the present sessions.

CCXXVIII.

Resolve determining that the committee on the valuation consist of Members of both Houses of Assembly. *March 9, 1781.*

The committee of both Houses appointed to consider the opinions of the Justices of the Supreme Judicial Court upon the question between the two Houses, relating to the taking of the valuation, and enquire into, and report the principles on which the valuation shall be taken: Report as their opinion,

That there be a committee of both Houses appointed to examine the returns of the several towns in this State, respecting their taxable property, and state a valuation thereon, and report the proportion that the several towns and plantations in this Commonwealth shall pay towards the public taxes---to consist of five Members from the Senate, with such Members from the House, as the House shall think proper to add thereto: And the committee on the valuation be, and they are hereby directed, to form the valuation conjointly upon the whole real and personal property of the State, and upon the whole incomes of each.

CCXXIX.

CCXXIX.

A grant of *fifty-five pounds* new emission, to *William Baker*, Messenger of the General Court. *March 10, 1781.*

Resolved, That there be paid out of the treasury of this Commonwealth, to *William Baker*, Messenger to both houses, *fifty-five pounds* new emission, in full for a quarter of a year's service, ending the 26th of *February* last.

CCXXX.

A grant of *fifty-five pounds*, new emission, to *William Baker, jun.* Clerk to the Senate. *March 10, 1781.*

Resolved, That there be paid out of the treasury of this Commonwealth, to *William Baker, jun.* Clerk to the Senate, *fifty-five pounds*, new emission, in part for his services as Clerk for the present year.

CCXXXI.

Resolve granting *nine shillings* per day, to the Hon. *Jeremiah Powell*, President of the Senate, over and above his pay as a member of the Senate. *March 10, 1781.*

Resolved, That there be paid out of the public treasury, to the Hon. *Jeremiah Powell, Esq;* President of the Honorable Senate, the sum of *nine shillings* new emission, per day, for each day's attendance the present session, in addition to his pay as a member of the Senate.

CCXXXII.

Resolve directing the Judges of Probate in the several counties within this Commonwealth, to require delinquent agents to settle their accounts, and impowering them to put the bonds of such agents in suit. *March 10, 1781.*

Whereas by representations made to this House, it appears that several agents on the estates of absentees within this Commonwealth, have neglected or refused to settle their accounts as by law directed.

Therefore *Resolved*, That the Judges of Probate, &c. in the several counties within this Commonwealth, be, and hereby are directed, to require said delinquent agents in their counties respectively, forthwith to settle their accounts, and if said agents or either of them, shall neglect or refuse to settle his or their accounts when there-to required by said Judges, by the 12th day of *June, 1781*, the said Judges are hereby directed, to put in suit the bonds of such delinquent agents, and prosecute the same to effect.

CCXXXIII.

Resolve granting *Caleb Davis, Esq;* *nine shillings* per day over and above his pay as a Member of the House of Representatives. *March 10, 1781.*

Resolved, That there be paid out of the treasury of this Commonwealth, to the Hon. *Caleb Davis, Esq;* Speaker of the House of Representatives, for each days attendance as Speaker, *nine shillings*, new emission, per day, over and above his pay as a Member of the House of Representatives.

CCXXXIV.

CCXXXIV.

Resolve directing the committee for settling with the army to call on all persons who have received cloathing for officers of the army, to send in an account thereof. *March 10, 1771.*

Whereas a settlement is speedily to take place with the officers and soldiers in the Massachusetts line; and it will be necessary that all accounts should be laid before the committee appointed for that purpose; and as some officers have received cloathing for the officers of a regiment or brigade; and it will be necessary for that committee to be informed what cloathing to charge to each particular officer: Therefore,

Resolved, That the committee for settling with the army be, and they are hereby directed, where such information is wanting, to call on the persons who received such cloathing to send in an account of what each respective officer has received; and all persons who have received cloathing for officers of the army are hereby directed to furnish said committee with an account of the distributions they have made of said cloathing, as they would avoid being charged with the whole of said cloathing themselves. And the Secretary is hereby directed to publish this resolution.

CCXXXV.

A grant of *one hundred pounds* to *John Avery, jun.* Secretary of this Commonwealth. *March 10, 1781.*

Resolved, That there be paid out of the treasury of this Commonwealth to *John Avery, jun. Esq;* Secretary of this Commonwealth, *one hundred pounds,* new emission, in part for his services as Secretary.

CCXXXVI.

Resolve requesting *Nathaniel Appleton, Esq;* Loan-Officer, not to stop any money advanced which is to be paid out of the money arising from taxes, and directing the Treasurer to exchange said money; reserving one tenth. *March 10, 1781.*

Whereas the money arising from the sale of confiscated estates is appropriated to discharge the debts due from such estates, and to pay the depreciation notes of the army which became due the first instant: And whereas a considerable part thereof is in the bills of credit of the old emission, which the Treasurer is directed to lodge in the loan-office: And whereas the Treasurer is indebted to Nathaniel Appleton, Esq; said Loan-Officer, for money advanced, which is to be paid out of the money arising from taxes: Therefore,

Resolved, That *Nathaniel Appleton, Esq;* Continental Loan-Officer, be requested not to stop any of said money for payment of money advanced as aforesaid, and which was to be paid out of the taxes; and the Treasurer is hereby directed to exchange said money, and pay the value thereof as before directed, reserving the one tenth arising to this Government for the order of the General Court.

CCXXXVII.

Resolve requesting the Governor to write to the President of Congress respecting the measures that have been taken to settle with that part of the Continental army belonging to this Commonwealth. *March 10, 1781.*

Resolved,

Resolved, That his Excellency the Governor, be, and he hereby is requested to write to the President of Congress, and inform him of the measures the government of this Commonwealth are taking to settle with their quota of the Continental army, for their services the last year, and also to inclose (if he shall deem it to be necessary) the several resolves that have passed this session, relative to paying of the depreciation notes that are become payable, and also for paying the interest of such other like notes as are not yet become payable. And the several acts that have passed this session respecting the currency.

CCXXXVII.

Resolve directing the committee on pay rolls, to make an additional sum to the pay rolls made up for the three month's service the last year, March 10, 1781.

Whereas several pay rolls for the men who served in the three month's service the last year, have been exhibited to this Court for allowance and payment, which rolls were made up, making the bills of credit of the new emission equal to gold and silver, and have been examined and allowed by the committee established for that purpose, and warrants granted for the payment thereof; since which, this Court have ordered that those who served as above, should be paid in gold and silver, or bills of credit equivalent thereto.

Therefore *Resolved*, That the committee for examining and passing of pay rolls, be, and they hereby are directed and impowered, to make an additional sum to such pay rolls as were made up for services done by the three month's men the last year, making the bills of credit of the new emission equal to gold and silver, and already examined and passed upon and warrants for payment granted, which said additional sum, shall be such as in the whole will be equivalent to the sum ordered to be paid for said service, by a resolution of this Court passed the present session, and the Governor is requested to grant his warrant for the payment of said additional sum accordingly.

CCXXXVIII.

Resolve requesting the Governor with advice of Council, to restrict *John Williams, Seth Catlin* and *Jonathan Ashly*, in such a manner as the Commonwealth may receive no injury. March 10, 1781

Whereas it appears to this Court from the examination of *John Williams, Seth Catlin* and *Jonathan Ashley*, touching the instructions given the Representatives of the town of Deerfield, and from the particular time at which those instructions were given, that there are just grounds of suspicion, that the said *John Williams, Seth Catlin*, and *Jonathan Ashley*, are unfriendly to the independence of the United States.

Therefore *Resolved*, That the Governor with advice of Council, be, and hereby is requested to lay the said *John Williams, Seth Catlin* and *Jonathan Ashley*, under such restrictions, as that the Commonwealth receive no injury from them or either of them.

CCXXXIX.

Resolve directing the Secretary to furnish the committees for procuring loans, with an attested copy of the resolves passed this day, with a subsequent form of a subscription. March 10, 1781.

P p

Resolved

Resolved, That the Secretary of this Commonwealth, be, and he hereby is directed, to furnish without loss of time, an attested copy of the resolves this day passed, appointing committees for procuring loans in the several towns and counties, &c. to the first named gentleman in each committee appointed as aforesaid, also of the subsequent form of a subscription for the said loans. *viz.*

"We the subscribers, taking into our serious consideration the present critical situation of public affairs, and determined to give all possible aid to government for completing the establishment of peace and independence, by filling up and supplying the army, do agree to pay to the Treasurer of this Commonwealth, through the hands of being a committee appointed by the General Court for procuring loans, agreeable to an act passed the last session of the said Court, intituled, "An act to supply the treasury with the sum of four hundred thousand pounds, to our names respectively affixed, in money and effects, subject to the terms and conditions expressed in the said act and in the resolves of the said Court appointing the committee aforesaid, &c. dated 1781."

CCXL.

Resolve directing Brigadier-General *Warner* to receive out of the treasury *three thousand one hundred and twenty pounds*, in specie, to compleat the gratuity allowed to the *Massachusetts* line of the army; and granting him *one hundred pounds*, to enable him to proceed upon the business assigned him; and discharging *Capt. Thomas Cowden* and *Capt. James Bancroft* from the business assigned them. *March 10, 1781.*

Resolved, That Brigadier-General *Warner* receive out of the treasury of this Commonwealth, the sum of *three thousand one hundred and twenty pounds*, in addition to the sum of *twelve thousand pounds* heretofore ordered to him and *Col. John Athley*, to compleat this Commonwealth's gratuity to the *Massachusetts*'s line of the army, and that he proceed therewith to the army, and pay the same to *Col. Athley*, in the same manner as is directed by a resolve of the 27th of *January* last past, that the said *Warner* and *Athley* to be accountable for said money, and that there be paid out of the treasury of this Commonwealth, the further sum of *one hundred pounds* of the new emission money, to Brigadier *Jonathan Warner*, to enable him to proceed with the business by this resolve assigned him, he to be accountable therefor to this Court.

And whereas by a resolve of the 6th of March current, Capt. Thomas Cowden and Capt. James Bancroft were appointed a committee to forward the hard money gratuity to Brigadier Jonathan Warner and Col. Athley, which is become unnecessary by the return of said Warner, therefore,

Resolved, That *Capt. Thomas Cowden* and *Capt. James Bancroft* be discharged from the business assigned them by said resolve of the sixth of this instant, *March.*

CCXLI.

Resolve appointing committees for the several towns and counties within this Commonwealth, for supplying the treasury with money. *March 10, 1781.*

Whereas it is of the highest importance that the most speedy and effectual measures be adopted for supplying the treasury of this Commonwealth with money; and also the superintendent, commissary-general, and committee for purchasing cloathing respectively, with specific articles in some measure adequate to the demands of government, agreeable to the late suppl. bill.

It is Resolved, That the following gentlemen be, and they hereby are appointed a committee for the several towns and counties within this Commonwealth, and for the purposes hereafter specified, *viz.*

For

For the town of *Boston*, *William Phillips*, Esq; *Ellis Gray*, Esq; *John Rowe*, Esq; *Edward Paine*, Esq; and *Mr. Stephen Higginson*.

For the town of *Salem*, *Elias Hasket Derby*, *Nathan Goodell*, and *Jacob Ashton*, Esq's.

For the town of *Newbury-Port*, *Tristram Dalton*, Esq; *Nathaniel Tracy* and *Jonathan Jackson*, Esq's.

For the town of *Beverly*, *George Cabot* and *Josiah Batchelder*, jun. Esq's.

For the town of *Gloucester*, *Epes Sergeant* and *Peter Coffin*, Esq's.

For the town of *Ipswich*, *Dummer Jewet* and *Michael Farley*, Esq's.

For the town of *Marblehead*, *Elbridge Gerry* and *Jonathan Glover*, Esq's.

For the county of *Suffolk*, the town of *Boston* excepted, *Cotton Tufts*, Esq; *Mr. Abner Ellis* and *Stephen Metcalf*, Esq.

For the county of *Essex*, the towns of *Salem*, *Newbury-Port*, *Beverly*, *Ipswich*, *Gloucester* and *Marblehead* excepted, *Mr. William Shillaber*, *Edmund Sawyer*, Esq; *Samuel Phillips*, jun. Esq; *Daniel Thurston*, Esq; *Mr. Isaac Reddington*, and *Mr. Jonathan Chaplin*, jun.

For the county of *Middlesex*, *Col. Sam. Thatcher*, *Nathaniel Corham*, Esq; *Oliver Prescott*, Esq; *Mr. Simeon Stow*, *Mr. Enoch Greenleaf*, and *Mr. Benjamin Hall*.

For the county of *Worcester*, *Samuel Curtis*, Esq; *Jonathan Fessenden*, Esq; *Col. William Henshaw*, *Mr. William Page*, *Abner Holden*, Esq; and *Capt. John Tyler*.

For the county of *Hampshire*, *Samuel Mather*, Esq; *Elijah Hunt*, Esq; *Major Selah Barnard*, *Major William Pencheon*, and *Elisha Porter*, Esq;

For the county of *Bristol*, *Mr. Nicholas Baylies*, *Mr. Lemuel Williams*, and *Col. Thomas Carpenter*.

For the town and county of *Plymouth*, *Capt. Ephraim Spooner*, *Capt. David Kingman*, and *Capt. Joseph Smith*.

For the county of *Barnstable*, *Joseph Nye*, of *Sandwich*, and *Elisha Doane*, Esq's.

For the county of *York*, *Joseph Simpson*, Esq; *Capt. William Rogers* and *Mr. Joseph Merrill*.

For the county of *Cumberland*, *John Waite*, Esq; *John Lewis*, Esq; and *Col. Edmund Phinney*.

For the county of *Lincoln*, *William Lithgow*, Esq; *William Howard*, Esq; and *Capt. Charles Sampson*.

For the county of *Berkshire*, *Timothy Edwards*, Esq; *Capt. William Bacon*, and *Col. Jonathan Smith*.

Who are respectively empowered and directed, immediately on the receipt hereof, to open subscriptions in the several towns and counties aforesaid, for loans to Government, agreeable to the supply bill aforesaid; and to take such other measures as they may find necessary for expediting and regulating the same; and also to form any part of the inhabitants of the said towns and counties into associations for entering into contracts with each other for the purposes aforesaid--- provided the same be not repugnant to law.

And whereas the pressing demands of Government for supplying the army are such as to render it necessary that money and specific articles only be received on the present loan.

It is Resolved, That no securities of this Government heretofore given, excepting those actually stiled depreciation notes, and which are now payable, shall be received as money on the said loans, for the term of three months from the date hereof, any thing in the said supply bill to the contrary notwithstanding: And that a committee be appointed to prepare and bring in a supply bill on the first week

week of the next session of the General Court, for the express purpose of receiving the aforesaid securities on loan.

And whereas the state of the treasury has been such as not to admit of punctual payment of interest as the same became due:

It is further *Resolved*, That the Treasurer be, and he hereby is directed, to allow and pay annual compound-interest on all securities of this Government, any resolve of this Court to the contrary notwithstanding.

And it is also further *Resolved*, That all sums, whether in money or specific articles, loaned to Government as aforesaid, be, and they hereby are exempted from every species of taxation to Government, during the continuance of the same in the treasury of this Commonwealth.

CCXLII.

A grant of *ten thousand pounds*, new emission, to be drawn out of treasury during the recess, by the Governor, with the advice of Council, to answer contingent services. *March 10, 1781.*

Resolved, That the sum of *ten thousand pounds*, new emission, be appropriated for contingent services during the recess of the General Court, to be drawn out of the treasury by his Excellency the Governor, with advice of Council, on any emergency that may require the same: And his Excellency is requested to direct the accounts of the expenditure of any such money as may be drawn out of the treasury as aforesaid, to be laid before this Court for examination.

CCXLIII.

A grant of *fifty-five pounds*, to *Andrew Henshaw*, Esq; clerk of the House of Representatives, for part of his services as clerk.

Resolved, That there be paid out of the treasury of this Commonwealth to *Andrew Henshaw*, Clerk of the House of Representatives, *fifty-five pounds*, new emission, in part for his services as Clerk for the present year.

CCXLIV.

Resolve for all persons in the several towns in this Commonwealth, who may be elected as town officers and suspected of being inimical, to have the oath of allegiance tendered to him, and in case. *March 10, 1781.*

Whereas it appears to this Court, that some part of the inhabitants of Deerfield, from disaffection to the American cause, and from a wicked design, of affording aid to Britain in subjugating the American States, have upon all occasions embarrassed in that town the execution of the measures of the government for maintaining the independency of America, and for the support of this Commonwealth: And whereas David Field, Esq; and a number of other inhabitants of said town, well affected to the American cause, and to the cause of liberty and virtue, have, by their petition represented their readiness to comply with the requisitions of this Court made upon the town of Deerfield, and the great difficulties that arise to them from the conduct of the persons aforesaid, and pray for relief: And similar circumstances may have taken place in other towns.

Resolved, That all persons now in any town, or parish-office, who may hereafter be elected to any town or parish-office, as also grand or petit jurors, chosen by any town, and all persons offering to vote in any town meeting, whose allegiance, fidelity and good-will to the American cause, may be suspected and called
in

in question by any five freeholders of the town where such officer has been or may be elected, or such person may offer his vote, the oath of allegiance provided by the constitution for the officers of government (*mutates mutandis*) shall be tendered to them, and such of them as refuse to take or subscribe the same, shall not be permitted to vote in any town or parish meeting, or to hold any town or parish offices, or act as grand or petit jurors. And all elections of such officers already made, or that shall hereafter be made of such persons, shall be void, and any town or parish where such elections shall become void by means of the refusal as aforesaid, shall as soon as may be, proceed to the choice of some others to fill such vacant offices, and if necessary, the Selectmen of towns or the committees of plantations for the proceeding year, are hereby required to call town or parish meetings for that purpose, in the way and manner prescribed by law.

Resolved, That any person or persons in any town within this Commonwealth, when there shall be, either from disaffection or other motives, any such opposition to the requisitions from time to time that shall be made on such town by the General Court, as may prevent the execution of said orders, and subject the town to the payment of penalties for neglect, and thereby involve all the inhabitants in such town without distinction in the same punishment, and who shall furnish their proportion of such requisitions, or pay to the selectmen a sum of money equal thereto, within the time limited by such order of Court, shall be exempted from the payment, or of being assessed for the payment of any fines or penalties that may be incurred as aforesaid, and the whole of such fines and penalties, shall be levied upon and paid by such inhabitants of any town as have not complied as aforesaid.

And it is further *Resolved*, That where there is no justice of the peace present, the town clerk for each town or plantation is empowered to administer the oath aforesaid.

CCXLV.

Resolve directing the Treasurer to discharge such depreciation notes as were payable on the first of *March*, instant, and are still the property of the officers and soldiers of the *Massachusetts* line of the army. *March 10, 1781.*

Whereas it may be difficult in some instances to obtain such evidence concerning the property of the officers and soldiers depreciation notes, as is prescribed in the resolve of the 3d of March instant, touching this matter.

Resolved, That the Treasurer be, and he is hereby directed, to discharge such depreciation notes as were payable on the first of *March* instant, and are still the property of the officers and soldiers now belonging to the army, as well as the interest on the three other notes given to, and still belonging to said officers and soldiers, provided the person who presents any such notes shall produce a certificate from the selectmen of any town or the committee of any plantation to which such officer or soldier belongs, certifying that they have satisfactory reasons to believe that such notes were the property of the original holder at the time the certificate was given; and if the person presenting the same shall take the oath prescribed for this purpose in the resolve aforesaid.

And the Secretary is hereby directed to cause this and the said resolve of the 3d of *March*, with the report of the Justices of the Supreme Judicial Court, determining the value of said notes in specie, to be printed in the Independent Chronicle.

CCXLVI.

Resolve requesting the Governor to write the legislature of the State of New-Hampshire, that necessary measures may be taken to prevent the exportation of masts, &c. from said State. March 10, 1781.

Whereas early in the present contest with Great Britain, it was found that some persons, influenced by avarice or disaffection, and unrestrained at that time by any positive law, supplied the fleets of Britain from time to time with masts, yards and spars, under pretence of exporting those articles to the French islands in the West-Indies, and other persons, though honestly disposed, frequently gave the enemy opportunities of capturing valuable cargoes of said articles by incautiously transporting them to foreign markets. The General Court of the State of Massachusetts-Bay were no sooner apprized of a practice dangerous in its consequences, and evidently tending to serve our enemies and distress our friends, than they passed an act, prohibiting under severe penaltiess, the exportation of any masts, yards and spars from said State, of fifteen inches diameter and upwards, unless by permission specially obtained for that purpose from the General Court, under the seal of the State, or from the Governor and Council in the recess of said Court, which act has been revived and is still in force, and as the present shattered condition of the British fleet in the West-Indies and other parts, must greatly enhance the value of those articles among our enemies, and consequently hold up an additional incitement to the commission of those evils which the said act was intended to prevent,---it is therefore more than probable that some individuals in those States, where no similar prohibitory laws are now in being, may be induced, from lucrative or other motives, to supply the said fleets with masts, yards, and spars, articles of which they are in great want, and cannot otherwise obtain but at an expence and delay that must greatly retard their operations and facilitate those of our generous ally; hence we conclude, that every State that has not already made effectual provision for the purpose, will see the necessity of prohibiting the exportation of said articles, unless under certain severe restrictions; but such is our confidence in the wisdom and patriotism of the government of New-Hampshire, that we are sensible it is only necessary to point out the probable existence of an evil of the present magnitude, in order to induce the legislature of that State to adopt the most speedy and effectual measures to prevent or punish it.

Therefore Resolved, That the Governor be, and he hereby is requested to write to the legislature of the State of New-Hampshire, on this subject, that the necessary measures may be taken, if none such are already adopted, to prevent the exportation of masts, yards and spars from said State.

CCXLVII.

Resolve empowering the Governor, with the advice of Council, to adopt such measures in the recess of the General Court, as shall be deemed necessary for the defence of the Eastern parts of this Commonwealth, and granting six thousand dollars, new emission, for said purpose. March 10, 1781.

Whereas in the present critical situation of the three Eastern counties of this Commonwealth, it is necessary that extraordinary powers should be vested in the Governor and Council, in the recess of the General Court: Therefore,

Resolved, That the Governor be, and he is hereby empowered and requested, by and with the advice of Council, to adopt such measures during the recess of the General Court, as he may deem necessary for the defence of the Eastern parts of this Commonwealth: For which purpose, it is further

Resolved, That the Governor be, and he is hereby empowered, with the advice of Council, to draw out of the treasury of this Commonwealth, a sum not exceeding

ceeding six thousand dollars of the new emission, part of the sum of twenty thousand dollars ordered to be borrowed by the resolves of the second instant; and that the Governor be requested to give order that the account of the expenditure of the money he may draw out of treasury in consequence of this resolution, be laid before the General Court for examination.

CCXLVIII.

Resolve directing the Treasurer to discharge the money due on an order of Congress, of the 15th of April last, in favor of *Jeremiah Wadsworth, Esq;* Commissary-General, endorsed to Mr. *Joseph Ruggles*, in certificates of the same tenor with those furnished to the late committee for superintending purchases. March 10, 1781.

Whereas there appears to be due on an order of Congress, of the 15th day of April last, drawn on the Treasurer of this Commonwealth, in favor of Jeremiah Wadsworth, Esq; late commissary general of the Continental army, five hundred and seventy thousand pounds, of the old emission money: And whereas said order by endorsement is now in the hands of Mr. Joseph Ruggles, and a warrant of the late Council for payment of the same.

Therefore Resolved, That the Treasurer be, and he hereby is directed, to discharge the same in certificates of the same tenor with those furnished to the late committee for superintending purchases, and to be negotiable in the same manner, provided said *Ruggles* is disposed to receive the same as a discharge of said warrant, which warrant bears date June 28, 1780.

CCXLIX

A letter to the President of Congress. March 10, 1781.

A letter to the President of Congress.

S I R,

The General Assembly of this State being near the close of a tedious session when your Excellency's letter, inclosing the resolves of Congress of the 3d and 7th ultimo, was received, and doubting greatly whether the good people of this State will agree to such a disposition of the effects of an impost duty as is proposed (if they should think any adviseable) have thought it prudent to postpone a determination thereof to the next session, which will be early in April, and communicate to your Excellency our objections thereto. The *Massachusetts* are ready, and trust by their conduct have given evidence of their readiness to contribute their full proportion towards the expences of the war, and other public charges, but they have great reason to suppose, that by some accident or mistake they are already called upon in an undue proportion to their abilities; but a representation on this head they are preparing to send to Congress---such a duty as this we conceive would be an unequal burthen, operating very heavily on some States and with little weight on others. Every State must be supposed able to pay taxes in proportion to their wealth; but if one State employs its wealth in raising corn or pork, rice or tobacco, and another, from its local situation, throws the same quantity of wealth into vessels of war, the one may pay a large sum upon this plan, and the other nothing at all; so, if one State is so far advanced in manufactories as to be able to cloath themselves, and another is obliged to import all they wear, the same event may take place: If therefore, we should accede to a part of the proposition, there appears no degree of probability of our doing it upon any other plan than that the proceeds of the duties should be passed by Congress, to the credit of the State from which they rise, and deducted out of their annual proportion

of

of the public expence ; but though we had agitated among ourselves the question of laying duties on importation for our own internal purposes, before we received your Excellency's letter, we found it a question of such magnitude, that we have not yet decided it. The mercantile interest in this Commonwealth seem to consider it as a partial tax, as they say the general maxim of these burdens being borne by the consumer, does not hold in the present state of our trade, when it is notorious that most imported commodities we vend below their cost. We are very sensible of the necessity of furnishing Congress with a permanent fund, of which they may have the sole distribution, and feel the daily embarrassments arising from the confusion produced by the mixed requisitions that are necessarily made, and the settlements we are called upon to make with the Continental army, in which we find it impossible to distinguish what ought to be settled by officers of Congress, and what by us. We shall very readily concur in any measures for establishing funds, upon such principles as will operate in proportion to the abilities of each State, and that such taxes, and the management of them, should be under the controul of Congress, or to agree to any other arrangements, upon equitable principles, that will give weight to the exertions of Congress.

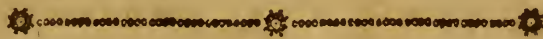
March 10, 1781.

Read and accepted, and thereupon *Ordered*, That the President of the Senate be, and hereby is requested, to sign the above letter in the name and behalf of the General Court ; and his Excellency the Governor be desired to transmit the same to Congress.



R E S O L V E S
 O F T H E
G E N E R A L C O U R T
 O F T H E
 Commonwealth of *Massachusetts,*

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Twenty-Fifth Day of *October*, *Anno Domini*, 1780 ; and from thence continued, by Prorogation and Adjournment, to Tuesday the Seventeenth Day of *April*, *Anno Domini*, 1781, and then met at the same Place, (being the second Session of said Court.)



I.

Resolve permitting the soldiers at *Castle-Island* to enlist in the Continental service for three years or during the war ; and authorizing the Commanding-Officer of said garrison to enlist as many soldiers as shall be necessary to fill up any vacancy. *April* 16, 1781.

W H E R E A S *is has been represented to the General Court that a number of soldiers belonging to the garrison at Castle-Island, are willing to enlist into the Continental army to serve three years or during the war : Therefore,*

Resolved, That the commissioned-officers, committees and classes of the several towns, to which such soldiers belong, be, and hereby are permitted to enlist said soldiers into the Continental army, to serve therein three years, or during the war with Great-Britain ; and such soldiers, so enlisted, being mustered by one of the county Muster-Masters, and delivered to the Superintendant of the county to which they belong, shall be considered as part of the quota of the several towns to which they respectively belong, as assigned such towns by the resolve of the 2d day of *December*, 1780, any act or resolve to the contrary notwithstanding.

And it is further *Resolved,* That the chief Commanding-Officer of said garrison be, and he hereby is authorised and directed, to enlist from time to time as many soldiers as shall be necessary to fill up any vacancy which may arise from the enlisting soldiers, now doing duty in said garrison into the Continental army, in consequence of this resolve.

II.

Resolve directing Brigadier-General *Warner* to pay to the non-commissioned officers and private soldiers (that shall apply to them at *Boston*) one half of the hard money gratuity granted to the *Massachusetts* line of the army by the General Court. *April 16, 1781.*

Resolved, That Brigadier-General *Warner* be, and is hereby directed to pay to the non-commissioned officers and private soldiers that belong to the *Massachusetts* line of the army (that shall apply to them at *Boston*, and produce sufficient vouchers to his satisfaction, that they are engaged during the war, and are in this State on furlough or command) one half the hard money gratuity granted to them by the General Court of said Commonwealth, he taking proper receipts therefor, any resolve to the contrary notwithstanding.

III.

Resolve on the petition of *Joseph Welch*, a prisoner in the common goal in *Cambridge*. *April 16, 1781.*

On the petition of Joseph Welch, a prisoner in the common goal in Cambridge, praying for enlargement.

Resolved, That the prayer of said petition be so far granted that the said *Welch* have liberty to go at large within the limits of the first parish of the town of *Cambridge*, under the inspection of the selectmen of said town, for the purpose of negotiating his private business, until a cartel shall sail for *New-York*; and the Sheriff of the county of *Middlesex*, or the under keeper, be, and hereby is directed, to liberate him accordingly.

IV.

A grant of *thirteen pounds ten shillings*, to *John Brook*, a pensioner, payable to Major *John Phillips*. *April 16, 1781.*

Resolved, That *forty-five dollars*, the new emission, be paid out of the public treasury of this Commonwealth, to Major *John Phillips*, for the use of *John Brook*, in full for his pension for one year, ending on *December 20, 1780*, agreeable to a former resolve for said purpose.

V.

Resolve on the petition of *Zebediah Shattuck*, of *Blue-Hill-Bay*, on the eastern shore of this Commonwealth. *April 16, 1781.*

On the petition of Zebediah Shattuck, lately an inhabitant on the eastern shore, called Blue-Hill-Bay, praying for liberty of passing to his former habitation, for the purpose of securing his estate, and to return with the proceeds thereof:

Resolved, That the prayer of said petition be granted, and that the aforesaid *Zebediah Shattuck* have liberty of passing to his former habitation for securing his estate, and returning with the proceeds of it: And that the aforesaid *Zebediah* give bonds to the Treasurer of this Commonwealth, with two sufficient sureties, in the sum *five hundred pounds*, lawful money, that he will carry nothing that may not be necessary for his support, nor bring any thing from thence but the proceeds of his own estate; and that he will return as soon as may be.

VI.

VI.

Resolve on the petition of *Dr. Charles Jarvis*, permitting him to import the goods mentioned, in any flag from *New-York*. April 16, 1781.

On the petition of Dr. Charles Jarvis, setting forth, That Lady Pepperell, Mrs. Sparhawk and his wife have some goods lying in New-York, for the use of their families, to the value of about one hundred pounds, sterl. which was sent there without orders :

Resolved, That Dr. Charles Jarvis be, and he is hereby permitted to import said goods into this Commonwealth, in any flag from New-York, he giving bonds to the amount of two thousand pounds, to the Naval-Officer of this State, that he will remit no monies or articles for said goods, and import no more than to the amount aforesaid, agreeable to his petition.

VII.

Resolve on the petition of *John Brown*, empowering him to sell one third of the dwelling-house and land mentioned. April 16, 1781.

On the petition of John Brown, shewing, that he is guardian duly appointed to Benjamin Brown Plaisted, a non-compos, and praying to be empowered to sell one third part of a dwelling-house and land in Salem, in the county of Essex, the property of said non-compos ; and that the proceeds of the sale may be applyed to pay the just debts of the said non-compos, and for his comfortable support :

Resolved, That the said John Brown be, and he is hereby impowered to make sale of the one third part of said dwelling-house and land, for the most the same will fetch ; and in his said capacity of guardian to the said Benjamin Brown Plaisted, to make and execute good and sufficient deed or deeds of sale of the same, he the said guardian giving proper security to the Judge of Probate for the county of Suffolk, that the proceeds of said sale shall be applied to pay the just debts of the said non-compos in the first place, and the overplus to his comfortable support.

VIII.

Resolve on the petition of *Samuel Sheldon Pool*, and two other persons, giving them leave to purchase a vessel and proceed to *Cape-Perdue*, they giving bonds, &c. April 17, 1781.

On the petition of Samuel Sheldon Pool, and two other persons, praying for liberty to go to Cape-Perdue, in Nova-Scotia, for reasons set forth in their petition.

Resolved, That Samuel Sheldon Pool, Seth Barnes and James Kane, the petitioners, having liberty to procure a vessel, not exceeding twenty tons burthen, and proceed to Cape-Perdue, in Nova-Scotia, and the Naval Officer of the port of Boston is hereby directed to clear said vessel out, the said Samuel Sheldon Pool, Seth Barnes, and James Kane, giving bonds to the said Naval Officer, that no article be carried in said vessel, excepting provisions sufficient for the men who navigate her, to carry her to said Cape-Perdue : And all commanders of vessels belonging to this Commonwealth, are hereby directed, and all commanders of armed vessels belonging to any of the United States, are requested not to seize or molest said vessel or men in their passage to said place.

IX.

Resolve on the memorial of *Richard Devens, Esq;* Commissary General, directing him to dispose of certain articles at public auction. April 17, 1781.

On

On the memorial of Richard Devens, Esq; Commissary General, praying for leave to dispose of a number of articles delivered him by the Board of War, which are not wanted for the use of the Commonwealth.

Resolved, That the said Richard Devens, he, and he is hereby impowered and directed, to dispose of all such articles in his hands as are not wanted for the use of government, at public auction, and pay the neat proceeds of the same into the Treasurer's office of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

X.

A grant of twenty-five pounds to Abijah Frost, a pensioner. April 17, 1781.

On the petition of Abijah Frost, praying for allowance on account of the depreciation of his pension.

Resolved, That the prayer of the petition be granted, and that there be paid out of the public treasury of this Commonwealth to the said Abijah Frost, the sum of twenty-five pounds in gold or silver, or paper currency equivalent thereto, in full for his pension for two years, which became due on the fifth day of April, A. D. 1781.

And be it further Resolved, That all pensions heretofore granted and now due, or that may hereafter become due, shall be paid in gold or silver, or paper currency equivalent thereto.

XI.

Resolve directing the Treasurer of this Commonwealth to pay to Charles Miller, two thousand two hundred pounds new emission, advanced to him by the Continental Loan Officer.

The committee on the memorial of Charles Miller, purchasing commissary, praying he may be supplied with two thousand two hundred pounds, new money.

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to pay to said Charles Miller, two thousand two hundred pounds, new emission, out of the money advanced to him by the Continental Loan Officer, in this Commonwealth, agreeable to a resolve of the General Court last session, said Miller to be accountable for the same.

XII.

Resolve repealing a resolve of the General Court, passed the 9th of February, respecting the soldiers raised in the three Eastern counties, and subjecting them to the order of Major-General Lincoln. April 17, 1781.

Whereas by a resolution of the General Court of the 9th day of February last, the troops ordered to be raised in the three Eastern counties of this Commonwealth, as their quota of the Continental army, according to a resolve of the 2d of December last, were retained in the said counties until the pleasure of his Excellency General Washington, respecting their future destination should be known: And whereas it appears that General Washington is of opinion, that the public service requires that the said troops be immediately forwarded to the grand army.

Therefore Resolved, That the said resolve of the 19th of February last, so far as it respects the detention of said troops in the said counties or either of them, be, and it is hereby repealed, and that the said troops in future be subject to the order of the Hon. Major-General Lincoln.

R E S O L V E S, March, 1781.

XIII.

Resolve making an additional establishment for the officers and soldiers belonging to Col. Tyler's regiment, in the Rhode-Island service. April 17 1781.

Whereas it appears that the officers and soldiers belonging to Col. Tyler's regiment, in the service of the United States at Rhode-Island, received no Continental pay from the last day of August, 1779, to the first day of January, 1780, and there being no Continental officer at Rhode-Island to give any warrant for said regiment, and all others under similar circumstances; must be great sufferers, if they receive only the nominal sum due to them when they left the service:

Therefore Resolved, That the officers and soldiers in said regiment, and all others under like circumstances exhibit their pay rolls on oath to the committee on pay rolls for the Continental pay, mileage and rations, that may be due to them for their services, and said committee is hereby directed to add to said rolls agreeable to the scale of depreciation established by this Commonwealth, such sums as will be equal to the nominal sum due at the time said service was done; also to adjust the pay rolls of the officers and soldiers who have served in the Eastern department, and still unpaid, in the same manner as by this resolve directed, any act or resolve to the contrary notwithstanding, and charge the amount of the Continental rolls to the United States.

XIV.

Resolve empowering Messieurs Samuel Austin, Thomas Walley, and Col. Loammi Baldwin, to settle with the Massachusetts line of the army, for the depreciation of their wages for the year 1780, and directing the committee appointed to methodize accounts to assist the said committee. April 17, 1781.

The committee appointed to bring in a resolve authorizing the committee which settled with the army for the three years service, to settle with the army for the year 1780, beg leave to report the following resolve.

Resolved, That Messieurs Samuel Austin, Thomas Walley and Col. Loammi Baldwin, be, and they hereby are impowered and directed to settle with this State's quota of the Continental army for the depreciation of their wages for the year 1780. and all other allowances made them, agreeable to the several resolves of the General Court.

And it is further Resolved, That Messieurs John Deming, Peter Boyer and Stephen Gorham, the Committee appointed to methodize and state the accounts of this State, be impowered and directed to assist the aforesaid committee, when the business of their other appointment will admit.

XV.

Message to his Excellency the Governor, respecting the Eastern parts of this Commonwealth. April 17, 1781.

Ordered, That the Hon. John Pitts, Esq; Major Lithgow and Mr. Henshaw, be a committee to wait on his Excellency the Governor, with the following message.

May it please your Excellency,
The General Court request to be informed what measures have been adopted during the recess by your Excellency, for the protection of the Eastern parts of this Commonwealth.

XVI.

Resolve entitling Richard Harris to half pay as a matross. April 18, 1781.

RESOLVES, March, 1781.

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On the representation of John Lucas, commissary of continental pensioners, in behalf of Richard Harris, a matross in Col. Thomas Craft's regiment, Capt. Phillips's company, in the service of this State, who lost his left arm by an accident of a cannon's going off when loading the same:

Resolved, That the said Richard Harris is intitled to half pay as a matross, to commence from the 9th of May, 1780, at which time his pay ceased.

XVII.

Resolve on the petition of Jason Wright, of Western, in the county of Worcester, permitting him to keep a house of public entertainment. April 18, 1781.

On the petition of Jason Wright, of Western, in the county of Worcester, praying that he may be permitted to keep a public house of entertainment in said town of Western, where he now dwells, until the usual time appointed by law for granting licences in said county of Worcester, for reasons set forth in said petition:

Resolved, That if the said Jason Wright shall exhibit a certificate, under the hands of the selectmen of said town of Western, that he the said Wright is qualified for an innholder in manner as the law directs, and shall give bonds, with sufficient sureties, for his good behavior in that business, that then and in that case two of the Justices of the Peace in said county of Worcester, (*quorum unus*) be, and they hereby are authorized and impowered to grant a licence to the said Jason Wright, to keep an house of public entertainment in said town, any act or resolve of the General Court to the contrary notwithstanding; and the said Justices are further directed to make return of their doings to the clerk of the General Sessions of the Peace in said county, that a proper list may be obtained for the benefits of said county.

XVIII.

Resolve on the representation of Caleb Davis, Esq; agent for this Commonwealth, giving him directions relative to the sale of the prizes captured by the ships Protector and Dean. April 18, 1781.

On the representation of Caleb Davis, Esq; agent for this Commonwealth, praying for directions from this Court relative to the sale of their part of the two prizes captured by the ship Mars, Capt. Sampson.

Resolved, That the said Caleb Davis, Esq; be, and he is hereby impowered and directed, to deliver to Ebenezer Wales, Esq; and Capt. Amasa Davis, the prizes, belonging to this Commonwealth, as may be wanted for the use of the army, they paying said agent for the same, their full value; he is further directed to deliver to Richard Devens, Esq; Commissary General, all such articles of said prizes, belonging to this Commonwealth, as may be wanted in that department, he paying the full value for the same to said agent: and he is further impowered and directed, to dispose of this State's part of all the other articles on board said prizes that are not wanted in either of the above departments (except the sea-coal and such other articles as he shall judge may be wanted for the use of government) at public sale, and pay the neat proceeds of the whole, into the Treasurer's office, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office; and he is further directed, in the recess of the Court to apply to the Governor and Council, for such further directions as he may stand in need of, relative to the above or any other prizes or goods that may come into his hands, this

belonging to this Commonwealth, and the Governor and Council are empowered and requested to give him directions accordingly.

XIX.

Resolve on the petition of *William Todd*, permitting him to send to *New-York*, for a trunk of goods. *April 18, 1781.*

On the Petition of William Todd, praying that he may have permission to send to New-York, for a small trunk of goods mentioned in an invoice annexed to his petition, amounting to thirty pounds, it being an account of some small debts due to him in Great Britain, before the present war.

Resolved, That the prayer of the petition be so far granted, that said *William Todd* or *Sarah Todd*, his attorney, be, and they hereby are permitted to send to *New-York*, in the next cartel that may go there, for a trunk containing the goods mentioned in the invoice annexed to his petition, he or his attorney entering into bonds, with sufficient sureties to the naval officer for the port of *Boston*, that he has not since the present war commenced, nor will not hereafter send any money or effects to any person or persons whatever, subjects of the King of Great-Britain.

XX.

Resolve directing the committee of supplies to supply *Capt. Amos Lincoln*, with cloathing for his men, agreeable to the terms of their enlistment. *April 18, 1781.*

Resolved, That the committee of supplies be, and they are hereby directed to supply *Capt. Amos Lincoln*, with cloathing for his men agreeable to the terms of their enlistment, to consist of one hatt, one coat, one waistcoat, one pair of breeches, one shirt, one pair of hose, and one pair of shoes.

Also *Resolved*, That the said committee be directed to supply said *Lincoln* with a blanket for each of said men, taking his receipt for the same.

XXI.

Resolve on the petition of *Col. Joshua Davis*, of *Boston*, in the county of *Suffolk*, empowering the Justices of the General Sessions of the Peace in said county, to licence him to keep a house of entertainment. *April 18, 1781.*

On the petition of Col. Joshua Davis, of Boston, in the county of Suffolk, praying that the Justices of the Peace for the county of Suffolk may be empowered to grant him a licence to keep a public house of entertainment in said town of Boston.

Resolved, That the Justices of the General Sessions of the Peace in their present sessions in said county of *Suffolk*, be, and they hereby are authorized and empowered to grant a licence to him the said *Joshua* to keep an house of public entertainment in said town, he producing an approbation under the hands of the selectmen of said town of *Boston*, that the said *Joshua* is qualified in the manner the law directs for that employment, until the time appointed by law for granting licences for that purpose shall arrive, he the said *Joshua* giving bonds with sufficient sureties to comply with the directions of the law in that case provided, any act or resolve of this Court to the contrary notwithstanding.

XXII.

Resolve allowing *three shillings* per day to the committee on accounts, over and above their pay as members of the General Court. *April 18, 1781.*

Resolved,

Resolved, That there be allowed and paid to each of the committee on accounts, the sum of *three shillings* per day, in the new emission, for each day they have been employed in said service, over and above the pay of the members of the General Court, from the 25th day of *October* last to the end of the present session, and longer, if continued in the service.

XXIII.

Resolve empowering *Lemuel Kollock*, Esq; to join with the proprietors of land lying partly in *Oxford* and partly in *Charlton*, in the county of *Worcester*, in petitioning the Justices of the Supreme Judicial Court to order a division of said land. *April 19, 1781.*

Whereas there is a certain tract of land lying partly in *Oxford* and partly in *Charlton*, in the county of *Worcester*, which lies in common and undivided, between this Commonwealth and a number of other proprietors; and *whereas* it is for public interest that a division should take place as soon as may be, and this State hold their right in severalty: Therefore *Resolved*, That *Lemuel Kollock*, Esq; be, and he hereby is appointed and empowered, to join with the other proprietors, or the major part of them, in petitioning the Justices of the Supreme Judicial Court to order a division thereof.

XXIV.

A grant of *fifteen pounds* to *Samuel Kendall*. *April 19, 1781.*

On the petition of Jedediah Eastabrook, in behalf of Samuel Kendall:

Resolved, That there be paid to *Samuel Kendall*, out of the treasury of this Commonwealth, *fifteen pounds*, in gold or silver, or bills of credit equivalent thereto, for his being held a prisoner seven months and fifteen days in the hands of our enemies, after he had served nine months in the Continental army, and that the same be charged to the United States.

XXV.

Resolve entitling *Peleg Tolman* to half pay as a carpenter's yeoman. *April 19, 1781.*

On the representation of John Lucas, commissary of pensioners, in behalf of Peleg Tolman, carpenter's yeoman on board the Continental frigate Trumbull, who was wounded in an engagement with a British ship of war, and lost his left arm on the first of June, 1780, as appears by his certificate:

Resolved, That the said *Peleg Tolman* is entitled to half pay as carpenter's yeoman, to commence the first day of *October, 1780*, being the time his pay ceased.

XXVI.

Resolve entitling *George Bacon* to one third of his pay. *April 19, 1781.*

On the representation of John Lucas, commissary of pensioners, in behalf of George Bacon, an American on board the Continental ship Warren, was wounded in his arm at Penobscot, in July, 1779, as appears by his certificate:

Resolved, That *George Bacon* is entitled to one third of his pay, to commence from his discharge, which was the 14th of *August, 1779.*

XXVII.

Resolve entitling *Phinebas Cooke* to one fourth part of the pay of a Captain in the Continental army. *April 19, 1781.*

On

On the representation of John Lucas, commissary of pensioners, in behalf of Phinehas Cooke, late Captain in Col. Bond's regiment, who lost the sight of one of his eyes by the small pox, in the year 1776, as appears by his certificate.

Resolved, That the said *Phinehas Cooke* is entitled to one fourth part of the pay of a Captain in the Continental army, to commence from the 12th of *January, 1777*, at which time his pay as a Captain ceased.

XXVIII.

Resolve on the petition of the selectmen of the town of *Spencer*, removing the family of *William Manning* to the town of *Charlton*. *April 19, 1781.*

On the petition of the selectmen of the town of Spencer, praying that William Manning and family be removed from the town of Spencer :

Resolved, That the prayer of the petition be granted, and that the said *William Manning* and family be removed to the town of *Charlton* ; and the selectmen of the town of *Charlton* are hereby directed to receive said *William Manning* and family, and provide for them agreeable to law.

XXIX.

Resolve entitling *Elisha Rice* to one third of his pay. *April 19, 1781.*

On the representation of John Lucas, commissary of pensioners, in behalf of Elisha Rice, a soldier in the 15th Massachusetts regiment, who was wounded the third of February, 1780, as appears by his certificates.

Resolved, That the said *Elisha Rice* is intitled to one third of his pay, to commence from his discharge, which was the fifth day of *January, 1781.*

XXX.

A grant of *thirty-six pounds* to *Ephraim Perry*, for his expences of rations, nursing, &c. *April 19, 1781.*

On the petition of Ephraim Perry, praying that he might be paid for the expence of nursing, funeral charges, &c. of his son, Wilder Perry, a sailor on board the ship Protector, in her late cruize, who died in a private house in this town, and received no supply from the State hospital, therefore,

Resolved, That the said *Ephraim Perry* be paid out of the treasury of this Commonwealth, the sum of *thirty-six pounds*, old currency, in full for his expence of rations, nursing and funeral charges of the said *Wilder Perry.*

XXXI.

Resolve requesting the Governor to issue a writ to the Sheriff of the county of *Worcester*, to put Col. *Rufus Putnam* into quiet possession of the farm mentioned in his petition. *April 19, 1781.*

On the petition of Rufus Putnam, praying to be put into possession of a farm which he purchased at public auction of the committee appointed to sell confiscated estates in the county of Worcester, on the 6th of April instant, late the property of Daniel Murray, an absentee :

Resolved, That his Excellency the Governor be, and he is hereby empowered and requested, to issue a writ to the Sheriff of the county of *Worcester*, commanding him to put the said *Rufus Putnam* into full and quiet possession of that part of the real estate (late the property of *Daniel Murray*, an absentee) which the said *Rufus* bought of said committee as before-mentioned.

XXXII.

Resolve intitling *Elias Barron* to one third part of his pay as a soldier. April 19, 1781.

On the representation of John Lucas, Commissary of Pensioners, in behalf of Elias Barron, a soldier in Col. Sheldon's dragoons, who was wounded in an action with the enemy on the head and one arm, by which means he has lost the use of one hand, as appears by his certificate :

Resolved, That the said *Elias Barron*, is intitled to one third part of his pay as a soldier, to commence the 20th of September, 1780, the time of his discharge.

XXXIII.

Resolve on the petition of *Thomas Mors* and others, of the town of *Bradford*. April 19, 1781.

On the petition of Thomas Mors and others, of the town of Bradford :

Resolved, That the prayer of the petition be so far granted, that the petitioners be directed to serve the parish clerk of the west precinct with a copy of their petition, with the order of Court thereon, at least ten days before the last Wednesday of May next, to shew cause, if any they have, to the then General Court, on the 30th day of June next, why the prayer of the petition should not be granted.

XXXIV.

A grant of *nineteen pounds one shilling and four pence* to *Jonathan Davis*. April 19, 1781.

On the petition of Jonathan Davis :

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *nineteen pounds one shilling and four pence*, in silver, gold, or bills of credit equivalent thereto, in compensation for his being detained a prisoner in *New-York* nine months and sixteen days after the time of his enlistment was expired, and that the above sum be charged to the United States.

XXXV.

Resolve on the petition of *Joseph Parker*, of *Natick*, in the county of *Middlesex*. April 19, 1781.

On the petition of Joseph Parker, of Natick, in the county of Middlesex, praying he may be put into the peaceable possession of a certain tract of land which he purchased of one Cesar Ferri; and said Cesar purchased said land of one Sarah Ahorton, an Indian woman :

Resolved, That the guardians of the Indians of *Natick* be directed to make careful enquiry into the matter ; and if they find the petitioner paid the full value of the land and the Indian woman aforesaid has received the full benefit of her property, then and in that case the said guardians of said Indians be and hereby are directed to give the petitioner a good and well authenticated deed of said land.

XXXVI.

Resolve intitling *Philip Audebert* to one half his pay as a marine. April 19, 1781.

On the representation of John Lucas, Commissary of Pensioners, in behalf of Philip Audibert, a marine on board the armed brigantine Hazard, of this Commonwealth, was wounded the 17th of July, 1779, as appears by his certificate :

Resolved,

Resolved, That the said *Philip Audebert* is intitled to one half his pay as a marine, to commence from his discharge, which was the 14th of *August*, 1779.

XXXVII.

Resolve directing the committee to settle with the army to give the preference in settling to such officers who are going on to camp; and directing the Treasurer to give the preference in payment to such officers; and directing the committee of supplies to procure certain articles. *April 19, 1781.*

Resolved, That the committee to settle with the army be, and are hereby directed, to give the preference in settling to such officers who are first going on.

Also *Resolved*, That the Treasurer be, and is hereby directed, to give the preference, in payment of the three months pay promised for 1780, to such officers as are immediately ordered on to camp, they producing a certificate or order for that purpose.

It is further *Resolved*, That the committee of supplies be, and are hereby empowered and directed to procure, without loss of time, a sufficient quantity of suitable stuff for four thousand hunting-shirts and overalls, to have them made and sent forward to this State's cloathier, at or near the main army.

XXXVIII.

A grant of *eleven shillings and six pence* to *Oliver Gay*. *April 20, 1781.*

On the petition of Oliver Gay, a soldier in the two months service in 1779, praying that his expences on account of his sickness in the State of Rhode-Island might be reimbursed to him.

Resolved, That the prayer of said petition be granted, and that there be allowed and paid out of the treasury of this Commonwealth, to *Oliver Gay*, the sum of *eleven shillings and six pence*, in silver or gold, or in bills of credit equivalent, as a compensation for his expences in his sickness.

XXXIX.

Resolve on the petition of *Thomas Cogswell*. *April 20, 1781.*

On the petition of Thomas Cogswell.

Resolved, That the prayer of the petitioner be granted, and the Treasurer pay to the said *Cogswell* his depreciation notes now due, agreeable as other officers of the *Massachusetts* line are paid, any law or resolve to the contrary notwithstanding.

XL.

Resolve intitling *William Hubbard* to half pay as a marine. *April 20, 1781.*

On the representation of John Lucas, commissary of pensioners, in behalf of William Hubbard, a marine on board the Continental ship Warren, and who was wounded by a musket ball through the knee, the 29th of July, 1779, at Majorbagaduce, by which he hath lost the use of his leg, as appears by his certificate.

Resolved, That the said *William Hubbard* is intitled to half pay as a marine, to commence from the 2d of *September*, 1779, the time of his discharge.

XLI.

Resolve directing the committee appointed to settle with the army, to make up the depreciation of the wages to *Pliny Pomeroy* and others. *April 20, 1781.*

On

On the petition of Pliny Pomeroy, jun. and others, setting forth that they enlisted into the Continental army, in April, 1777, and was assured by the Continental officers, that their term for three years would expire on the first day of January, 1780, and did on the said first day of January, leave the camp, and were afterwards returned as deserters: And afterward agreeable to the resolves of Court of June 15, 1780, returned to camp and served the full term required by said resolve of June 15, 1780, notwithstanding they could not obtain their discharges, by which means they are deprived of their depreciation notes: Therefore,

Resolved, That the prayer of the petition be granted, and that the committee appointed to settle with the army, be directed to make up the said depreciation agreeable to the resolves of Court of June 15, 1780, to Pliny Pomeroy, jun. Oliver Edwards, Joseph Bruce, Paul Clap, Elijah Alverá and James Taylor, they not having their discharges notwithstanding.

XLII.

Resolve permitting the Hon. Samuel Adams, Esq; to return from Congress, and directing Samuel Osgood, Esq; to repair there. April 20, 1781.

Whereas it appears by a letter from the Hon. Samuel Adams, Esq; that he is desirous of returning home from Congress, his health not permitting him to give any further attendance in Congress at present; therefore,

Resolved, That the Hon. Samuel Adams, Esq; be, and he hereby is permitted to return home; and that Samuel Osgood, Esq; be, and hereby is directed to repair to Congress as soon as may be.

XLIII.

Resolve on the petition of Thomas Beals. April 20, 1781.

On the petition of Thomas Beals, of Boston, praying he may obtain licence to keep a public house as the law directs:

Resolved, That the Justices of the Court of the General Sessions of the Peace, now holden at Boston, are hereby authorized and empowered to grant the aforesaid Thomas Beals licence to keep a public house, agreeable to his petition, until the usual time for granting licences, provided he is approbated by the selectmen of Boston.

XLIV.

Resolve establishing the dividing line between the town of Westfield and Southwick, in the county of Hampshire. April 20, 1780.

Whereas the resolve passed the General Court November 30, 1779, suspending the operation of an act that passed the then last session of said Court for taking two hundred rods in width from the town of Westfield, in the county of Hampshire, and annexing the same to the town of Southwick, in said county, until the further order of said Court, and it is found unreasonable that the operation of said act should longer be suspended; therefore,

Resolved, That the line mentioned in said act as the dividing line between said town of Westfield and Southwick is just and equitable, and that the said line hereafter shall continue and be established as the dividing line between the said towns. That said act shall be in full force as soon as a new valuation shall be established by the Legislature of this Commonwealth, and that all inhabitants and rateable estate contained within the said two hundred rods, shall be included in said valuation to the said town of Southwick.

XLV.

XLV.

Resolve on the petition of Col. Ebenezer Bancroft, of Dunstable. April 20, 1781.

On the petition of Col. Ebenezer Bancroft, of Dunstable :

Resolved, That the committee for methodizing the accounts of this Commonwealth be, and they are hereby ordered and directed, to allow the aforesaid committee of *Dunstable*, in the settlement of their accounts with this Commonwealth, the sum of *fourteen pounds two shillings*, in the same manner as though they had actually received it of the said prisoners, and paid it into the treasury agreeable to the order of government.

And whereas it fully appears that the aforesaid committee of Dunstable have not received any compensation for their time and trouble for receiving and paying the money aforesaid :

It is further *Resolved,* That the sum of *four pounds six shillings*, in the new emission, be paid to the committee of *Dunstable* aforesaid, in full of their account for said service.

XLVI.

Resolve empowering the Sheriffs in this Commonwealth, to sell in their own counties, any public property, when applied to therefor. April 20, 1781.

Resolved, That the Sheriffs in this Commonwealth be, and they are hereby authorized and empowered, to sell at auction, in their own counties, any public property, when applied to therefor by any committee or agent appointed by the General Court to sell the estates of absentees, or other public property, the act for regulating sales at auction or vendue notwithstanding.

XLVII.

Resolve empowering *Lucy Edwards* to make sale of the land mentioned in her petition. April 21, 1781.

On the petition of Lucy Edwards, praying for liberty to make sale of a certain lot of land in the town of Northampton, in the county of Hampshire, for reasons set forth in the petition :

Resolved, That the prayer of the said petition be granted, and the petitioner be and hereby is empowered to make sale of the land in the said petition mentioned for the most the same will fetch, and make and execute a good and lawful deed to the purchaser, she observing the rules and directions of the law for the sale of real estates by executors and administrators, giving caution to the Judge of Probate for the county of *Hampshire*, that the proceeds of said sale, after deducting the charge of sale, be put on interest for the benefit of the minor, in said petition mentioned, to be paid him when he shall arrive at lawful age.

XLVIII.

Resolve empowering *John Halbert* to make and execute a good and lawful deed of all the land mentioned in his petition. April 21, 1781.

On the petition of John Halbert, administrator on the estate of James Halbert, deceased, and guardian to the heirs of Timothy Rice, deceased, praying that he may be empowered to make and execute a good and lawful deed to Nathan Pratt of Pelham, in the county of Hampshire, of one hundred and thirty acres of land, lying in Pelham, and county aforesaid, belonging to the heirs of said Timothy Rice, and known by the name

of Home-Lot, No. 29, reference being had to the proprietors book of records in said Pelham, for butts and bounds, said Timothy Rice having formerly given said James Halbert, deceased, power to sell and give a title of the above mentioned land, by virtue of which said James Halbert sold said land, and gave a bond under his hand and seal to execute a good and lawful deed to Nathan Pratt afore said, of said land, but he the said James Halbert died without fulfilling said obligation :

Therefore Resolved, That the prayer of the petitioner be granted, and that John Halbert, administrator on the estate of James Halbert, deceased, and guardian to the heirs of Timothy Rice, deceased, be, and he is hereby empowered to make out and execute a good and lawful deed to Nathan Pratt, of Pelham, in the county aforesaid, of one hundred and thirty acres of land lying in Pelham, and known by the name of the Home-Lot, No. 29, as above mentioned, he being accountable to the Judge of Probate of the county of Hampshire for the proceeds of said land.

XLIX

Resolve on the petition of Hugh Orr. April 21, 1781.

On the petition of Hugh Orr :

Resolved, That there be granted and paid to the said Hugh Orr, out of the public treasury, the sum of eight hundred pounds, in the new emission, he to be accountable for the same ; and that the Commissary General be, and he hereby is directed, to deliver to the order of the said Hugh Orr, one barrel of pork and one barrel of beef for the use of the State's furnace at Bridgewater, he to be accountable therefor. And that the said Hugh Orr be under the direction and orders of the Governor and Council of this Commonwealth until the further orders of the General Court.

And it is further Resolved, That the said Hugh Orr is hereby ordered to lay his accounts before the late Board of War for immediate settlement.

L.

Resolve directing the Treasurer to receive of Col. Thomas Chase, late D. Q. M. G. his certificates. April 21, 1781.

On the representation of Thomas Chase, D. Q. M. G. praying some person may be appointed by the Court to receive of him his certificates for the several sums of money he has borrowed of this Commonwealth, for the use of the United States :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby empowered and directed, to receive of said Thomas Chase his certificates, in his capacity aforesaid, for the several sums of money lent him by this Commonwealth, for the use of the United States, said certificates being dated at the same time the several sums of money were advanced him, and that upon receiving said certificates as above directed, he give said Chase a discharge for the monies so advanced him.

LI.

Resolve directing the Treasurer to pay such officers as are ordered on to camp three months pay towards what is due to them for the year 1780. April 21, 1781.

On the representation of Major-General Lincoln :

Resolved That the Treasurer be and he is hereby directed, to pay to such officers as are now here, and are ordered on to camp immediately with the new levies, three months pay towards what is due to them for the year 1780, in specie, or bills of credit equivalent, out of the money that he has or may receive for the sale of confiscated estates.

LII.

Resolve on the petition of *Gilbert Dench*, permitting him to pay the quit rents due on the estates mentioned. April 21, 1781.

On the petition of *Gilbert Dench*, agent to the estate of the Rev. *Roger Price* and others, respecting quit rents on said estates :

Resolved, That the prayer of the said petition be granted, and that the said *Dench* be, and he hereby is permitted and authorized, to pay the quit rents due on the said estates out of the yearly rents received by him as agent on the same.

LIII.

Resolve empowering *Joshua Harding* and *Eleazer Howard* to make sale of the land mentioned. April 21, 1781.

On the petition of *Joshua Harding* and *Eleazer Howard* :

Resolved, That the prayer of said petition be granted, and that the petitioners be, and they are hereby empowered, to make sale of the land and buildings in said petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers, they observing the rules and directions of the law for the sale of real estate by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Worcester*, that the proceeds of said sale be appropriated to the payment of the just debts of the deceased, if any there be, and the charge of sale, the remainder to be put on interest, for the benefit of the heirs of the deceased, to be paid to them as they severally arrive to lawful age, in such proportion as the law directs.

LIV.

Resolve on the petition of *Elizabeth Warner*, respecting the sale of sixty acres of land. April 21, 1781.

On the petition of *Elizabeth Warner*, praying for licence to sell about sixty acres of land, in her petition mentioned, for reasons therein set forth :

Resolved, That the prayer of the petition be fully granted that the said *Elizabeth Warner*, together with *Asa Spaulding*, the deceased's eldest son now of age, and *Benjamin Bonney*, guardian to two of the other heirs, be and they are hereby fully empowered to make sale of the land in said petition mentioned, for the most the same will fetch, and make and execute a good deed or deeds thereof to the purchaser or purchasers, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of probate for the county of *Hampshire*, that the proceeds of said sale shall be applied for the payment of the deceased's just debts, if any there be, and the remainder, after the deducting the charge of sale in manner following, to wit, the interest of one third part thereof annually to the deceased's widow, during her natural life, the remainder, both principal and interest, to be paid to the deceased's heirs; as they severally arrive of age, in such proportion as the law directs.

LV.

Resolve directing *Commissary Miller* to make application to the several committees appointed by a resolve of the 10th of *March* to procure loans, to make the most advantageous contracts for rum and salt. April 21, 1781.

On the application of *Charles Miller*, Esq; D. C. P.

Resolved, That Mr. *Commissary Miller* be, and he hereby is directed, to make immediate

immediate application to the several committees appointed by a resolve of the 10th of *March* last, in the several sea-ports of this Commonwealth, to procure loans on the late supply-bill, to make the most advantageous contracts he can for such quantities of rum and salt as persons in the said ports may be disposed to subscribe on loan, and that he ascertain to this Court, as soon as may be, the quantities of those articles which he may be likely to obtain in that way.

LVI.

Resolve empowering *Rachel Hannum* to make sale of the land mentioned. *April*
21, 1781.

On the petition of Rachel Hannum, of Belchertown, in the county of Hampshire, widow, and guardian to Silas Hannum, a minor:

Resolved, That the prayer of the petition be granted, and that the said petitioner, in her said capacity, be, and hereby is fully empowered, to sell the lands set forth in said petition, for the most the same will sell for, and execute a good and sufficient deed or deeds to the purchaser or purchasers thereof, she observing the rules of the law for the sale of real estates by executors and administrators, and giving security to the Judge of Probate for the county of *Hampshire*, that the proceeds of said sale be applied for the benefit of the said minor.

LVII.

Resolve empowering *Sampson Marvin* and others to make sale of the land mentioned. *April* 21, 1781.

On the petition of Sampson Marvin, Ruth Marvin, and Sampson Lamb, praying for liberty to make sale of two tracts of land, with the buildings thereon, situate in the county Gore (so called) for reasons set forth in said petition.

Resolved, That the prayer of said petition be granted, and that the petitioners be, and they are hereby empowered, to make sale of the land and buildings in said petition mentioned, for the most the same will fetch, and make and execute a good deed or deeds to the purchaser or purchasers, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Worcester* that the proceeds of said sale shall be appropriated in manner following, *viz.* The payment of the just debts of the deceased, if any remains unpaid, the remainder, after deducting the charge of sale, the interest of one third part thereof to be paid annually to the widow of the deceased during life, the remainder pay to the deceased's heirs as they respectively arrive to lawful age, in such proportion as the law directs.

LVIII.

A grant of *eighty-five pounds one shilling and six pence* to *Charles Cushing*, Esq. *April* 21, 1781.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of *eighty-five pounds one shilling and six pence*, of the new emission, to *Charles Cushing*, Esq; Brigadier of the county of *Lincoln*, in full of his account annexed to his petition.

LIX.

Resolve empowering *Salomon Allen* to make sale of the land mentioned in his petition. *April* 21, 1781. *On*

On the petition of Solomon Allen, praying for liberty to make sale of a certain tract of land, situate in the town of Northampton, in the county of Hampshire, for reasons set forth in said petition :

Resolved, That the prayer of said petition be granted, and that the petitioner be, and he is hereby empowered, to make sale of the land in said petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Hampshire*, that the proceeds of said sale (after deducting the charge of sale) be put on interest for the benefit of the minor in said petition mentioned, to be paid to him when he shall arrive to lawful age.

LX.

Resolve directing the Justices of the Inferior Court of Common Pleas, in the county of *Lincoln*, to continue the action of *Henry Hodge*, of *Pownalborough*, against *Andrew Reed*, of *Boothbay*, and *Robert Reed*, of said *Boothbay*, mariner, to the Inferior Court to be held in said county the last Tuesday of *September* next. *April 21, 1781.*

Whereas it appears to this Court that the sloop Townsend, the property of Andrew Reed, of Boothbay, in the county of Lincoln, was, on the 22d day of July, in the year of Lord, one thousand seven hundred and seventy-nine, taken into the service of government, on the expedition against Penobscot, being undertaken and improved by General Lovell as a hospital ship, and that she, together with the rest of the fleet, was lost on the retreat from before that place : That Henry Hodge, of Pownalborough, in the same county, the former owner of said sloop, availing himself of the late act for better regulating the currency of said Commonwealth, has commenced his action against the said Andrew, and one Robert Reed, who purchased her of him, although they repeatedly tendered the money which they agreed to pay him by their note of hand for said sloop, at the time when it became due, which action is now pending at the Inferior Court of Common Pleas, to be holden at Pownalborough, within and for said county of Lincoln, on the first Tuesday of June next, by which means the said Andrew Reed and his family will probably be involved in ruinous circumstances, unless prevented by the equitable intervention of the Legislature, therefore,

Resolved, That the Justices of the Inferior Court of Common Pleas, in the county of *Lincoln*, be, and they are hereby directed, to continue from term to term the action of *Henry Hodge*, of *Pownalborough*, in said county, yeoman, against *Andrew Reed*, of *Boothbay*, in said county, Esq; and *Robert Reed*, of said *Boothbay*, mariner, on their note of hand dated the 14th day of *August*, 1777, payable in nine months after the date of said note, for the sum of *one hundred and sixty pounds*, which was to be equal to *five hundred and thirty-three Spanish milled dollars, and one third of a dollar*, to the Inferior Court to be held in said county of *Lincoln* the last Tuesday of *September* next.

LXI.

Resolve empowering *William Brown* and others, to make sale of the land mentioned. *April 21, 1781.*

On the petition of William Brown and others.

Resolved, That the prayer of said petition be granted, and that *Samuel Brown*, and *Ezra Ide*, two of the petitioners, be, and hereby are empowered to make sale of the land and buildings in said petition mentioned, for the most the same will

fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers, they observing the rules and directions of the law for the sale of real estates, to executors and administrators, first giving caution to the Judge of probate for the county of *Bristol*, that the proceeds of the sale, after deducting the charge of sale and paying the just debts, if any there be, be put on interest for the benefit of the heirs, to be paid to them in equal proportion as they shall severally arrive to lawful age.

LXII.

Resolve directing the Board of War to settle the account mentioned in the petition of *Loammi Baldwin*, for supplies, and directing the Treasurer to discount with the collectors, such part of the money due to the Board of War upon warrants drawn in their favour. *April 23, 1781.*

Upon the petition of Loammi Baldwin, praying that his account for supplying the Commonwealth with eighty-eight barrels of beef, may be settled and the ballance paid.

Resolved, That the late Board of War be, and hereby are directed, to settle the account with the said *Loammi Baldwin*, for what beef he has supplied the Commonwealth, and pay the ballance that may be due to him upon a just settlement, either in money or receipts upon the collectors, as is provided in the following resolve.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to discount with any collector or collectors, such part of the money due to the Board of War, upon the warrants already drawn upon him in their favor, as said Board of War shall apply to him to have discounted as aforesaid, to the amount of the ballance of said *Baldwin's* account.

LXIII.

Resolve for limiting the stock to be kept on the islands of *Cotabunker*, *Nashawinner*, *Perk* and *Pennekuse*, part of the *Elizabeth* islands. *April 23, 1781.*

On the letter from the selectmen of the town of Dartmouth, representing the necessity of the General Court's limiting the stock to be kept on the islands of Cotabunker, Nashawinner, Perk and Pennekuse, part of the Elizabeth islands, the ensuing season.

As the stock on those islands for several years past, has principally fell into the hands of the enemy, whereby the public have been greatly injured, and the enemy benefited; therefore to remedy that evil the ensuing season.

Resolved, That there be no stock of any kind whatever, carried on any of the islands of *Cotabunker*, *Nashawinner*, *Perk* and *Pennekuse*, neither by the owners, occupiers or any other person or persons whatever, except under the following restrictions, *viz.* Horses without limitation, milch cows without calves, and oxen sufficient to plow the ground, ewes with lambs, and those that have lambs. And also each tenant living on said islands, the privilege of carrying on and keeping one ox or a cow to fat for the use of his family.

And be it further *Resolved*, That the owners and occupiers of said islands, as soon as may be after receiving these resolves, repair to said islands and bring off all such stock as they may then have on said islands, not permitted in the foregoing resolve, and also that they, on the 15th day of *June* next, if the weather is suitable, if not the first day after that is suitable, by themselves or some persons under them, to repair to said islands with suitable vessels, and bring off said islands all the oxen they shall then have on said islands, with all the ewes and lambs, excepting thirty ewes, with their lambs, to each tenant on said islands, and

one ox or cow allowed to each tenant as in the foregoing resolve ; and also that the owners and occupiers of said islands be, and they hereby are further required, to bring off said islands from time to time all the cheese they by their tenants, or any other person or persons, shall manufacture there during the ensuing season, as soon as the same will do to remove.

And it is further *Resolved*, That the selectmen for the said town of *Dartmouth*, be, and they hereby are required by themselves or some person under them, to serve each of the owners and occupiers of said islands, with an attested copy of the foregoing resolutions as soon as may be, and if said owners or occupiers or any of them do transgress any of the foregoing resolves, after being served with an attested copy, on complaint thereof to them made, one or more of them are hereby required to repair to said islands and examine into the foundation of said complaint, and on finding more stock there than allowed of in these resolves, or cheese that is suitable to be removed, and had been so for the space of ten days before ; the selectmen be, and they hereby are impowered and directed to bring off to the main such stock and cheese, and sell the same at public vendue for the most it will fetch, and deposite the neat proceeds thereof in the town treasury of *Dartmouth*, for the use of the poor of said town, after deducting all necessary charges that shall have arisen in consequence thereof.

LXIV.

Resolve permitting the Selectmen of the town of *Boston* to improve the Hall in the Manufactory-House, for a school. *April 23, 1781.*

On the petition of the Selectmen of the town of Boston,

Resolved, That the selectmen of said town have liberty to make use of the Hall in the Manufactory-House belonging to this Commonwealth, in said town, for a school, free of rent, until the further order of this Court.

LXV.

A grant of eighteen pounds to *John Austin*, keeper of the powder-house at *Charlestown*. *April 23, 1781.*

On the petition of Mr. John Austin, praying to be allowed for his services as keeper of the public magazine of powder at Charlestown.

Resolved, That there be paid out of the public treasury to *Mr. John Austin*, the sum of eighteen pounds of the new emission, in full consideration for his services as keeper of said magazine, from the 6th of *October, 1780*, to the 6th of *April, 1781*.

LXVI.

Resolve for retaining the wages due to *Capt. Luke Howel*, who served in *Col. Tyler's* regiment at *Rhode-Island*, in 1779, until he shall account for the money received. *April 23, 1781.*

Whereas it appears to this Court that Luke Howel, who served as a Captain in Col. Tyler's regiment at Rhode-Island, in the year 1779, hath received pay for himself and company for their service in the month of December, in said year, and hath absconded without paying said company, by means of which they have not received pay for their service aforesaid: Therefore,

Resolved, That the wages due to said *Capt. Howel* from the Continent, and ordered to be paid by a resolve of this Court of the 17th instant, be retained in the treasury until he shall account for the money received for said company as above-mentioned.

LXVII.

LXVII.

A grant of *sixty pounds twelve shillings* to *Thomas Pier*, for the loss he sustained on the 19th October last, by his son's being wounded. April 23, 1781.

On the petition of *Thomas Pier*, praying that he might have pay for his loss sustained on the 19th October last, by his son's being wounded and scalped by the Indians, when *Col. Brown* fell:

Resolved, That there be paid out of the treasury of this Commonwealth, to *Thomas Pier*, the sum of *sixty pounds twelve shillings*, new emission, it being in full for the time and expences and the Doctor's bill, also for his gun and accoutrements and cloathing---to be charged to the United States.

LXVIII.

Resolve requesting the Governor to issue his orders to the Sheriff for the county of *Worcester*, to suspend the execution of a writ for putting *Col. Rufus Putnam* in quiet possession of a certain house and farm in *Rutland*. April 23, 1781.

Whereas a resolution passed the General Court the 19th instant, empowering and requesting the Governor to issue a writ to the Sheriff of the county of *Worcester*, commanding him to put *Col. Rufus Putnam* in possession of a certain house and farm in *Rutland*, which he lately purchased of the committee for selling confiscated estates in said county; and whereas it is now represented by the said committee, that *Col. Putnam* was not to enter into possession of the premises until he had made a second payment, agreeable to the conditions of sale, in twenty days from said sale, which term is not yet expired, and likewise give security for the third payment, agreeable to the conditions of sale: Therefore,

Resolved, That the Governor be, and he is hereby requested, to issue his orders to the said Sheriff of the county of *Worcester*, directing him to suspend the execution of the writ before-mentioned; and that the committee aforesaid be directed to put the said *Rufus Putnam* into quiet possession of the premises, when the said *Putnam* shall fully comply with the conditions of sale.

LXIX.

Resolve directing the Agent to deliver the Treasurer and Secretary such a quantity of paper and other stationary as shall be necessary for their offices. April 23, 1781.

Resolved, That *Caleb Davis*, Esq; Agent for this Commonwealth, be, and he is hereby directed, to deliver to the Hon. *Henry Gardner*, Esq; Treasurer of this Commonwealth, such a quantity of paper, and other stationary, as may be necessary for his office, he paying said Agent the value thereof. And the said Agent is further directed to deliver to *John Avery*, Esq; Secretary of this Commonwealth, such a quantity of paper and other stationary as may be necessary for his office, and for the use of the General Court, he paying for the same as aforesaid, any resolve to the contrary notwithstanding.

LXX.

A grant of *two hundred pounds* to the Hon. *George Partridge* and *Samuel Osgood*, Esq's. to enable them to proceed to Congress. April 23, 1781.

Resolved, That there be paid out of the public treasury to the Hon. *George Partridge*, and the Hon. *Samuel Osgood*, Esq's *two hundred pounds*, in the new emission, each, to enable them to proceed to Congress, they to be accountable for the sums they respectively receive.

LXXI.

LXXI.

Resolve making provision for the defence of the eastern counties in this Commonwealth. April 23, 1781.

Whereas the depredations committed and daily committing on the eastern parts of this Commonwealth, by the enemy from Penobscot, and Halifax, evince the immediate necessity of a military establishment in the eastern counties, adequate to the purpose of preventing detached parties of the enemy from plundering their frontiers with impunity: Wherefore

Resolved, That one hundred and sixty effective men, be immediately raised in the county of *Lincoln*, by voluntary enlistment, for the defence of the same, and stationed at such places, and in such proportion, within the said county, to the westward of *Penobscot-River*, as the Governor, with the advice of Council, may from time to time order.

Provided always, And it is hereby further Resolved, That the recruiting officers appointed for this purpose shall have full liberty to enlist men, part of the number aforesaid, in any such towns in the counties of *York* and *Cumberland*, as may have procured their proportion of Continental troops assessed upon them respectively by a resolution of the General Court of the 2d of *December* last.

And it is further Resolved, That eighty men be raised as aforesaid, in the counties of *York* and *Cumberland*, and stationed at *Falmouth*, within the limits of the latter, the whole of said troops to be properly armed and equipped, and to continue in the service of said Commonwealth from the time of their respective engagements until the first day of *December* next, unless sooner discharged; that they shall be mustered by the muster master in their respective counties; that those troops to be raised as aforesaid in the county of *Lincoln* shall be divided into two companies; that those stationed at *Falmouth* compose one company; the whole of said companies to be on the Continental establishment in every respect, save only that the non-commissioned officers and privates shall, in addition to their Continental pay, be entitled to receive a further sum of *twenty shillings* per month for each callender month they shall respectively continue in service as aforesaid, which, together with their Continental pay, shall be paid in gold and silver, or an equivalent in bills of credit current within this Commonwealth, said companies to be officered by the Governor, with the advice of Council, and commanded by such field officer or officers as the Governor, with the advice of Council, shall direct; that a Surgeon, Surgeon's-Mate, Quarter-Master and Adjutant, shall be appointed by the Governor, with the advice of Council, to be also on the Continental establishment.

And it is further Resolved, That the said troops, during their continuance in service as aforesaid, shall be subject to march out of either of the said counties into the other, as occasion may require, at the directions of the commanding officer.

And it is further Resolved, That the Agent for this Commonwealth be, and he is hereby empowered and directed, to procure, either by hire or purchase, as he shall judge best, and fit for sea as speedily as possible, two armed vessels, to be employed within said Commonwealth as guarda costas, to be under the direction of the Governor and Council, neither of which vessels to mount less than ten nor more than fourteen 4 or 6-pounders.

And it is further Resolved, That the said armed vessels, during their continuance in service as aforesaid, shall be on such establishment as the General Court shall hereafter order.

And it is further Resolved, That such of the troops aforesaid as shall be unable to furnish themselves with arms or accoutrements, shall have liberty to purchase them out of the public arms, and which were ordered to be procured and forwarded to the lower counties by a resolve of the General Court of the 9th of *February* last, paying for each arm, with a bayonet and cartouch-box, the sum of *fifty shillings*, and for each fire-arm and bayonet, without a cartouch-box, the sum

of *forty-five shillings*, to be deducted out of their wages respectively; and the commanding-officer is hereby directed to take duplicate receipts for all fire-arms, &c. that may be delivered to said troops as aforesaid, one of which to be lodged in the Secretary's office prior to the pay-rolls being made up.

Provided nevertheless, That each soldier who shall, when he is discharged, return his fire-arm and accoutrements to the commanding officer in good order, shall have no deduction made from his wages therefor.

And it is further *Resolved*, That the militia who have done duty, or are now doing duty in the counties of *Lincoln* and *Cumberland*, be on such establishment as the General Court shall hereafter order.

LXXII.

Resolve on the petition of *Elizabeth Mullens*, allowing her *one hundred pounds*, out of the estate of her husband, *Thomas Mullens*, an absentee. April 24, 1781.

On the petition of Elizabeth Mullens.

Resolved, That the prayer of the petition be granted, and that the committee for settling the estate of *Thomas Mullens*, an absentee, be directed to pay to *Elizabeth Mullens*, wife to the said *Thomas*, the *one hundred pounds*, with interest, mentioned in said petition, out of the proceeds of the sale of said estate, if there is sufficient to pay the whole of the just debts due from said estate; but if not, then she shall be paid in the same proportion with the other creditors, after satisfying the charges arising from the sale and settlement of said estate.

LXXIII.

A grant of *forty-five pounds* to *Scarborough Gridley, Esq;* and requesting the Governor to write *General Washington* to determine the rank and standing of the said *Mr. Gridley*. April 25, 1781.

On the petition of Scarborough Gridley:

Resolved, That there be paid out of the public treasury of this Commonwealth, *forty-five pounds*, new emission, equal to the said sum of *eighteen hundred pounds* mentioned in said petition, he to be accountable for the same; and that his Excellency the Governor be desired to write to *General Washington*, requesting him to give information what rank and standing *Scarborough Gridley, Esq;* has in the Continental army, and from whence he is to receive his pay.

LXXIV.

Resolve permitting *Anna Shattuck* to make sale of the land mentioned in her petition. April 25, 1781.

On the petition of Anna Shattuck, and others, praying for liberty to make sale of certain lands lying in Andover, in the county of Essex.

Resolved, That the prayer of said petition be granted, and that the said *Anna Shattuck* be, and she is hereby permitted to make sale of the land mentioned in said petition, with the buildings thereon, for the most the same will fetch, and to make and execute to the purchaser or purchasers thereof a good and lawful deed or deeds, she observing the directions of the law for the sale of real estates by executors and administrators, and giving bond with sufficient sureties to the Judge of Probate for the county of *Essex*, that the proceeds of the sale, after deducting the charges and paying the just debts of the deceased, if any there be, shall be put on interest, on good security, and be disposed of agreeable to the directions of the law.

LXXV.

LXXV.

A grant of *nine pounds three shillings and six pence* to the selectmen of the town of *Westborough*, for supporting one *John Scuddemore*. April 25, 1781.

On the petition of the town of Westborough, praying that they may be allowed their account for cloathing and providing for one John Scuddemore, a transient person, for reasons set forth in their petition :

Resolved, That the prayer of said petition be granted, and that there be allowed and paid out of the public treasury of this Commonwealth, to the selectmen of the town of *Westborough*, the sum of *nine pounds three shillings and six pence*, in the new emission, in full of their account for supporting one *John Scuddemore*, a transient person, twenty weeks.

And it is further *Resolved,* That the said selectmen of *Westborough* still continue to provide for the said *Scuddemore*, and lay their accounts before the committee on accounts for examination and payment.

LXXVI.

Resolve respecting the settlement of disputes in classing men in the several towns in this Commonwealth. April 25, 1781.

Whereas by several resolves of this Court, empowering and directing the towns within this State to class themselves for the purpose of raising their quota of men set on them respectively, for filling up the Continental army, it has and may happen that two or more classes in the same town claim right to the same man, and no line hath been yet pointed out by this Court how and by whom such disputes shall be settled : Therefore,

Resolved, That in all cases where disputes arise between two or more classes in the same town, or between any town or class within the same, respecting their just claim to any soldier raised agreeable to the resolves of the General Court above referred to, one or more Muster-Masters of the several counties are hereby empowered and directed to hear and determine all such disputes within their respective counties, agreeable to justice and equity, and proceed in the same manner in bringing forward such hearing, as is directed in the resolve of the 2d of *December* last, for settling like disputes between town and town.

LXXVII.

Resolve for licencing *Benjamin Cooper* to keep tavern. April 25, 1781.

On the petition of Benjamin Cooper, praying to be licenced to keep an innhold :

Resolved, That the prayer of said petition be so far granted, that two of the Hon. Justices of Sessions of the Peace for the county of *Suffolk*, viz. Hon. *Samuel Niles* and *Joseph Greenleaf*, Esq'rs. be, and are hereby empowered, to grant the said *Benjamin Cooper* licence to keep an innhold or tavern in his house in *Boston*, in *Fish-Street*, until the usual term for granting licences.

LXXVIII.

Resolve on the petition of *David Bemis*. April 25, 1781.

On the petition of David Bemis, praying that this Court would pass some order relative to opening such sluices through his mill-dam, made a-cross the river between Watertown and Newton, as this Court should think proper for the purpose of fish passing up said river : Therefore,

Resolved, That the said *David Bemis* be, and he hereby is ordered and directed, to make and open two sluices, eight feet wide, through his mill-dam aforesaid, to

made in such places, and to be kept open at such times, as he and the selectmen of the towns of *Watertown* and *Newton* shall agree upon for the purpose of letting fish up said river.

And it is further *Resolved*, That no person or persons shall hereafter be allowed to take fish with sean or net in the said river, between said *Bemis's* dam and the old dam, which is about three quarters of a mile below, on the penalty of paying a fine of *fifty pounds* for every such offence, to be recovered by any person who shall sue for the same, in any Court proper to try the same, one moiety to be for the use of the prosecutor, and the other moiety shall be for the use and support of the poor of the towns of *Watertown* and *Newton*, to be equally divided between them.

LXXIX.

A grant of *sixty-four pounds seven shillings and seven pence*, to *Nathaniel Barber*, Naval-Officer for the port of *Bolton*, in full for his account of guards and other expences. *April 25, 1781.*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, the sum of *sixty-four pounds seven shillings and seven pence*, of the new emission, to *Nathaniel Barber*, Naval-Officer for the port of *Boston*, in full of his account for guards and all other expences, in and about the sloop *Hero*, *Benjamin Frizel* late master, from *Bermuda*, which sloop the said *Barber* seized in behalf of said Commonwealth, by virtue of a resolution of the General Court of the 2d of *March* last.

LXXX.

Resolve requesting the Governor and Council to direct the compleating of a company of artillery at the port of *Machias*, agreeable to a resolve of Congress of the 15th of *February*, 1781, and to direct supplies for said troops. *April 25, 1781.*

Resolved, That the Governor and Council of this Commonwealth be, and hereby are requested, in compliance with the resolve of Congress, dated the 15th day of *February*, 1781, to give the necessary directions for compleating the company of artillery at the port of *Machias*, to the number mentioned in said resolve.

And it is further *Resolved*, That the Governor, with the advice of Council, be, and hereby is empowered to order the Commissary-General of this Commonwealth to furnish the troops which are or hereafter may be stationed at said port, in pursuance of said resolve, with such supplies as from time to time may be judged necessary; and the Commissary-General is hereby directed, once in six months, and oftner if required, to lay his accounts of all such supplies before the General Court, for examination and allowance, and in order that the same may be charged to the United States.

LXXXI.

A grant of *nine pounds* to *Abner Fowler*, Esq; for his pay as a member of the General Court, in *September* last. *April 26, 1781.*

On the petition of Abner Fowler, praying for pay as a member of the General Court, in September last past, as set forth in his petition:

Resolved,

Resolved, That the prayer of said petition be granted, and that there be paid to said *Abner Fowler*, out of the treasury of this Commonwealth, the sum of *nine pounds*, in bills of the new emission, in full for his services as aforesaid; and that the same be placed to said *Southwick's* next State tax.

LXXXII.

Resolve on the petition of *Shawquethqueat*, *Benjamin Waunchnawset*, and *David Naunauneck*, empowering them to make sale of the land mentioned. April 26, 1781.

On the petition of Shawquethqueat, Benjamin Waunchnawset, and David Naunauneck, Indians, belonging to the town of Stockbridge, and also the petition of the selectmen of said Stockbridge, and others, praying this Court that they the said Indians may be empowered to sell the following tracts of land lying in said Stockbridge (belonging to said Indians) and give and execute good and lawful deeds of the same in manner following, viz. To Isaac Ball, a quantity of land containing one hundred acres, lying in the west side of Housatonic-River, and adjoining to land of Elisha Miles; and also to said Isaac Ball and Jonathan Ball, a tract of land containing fifty acres, lying west on land granted to Hannibal, a free negro, and running to the river: and also to the heirs of Melariah Hatch, a tract of land containing forty six acres, lying on the east side of Housatonic-River, joining to land belonging to John Sergeant, and the heirs of Benjamin Willard:

Resolved, That the above-mentioned *Joseph, Benjamin and David* be, and hereby are empowered to give and execute good and lawful deeds of the above described lands, to the persons before mentioned, any act or law of this State to the contrary notwithstanding.

LXXXIII.

Resolve directing the Treasurer to pay the Superintendent of purchases one sixth part more than the value of the old money he may lodge with him; and requesting the Governor, with the advice of Council, to issue his warrant for the same. April 26, 1781.

Whereas by a resolve of the General Court the Superintendent of purchases is directed to deliver all the money of the old emissions he may receive in lieu of beef, to the Treasurer, in order that it may be exchanged for new money: And whereas the Treasurer is doubtful whether he ought to repay the said Superintendent more than the value of the old currency he receives:

Therefore *Resolved*, That the Treasurer be, and he hereby is directed to pay the said Superintendent one sixth part more than the value of the old money he may lodge; and the Governor is hereby requested, with advice of Council, to issue his warrant in favour of said Superintendent for the said sixth part, in order that he may be made accountable for the same.

LXXXIV.

A grant of *sixty-seven pounds ten shillings*, to *Capt. John Mills*, and *forty-five pounds twelve shillings* to *Lieut. Ebenezer Stocker*, for three months pay, due to them in the year 1780. April 26, 1781.

Resolved That there be paid out of the public treasury of this Commonwealth to *Capt. John Mills*, of the 1st *Massachusetts* regiment, *sity-seven pounds ten shillings*, of the new emission, in full for three months pay, in the year 1780, to be charged

his account ; also that there be paid as aforesaid to Mr. *Ebenezer Stocker*, Lieut. in the 3d *Massachusetts* regiment, *forty-five pounds twelve shillings*, new emission, in full for three months pay, due to him in the year 1780, to be charged to his account ; and his Excellency the Governor, with the advice of Council, is requested to grant warrants accordingly.

LXXXV.

Resolve on the representation of the inhabitants of a place called *Deer-Island*, in the county of *Lincoln*, allowing them the same protection, security and advantage as the other subjects of this Commonwealth are intitled to. *April 26, 1781.*

Whereas it has been represented to this Court that the inhabitants of a place called Deer-Island, in the county of Lincoln, have had many outrages and violences committed upon them by some of the inhabitants of this Commonwealth : And whereas doubts may arise whether, under the present circumstances of said inhabitants, they have by law a right to prosecute to final judgment and execution, such persons as have or may be guilty of plundering, or in any way or manner abusing the said inhabitants, for removal of which,

It is *Resolved*, That the inhabitants of said Island have been, and now are, considered in such a situation, as that they ought to have and enjoy the same protection, security and advantage, from the laws of this Commonwealth, as the other subjects thereof do or may exercise and enjoy.

LXXXVI.

Resolve entitling Lieut. *David Poor*, to the depreciation of his wages. *April 26, 1781.*

On the petition of Lieut. David Poor, late of Col. Isiael Hutchinson's regiment, who has been a prisoner upwards of four years, praying to be allowed the depreciation on his wages according to his rank :

Resolved, That Lieut. *David Poor*, is intitled to the depreciation of his wages, as if he had been in actual service ; and the committee to settle with the army are hereby directed to settle and make up depreciation to him in the rank of Lieutenant, until the 4th day of *January 1781*, deducting all monies and things supplied him either by Congress or this State.

LXXXVII.

Resolve directing the committee for superintending of purchases of beef to lay their accounts before the committee for methodizing and stating the public accounts, for adjustment. *April 26, 1781.*

Upon a representation of Samuel Olgood and Oliver Phelps, Esq's.

Ordered, That the committee for superintending the purchases of beef, &c. lay their accounts before the committee appointed to methodize and state the public accounts, which last mentioned committee are directed to settle the same, and lay them before the General Court as soon as may be.

LXXXVIII.

Relolve on the petition of *Edward Davis, Esq;* *April 26, 1781.*

On the petition of Edward Davis, Esq; guardian to Nancy, Polly, and John Lovell, children and heirs of Anne Lovell, deceased, late wife of John Lovell, an absentee, praying

praying that he might be empowered to collect the back rents that is due for a lot of land in Oxford, that belongs to said children in the right of their deceased mother, and may rent said lot of land for the future, for to enable him to pay Doctor Jonathan Davis, of Roxbury, for his doctering said deceased in her life time :

Resolved, That the prayer of said petition be granted, and that Edward Davis, Esq; be, and he is hereby empowered, in his said capacity of guardian, to collect all the back rents that are due from the several persons from whom it is due; and that he be empowered to lease out said lot for the future, and collect the rents for the purpose aforesaid, any law or resolve to the contrary notwithstanding--- he the said guardian to account with the Judge of Probate for the county of Suffolk, for said rents.

LXXXIX.

A grant of twelve thousand pounds to Ebenezer Wales, Esq; and Capt. Amasa Davis, for their services to the 1st of January last, and discharging them of two hundred sixty-two thousand nine hundred thirty-one pounds eight shillings and seven pence. April 26, 1781.

Resolved, That there be paid out of the treasury of this State to Ebenezer Wales, Esq; and Capt. Amasa Davis, the committee of supplies, &c. the sum of twelve thousand pounds, old currency, or an equivalent in new in full for their services to the first day of January last; and that they be discharged of the sum of two hundred sixty-two thousand nine hundred thirty-one pounds, eight shillings and seven pence, old currency, which they have accounted for the expenditure of. And that said committee be accountable for the sum of forty-three thousand three hundred and twelve pounds eight shillings and five pence, like currency, now due to this Commonwealth, except the sum allowed for their services by this resolve, which is to be deducted out of the said ballance due to the Commonwealth.

XC.

Resolve to oblige certain individuals in the several classes, who have not procured men for three years or during the war, to pay their proportion of the sums assessed. April 26, 1781.

Whereas it may happen in such towns and plantations where the mode of classing has not been adopted to procure soldiers to serve in the Continental army for three years or during the war, that certain individuals of a class may have procured a soldier as aforesaid, and others belonging to the same class shall neglect or refuse to pay their due proportion of the sum expended in procuring said soldier; and doubts have arisen whether sufficient provision hath been made to oblige such delinquents to pay their proportion of said sum :

Therefore *Resolved*, That the assessors within the several towns and plantations be, and hereby are directed, on complaint being made of such neglect or refusal, by the person or persons who have procured a soldier as aforesaid, to assess on the several individuals, so neglecting or refusing, in the same proportion they were severally assessed in the hard money tax, or charged in their respective classes, the full value of their proportion of the sum expended in procuring said soldier, with an additional sum not exceeding the value of such delinquents proportion of said sum. And the several collectors of such towns or plantations are hereby authorized and directed, to collect said assessments in the same manner as they are by law directed to collect town taxes, and pay in the same to the several individuals

Individuals who have procured said soldier, to each one his due proportion, according to the directions contained in the warrant which they may receive from the assessors for collecting said assessments. And the said assessors are hereby authorized to grant such warrants, agreeable to the form prescribed by law, for collecting town taxes *mutatis matandis*.

And whereas some selectmen and assessors did not receive the orders of the General Court for classing the inhabitants until the time which was allowed for the classes to procure a man had expired, notwithstanding which the assessors, to avoid the penalty for not classing the inhabitants, proceeded to class the same; and it is doubtful whether the doings of said assessors have any validity in them:

Therefore Resolved, That where the assessors did not receive the orders for classing, or otherwise neglected to do it, until the time which was limited for procuring the men had expired, and did in consequence of receiving the same, proceed to class the inhabitants in the same way and manner as they would have done had they received the orders in due season, all such doings of the assessors shall be valid and binding as to the several persons that may have been so classed.

XCI.

Resolve on the petition of *Caleb Rea*. April 27, 1781.

On the petition of Caleb Rea,

Resolved, That the prayer of the petition be granted, and the Justices of the Court of General Sessions of the Peace, to be holden at *Ipswich*, by adjournment on the ninth day of *May* next, are hereby authorized and empowered to licence the said *Caleb Rea* to retail spiritous liquors at his dwelling house in *Topsfield*, until next *July* term, he procuring the approbation of the selectmen of said town of *Topsfield*, any law or resolve to the contrary notwithstanding.

XCII.

Resolve entitling officers who have served in the *Massachusetts* line of the Continental army, and have obtained honorable discharges since *December* 1777; to the depreciation of their wages. April 27, 1781.

Resolved, That all commissioned-officers that have served in the *Massachusetts* line of the Continental army, and have obtained regular and honorable discharges therefrom, since the first day of *December*, 1777, be entitled to the depreciation of their wages; and the committee for settling with the army are directed to settle with said discharged officers, as soon as accounts can be obtained of what has been advanced to them by this State or by Congress, any resolve to the contrary notwithstanding.

XCIII.]

Resolve on the petition of Messrs *Stephen Higginson*, *Ebenezer Parsons*, and *Daniel Sergeant*, giving them liberty to send a person to *St. Eustatia*, for the purposes mentioned in their petition. April 28, 1781.

On the petition of Messieurs Stephen Higginson, Ebenezer Parsons, and Daniel Sergeant, praying for liberty to send a person to St. Eustatia, St. Kitts, or any other English island, in order to secure their interest which was put into the hands of some gentlemen at St. Eustatia, when said place was taken by the British, and bring the same home to America, for reasons set forth in their petition.

Resolved, That the prayer of the petition be granted, and that said petitioners have liberty to send a person to *St. Eustatia*, *St. Kitts*, or any other English island,

in order to secure said interest, and ship the same home to *North-America* in cash or any goods they may think best, said petitioners, with the person they may send, first giving bonds to the Treasurer of this Commonwealth in the sum of *three thousand pounds* in specie, that they will not under any pretence whatever bring home any thing from either of said places, except the neat proceeds of the money said person may recover from the gentlemen in whose hands it was left.

XCIV.

Resolve on the petition of *Ebenezer Livy Bennet*, respecting empowering him to prosecute the cause mentioned, at the next Supreme Judicial Court. April 28, 1781.

On the petition of *Ebenezer Livy Bennet*, praying liberty to review an action commenced against him by one *Ruth Bennet* and others.

Resolved, That the said *Ebenezer Livy Bennet* be, and he is hereby impowered to purchase out of the office of the clerk of the Supreme Judicial Court, a writ of review of an action tried at the Superior Court of Judicature, &c. for the county of *Plymouth*, on the third Tuesday of *May*, A. D. 1777, wherein one *Ruth Bennet* and others were appellants, and the said *Ebenezer Livy Bennet* appellee, notwithstanding more than three years elapsed since the trial of said cause, and that the said *Ebenezer Livy Bennet* be impowered to prosecute the same at the next Supreme Judicial Court, to be held within and for the said county of *Plymouth*, provided he cause said writ to be served fourteen days before the setting of said court, and serve the adverse party at the same time with a copy of this resolve.

XCV.

Resolve directing the committee for settling and methodizing the public accounts to settle the accounts of *Ezra Lunt*. April 28, 1781.

Upon the information of *Ezra Lunt*, that he is now ready with his accounts for a settlement.

Ordered, That the committee for settling and methodizing the public accounts, settle the accounts of the said *Ezra Lunt*.

XCVI.

Resolve empowering *Richard Cranch*, Esq; agent on Mr. *Borland's* estate, to lease a farm in *Dudley*, in the county of *Worcester*, belonging to said estate. April 28, 1781.

Whereas it has been represented to this Court that it will be more for the interest of the Commonwealth to have the farm late belonging to Mr. *Borland*, an absentee, lying in *Dudley*, in the county *Worcester*, let at private sale than that at public auction.

Therefore Resolved, That *Richard Cranch*, Esq; agent on said *Borland's* estate, be, and he hereby is impowered and directed to lease said farm at private sale, any law or resolve to the contrary notwithstanding.

XCVII.

A grant of fifteen pounds to the town of *Sturbridge*. April 28, 1781.

On the petition of the selectmen of *Sturbridge*, praying that a fine of six hundred pounds may be remitted to them, it being laid on said town of *Sturbridge* for a number of one man in the nine months service in the year 1779, which man the said town afterwards procured to serve during the war.

Resolved, That the prayer thereof be granted, and that there be paid out of the public treasury of this Commonwealth for the use of the town of *Sturbridge* the sum of fifteen pounds of the new emission, any law or resolve to the contrary notwithstanding.

XCVIII.

A grant of *one hundred and thirty pounds sixteen shillings* to *Isaac Jones*, in full discharge of his demands on the committee of correspondence of the town of *Watertown*, in *June, 1777*. April 28, 1781.

Whereas it appears to this Court by the petition of Richard Clarke, and others, formerly a committee of correspondence of the town of Watertown, that some time in the year 1777 they seized two hogsheds of rum, the property of Isaac Jones, of Weston, as they apprehended they had power to do by force of a resolve of the General Court, passed on the twentieth day of February, in the same year, which rum was decreed forfeit by the Court of General Sessions of the Peace in the county of Middlesex.

And whereas the said Isaac Jones afterwards obtained leave to enter an appeal from said judgment to the Superior Court of Judicature, but before a trial was had at said Superior Court, the resolve of the General Court, by virtue of which said rum had been seized, was repealed, by which means said rum was decreed not forfeited, and said committee was made answerable therefor, although the same had been distributed agreeable to said resolve.

And whereas it is the sense of this Court, that said committee ought not to sustain any loss for doing their duty in the following directions in said resolution contained :

Be it further Resolved, That there be allowed and paid out of the public treasury, the sum of *one hundred and thirty pounds sixteen shillings* of the new emission, to the said *Isaac Jones*, which sum shall discharge said committee from all demands on account of said two hogsheds of rum.

XCIX.

Resolve empowering *Ann Gray*, to make sale of the house-lot, mentioned in said petition. April 28, 1781.

On the petition of Ann Gray, of Boston.

Resolved, That the prayer of said petition be granted, and that the said *Ann Gray* be, and hereby is impowered to make sale of the abovesaid house-lot in *Paddy's alley*, for the most the same will fetch, and to make and execute a good and sufficient deed of the said land to the person or persons that shall purchase the same, she to apply the money arising by said sale, to the purpose of repairing the buildings on the said *Ann's* other tenement in *Middle-Street*, as mentioned in said petition.

C.

Resolve allowing additional pay to the Hon. Council, Senate, and House of Representatives, for their travel and attendance at the General Court. April 28, 1781.

Resolved, That there be allowed and paid to the Representatives, *fifteen shillings* per day, of the new emission, and to the members of the Hon. Senate, *sixteen shillings and six pence* per day, of the new emission, and to the Hon. Council *eighteen shillings* per day, of the new emission, and that the pay-roll for travel and attendance be made up accordingly.

CI.

Resolve directing the Treasurer to give receipts on the collectors in the counties of *York, Cumberland and Lincoln*, for the pay of a number of officers and soldiers who have done duty in said counties. April 28, 1781.

Whereas there are in the counties of York, Cumberland and Lincoln, a number of officers and soldiers who have been called upon and done duty in said counties, but have received

received no pay for their services : And whereas pay for past services will be highly conducive, and may be necessary to facilitate raising the men already ordered to be raised by voluntary enlistment for the defence of the Eastern country : And whereas it may be most convenient to pay said men by receipts given on the collectors in the counties aforesaid :

Therefore Resolved, That the Treasurer be, and he hereby is directed, to give receipts on the collectors in the counties of York, Cumberland and Lincoln, in answer to the warrants given to the pay-rolls made up for the officers and soldiers aforesaid in all cases where he cannot conveniently advance the money from the treasury.

CII.

Resolve on the representation of Jabez Hatch, Esq; D. Q. M. G. April 30, 1781.

On the representation of Jabez Hatch, Esq; D. Q. M. General, that he has positive orders from the Q. M. General to procure a number of teams for the use of the Massachusetts line of the army, part of which he has procured, but cannot send forward for want of money, and as the most disagreeable consequences may take place if said teams are not immediately sent off to the army. Therefore

Resolved, That it be, and it is hereby earnestly recommended to Nathaniel Appleton, Esq; Continental Loan Officer in this State, to advance to Jabez Hatch, Esq; D. Q. M. G. a sum of money sufficient to enable him to forward said teams, &c. to the army, out of the money he may have in his hands, belonging to the United States, as it appears to this Court that the army will suffer greatly if said D. Q. M. General, is not immediately furnished with the money in this way.

CIII.

Resolve entitling Ebenezer Perkins, to half pay as a marine. April 30, 1781.

On the representation of John Lucas, commissary of pensioners, in behalf of Ebenezer Perkins, a marine on board the Continental ship Warren, and was wounded in an action with the enemy at Majorbagwaduce, as appears by his certificate.

Resolved, That the said Ebenezer Perkins, is intitled to one third pay as a marine, to commence September 2d. 1779, the day of his discharge.

CIV.

A grant of one hundred and eighty-seven pounds ten shillings to the Honorable Oliver Prescott, Esq. April 30, 1781.

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of one hundred and eighty-seven pounds ten shillings, in bills of the new emission to the Honorable Oliver Prescott, Esq; in full for his service and expence as one of the committee heretofore appointed by the General Court, to detect persons guilty of practices enemical to the United States.

CV.

A grant of ten thousand pounds to Oliver Phelps, Esq; Superintendant for purchasing beef. April 30, 1781.

Resolved, That there be paid out of the public treasury of this Commonwealth to Oliver Phelps, Esq; (Superintendant for purchasing beef, &c.) ten thousand pounds of the new emission, to enable him to comply with the requisions of General Washington, and the Commissary-General of the army ; and his Excellency the

the Governor, with the advice of Council, is requested to grant his warrant accordingly ; and the Treasurer is hereby directed to discharge the above warrant out of the first money he may receive from *Richard Devens*, Esq; Commissary-General, and the Hon. *Caleb Davis*, Esq; Agent of this Commonwealth, who have been ordered immediately to sell at auction sundry prize goods and other articles.

CVI.

Resolve on the petition of *Elijah Howe*, and others, inhabitants of the town of *Shutesbury*. April 30, 1780.

On the petition of Elijah Howe and others, inhabitants of the town of Shutesbury :

Resolved, That in case it shall appear to the Justices of the Court of General Sessions of the Peace within and for the county of *Hampshire*, on complaint made by *Elijah Howe*, *Obadiab Hunt*, *Samuel Chamberlain* and *Benanwell Luch*, or either of them, that either of said persons hath paid more than his proportion of the bounties or hires given by the town of *Shutesbury*, or individuals thereof, to soldiers raised agreeable to a resolve of the General Court passed the fifth day of *June* last, said Justices are hereby authorized and empowered to grant a reimbursement to either of said persons, and order such proceedings thereon as by law they are empowered to do in cases of complaint made by any person over-rated.

CVII.

Resolve directing the several towns in this Commonwealth, who have been deficient in their three months men by a resolve of the 22d of *June* last, to forfeit and pay for each man, *six pounds*, in the new emission. April 30, 1781.

Whereas by a resolve of the General Court of the 22d of June last, for raising the three months men, it is provided that the several towns in the State, that shall be deficient in their quotas of said men, should forfeit and pay such a fine for each man th ey shall be so deficient, as the General Court shall hereafter order : Therefore,

Resolved, That the several towns in this Commonwealth, that are deficient in their quotas of said three months men, shall severally forfeit and pay, for each man they are so deficient, *six pounds* in the new emission, which shall be added to such town's next State tax.

CVIII.

Resolve directing the committee appointed to sue persons indebted to government, to suspend prosecuting *Col. Asa Whitcomb*. April 30, 1781.

Whereas it appears to this Court that Col. Asa Whitcomb stands indebted to this Commonwealth in the sum of eleven hundred and fifty-one pounds three shillings, which he drew out of the public treasury in the year 1775, which he is unable to account for ; and it also appears that the said Col. Whitcomb is unable to pay the said sum at present : Therefore,

Resolved, That the committee who were appointed to sue persons who were indebted to government, be, and they hereby are directed, to suspend prosecuting the said *Col. Asa Whitcomb* for the aforesaid sum, until the further order of the General Court.

CIX.

Resolve directing the committee for supplying the army, to furnish the officers of *John Brooks*, Lieut. Col. Commandant of the 7th *Massachusetts* regiment. April 30, 1781.

On the petition of John Brooks, Lieut. Col. Commandant of the 7th Massachusetts regiment :

Resolved,

Resolved, That the committee for supplying the army be directed to furnish the officers of said regiment with hats, shirts, breeches and boots, as soon as may be, agreeable to a resolve of the General Court, of *September 20, 1779*, and transmit to the committee for setting with the army an account thereof, that they may be charged to the officers receiving the same.

CX.

Resolve intitling *Drover Minor* to half pay as a soldier. *April 30, 1781.*

On the representation of John Lucas, commissary of pensioners, in behalf of Drover Minor, a soldier in the 14th Massachusetts regiment, who lost both his legs in the service of the United States, as appears by his certificate.

Resolved, That the said *Drover Minor*, is intitled to half pay as a soldier, to commence from his discharge which was the 28th day of *September, 1780.*

CXI.

A grant of *two hundred and eighty-three pounds* to *Samuel Brown*, of *Boothbay*, in the county of *Lincoln*. *May 1, 1781.*

On the petition of Samuel Brown, of Boothbay, in the county of Lincoln, praying that he may be allowed the depreciation of the money for which he gave his obligation to persons of whom he purchased beef, in behalf of this State, in the year 1779, for reasons set forth in his petition :

Resolved, That the prayer of said petition be granted, and that there be allowed and paid out of the treasury of this Commonwealth, to the said *Samuel Brown*, *two hundred and eighty-three pounds*, of the new emission, in full of all demands he has on this Commonwealth, to this day.

CXII.

A grant of *thirty-three pounds seven shillings* to *Jonathan Hunt*, a soldier in the nine months service, in compensation for his being a prisoner, and for the loss of sundry articles. *May 1, 1781.*

On the petition of Jonathan Hunt, a soldier in the nine months service, in the year 1779 :

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to *Jonathan Hunt*, *twenty-nine pounds five shillings*, in the new emission, as a compensation for his being a prisoner seven months and twenty-four days after the term for which he enlisted was expired, and also *four pounds two shillings*, in the same money, for the loss of his blanket, two shirts, one pair of stockings, one pair of buckles, and one knapsack.

CXIII.

Resolve appointing a committee to examine into all trespasses and illegal entries on the unappropriated lands belonging to this Commonwealth, and vesting them with certain powers. *May 1, 1781.*

Whereas it has been represented to the General Court, that divers trespasses have been committed on the unappropriated lands belonging to this Commonwealth, and that divers persons have illegally entered upon and taken possession of various tracts of said lands, and still continue to hold possession thereof, contrary to law and justice : And whereas it is probable that further trespasses may be committed, and illegal entries made, unless proper measures are taken to prevent the same : Therefore,

Resolved, That *Jedediah Preble, Jonathan Greenleaf, David Sewall, John Lewis, and William Lithgow*, Esquires, be, and hereby are appointed a committee to ex-

amine into all such trespasses and illegal entries, with full power in behalf of this Commonwealth, to commence any action or actions against any person or persons who have or may hereafter commit any trespass or trespasses on the said lands, and also against any person or persons who now holds or may hereafter hold possession of any tract or tracts of said lands contrary to law, and prosecute the same action or actions to final judgment, execution and receipt; saving nevertheless, where any such trespasser shall be disposed to make due recompence, in the judgment of said committee, for any damage done to the Commonwealth by him, in that case the said committee are hereby directed to accept the same, and discharge the trespasser so making recompence for his trespass; and also where any illegal possessor as aforesaid shall signify to the said committee that he is desirous of purchasing the land by him possessed as aforesaid, and shall agree, on condition of receiving a good deed of conveyance or grant of such land, to pay to said committee, for the use of the Commonwealth, such sum or sums of money as they shall judge the same to be reasonably worth, and shall give proper security for the performance of such agreement, the said committee being of opinion that it will be for the interest of this Commonwealth to dispose of the same to such person, are hereby directed to make a report thereof to the General Court, for their consideration and further order thereon.

And it is further *Resolved*, That said committee be, and hereby are directed, to examine the authenticity of claims to the said unappropriated lands, or any part thereof, which they may have reason to think are not well founded, and report the state of such claims to the General Court, as soon as may be.

And it is further *Resolved*, That the said committee be, and hereby are directed, to run and mark out, or cause to be run and marked out, such dividing lines between the lands belonging to or claimed by any individual, or number of individuals, and the said unappropriated lands, as they may judge necessary for the purpose of preventing trespassing and illegal entries in future.

And it is further *Resolved*, That the said committee be, and hereby are directed, to take or cause to be taken, any plan or plans of said unappropriated lands, or any part thereof, that shall be deemed necessary for answering any of the purposes aforesaid, and also to estimate and ascertain the whole number of acres contained in said unappropriated lands, as near as may be with convenience.

And it is further *Resolved*, That the said committee be, and hereby are authorized, for the purpose of commencing and prosecuting any of the actions aforesaid, to substitute one or more attornes, and the same substitution to revoke at pleasure, and appoint others in their stead, as the case or cases may require, and allow and pay him or them for their several services, what the same may be reasonably worth.

And it is further *Resolved*, That said committee be, and hereby are directed, to publish this resolve, or such parts thereof, in the *Boston* and *Worcester* newspapers, as they may think proper, in order that the trespassers and illegal possessors aforesaid, may have an opportunity of availing themselves of this instance of lenity in government, and save the expence which might otherwise be incurred by law-suits.

And it is further *Resolved*, That any three of said committee be a quorum for transacting any business to them committed in this resolve: and the said committee are directed from time to time to make return to the General Court of all their proceedings with accounts on oath of their time and expence, and also the several sums of money, and securities for the payment of sums of money which they may receive in consequence of this resolve.

CXIV.

Resolve empowering *Mary Loring* to make sale of certain land mentioned in her petition: May 1, 1781.

On the petition of Mary Loring, praying for liberty to make sale of certain land in her petition mentioned, belonging to her two children:

Resolved, That the prayer of said petition be to far granted that she be, and is hereby impowered to make sale of her said two childrens right and interest thereon, for the most the same will fetch; she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the county of *Suffolk*, that the proceeds of said sale, after deducting the charge of sale, shall be put on interest for the benefit of said children, and both principal and interest paid to them as they respectively arrive of lawful age in such proportion as the law directs.

CXV.

Resolve requesting the Governor to give orders for removing two prisoners of war from the goal in *Boston*, and delivering them to the Commissary of prisoners. May 1, 1781.

On the memorial of Joseph Greenleaf, Esq; in behalf of John Malby and Nicholas O'Neil, now confined in Boston goal.

Resolved, That his Excellency the Governor be requested to give the necessary orders for removing the said *John Malby* and *Nicholas O'Neil* from the goal in *Boston*, and delivering them to the Commissary of prisoners, that they may be treated as prisoners of war.

CXVI.

Resolve making compensation to the committee for procuring cloathing and small stores for the army, on all such purchases. May 1, 1781.

Resolved, That from and after the 1st day of *June*, 1781, there be allowed to the committee for procuring cloathing and small stores for the army, two per cent. on all purchases of cloaths and other articles, which they shall make agreeable to the orders of the General Court; and one per cent. on all cloathing not made, and other articles which they shall receive of the State Agent; and half per cent. on the value of all cloathing which they shall receive from the several towns to pack and send forward to the army; also half per cent. for all monies they shall pay to officers in lieu of cloathing; and money paid for transporting stores, &c. to camp; and for money paid agents for receiving cloathing from the several towns in their counties: The foregoing commission shall be considered as a full compensation for their service in prosecuting said business, including clerks, books, &c.

CXVII.

Resolve requesting the Hon. Senate to direct their Clerk to lay on the table of the House, every morning, a list of all matters passed in the Senate the day preceding. May 2, 1781.

Whereas many inconveniences arise from the want of timely knowledge in the House of such matters as are sent up from the House and have been from day to day passed in the Hon. Senate:

Resolved, That the Hon. Senate be requested to direct their Clerk, in the morning of each day when the General Court is sitting, to lay on the table of the House

of Representatives, a list of the several matters aforesaid, which have been the day preceeding passed in the Hon. Senate.

CXVIII.

Resolve directing the several committees appointed for sale of absentees estates, to pay to the several constables or collectors, all taxes that may be due at the time of sale, on all unimproved lands not leased. *May 2, 1781.*

Resolved, That the several committees appointed for sale of the estates of absentees within this Commonwealth, be, and hereby are directed, to pay to the several constables or collectors, all taxes that may be due at the time of sale, on all unimproved lands not leased belonging to such absentees, out of the proceeds of such sales, taking receipts therefor, which receipts shall be received by the Treasurer of this Commonwealth as part of the money arising by said sales.

CXIX.

A grant of *three thousand pounds*, new emission, to the committee for paying accounts. *May 2, 1781.*

Whereas it has been represented to this Court, that the committee for paying accounts have expended the money allowed them for that purpose; and it being necessary that they should have a further supply: Therefore,

Resolved, That the sum of *three thousand pounds*, in the new emission, be paid out of the public treasury, to said committee, to enable them to discharge such accounts as are brought for that purpose, they to be accountable for the expen-
-diture of such sums as they shall receive.

CXX.

Resolve directing the Commissary-General to deliver the committee of supplies all articles of cloathing he has on hand suitable for the army. *May 2, 1781.*

Resolved, That *Richard Devens, Esq;* Commissary-General, be, and is hereby directed, to deliver to the committee of supplies all such articles of cloathing he has on hand belonging to this Commonwealth, suitable for the army, and not wanted in his department, they paying him the value thereof in the same manner as they are directed to pay the Agent for any articles they may receive of him.

CXXI.

Resolve on the petition of *David Ralph*, empowering him to make sale of the land mentioned. *May 2, 1781.*

On the petition of David Ralph, of Harwich, in the county of Barnstable, Indian man:

Resolved, That the prayer of the petition, for reasons therein set forth, be granted, and that the said *David* be, and hereby is impowered, to make sale of the land in said petition mentioned, and make and execute a lawful deed or deeds thereof, to the purchaser or purchasers of said land.

CXXII.

Resolve on a letter from his Excellency General *Washington*, and a letter from the Hon. *Timothy Pickering Esq;* Q. M. G. directing the committee of supplies to furnish a number of tents, &c. *May 2, 1781.*

On the letter from his Excellency General Washington, and the letter from the Hon. Timothy Pickering, Esq; Quarter-Master-General, requesting an immediate supply of tents, &c.

Resolved,

Resolved, That *Ebenezer Wales*, Esq. and *Capt. Amasa Davis*, the committee appointed to procure cloathing and stores for the army, be, and they hereby are directed, to procure as soon as possible, sixteen marquisees, thirty-five horsemen's tents, two hundred and eighty seven wall tents, eleven half wall tents, fourteen hundred and sixty two soldiers tents, four thousand knapsacks, and six thousand haversacks, agreeable to said requisition, and deliver them as fast as procured to *Jabez Hatch*, Esq. D. Q. M. G. in this department, taking his receipt for them, to be by him sent on to such place as *General Washington*, or the Q. M. General shall direct.

CXXIII.

Resolve giving directions to the committee on valuation, to estimate each poll, in this Commonwealth at one penny. *May 2, 1781.*

Resolved, That the committee on valuation be, and they hereby are directed, for every thousand pounds, to estimate each poll in this Commonwealth, at one penny.

CXXIV.

Resolve requesting the Governor, with the advice of Council, to take measures respecting the inimical disposition of the persons mentioned in *Col. Allen's* letter. *May 2, 1781.*

On a letter from Col. John Allen, and papers accompanying it :

Resolved, That the Governor, with advice of Council, be, and hereby is requested, to take such measures respecting the persons represented in *Col. Allen's* letter, and papers accompanying it, to be of an inimical disposition towards these United States, as the public safety may require.

CXXV.

Resolve on the petition of *Aaron Hill* and *John Walton*, empowering them to make sale of the house and land mentioned in their petition. *May 2, 1781.*

On the petition of Aaron Hill, administrator on the estate of Belcher Hancock, late of Cambridge, in the county of Middlesex, intestate, and John Walton, administrator on the estate of Martha Hancock, late of Cambridge aforesaid, deceased, intestate :

Resolved, That the said *Aaron Hill* and *John Walton* be, and they are hereby authorized and empowered, in their said capacities, to make sale of the said three quarters of an acre of land, with that part of the house standing thereon, late the estate of *Martha Hancock*, together with so much of the estate of the said *Belcher*, as lies in common with the estate of the said *Martha*, for the most the same will fetch ; and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers, they first giving proper securities to the Judge of Probate for the county of *Middlesex*, that the neat proceeds arising by said sale or sales (after paying the just debts and necessary charges) shall be paid to the heirs of said estates; or their legal representatives, in such proportion as intestate estates are divided by the laws of this Commonwealth.

CXXVI.

Resolve empowering *Josiah Wilder*, Esq; to issue his warrant to warn a meeting of the freeholders in *Lancaster*, for the purpose of chusing town-officers. *May 2, 1781.*

B b b

Resolved,

Resolved, That *Josiah Wilder*, Esq; be empowered and directed to issue his warrant to some substantial freeholder in *Lancaster*, requiring him to warn a meeting of the inhabitants of the town, qualified to vote for the purpose of choosing town-officers, as soon as may be, in the usual manner, and to transact other town business; and said inhabitants, at such meeting, are empowered to compleat their choice of town-officers for the present year; and the officers already chosen and sworn, and now residing in *Lancaster*, are confirmed in their respective offices; and the said *Josiah Wilder* is also empowered to issue a warrant for calling a meeting for the choice of Representatives for *Lancaster*, in like manner, if selectmen are not chosen timely for that purpose.

CXXVII.

A grant of ten pounds two shillings and six pence to *Mehitabel Burbank*, widow of *Samuel Burbank*, for her late husband's enlisting 18 men, in 1776 and 1777.
May 4, 1781.

On the petition of Mehitabel Burbank, widow of Samuel Burbank, late of Rowley, deceased, setting forth her distressing circumstances:

Resolved, That the prayer of the petition be granted, and that there be paid out of the public treasury of this Commonwealth, to *Mehitabel Burbank*, widow of *Samuel Burbank*, late of *Rowley*, deceased, the sum of ten pounds two shillings and six pence, of the new emission, in full for her late husband's enlisting 18 men for three years or during the war, in the year 1776 and 1777, for filling up the Continental army, agreeable to the resolves of Court of *October 19, 1776*, she being accountable to the heirs of the deceased.

CXXVIII.

Resolve directing the selectmen of the town of *Adams* to serve the committee for the sale of absentees estates in the county of *Berkshire*, with a plan of said town, and said committee to allow a reasonable consideration for the same, and directing the committee to make enquiries after all absentees lands in said town. May 4, 1781.

Resolved, That the selectmen of the town of *Adams* be, and they are hereby directed, to serve the committee for the sale of absentees estates in the county of *Berkshire*, with a true and correct copy of the plan of the said town of *Adams*, and the committee be, and they hereby are directed, to allow and pay the selectmen of *Adams* a just and reasonable consideration for said plan, and lay their accounts before the committee on accounts for allowance and payment.

And it is further *Resolved*, that the said committee, for the sale of absentees estates in the county of *Berkshire* be, and they hereby are directed, to make strict and careful enquiry, after all lands belonging to absentees in the town of *Adams*, and procure good and substantial evidence of the same; also, make strict and careful enquiry of all debts due to absentees, from any person or persons, inhabitants of the town of *Adams*, and make return of their doings to the attorney General of this Commonwealth.

CXXIX

Resolve on the petition of *Charles Goodrich*, Esq; and the petitions of *William Bordman*, and others of the town of *Hancock*, appointing a committee to notify said petitioners to meet, to hear the parties, and examine the evidences, &c. to investigate the affair and report a state of facts. May 4, 1781.

Resolved,

Resolved, That the petition of *Charles Goodrich*, Esq; relative to the laying out, and m^o bounding forty seven acres of land in the town of *Hancock*, and the petitions of *William Boardman*, *Jarvis*, *Mudge*, and the town of *Hancock*, with the papers accompanying the same, which relate to the same affair, be, and they are hereby referred to the next setting of the General Court.

And it is further *Resolved*, That *Jabeel Woodbridge*, and *James Barker*, Esq's. and *Mr. Ezra Hoit*, be, and they hereby are appointed a committee, to notify the before named petitioners, to meet them at such time and place as they shall appoint in the town of *Hancock*, in the county of *Berkshire*, then and there to hear the parties concerned, examine all evidences produced by either party, view the premises, examine such grants, and run such lines as shall be necessary to investigate the affairs, and report a state of facts of the whole affair to the General Court, at or before the third Wednesday of their next setting, and also to inform the parties, at their first meeting, that the cost is to be paid by said parties, according to the future order of the General Court.

CXXX.

Resolve empowering *Ephraim Tilson*, of *Pembroke*, to make sale of the land and old barn mentioned. May 4, 1781.

On the petition of Ephraim Tilson, of Pembroke, in the county of Plymouth.

Resolved, That the above named *Ephraim Tilson*, the petitioner, be, and he is hereby empowered and authorised to make sale of the several pieces of upland and meadow mentioned in said petition, together with one half of the old barn standing thereon, for the most they will fetch, and execute a good deed or deeds thereof to the purchaser or purchasers, and put the money arising from said sales at interest, for the benefit of said minor, the said petitioner first giving bond to the Judge of Probate of the county of *Plymouth*, with good security for the performance of the same.

CXXXI.

Resolve repealing a certain bill respecting the town of *Newton*, and exempting said town from any charge that shall arise on the repair of the bridge over *Charles-River*, in the town of *Cambridge*: May 4, 1781.

The committee of both Houses appointed on the motion for the second reading of the bill entitled "An act for repealing one clause or part of an act of this Commonwealth, then Province of Massachusetts-Bay, made and passed in the year of our Lord, one thousand six hundred and ninety-nine, entitled "An act for rebuilding the great-bridge over Charles-River, in the town of Cambridge;" and to enquire at whose expence said bridge has been supported hitherto, and report in what town or towns such expence shall fall in future, have attended that service, and report unanimously, that the clause in the above described bill respecting the town of Newton, be repealed, and that said town of Newton be exempted from any charge that shall arise on the repair of the bridge over Charles-River, in the town of Cambridge, and that the towns of Cambridge and Lexington, be at the whole expence of repairing said bridge, until the grants made said towns by the General Court be wholly expended.

CXXXII.

Resolve directing the committee of supplies to deliver the Rev. *Enos Hitchcock*, certain articles of cloathing, suitable to his rank. May 5, 1780.

On

On the petition of the Rev. Enos Hitchcock, chaplain to the third Massachusetts brigade, in the Continental army, praying for an allowance of cloathing, as set forth in said petition :

Resolved, That *Ebenezer Wales, Esq;* and *Capt. Amasa Davis,* be, and they are hereby ordered and directed, to deliver to the *Rev. Enos Hitchcock* the following articles of cloathing, suitable to his rank, *viz.* One broad-cloth coat, one jacket, and one pair of breeches, six pair hose, one hat, one pair boots, linnen sufficient for 6 shirts, 6 stocks, and also cloth suitable for one great-coat; he the said *Hitchcock* to be accountable for the same; and the said *Ebenezer Wales* and *Amasa Davis* are hereby directed to make return of the amount of the above articles to the committee who are appointed to settle with the Continental army.

CXXXIII.

A grant of *twenty-nine pounds fourteen shillings and four pence* to *Aaron Lopez,* as a bounty on the exportation of pot and peal ash. *May 5, 1781.*

On the petition of Aaron Lopez, praying for the bounty allowed by the General Court on the exportation of pot ash or pearl ash, agreeable to a resolve passed January 1, 1780.

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of *twenty-nine pounds fourteen shillings and four pence,* in bills of the new emission, to *Aaron Lopez,* in full of a bounty for nine tons eighteen hundreds two quarters and fifteen pounds weight of pearl ash, which was manufactured in this Commonwealth, and shipped by said *Lopez.* *May 10, 1781.*

CXXXIV.

A grant of *twenty-two pounds* each to *Enoch Colton* and *Thomas Terry,* for their time while in captivity. *May 5, 1781.*

On the petition of Thomas Colton and Thomas Terry, soldiers returned from captivity.

Resolved, That there be paid out of the public treasury of this Commonwealth unto *Enoch Colton* and *Thomas Terry,* the sum of *twenty-two pounds* each, new emission, for their time while in captivity, and that his Excellency the Governor, with the advice of Council, be desired to issue his warrants for the same; said sums to be charged to the United States.

CXXXV.

Resolve on the memorial of *John Frost, Esq;* and others, in behalf of the several towns and plantations in the counties of *York, Cumberland* and *Lincoln.* *May 5, 1781.*

On the memorial of John Frost, Esq; and others, in behalf of the several towns and plantations in the counties of York, Cumberland and Lincoln.

Resolved, That in the assessment of the bounties given to the soldiers raised within this Commonwealth to serve six months, pursuant to a resolve of the General Court passed the 5th day of *June, 1780,* and also the bounties given to the soldiers raised to serve three months, in pursuance of a resolve of said court, passed the 22d day of *June, 1780,* the several towns and plantations in the counties of *Cumberland* and *Lincoln,* be entirely exempted from any proportion of said assessment in the tax to be granted for that purpose.

And

And it is further *Resolved*, That the several towns and plantations in the county of *York*, shall be assessed in the same proportion, and no greater than they were severally called upon and directed by said resolves to furnish soldiers for the six and three months service, when compared to other towns in the Commonwealth, in consideration that the several towns and plantations in said counties furnished all the soldiers for the defence of that part of the Commonwealth, and paid them their bounties for that service out of their own pockets, excepting *thirty pounds* in old Continental currency, allowed and paid to each soldier out of the public treasury.

And it is further *Resolved*, That the several towns and plantations in the three counties aforesaid, shall be assessed in the said tax in proportion as they stand in the valuation, compared one with another, the sum of *two hundred and forty pounds*, in gold or silver, or an equivalent in bills of credit, being the amount of the bounties paid out of the public treasury to the soldiers who engaged to serve in defence of the Eastern country the last year, any former resolve of the General Court to the contrary notwithstanding.

CXXXVI.

Resolve empowering the selectmen of the town of *Waltham* to bind out *John Weakly*. May 5, 1781.

On the petition of Leonard Williams, Esq; and others, selectmen of Waltham, praying that some person may be empowered to bind out John Weakly, one of the poor of this State, until he arrives to the age of twenty-one years, for reasons set forth in said petition :

Resolved, That the selectmen of the town of *Waltham* be, and they hereby are empowered and directed, to bind out said *John* to some suitable person, upon the best terms they can, until he arrives to the age of twenty-one years.

CXXXVII.

Resolve directing the Secretary of this Commonwealth to cause the several resolves that may be passed the General Court from the beginning of any session, to be forthwith copied and printed in sheets. May 5, 1781.

Whereas it appears to this Court that it would be advantageous to the public at large, and to the members of the General Court in particular, that the resolves of said Court should be printed as soon as possible after their being passed, that so the members may be thereby assisted in taking a more distinct and comprehensive view of the business of the session, and in prosecuting the same more systematically. Therefore,

Resolved, That the Secretary of this Commonwealth be, and he hereby is directed, to cause the several resolves that may pass the General Court from the beginning of any session, to be forthwith copied, and that as soon as there shall be enough copied to fill one sheet of the size in which the books of resolves have been usually printed, he forthwith order the press to be set for that sheet, and cause a few sheets to be immediately struck off for the present use of the members of the General Court, and lay four of them on the Speaker's table, for the perusal of the members of the House, two on the table of the Hon. Senate, and two on the Council table, and continue so to do from time to time, during the whole of each session ; and the Secretary is further directed to take special care that the whole of the resolves of each session be printed off and finished with as little delay as possible.

CXXXVIII.

Resolve entitling the officers who have served as guards the summer past within this State, the same pay as is granted to the officers doing duty at *Rutland*.
May 7, 1781.

Whereas it appears to this Court that the pay established for the commissioned and non-commissioned officers who have served as guards within this State the summer past, is inadequate to their services :

Be it therefore *Resolved*, That the said officers be entitled to the same pay as is granted to the officers now doing duty at *Rutland*.

CXXXIX.

Resolve appointing a committee to settle the accounts of the committee of sequestration, with power to prosecute said committee in case of neglect. *May 7, 1781.*

Resolved, That the Honorable *Increase Sumner*, Esq; *Samuel Henshaw*, Esq; and *Lemuel Kollock*, Esq; be, and hereby are appointed, a committee to settle the accounts of the committee of sequestration, and bring the whole transactions of said committee to a final close : They are also strictly enjoined and directed, in case said committee refuse or neglect to compleat the settlement of said accounts on or before the tenth day of *June* next, to prosecute said committee in the law, without any further delay, in order that said accounts may be closed.

CXL.

Resolve empowering two Justices of the Peace in the county of *Middlesex*, to grant a licence to *Christian Fuller* to retail spirituous liquors. *May 7, 1781.*

On the petition of Christian Fuller, praying for licence to retail spirituous liquors in Cambridge :

Resolved, That the prayer be granted, and that any two Justices of the Peace, *quorum unus*, be, and are hereby empowered, to grant a licence to the petitioner to retail spirituous liquors in the house she now occupies, until the next Court of Sessions of the Peace for granting licences in the county of *Middlesex*, recognizing her, the petitioner, to observe such rules and orders as the law requires.

CXLI.

Resolve on the petition of *Betsy and Nancy Willard*. *May 7, 1781.*

On the petition of Betsy and Nancy Willard :

Resolved, That the committee appointed to sell the effects and estate of *Abijah Willard*, Esq; be directed to stop at present the sale of the goods prayed for in the petition and schedule accompanying the said petition, until the estate of the said *Abijah Willard*, Esq; be adjusted, and the said estate be sufficient to discharge the demands of his creditors.

It is further *Resolved*, That if the remainder of said *Abijah Willard's* estate shall appear to be sufficient to pay the creditors upon settlement, then the committee be directed to deliver such part of the goods as they shall think necessary for the use and support of the petitioners, *Betsy and Nancy Willard*.

CXLII.

A grant of *forty-five pounds*, to the clerks in the Secretary's office. *May 7, 1781.*

Upon the petition of Belcher Noyes and others, clerks in the Secretary's office, praying

ing that they may be allowed for their services to enable them to support themselves, so as that they may be able to continue in said service :

Resolved, That there be paid out of the public treasury of this Commonwealth, to each of said petitioners, the sum of *forty-five pounds*, in bills of the new emission, in full for their services to the 5th inst. and that his Excellency the Governor, with the advice of Council, be directed to draw warrants on the treasury for the same sums.

CXLIII.

Resolve making an establishment for the pay of all field and staff officers, and commissioned officers commanding companies, who marched to *Rhode-Island*, agreeable to a resolve of the 28th *February* last. *May 8, 1781.*

Resolved, That all field and staff officers and commissioned officers commanding companies, who marched to *Rhode-Island* in obedience to a resolve that passed the General Court the 28th day of *February*, make up their pay-rolls for allowance, agreeable to the Continental establishment, for themselves and companies ; and that said rolls, after being examined and allowed by the committee on pay-rolls, be paid, and the same charged to the United States.

And it is further *Resolved*, That there be allowed and paid to each non-commissioned officer and soldier (over and above the Continental establishment) who marched agreeably to the resolve aforesaid, and continued in said service until regularly discharged, *two shillings* of the new emission money per day, for wages, and *eight pence* per mile for their travel from their homes to the place of their rendezvous, and *one shilling and four pence* for rations for each day they found themselves, and drew no rations, and that there be a separate roll made up for each company for the purpose aforesaid.

CXLIV.

Resolve on the petition of *David Willson*, of *Princeton*, empowering the committee to sell confiscated estates in the county of *Worcester*, to appraise the land mentioned. *May 8, 1781.*

On the petition of Edward Willson, of Princeton.

Resolved, That the prayer of said petition be granted ; and that the committee appointed to sell confiscated estates in the county of *Worcester* be, and they are hereby empowered, on oath, to appraise said land at the full value of the same, in the condition in which it was before said *Willson* made any improvements thereon, according to their best judgement, and make and execute a good and sufficient deed of the same, in the name of this Commonwealth, to the said *Edward Willson*, he paying for the same, which sum the said committee is hereby directed to pay into the public treasury of this Commonwealth without delay, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

CXLV.

Resolve empowering the town of *Stoughton* to make choice of a treasurer and constable. *May 8, 1781.*

On the representation of Christopher Wadsworth, in behalf of the town of Stoughton :

Resolved, That the town of *Stoughton* be, and is hereby empowered to make choice of a treasurer and constables for said town, vested with the same authority,

ty, and under the same restrictions as though they had been chosen in *Mareb* last, any law or custom to the contrary notwithstanding.

CXLVI.

Resolve excusing the town of *Rochester* in the county of *Plymouth*, from any fine for men deficient in the six month's service. *May 8, 1781.*

Whereas the town of Rochester stands on the report of the committee, four men deficient in the six months men : And whereas it appears to this Court, that the town of Rochester had three men in actual service, which left said town after the orders came to said town for raising said men ; and also three men called Friends, that were drafted and mustered and delivered to the superindentant, but by some means no proper return was made of said men, which causes said report of the four men deficient.

Therefore *Resolved*, That the town of *Rochester*, in the county of *Plymouth*, be, and they are hereby excused from any fine on the account of the said deficient four men ; and the committee on the tax bill is directed not to assess any fine on said town on that account.

CXLVII.

Resolve appointing a committee to repair to the town of *West-Springfield* and *Westfield*, to view their situation relative to the fishery in *Agawam* river, and report. *May 8, 1781.*

Resolved, That the Hon. *Noah Goodman*, Esq; *Capt. Elijah Hunt* and *Capt. Jonathan Fudd*, jun: be a committee to repair to the towns of *West-Springfield* and *Westfield*, at the cost and charge of the town of *West-Springfield*, to view their situation relative to the fishery in *Agawam River*, and report what is proper to be done thereon, on the second Wednesday of the first session of the next General Court.

And it is further *Resolved*, That such parts of an act intituled, "an act to prevent the destruction of Salmon and other fish in *Agawam* or *Westfield River*," as relates to the time or days for catching fish in said *River*, be, and hereby is suspended in the mean time.

CXLVIII.

A grant of *sixty pounds ten shillings* to *Nathaniel Barber*, jun. *May 8, 1781.*

Resolved, That there be paid out of the public treasury of this Commonwealth to *Nathaniel Barber*, jun. *sixty pounds twelve shillings*, in bills of the new emission, and that the same be charged to the United States, agreeable to a resolve of Congress dated *March 5, 1781.*

CXLIX.

Resolve on the petition of *Lewis Benjamin Petipas*. *May 8, 1781.*

On the petition of Lewis Benjamin Petipas.

Resolved, That the said *Lewis Benjamin Petipas*, be, and he is hereby permitted to proceed to *Nova-Scotia* and take his property and return with the same to this Commonwealth, in the most expeditious manner the nature of the affair will admit of ; *Provided*, he the said *Petipas* give good and sufficient bonds to the Naval-Officer of the port from whence he shall take his departure, with two good sureties in the sum of *five hundred pounds* new emission, that he shall not take o
board

board his vessel any kind of merchandize, and only so much provision as shall be sufficient to victual the vessel's crew, whilst on their voyage to and from the harbour of *Cheffing-Cork* in *Nova-Scotia*; but not to make a second voyage without further permission, : And all armed vessels commissioned by this Commonwealth are directed, and all armed vessels belonging to any other of the United States are desired not to hinder or molest him in his said voyage to or from *Nova-Scotia*.

CL.

Benjamin Austin, Esq; appointed in the room of *Ezekiel Price*, Esq; as one of the managers of the State lottery. May 8, 1781.

The House proceeded by ballot to the choice of a manager of the State lottery in the room of *Ezekiel Price*, Esq; who was excused : Whereupon *Benjamin Austin*, Esq; was chosen.

CLI.

Resolve empowering the Judge of Probate for the county of *Plymouth* to make a new assignment to *Sarah Thomas* of part of the real estate of *Nathaniel Ray Thomas*, an absentee. May 8, 1781.

On the petition of Sarah Thomas, wife of Nathaniel Ray Thomas :

Resolved, That the Judge of Probate for the county of *Plymouth* be, and he hereby is empowered, to make a new assignment to the said *Sarah Thomas*, of a third part of the real estate of the said *Nathaniel Ray Thomas*, as to quantity and quality : And the said Judge of Probate is hereby directed to set off to the said *Sarah*, as soon as may be, one third part of so much of the real estate of the said *Nathaniel*, under mortgage, as will remain after the sum due on the said mortgage shall be paid and satisfied out of the same estate; and also a third part of all the other real estate of the said *Nathaniel*, not incumbered as aforesaid. And the committee for the sale of absentees estates in the said county are hereby directed, in the mean time, to suspend the sale of the said real estate, except what is necessary for the payment of the sum due on the said mortgage.

CLII.

Resolve empowering *David* and *Joseph Fisher* to make sale of the land mentioned. May 9, 1781.

On the petition of David and Joseph Fisher, guardians to the heirs of Daniel Fisher, of Wrentham, physician, deceased, praying they may have liberty to sell part of a house, and about 30 rods of land, belonging to the aforesaid heirs :

Resolved, That the prayer of the petition be granted, and that the petitioners be, and hereby are empowered, to make sale of the above-said part of a house and small piece of land mentioned in their petition, for the most the same will fetch, and make and execute a good deed or deeds to the purchaser thereof, they observing the directions of the law for the sale of real estates by executors and administrators, and give bond to the Judge of Probate for the county of *Suffolk*, that the proceeds of said sale shall be put to interest for the benefit of said *Daniel's* heirs, agreeable to the prayer of the petition.

CLIII.

Resolve directing the Treasurer and Superintendant for purchasing beef, to stay executions against the towns of *Truro*, *Wellfleet*, *Eastham*, *Harwich*, *Yarmouth*, *Chatham*, *Barnstable*, *Sandwich* and *Falmouth*. May 9, 1781.

On the memorials and petitions of a number of towns in the county of Barnstable, setting forth their distressed situation by means of the present war :

Resolved, That the Treasurer and Superintendant for purchasing beef be; and hereby are directed, to stay executions against the towns of *Truro, Wellfleet, Eastham, Harwich, Yarmouth, Chatham, Barnstable, Sandwich and Falmouth,* until the first day of *August* next, any act or resolve of the General Court to the contrary notwithstanding.

CLIV.

Resolve remitting a fine of *six thousand pounds* to the town of *Barnstable.* May 10, 1781.

Whereas it appears by the representations of the inhabitants of the town of Barnstable to this Court, that it was extremely difficult and burdensome for said town to procure the whole number of nine months men required of them by a resolve of the General Court of the 8th of June, 1779, by reason of their being greatly exposed to the ravages of the enemy. And whereas said town have been fined the sum of six thousand pounds, old money, for not procuring the men as aforesaid :

Therefore, Resolved, That the said town of *Barnstable* shall be allowed in the next public tax laid on said town, the said fine of *six thousand pounds,* old money, or the value thereof in other money ; and the same shall be deducted from their said next tax accordingly.

CLV.

Resolve authorizing the managers of the State Lottery to raise a sufficient sum to defray the charges of said lottery. May 10, 1781.

Whereas in the act made and passed the last session, for instituting a lottery for the purposes of cloathing the Massachusetts line of the Continental army, no provision is made for defraying the charges incident to the said lottery :

Resolved, That the managers be, and they hereby are authorized, to raise, by each class of the said lottery, a sum sufficient to defray the said charges, in addition to the sum directed to be raised by the said act, provided the said sum to be raised in addition to the sum before ordered, shall not exceed *five per cent.* the said managers to be accountable for the whole money raised by the lottery aforesaid.

CLVI.

Resolve granting *Lemuel Kollock, Esq;* two hundred pounds, to discharge a proportionable part of the taxes on a number of acres of unimproved land, belonging to *William Brown, Esq;* an absentee, in the town of *Charlton,* in the county of *Worcester,* and empowering the collectors of taxes in said town to sell so much of said land as will be sufficient to discharge the remainder of the taxes. May 10, 1781.

On the petition of Caleb Ammidown, in the name and behalf of the town of Charlton, in the county of Worcester, praying that the collectors of said town may be enabled to collect the taxes set on about five thousand acres of unimproved land, which belonged to William Brown, Esq; late of Salem, an absentee, in common with other proprietors.

Resolved, That the prayer of said petition be so far granted, as that there be allowed and paid out of the public treasury of this Commonwealth, a sum not exceeding *two hundred pounds* of the new emission, to *Lemuel Kollock, Esq;* agent in behalf of this Commonwealth on the said *Brown's* land, he to be accountable for the same, to enable him to discharge one third part of the taxes laid on said lands, who is hereby directed to discharge the same without delay. And

And it is further *Resolved*, That the collectors of taxes in the town of *Chatham* be, and they are hereby empowered, after giving notice agreeable to law, to take so much of said land as will be sufficient to discharge the remaining part of the taxes and intervening charges, provided the other proprietors do not discharge the same, without delay, which shall be deducted from their share of said land, as law or resolve to the contrary notwithstanding.

CLVII.

Resolve directing the Secretary to give notice to the selectmen in each of the several towns in the counties of *Dukes-County* and *Nantucket*, to attend the General Court on the 3d Wednesday of the next sitting, to give their reasons for their neglect in paying the public taxes; as also a resolve for applying the States prizes to the payment of the three months wages of the *Massachusetts* line; and directing the Treasurer to issue his Executions against delinquent collectors. *May 10, 1781.*

Resolved, That the Secretary of this Commonwealth be, and hereby is directed, to give notice to the selectmen in each of the several towns in the counties of *Dukes-County* and *Nantucket*, that they attend the General Court on the 3d Wednesday of the next session, then and there to give their reasons, if any they have, why their several towns have neglected to pay their proportion of public taxes for the support of Government and for the defence of the liberty and Independence of the United States.

Resolved, That the proceeds of the sale of this States share of the prizes lately arrived in port, which are not appropriated, be applied to the payment of the three months wages engaged to the *Massachusetts* line of the Continental army, and that the deficiency of the said proceeds, for the purpose aforesaid, be made up of the first monies received by loans, agreeable to an act entitled "An act to supply the treasury with the sum of four hundred thousand pounds, money."

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed to issue his executions against all collectors who shall not complete the payment of all taxes committed to them to collect, except the hard money tax, on or before the 10th of *June* next.

CLVIII.

Hon. *Michael Farley*, *Oliver Prescott*, and *Timothy Danielson*, Esq's. appointed Major-Generals of the militia in this Commonwealth. *May 10, 1781.*

The Senate proceeded by ballot to the choice of three Major-Generals in this Commonwealth, agreeable to the constitution, when upon sorting and counting the votes it appeared that the Hon. *Michael Farley*, *Oliver Prescott*, and *Timothy Danielson*, Esq's. were chosen.

CLIX.

Resolve directing the superintendant of purchases to discharge the town of *South-Brimfield*, and *Chesterfield-Gore*, of a quantity of beef over-charged said towns. *May 11, 1781.*

Whereas it appears to this Court, that the town of South-Brimfield was charged two thousand and seven pounds of beef more than their just proportion, in the requisition of the 4th December, 1780, and Chesterfield-Gore was charged with nine thousand six hundred and seven pounds more than their just proportion in the aforesaid requisition:

Therefore *Resolved*, That *Oliver Phelps*, Esq; superintendant of purchases, be, and

and he is hereby directed, to discharge the town of *South-Brimfield* of the aforesaid sum of two thousand and seven pounds of beef, and *Chesterfield-Gore* the sum of nine thousand six hundred and seven pounds of beef, any law or resolve to the contrary notwithstanding.

CLX.

Resolve on the petition of *Robert Caldwell*, respecting redeeming a small house, store, and pot-ash works, mortgaged to *William Latta*, an absentee. May 11, 1781.

Upon the petition of Robert Caldwell, praying that he may have liberty of redeeming a small house, store, and pot-ash works, with the appurtenances, mortgaged to one William Latta, an absentee, for the security of one hundred and five pounds; and that he may be allowed for such part of the said conveyed premises, as the said Latta converted to his own use.

Resolved, That the deed he gave the said Latta be considered as a mortgage deed, and that the petitioner have leave to redeem the aforesaid premises, by paying to the agent appointed on said Latta's estate, for the use of this Commonwealth, the sum of one hundred and five pounds, in silver or gold, or bills of credit of the same value, with the interest thereof from the date of said mortgage, and that such sums as shall be allowed to the petitioner by the commissioners appointed to receive the claims on said Latta's estate, shall be discounted by the said agent, as part payment of the sums aforesaid; and the said agent be empowered, in the name of this Commonwealth, to make and execute to the petitioner a good deed of release of the premises aforesaid, which shall be valid in law to all intents and purposes for reconveying the same.

CLXI.

Resolve directing the town of *Warren*, in the county of *Lincoln*, to pay to the inhabitants of *Sterlington* their taxes; and directing said towns not to tax the inhabitants of *Sterlington*, until further order.

On the petition of the inhabitants of the town of Sterlington in the county of Lincoln.

Resolved, That the town of Warren, in the county of Lincoln, be directed to pay to the inhabitants of Sterlington such taxes, as they have taxed and received of said town; and the said town of Warren is further directed, not to tax the inhabitants of Sterlington until the further order of the General Court, any law to the contrary notwithstanding.

CLXII.

A grant of five hundred and eighty-five pounds to the selectmen of *Sutton*, for supporting the poor of *Charlestown*. May 11, 1781.

On the petition of the selectmen of Sutton:

Resolved, That the petition be so far granted, that the selectmen of Sutton be allowed and paid out of the treasury of this Commonwealth, the sum of five hundred and eighty-five pounds, old Continental currency, being the sum deducted out of their accounts, for supporting the poor of the town of Charlestown.

CLXIII.

Resolve entitling *William Earl* to half pay. May 11, 1781.

On the representation of John Lucas, commissary of pensioners, in behalf of William Earl, belonging to the Continental ship Alliance, who lost his leg in the service of the United States, as appears by his certificate:

Resolved,

Resolved, That the said *William Earl* is intitled to half-pay, to commence from his discharge, which was the sixth of September, 1780.

CLXIV.

Resolve respecting towns inlisting men belonging to the States of *New-Hampshire, Rhode-Island, Connecticut, or New-York*, after the 20th of *May* inst. to have credit for said men so inlisted. *May 11, 1781.*

Resolved, That if it shall so happen that any of the towns, plantations, classes or individuals, belonging to either of the States of *New-Hampshire, Rhode Island, Connecticut or New-York*, shall inlist any of the inhabitants of this Commonwealth into the Continental army for three years or during the present war, after the 20th of *May* instant, the town, plantation or class to which such soldier belongs, or is an inhabitant, shall have full credit for such soldier so inlisted, the same as though he had inlisted into this State's line of the army, and mustered agreeable to a resolve of the 2d of *December* last.

Further *Resolved*, That if any town, plantation, classes or individuals, belonging to this Commonwealth, shall inlist any inhabitant or inhabitants of the said States of *New-Hampshire, Rhode-Island, Connecticut or New-York*, into the Continental army, to fill up this State's proportion required by said resolve of *December* last, after the 20th of *May* instant, such town, plantation, class or individual, shall not be credited for any such soldier so inlisted, but shall be held to furnish and compleat their proportion of men required by said resolve of *December* last, the same as though no such soldier belonging to other States as aforesaid had been inlisted, provided each of said States shall adopt measures similar to the spirit of this resolve.

CLXV.

Resolve making an establishment for the guard that conducted the prisoners from *Rutland* to *New-London*, in *December*, 1780. *May 11, 1781.*

Resolve making an establishment for the guard that conducted the prisoners from Rutland to New-London, in order to be exchanged, in December, 1780.

Resolved, That the wages of *Benjamin Miles*, Lieutenant and commander of said guard, be at the rate of *twelve pounds* per month, and that the wages of *Daniel Walker*, Serjeant, be at the rate of *five pounds twelve shillings* per month, and that the wages of *John Ferbus*, Corporal, be at the rate of *five pounds four shillings* per month, and that the wages of each private be at the rate of *four pounds sixteen shillings* per month, new emission, and that the same be charged to the United States.

CLXVI.

Resolve allowing pay to the committee on muster-rolls, and on ways and means. *May 11, 1781.*

Resolved, That the committee on accounts are empowered to allow to each member of the committees on the valuation, on muster-rolls, and on ways and means, *fifteen shillings* per day, in bills of the new emission, for each day they have been employed on said committees, the members of the General Court to be paid in the recets of the Court only, and those that are not members of the General Court for the whole of the time they were employed in said business respectively.

CLXVII.

Resolve for discharging a warrant drawn in favour of the committee of supplies out of the neet proceeds of the prize brig *Good-Design* and her cargo. May 12, 1781.

On the representation of Ebenezer Wales, Esq; and Capt. Amasa Davis, the committee for purchasing small stores and cloathing, praying they may be supplied with money to enable them to fulfil the orders of the General Court.

Resolved, That the agent of this Commonwealth be, and he is hereby directed, to pay into the hands of the Treasurer so much of the neet proceeds of the prize brigantine *Good-Design* and her cargo, lately arrived here, as to enable the Treasurer to discharge the ballances due on two warrants said committee now have on him of the 12th of *December*, 1780, and the 10th of *March*, 1781; and the Treasurer is hereby directed to discharge said warrants out of said money, as soon as he receives the same.

CLXVIII.

Resolve directing the committee of supplies to supply Col. *William Sheppard*, at *Springfield*, with one hundred and fifty blankets for the new levies. May 14, 1781.

Resolved, That the committee of supplies be, and they are hereby directed, to supply Col. *William Sheppard*. at *Springfield*, with one hundred and fifty blankets, to be by him delivered the new recruits, he to be accountable for the same.

CLXIX.

Resolve on the representation of the Board of War, directing the Treasurer to discount with constables and collectors of taxes, the ballances due upon any warrants drawn in their favour; and for continuing three members of the Board of War in office. May 14, 1781.

On the representation of the Board of War, setting forth, that by a resolve of the General Court, the last session, the Treasurer was directed to discount with the constables and collectors of taxes, to the amount of one half the warrants the Board of War had on him, which has been done, notwithstanding which there are many debts still due from said board, which they are not able to discharge without the assistance of the General Court.

Therefore Resolved, That the Treasurer be, and he is hereby directed, to discount with the constables and collectors of taxes the ballances that may be due on any warrants heretofore drawn on him in favour of said Board, any resolve to the contrary notwithstanding.

And whereas the continuance of three members of the Board of War, and two clerks, expires at the end of the present session; and it is found that the closing the books and settling the accounts cannot be completed by that time:

Therefore Resolved, That three members of the Board of War be continued in office, with two clerks, to the 15th day of *June* next, in order that said books may be closed, and the accounts settled, any resolve to the contrary notwithstanding.

CLXX.

Resolve for adjourning the Inferior Court of Common Pleas, which was holden at *Ipswich*, in the county of *Essex*, on the first Tuesday of *April* last, to the 2d Tuesday of *July* next, at *Salem*. May 14, 1781. *Whereas*

Whereas the Inferior Court of Common Pleas, which was holden at Ipswich, within and for the county of Essex, on the first Tuesday of April last, was duly adjourned to the 9th day of May current, then to be holden at Ipswich aforesaid. And whereas the Justices of the same Court were prevented from meeting and opening the said Court on the 9th day of May aforesaid, by reason of the inclemency of the weather, by means of which many suits will be discontinued, and the parties put to great and unnecessary expence: To prevent which,

It is Resolved, That all the actions pending in said Court, in which judgment was not rendered, shall be continued to the Inferior Court of Common Pleas, next to be holden at Salem, within and for said county, on the 2d Tuesday of July next, which Court shall have the same cognizance and jurisdiction thereof, as if the same had been continued in due form of law: And the clerk of said Court is hereby authorized and ordered, to enter said continuances, and bring the same actions forward accordingly.

CLXXI.

Resolve making provision for the widows of officers who have died in the Continental service, belonging to this State. May 15, 1781.

Whereas the Hon. Congress of the United States, on the 24th of August, 1780, resolved, that their resolution of May 15th, 1778, granting half pay for seven years to the officers of the army who should continue in service to the end of the war, should extend to the widows of those officers who have died or shall hereafter die in the service, to commence from the time of said officers death, and to continue for the term of seven years, or if there be no widow, or in case of her death and intermarriage, the said half pay should be given to the orphan children of the officer dying as aforesaid, if he should have left any, and recommended to the legislatures of the respective States to which such officers belong, to make provision for paying the same on account of the United States.

Therefore Resolved, That there be annually paid out of the treasury of this Commonwealth, to the widows of such officers of the Continental army, belonging to this State, who have died or shall hereafter die in the service, the half of such officers pay respectively, to commence from the time of said officers death, and to continue for the term of seven years; or if there be no widow, or in case of her death or intermarriage, the said half-pay shall be paid to the orphan children of the officer dying as aforesaid, if he shall have left any; and that the same be charged to the account of the United States accordingly.

CLXXII.

Resolve presenting his Excellency General *Washington* with a cheese and a cask of porter, taken in the brigantine *Little-Porgey*. May 15, 1781.

Resolved, That the Agent for the Commonwealth present his Excellency General Washington with a cheese, covered with lead, and one cask of porter, taken in the prize Little-Porgey, lately captured by the ship Mars.

CLXXIII.

A grant of forty-six pounds ten shillings to *Joseph M'Lellan*. May 15, 1781.

On the petition of Joseph M'Lellan, praying for allowance for articles supplied in the Penobscot expedition.

Resolved, That there be paid out of the public treasury of this Commonwealth to Joseph M'Lellan, of Falmouth, forty-six pounds ten shillings, in bills of the new emission, in full for his trouble, and the articles he supplied, as Deputy-Quarter-Master (under John Salter Tyler) for said expedition.

CLXXIV.

CLXXIV.

Resolve on the petition of *Joseph Sprague* and *Samuel Ward*. May 15, 1781.

On the petition of Joseph Sprague and Samuel Ward, praying for some relief from this Court, on account of large sums of money due to them for ships, lost on the Penobscot expedition, for reasons set forth in their petition.

Resolved, That on account of the peculiar circumstances attending the petitioners, occasioned by the losses they met with at Penobscot, and since at St. Eustatia, there be allowed and paid out of the treasury of this Commonwealth, to each of said petitioners, the sum of five hundred pounds, in specie, or bills of credit equivalent thereto, and that the Governor, with the advice of Council, be requested to grant his warrant on the Treasurer for the same, on condition that said petitioners jointly loan to Government the amount of four thousand pounds, in specie, or Government securities they may have in their hands, agreeable to the supply bill for borrowing eight hundred thousand pounds, passed this session, they to be accountable for the same in the settlement of their accounts.

CLXXV.

Resolve discharging the Hon. *James Warren, Esq;* of a sum of money charged him in September, 1775. May 15, 1781.

Whereas the Hon James Warren, Esq; stands charged in the public books with the sum of ninety-nine pounds eleven shillings, paid him in September 1775, to pay Capt. Soper's company doing duty at Plymouth, which sum the said Warren is fully satisfied he paid according to directions given him, and to which he is ready to make oath, if required, though he cannot produce the voucher for the payment of said money, supposing it to be mis-laid; and prays he may be discharged from the same:

Therefore Resolved, That the said James Warren be, and he is hereby discharged from any demands this Commonwealth have against him for said sum of ninety-nine pounds eleven shillings; and the committee for stating and methodizing the public accounts are hereby directed to credit him for the same, and ballance said account, said Warren to be accountable to this Commonwealth, provided it shall hereafter appear that he did receive said money, and did not pay it to said Soper, agreeable to the receipt.

CLXXVI.

Resolve directing the committees appointed to sell confiscated estates in the several counties, to enquire and find out the property of absentees, and to report. May 15, 1781.

Whereas it is represented to this Court, that a number of houses, household-furniture, and other goods, formerly the property of absentees, are now in the possession and use of some of the inhabitants of this Commonwealth, by former orders of the General Court, and no rent has been set to said houses, or order taken respecting such furniture or other property: Therefore,

Resolved, That the committees appointed to sell confiscated estates in the several counties within this Commonwealth, be, and they are hereby directed, to enquire and find out all such houses, furniture and other property, and appraise the value of the annual rent of such houses, according to the best of their judgment, take an inventory of all such furniture and goods, and report the same, with the names of the former owners and present occupiers, and also to make a return of all lands in their several districts, belonging to absentees, and all debts due to them, so far as may come to their knowledge, on or before the second Tuesday of the first session of the next General Court.

CLXXVII.

Resolve on the memorial of *Larkin Thorndike, Esq;* empowering the committee for the sale of absentees estates in the county of *Essex*, to execute a deed of that part of the estate of *William Brown, Esq;* an absentee. May 15, 1781.

On the memorial of Larkin Thorndike, Esq;

Resolved, That the committee for the sale of absentees estates in the county of *Essex* be, and they hereby are authorized and directed, to make sale and execute deeds of that part of the estate of *William Brown*, an absentee, from the town of *Salem*, commonly called *Stage-Point*, in the same manner as they may dispose of the other parts of the said *Brown's* estate in the county aforesaid.

CLXXVIII.

Resolve on the memorial of Brigadier General *John Glover*, allowing him time for the payment of a farm he purchased of the Committee for selling absentees estates in the County of *Essex*. May 16, 1781.

On the memorial of Brigadier General John Glover, praying for liberty to pay in Government securities for a certain farm in the County of Essex, commonly known by the name of the Brown-Farm, which he had liberty to purchase at the appraisement, or that a certain time may be allowed him for the payment of said farm, as set forth in said memorial.

Resolved, That the committee for selling absentees estates within the county of *Essex*, be, and they are hereby ordered and directed, at the time of their giving Brigadier General *John Glover* a deed of the *Brown-Farm*, so called, which he had liberty to purchase at the appraisement, by an order of Government, to take his the said *Glovers* bond, for the full sum in which the said farm was appraised, on interest at six per cent per annum, payable in twelve months from and after the said deed shall be given, to the Hon. *Henry Gardner, Esq;* Treasurer of this Commonwealth, or to his successors in office for the use and benefit of the Commonwealth aforesaid, when bond shall immediately after it is taken of the aforesaid *Glover*, by the said committee, be by them lodged in the office of the Treasurer of this Commonwealth; and the Treasurer is hereby ordered and directed to give the said committee duplicate receipts for the same, one of which is to be lodged in the Secretary's office.

CLXXIX.

Resolve discharging the committee of accounts of the sum of ten thousand pounds.

May 16, 1781.

Whereas it appears to this Court, by the representation and report of the committee to methodize, state, and settle public accounts, That Jabez Fisher and Ephraim Starkweather, Esq's. the committee on the part of the Hon. Senate, to concur and pay accounts, have received of the Treasurer of this Commonwealth by warrant from the Governor, dated February 20th, 1781, ten thousand pounds, and have produced good and sufficient vouchers for the expenditure of nine thousand nine hundred and ninety-five pounds; which, with a ballance of eleven pounds eight shillings and five pence, due to them on settlement of their last account, makes ten thousand and six pounds twelve shillings and five pence, and leaves a ballance due to said committee of six pounds twelve shillings and five pence, from the Commonwealth, on settlement of their accounts up to the 8th instant:

I therefore Resolved, That said committee for concurring and paying accounts, *iz. Jabez Fisher and Ephraim Starkweather, Esq's.* be, and they hereby are fully

discharged of the before mentioned sum of *ten thousand pounds*, which they have paid by order; and that said committee be credited for the sum of *six pounds twelve shillings and five pence*, due to said committee from this Commonwealth.

CLXXX.

Resolve to prevent fraud and injustice in the payment of warrants drawn on pay-rolls of militia officers; and directing the Treasurer not to deliver depreciation-notes by order, unless properly witnessed. *May 16, 1781.*

Whereas it is represented to this Court, that great fraud and injustice has taken place, in consequence of the former proceedings of Captains of the militia detachments serving with the army or otherwise receiving the wages for their companies without special orders therefor: Therefore,

Resolved, That his Excellency the Governor be requested, in signing warrants on pay-rolls in favor of any such company, that the same be made payable to each officer and soldier named in such roll (or their order,) agreeably to the sum affixed to their name.

And it is further *Resolved,* That the Treasurer of this State be, and he is hereby directed, to proceed accordingly. And the officers or soldiers (Captains excepted) who shall give order to any person to receive his wages as aforesaid, shall sign said order before two witnesses, who shall attest the same, and the first order presented to the Treasurer attested as aforesaid, shall be paid, and no other, any law or resolve to the contrary notwithstanding.

And whereas many orders have been forged, whereby persons have unjustly received the depreciation notes due to soldiers of the Continental army: To prevent which in future,

It is further *Resolved,* That the Treasurer be, and he is hereby directed, after the first day of *June* next, not to deliver the depreciation notes made out in favor of any non-commissioned officer or soldier that did or does now belong to the Continental army, upon any order unless said order is signed before two witnesses, who shall attest the same, any law or resolve to the contrary notwithstanding.

CLXXXI.

Resolve making provision for a competent allowance to widow *Mary Craddock*, out of the estates of *Robert Auchmuty* and *Thomas Brindley*, absentees. *May 17, 1781.*

Whereas by a resolve of the General Court of March 25, 1780, the Judge of Probate for the county of Suffolk was authorized and directed to fix a competent allowance, from time to time, for the comfortable support of the aged widow Mary Craddock, out of the estate of Robert Auchmuty and Thomas Brindley, absentees, who were both of them sons-in-law to said Mary, until the further order of the Court, and her whole dependance was on the aforesaid Robert and Thomas, before they absented themselves: And the said Judge of Probate has from time to time ordered the sum necessary, and the agent for said estates paid the same; but as one of the said estates is sold, and the other leased, and the whole monies arising therefrom put into the treasury: Therefore,

Resolved, That his Excellency the Governor, with advice of Council, be requested to grant warrants upon the Treasury of this State, from time to time, in favor of *Mary Craddock*, as the Judge of Probate for the county of *Suffolk* shall, under his hand, find necessary for her comfortable support, agreeable to the resolve aforesaid, provided the sum shall not exceed *fifteen pounds* per quarter in specie, or bills of credit equivalent thereto.

CLXXXII.

CLXXXII.

Resolve on the petition of *Mary Chandler*, allowing support to a child of *Rufus Chandler*, an absentee. - May 17, 1781.

On the petition of Mary Chandler, praying for an allowance to be granted her out of the estate of her son Rufus Chandler's estate, for supporting a child belonging to the said Rufus, who is an absentee :

Resolved, That the prayer of the petition be so far granted, as that *Joseph Allen*, agent on the estate of the said *Rufus Chandler*, deliver to the said *Mary Chandler*, as much out of the personal estate of the said *Rufus*, as the Judge of Probate for the county of *Worcester* shall certify to be her due for supporting said child, before the 1st day of *January*, 1781, he taking her receipt for the same.

CLXXXIII.

Resolve making provision for the payment of militia officers and soldiers who have been deprived of their wages. May 17, 1781.

Whereas it appears by representations made to this House, that divers Captains and commanding officers of companies, that have been detached to reinforce the Continental army, have been so lost to all sense of duty, honor, and justice, as to neglect and refuse to pay to the men, who have served in their respective companies, the money which they have drawn from the public treasury without their order, whereby great and manifest injuries have been done to the public cause as well as to individuals :

It is therefore *Resolved*, That where it shall be made to appear by the certificate of the selectmen of such town where such delinquent officer dwells, or last resided, that there is no prospect of their obtaining their wages of such officer, and the soldier's making oath that he has not received his wages aforesaid, that in such case the Treasurer of this Commonwealth is hereby directed, to pay to such officer or soldier the sum which may appear to have been due to them respectively, on the rolls on which such officer has drawn such money from the treasury, with the depreciation.

And be it further *Resolved*, That the Treasurer of this Commonwealth is hereby empowered and directed, to issue his execution to the Sheriff of the county where any such delinquent officers may be found, directing him to commit such delinquent officers to the common goal of such county, there to remain till such sum or sums which he shall appear to have drawn from the treasury, and neglected or refused to pay as aforesaid, shall be paid, with depreciation, or till the further order of the General Court.

CLXXXIV.

Resolve granting thirty pounds to *Jeremiah Colburn*, and directing pay for his back rations, &c. May 18, 1781.

On the petition of Jeremiah Colburn, an officer on parole, praying for an allowance of back rations and subsistence money, and also a grant of some money for his expences.

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to *Jeremiah Colburn*, thirty pounds, in the new emission, in part for the wages due to him from this Commonwealth, from the 26th of *January* last, and that the Commissary-General be directed to pay the said *Lieut. Colburn* his back rations, and his subsistence money in rations, from the 1st day of *April* last to the 16th instant, he to be accountable for the same.

And whereas the said Jeremiah Colburn, when he was captivated, lost two fire-arms, a hanger, two cutlasses, and a cartouch-box :

Be it further Resolved, That the Commissary of ordinance be directed to deliver to Lieut. Colburn, one fire-arm and a hanger, taking his receipt, and he to be accountable for the same.

CLXXXV.

Resolve on a letter from General Wadsworth. May 18, 1781.

On a letter from General Wadsworth, requesting money and wine :

Resolved, That the e. b. granted and paid out of the treasury of this Commonwealth to John Hopkins, Esq; Commissary of Prisoners, to be delivered to General Wadsworth, the sum of fifteen pounds, in silver or gold, he to be accountable for the same.

And it is further Resolved, That Caleb Davis, Esq; agent for this Commonwealth, be, and he is hereby directed, to deliver to John Hopkins, Esq; aforesaid, ten gallons of wine for the use of General Wadsworth : And the said agent is directed to make return of the value of it to the committee for methodizing public accounts, that the same may be charged to the account of General Wadsworth.

CLXXXVI.

Resolve directing the agent of this Commonwealth to suspend the sale of the prize goods taken in the brigantine *Little-Porgey*, until further order. May 18, 1781.

Resolved, That Caleb Davis, Esq; agent for this Commonwealth, be directed, and he is hereby accordingly directed, to suspend the sale of the prize goods taken in the brigantine *Little-Porgey*, except such articles as may be perishable, until the further order of the General Court, any former resolve of this Court to the contrary notwithstanding.

CLXXXVII.

Resolve empowering the committee to settle with the army to procure two clerks for the purpose of expediting their business. May 18, 1781.

Resolved, That the committee appointed to settle with this State's quota of the Continental army for the depreciation of their wages, &c. be, and they hereby are empowered, to procure two clerks, if they shall think necessary, in order that said settlement may be expedited as much as possible..

CLXXXVIII.

Report of the committee relative to making good the depreciation of the wages of the officers and men of Col. Baldwin's regiment of artificers; that it was not necessary to take any further order thereon. May 18, 1781.

The committee appointed upon the letter from Congress and their resolves of April 27th, relative to making good the depreciation of the wages of the officers and men of Col. Baldwin's regiment of artificers belonging to this State, beg leave to report as their opinion, That it is not necessary for this Court to take any order thereupon, as the officers and men of said regiment who belong to this State, have already had the depreciation of their wages made good to them, agreeable to a resolve of a former General Court.

CLXXXIX.

CLXXXIX.

Resolve confirming the votes and doings of the town of *Franklin*, at an adjournment in *March* last. *May* 18, 1781.

Whereas it appears to this Court that the town of Franklin, at their annual town-meeting the 6th day of March last, for the choice of town-officers, entered upon and regularly proceeded in the business of the meeting till the close of the day, when a motion was made for an adjournment to a certain hour the next morning, which was voted, and the moderator declared the meeting adjourned accordingly; soon after the inhabitants inadvertently voted to reconsider their vote of adjournment, and resumed the business of the meeting, and proceeded to choose the remainder of their town-officers, and adjourned to the 10th of the same month, when they met and finished the meeting. And whereas it appears by the notification and records of said meeting that no matter or thing is therein contained but what towns have a right by law to act and do; therefore,

Resolved, That all the votes and doings of the said town of *Franklin*, which were transacted at said meeting after the first adjournment, as now recorded, are hereby ratified, confirmed, and made valid to all intents and purposes, as though the same had in all respects been regulated and conducted agreeable to law, any usage, custom, or law to the contrary notwithstanding.

CXC.

Resolve on the petition of *Nathaniel Silsbee*, in behalf of himself and others, owners of the ship *Hunter*, lost on the *Penobscot* expedition, for reimbursing their losses on certain conditions. *May* 17, 1781.

On the petition of Nathaniel Silsbee, in behalf of himself and others, owners of the ship Hunter, lost on the Penobscot expedition, praying they may be reimbursed for the same, for reasons set forth in their petition.

Resolved, That the owners of said ship *Hunter*, be, and they hereby are directed, to settle their accounts with the late Board of War, and ascertain the exact balance now due for said ship, &c.

And it is further *Resolved,* That the Governor, with the advice of Council, be, and he is hereby requested, to grant a warrant on the Treasurer for the whole of said balance so adjusted, on condition that the owners of said ship will loan to government five sixths of the amount of said warrant, agreeable to the supply bill for borrowing *eight hundred thousand pounds*, passed this session; the remaining one-sixth to be paid in specie, or bills of credit equivalent thereto.

CXCI.

Resolve considering the articles of debt and credit in the settlement of accounts with the officers and soldiers of the *Massachusetts's* line of the army for 1780, agreeable to the following forms; and requesting the Governor to write to Congress upon the subject. *May* 17, 1781.

Resolved, That the articles of debt and credit to be considered in the settlement of accounts with the officers and soldiers of this State's quota of the Continental army for the year 1780, be agreeable to the blank forms hereto annexed.

Resolved, That said committee in ascertaining the ballances due to the army, consider the officers who have received and paid for cloathing delivered by the Board of War before the first of *June*, 1778, as having ballanced their accounts with said Board, and that they charge them for cloathing delivered since that time, according to the books of the Board of War, and credit them by the real value of the money paid, estimated by the scale of depection; said committee are also to receive certificates from the Pay-Master-General, or Deputy-Pay-Master-General of the army, as sufficient vouchers for what money has been paid to the *Massachusetts's* line of the Continental army for the year 1780, in settling the ballances due for said year.

G g g

Resolved,

Resolved, That the Governor be, and he hereby is requested to write to Congress, and inform them of the mode adopted for settling with the *Massachusetts's* line of the army, for the year 1780. And also to write to Major-General *Heath*, and desire him to transmit an account of the expenditure of all monies advanced through him for the recruiting service, with proper vouchers for the same.

A form of a commissioned officers account for the year 1780.

Dr. a Captain in Col. *James Weston's* regiment. Cr.

To the ballance due for cloathing delivered by the Board of War, on account of the three years service.

To interest on the above ballance from *January* first, to *December* 31, 1780.

To cash paid by the *Union*, on account of his wages for his service for 1780.

To the amount of small stores delivered in camp at the prime cost and charges of transportation.

To the amount of cloathing delivered by the Board of War since *January* 1st, 1780.

To ballance of cash advanced for the purpose of recruiting soldiers.

December 31, 1780, to ballance, to settle this account

By the depreciation on the delay of payment of his wages to the 31st, of *December*, 1779.

By interest on the above to 31st *December*, 1780. being one year.

By additional pay of the staff, and depreciation on the same, to the 31st, of *December*, 1779.

By interest on the last mentioned sum, from *January* 1st, to the 31st of *December* 1780, is one year.

By his service from the
1780 to the day of
 is months
day at £ per month.

A form of a non-commissioned officer or private's account, for the year 1780.

Dr. a private in Capt. Company, in Col. Regt. Cr.

To cash paid on account of wages for his service for the year 1780. £ value

To the amount of small stores delivered in camp at the prime cost and charges of transportation.

To the amount of articles supplied his family by the town of deducting what he paid towards them.

To shirts, shoes and stockings.

By the depreciation on the delay of the payment of his wages to the 31st. of *December*, 1779.

By interest on the above sum from *January* 1st, to the 31st. of *December* 1780.

By value of a town bounty charged in his account settled *December* 31st, 1779.

By interest on the last mentioned sum, from the 1st. of *January*, to the 31st of *December* 1780, one year.

By his service from the
day of to the day
of is months,
days at £ per month.

CXCII.

A letter to the Delegates of this Commonwealth in Congress, May 18, 1781.

Resolved, That his Excellency the Governor be requested to address the following letter to the Delegates of this Commonwealth, in Congress, and sign the same in the name and behalf of this Government, viz.

GENTLEMEN,

FREQUENT applications having been made to this Court by officers of the civil and military staff of the army for depreciation of their wages, from the want whereof they have suffered, and are now suffering exceedingly, the subject being some time since referred to the determination of Congress. And it appearing by a letter from the Hon. General Ward, that the same has been taken up at large, and committed---that the committee had reported; but that, at the time of his writing, the report had not been acted upon.

You will at once promote the happiness of the officers aforesaid and their families and relieve the distresses of this Government on their account, by an immediate attention to the subject, and return of the doings of Congress relative thereto.

To the honorable the Delegates of Massachusetts in Congress.

CXCIII.

A grant of fifty pounds to Major Ezra Lunt, State-Cloathier. May 18, 1781.

On the petition of Ezra Lunt, State-Cloathier, praying for a sum of money to enable him to proceed to camp:

Resolved, That there be paid out of the public treasury, to Major Ezra Lunt, the sum of fifty pounds, of the new emission, he to be accountable for the same.

CXCIV.

A grant of thirty pounds to Hon. James Lovell, Esq; May 18, 1781.

Resolved, That there be paid out of the public treasury, to the wife of the Hon. James Lovell, Esq; the sum of thirty pounds, in the new emission, he to be accountable for the same.

CXCIV.

Resolve directing the committee for selling absentees estates in the county of Plymouth, to suspend any payment of money due from Nathaniel Ray Thomas's estate to Doctor Benjamin Stockbridge, until further order. May 18, 1781.

Resolved, That the committee for selling the estates of conspirators and absentees, within the county of Plymouth, be, and they hereby are directed, to suspend payment of any money due from the estate of Nathaniel Ray Thomas, a conspirator, late of Marshfield, in said county, to Doctor Benjamin Stockbridge, of Scituate, in the county aforesaid, whether on mortgages or otherwise, until the further order of the General Court. And said committee are hereby directed to pay said money into the treasury as soon as may be, in order to have the Continental bills exchanged for money of the new emission.

CXCVI.

Resolve directing the Judges of the Supreme Judicial Court not to determine the value of the bills of public credit until the 8th of June next. May 18, 1781.

Whereas by an act of the General Court, the Judges of the Supreme Judicial Court are directed to ascertain the value of the bills of public credit, current within this State once every three months at the least, and as often at other times as to them shall appear necessary

necessary, and they being obliged according to the act aforesaid, to adjust the same upon or before the twenty-seventh day of May instant; and the fluctuating state of the said bills rendering it unfit that any further adjustment should be made at that time. It is therefore

Resolved, That the said Judges be, and they hereby are directed, not to make any further settlement of the value of the said bills until the eighth day of June next.

CXCVII.

Resolve on the petition of *Abimaaz Easton*, permitting him to prosecute the appeal mentioned, at the next Superior Court to be holden in the county of *Berkshire*. May 18, 1781.

On the petition of *Abimaaz Easton* :

Resolved, That the said *Abimaaz Easton* be, and he hereby is permitted, to enter and prosecute his appeal from the judgment of a Court of General Sessions of the Peace, held at *Pittsfield*, in the county of *Berkshire*, on the 2d Tuesday of *April* last, at the next Superior Court to be held at *Great-Barrington*, in the county of *Berkshire*, and that in the mean time all process against the said *Abimaaz Easton*, for not prosecuting his said appeal at the Supreme Judicial Court be staid.

CXCVIII.

A grant of *twenty thousand pounds* to the committee of supplies. May 18, 1781.

Resolved, That there be paid out of the public treasury of this Commonwealth, to the committee of supplies, *twenty thousand pounds*, in the new emission, they to be accountable for the same.

CXCIX.

Resolve for appropriating a sum of money for the purpose of paying the members of the present General Court. May 18, 1781.

Whereas at the last sessions of the General Court, there was the sum of twenty thousand dollars, of the new emission, borrowed from the loan office, near five thousand whereof are not yet appropriated. Therefore,

Resolved, That the Treasurer be, and hereby is directed, to appropriate the aforesaid five thousand dollars to the use of paying the members of the present General Court, as far as it will go for their travel and attendance.

CC.

Resolve making provision for obtaining an effectual compliance with the resolve of the 2d December, 1780, and requiring a return for supplying this Commonwealth's quota of the Continental army on the 20th of June next. May 18, 1781.

The General Assembly have beheld with great satisfaction the exertions which have been made by the good people of this Commonwealth, in obedience to the resolve of the 2d of December last, for supplying the deficiency of this State's quota of the Continental army, and the success which in most parts have attended these exertions; but while they are knowing to any deficiencies, they are constrained, in justice to those who complied with the requisitions of the Court, as well as in regard to the safety of their country, to make effectual provision for obtaining a speedy and effectual compliance with the resolve aforesaid :

It is therefore Resolved, That the selectmen of the several towns and committees of the several plantations be, and they hereby are required, to lodge in the Secretary's

Secretary's office, on or before the 20th day of *June* next, such a return as in the resolve aforesaid is prescribed, of the hire or bounty which shall have been advanced by their respective towns and plantations, or by any inhabitants thereof, to the men who have been raised and marched agreeable to the aforesaid resolves. And the superintendants in the several counties are hereby required to make return into the Secretary's office, on or before the said 20th day of *June*, of all the men who shall have been received by them, and delivered to a Continental officer, with a copy of such officer's receipt for the same, to the end that a bill may be formed on the 21st day of *June* next, to assess the fines which shall be incurred on those who shall then be found delinquent. And the Muster-Masters in the several counties are hereby reminded of the obligations of their oath to receive none but able-bodied effective men, and in all respects equal to the nature of the service for which they are engaged; and that due notice will be taken of those who shall accept of such as shall be afterwards found not to answer this description.

And whereas it has been represented, that in some places the recruits, who have been raised and mustered have not been delivered to a superintendant, whereby an unreasonable loss is incurred and the service is greatly injured.

It is therefore Resolved, That the commanding officer of every company of militia within this Commonwealth be, and he is hereby strictly enjoined, to cause all the men that are raised and mustered, as a part of the proportion of the company which he commands, to be delivered to the superintendant in the same county; and also to deliver those who shall be hereafter raised and mustered, without the smallest unnecessary delay. And where there is no militia officer, the selectmen in towns and committees in plantations are directed to perform the duty above required of militia officers. The high importance of this measure leaves with the Legislature no room to doubt that every good officer will pay a special attention to this requisition.

CCI.

Resolve on the petition of *James Otis, Esq;* May 18, 1781.

On the petition of James Otis, Esq; setting forth, that he is possessed of a treasury note from Harrison Gray, Esq; late Treasurer of Massachusetts, for gold and silver, lent the late province at a time when it was exceedingly wanted, and that he has received nothing since April, 1779, and what he received before was at a depreciated value, and prays that he may receive the interest on said note in gold or silver, or in paper equivalent thereto, and not be a loser by lending his interest to government :

Resolved, That the Treasurer of this State be, and he is hereby authorized and directed, to pay the interest due on the Treasurer's note of two thousand and thirty-two pounds, lawful money, belonging to *James Otis, Esq;* in gold or silver, or paper agreeable to the scale of depreciation, and that said note be made good to him agreeable to said scale, any law or resolve to the contrary notwithstanding.

CCII.

Resolve on the petition of *Joseph McLellan.* May 19, 1781.

On the petition of Joseph McLellan, praying for liberty to export eight masts from the port of Falmouth, in the county of Cumberland, of twenty inches and downwards, to some French or Spanish port :

Resolved, That the prayer of the petition be granted, and that the naval officer of the port of *Falmouth* be, and he hereby is directed, to clear out said eight masts, any law or resolve to the contrary notwithstanding.

CCIII.

Resolve requesting his Excellency to commission the Hon. *Samuel Osgood, Esq;* as a delegate in Congress. *May 19, 1781.*

Resolved, That his Excellency the Governor be, and he is hereby desired, to grant a commission under the great seal of the Commonwealth, to the Honorable *Samuel Osgood, Esq;* authorizing him to appear and act as a delegate of this Commonwealth in the Congress of the United States, until the first day in *November* next, he having been thereto elected by the joint ballot of the Senate and House of Representatives.

CCIV.

Resolve directing the Treasurer and the committee for loans, to suspend receiving any subscriptions of money till the first Tuesday of the next sitting of the General Court. *May 19, 1781.*

Resolved, That the Treasurer and the committees for receiving subscriptions on the act for supplying the treasury with the sum of *four hundred thousand pounds,* be, and they hereby are directed, to suspend receiving any subscriptions for silver and gold, and any other kind of money, till the first Tuesday of the next sitting of the General Court.

CCV.

Resolve granting to the managers of the lottery for cloathing the army, *five per cent* on the amount of the tickets in each class of said lottery. *May 19, 1781.*

Resolved, That there be granted to the managers of the lottery instituted for the cloathing the *Massachusetts* line of the Continental army, the sum of *five per cent.* on the amount of the tickets in each class, which shall be actually sold, as a compensation for their time and trouble, and for defraying all the charges which may arise in conducting the said lottery, any resolve to the contrary notwithstanding.

CCVI.

Resolve directing a letter from Major *Osgood,* with sundry papers, to be lodged in the hands of the committee for methodizing accounts. *May 19, 1781.*

Resolved, That the letter from Major *Samuel Osgood,* of the 8th instant, with the papers accompanying the same, together with a receipt in said *Osgood's* hands, assigned by *Joseph Noyes,* Issuing-Commissary at *Falmouth,* in the county *Cumberland* for a sum of money received by said *Noyes,* not accounted for, be lodged in the hands of the committee for methodizing the public accounts, till the further orders of the General Court.

CCVII.

A grant of *fifty pounds* in specie and *one hundred pounds,* new emission, to the Honorable *George Partridge* and *Samuel Osgood, Esq's.* *May 19, 1781.*

Whereas by a resolve of the General Court of the 24th of *April* last, a grant was made to *George Partridge* and *Samuel Osgood, Esq's.* of *two hundred pounds* in money of the new emission to each of them, and it is found expedient that they should be furnished with a sum of hard money. Therefore,

Resolved, That the resolve of the 24th of *April* last, be and hereby is annulled, and there be and hereby is granted a sum of *fifty pounds* in specie to each of them, and also a further sum of *one hundred pounds* in the new emission of money to each of them, to enable them to proceed to *Philadelphia,* they to be accountable for the same; and the Governor with advice of Council, is hereby requested to issue his warrant on the Treasurer for said sums in specie, and also for said sums in the new emission money.

from May 1781. to May. 1782.

RESOLVES

OF THE

GENERAL COURT

OF THE

COMMONWEALTH

OF

MASSACHUSETTS,

IN

NEW-ENGLAND;

Begun and held at *Boston*, in the County of *Suffolk*,
on Wednesday the Thirtieth Day of *May*,
Anno Domini, 1781.

BOSTON:

Printed by NATHANIEL WILLIS,

Printer to the Honorable GENERAL COURT.

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THE NEW YORK

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RESOLVES OF THE GENERAL COURT OF THE

Commonwealth of *Massachusetts*,

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday
the Thirtieth Day of *May*, *Anno Domini*, 1781.

His Excellency **JOHN HANCOCK, Esq;**
Governor and Commander in Chief of the Army and Navy, and all the Military
Forces of the Commonwealth, by Sea and Land.

His Honor **THOMAS CUSHING, Esq;** Lieutenant-Governor.

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 Pepperrellboro', Col. J. Scamman
 Lebanon, Mr. Benj. Chadbourn
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 Buxton, Mr. Jacob Bradbury
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 Massabesick,
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County of NANTUCKET.

Sherburne.

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 Mendon, Capt. Benjamin Reed
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 Oxford,
 Charlton, Jacob Davis, Esq;
 Sutton, Amos Singletary, Esq;
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 Spencer, John Bisco, Esq;

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 Shewsbury, Capt. John Maynard
 Lunenburg, Capt. Josiah Stearns
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 Harvard, Josiah Whitney, Esq;
 Dudley, Major William Learned
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 Loominster,
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 Grafton, Ephraim Lyon.
 Peterham, Jonathan Grout, Esq;
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 Harpswell, Capt. Isaac Snow.
 New-Goucester, Windham,
 Scarborough, Deacon Samuel Small
 Pearfontown, Royalborough,
 Gray Raymondtown Bakerstown,
 Sylvaester, Bridgetown,

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Pownaiboro', Georgetown,
 New Castle, Woolwich,
 Topsham Bowdoinham, Boothbay,
 Bristol, Vassaboro', Meduncook,
 Winslow, Waldoboro', Egcomb,
 Pittston, Hallowell, Belisast,
 Warren, St. Georges, Winstrop,
 Thomastown,

County of BERKSHIRE.

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 Gt. Barrington, W. Whiting, Esq;
 Partridgefield,
 Williamstown, Capt. Tompson J.
 (Skinner)
 Windsor, Capt. Devison Robinson
 New-Marlboro',
 Laureboro', Col. Asa Barnes
 Mr. J. J. Hubbill
 Pittsfield, Col. Wm. Williams
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 Stockbridge,
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 Ashwalet-Equivalent,
 Adams, New-Providence,
 Lee, Mr. William Ingersol
 Tauconick-Mountain,
 Samuel Henshaw, Esq; Clerk.

I.

Resignation of the Hon. *Michael Farley*, Esq; as a Major-General of this Commonwealth. June 1, 1781.

O R D E R E D, That the resignation of the Hon. *Michael Farley*, Esq; as a Major-General of this Commonwealth, be and hereby is accepted.

II.

Resolve directing the Treasurer not to exchange old money for new at the loan-office, except for supplying the superintendant for purchases. June 1, 1781.

Resolved, That the Treasurer be directed not to exchange any old Continental bills of credit at the loan-office, for the bills of the new emission, except for the purpose of supplying the Superintendant for the purchases of beef, until the further order of this Court.

III.

Resolve giving day to all acts, resolves, &c. this session, pending in the last session. June 1, 1781.

Resolved, That all acts, papers, and resolves, that had day in the last sessions of the late General Court of this Commonwealth, and were not fully acted upon, have day in the present sessions.

IV.

Resolve directing the Commissary-General to receive of *Alexander Sheppard*, jun. a number of small cannon, and deliver them to the agent. June 1, 1781.

Whereas by a resolve of the General Court, passed October 14, 1776 the Commissary-General was directed, and did lend, to *Alexander Sheppard* jun. ten pieces of small damaged cannon, and four swivel guns, to be used on board a vessel designed to cruize against the enemies of America, the said *Sheppard* to return the same after the first cruize. And whereas said cannon and swivels are now wanted for the public service, therefore,

Resolved, That the Commissary-General be, and he is hereby directed to demand of and receive from *Alexander Sheppard*, jun. the said cannon and swivels, and deliver the same to the agent of this Commonwealth for the public service.

V.

Resolve directing the selectmen of the town of *Marlborough* to support *Daphne*, a negro woman belonging to the estate of *Henry Barnes*, an absentee. June 1, 1781.

On the petition of *Samuel Curtis*, agent for the estate of *Henry Barnes*, late of *Marlborough* in the county of *Middlesex* an absentee, representing, that a negro woman named *Daphne*, belonging to said *Barnes* being aged and infirm, and is in want of support. And whereas so much of said *Barnes*'s estate has been sold and put into the treasury, that the remaining part is insufficient for the purpose of supporting said *Daphne*.

Resolved, That the selectmen of the town of *Marlborough* be, and they are hereby requested, to support said *Daphne* in the most prudent manner, and lay the expence before the committee on accounts for allowance and payment, until the further order of the General Court.

VI.

Resolve directing the agent of this Commonwealth to deliver to Major-General Lincoln such stores as he may chuse, to the amount of *thirty pounds*. June 4, 1781.

Whereas the Hon. Major-General Lincoln at the desire of the Legislature of this Commonwealth, left his home and was engaged in considerable extraordinary expence in the particular service of this State in the course of the last six months, for which service and expence he has made no charge.

Resolved, That the agent of this Commonwealth deliver to the said Major-General Lincoln such stores as he may chuse for his use, not exceeding in the whole at the current price the sum of *thirty pounds* value.

VII.

Resolve directing the committee of supplies, to transmit to the committee for settling with the army, an account of supplies furnished the officers of Col. Brooks's regiment. June 4, 1781.

Resolved, That the amount of cloathing the committee of supplies shall furnish the officers of Col. Brooks's regiment with, agreeable to a resolve of the General Court of the 30th of *April* last, shall be considered as so much paid towards the three months pay of the last year which was promised to be paid in cash.

And the committee of supplies are directed to transmit to the committee for settling with the army an account thereof, that they may be charged to the officers receiving the same.

VIII.

Resolve on the petition of *David Parker*, directing him to notify the town of *Carlisle*, to shew cause, &c. June 4, 1781.

On the petition of David Parker.

Resolved, That the petitioner, *David Parker*, notify the town of *Carlisle*, by serving the clerk thereof with copy of this petition and order thereon, ten days at least before the second Wednesday of the next session of the General Court, that they may shew cause, if any they have, why the prayer thereof should not be granted.

IX.

Resolve on the petition of *Joseph Tucker*, directing the Treasurer to exchange a sum of money of the old emission he has received of the collector of *York*, for the new emission of money. June 5, 1781.

On the petition of *Joseph Tucker*, praying for liberty to exchange a sum of old money he received the 29th of *May* last, from the collector of *York*.

Whereas it appears to this Court, that the petitioner is under orders to proceed to his duty at camp, and that he cannot proceed unless the prayer of his petition is granted.

Therefore Resolved, That the prayer of said petition be granted, and the Treasurer is hereby directed to exchange with said *Tucker* the sum of *eight thousand four hundred pounds*, old emission, as is made to appear he received of the collector aforesaid, on the day aforesaid, taking *forty dollars* of the old emission for one of the new.

X.

Resolve directing the Judges of the Supreme Judicial Court not to make any settlement of the current money, 'till the 23^d of June. June 5, 1781.

The committee of both Houses, appointed to take into consideration and report whether any further instructions are necessary to be given to the Hon. Judges of the Supreme Judicial Court, with respect to their making any alterations in the scale of depreciation; and if so, "what:"

Resolved, That the said Judges be, and they hereby are directed, not to make any further settlement of the value of the current money compared with gold and silver, until the 23^d of this present month, any law or resolve of the General Court notwithstanding.

XI.

Resolve directing the Agent for this Commonwealth to sell at public auction as soon as possible all the prize goods in his possession. June 5, 1781.

Resolved, That the agent for this Commonwealth be, and he is hereby directed, to sell at public auction as soon as possible (after giving suitable notice thereof) all the prize goods in his hands, belonging to this Commonwealth, except such as have been ordered to be reserved for public use, any resolve to the contrary notwithstanding.

And whereas this Commonwealth have made ample provision for calling in the small part which now remains of their proportion of the old Continental bills of credit; and it also being necessary to furnish our army with a sum of hard money, therefore,

Resolved, That the agent aforesaid be, and he is hereby directed, to receive in payment for the said prize goods, one half in specie and the other half in bills of the new emission, and pay the same into the public treasury as heretofore directed. And the treasurer is hereby directed out of said money to discharge the warrant in favor of *Oliver Phelps, Esq;* Superintendent for the purchase of beef; and also the ballance of two warrants in favor of *Ebenezer Wales, Esq;* and *Capt. Amasa Davis,* the committee for procuring stores and cloathing for the army in bills of the new emission, and the hard money with the remainder of the bills of the new emission arising from the said goods, &c. to reserve for the army, agreeable to a former appropriation, to be paid as shall be hereafter directed.

XII.

Resolve directing the committee for settling with the army, to settle with *Philip Marret, John Meinzie, and William Meinzie,* who served as officers in *Col Craft's* late regiment of artillery, the depreciation of their wages. June 6, 1781.

Whereas it appears that Philip Marret, John Meinzie, and William Meinzie, who served as officers in Col. Craft's late regiment of artillery, have not been allowed for the depreciation of their wages, therefore,

Resolved, That the committee for settling with the army be directed, to settle with the said *Philip Marret, John Meinzie, and William Meinzie,* and allow them the depreciation of their wages in the same manner as other officers of the said regiment were made up, charging them with any and all supplies they may have received, over and above their original establishment, any resolve to the contrary notwithstanding.

XIII.

XIII.

Resolve empowering the committee for selling confiscated estates to lease land, where no agents are and not confiscated, until the first day of April next. June 6, 1781.

Whereas representation hath been made to this Court, that several pieces of improved land in this Commonwealth, belonging to estates of absentees, which are not as yet confiscated, are now lying waste by reason that of late there has been no agent thereon, and as the season of the year is now far advanced, it is therefore

Resolved, That the committee for selling confiscated estates, or any one of such committee in the county where such land is now lying waste or not leased, be, and hereby are empowered and directed, as soon as may be to lease such lands or estates not confiscated as aforesaid, until the first day of April next, either by private or public sale, in such way and manner as they shall judge will be most beneficial to said Commonwealth.

XIV.

Resolve appointing a committee on muster rolls. June 6, 1781.

Resolved, That Ezra Sargeant, Esq; with such as the Honorable Senate shall join, be, and they are hereby appointed a committee to examine and pass upon the pay rolls of such troops as are or may be raised in the pay of this Commonwealth, and his Excellency the Governor, with advice of Council, is hereby required to draw warrants for the payment of such rolls as they the committee shall allow, provided that the rolls so passed shall be agreeable to the resolves and orders of the General Court.

XV.

Resolve appointing a committee for stating and methodizing public accounts. June 6, 1781.

Whereas the commission of the committee for stating and methodizing the public accounts has expired.

Resolved, That John Deming, Peter Bowyer, and Stephen Gorham, Esqrs. be, and they are hereby appointed a committee, whose business it shall be to state accounts, and make proper charges of all monies ordered to be paid out of the public treasury, and all articles ordered to be delivered from the public stores or otherwise, to such person or persons in whose favour such orders were given or who receive the same, and to call upon all committees and others who have received public monies or stores, for which they were to be accountable, to adjust and settle their respective accounts; and said committee are hereby directed to keep a fair record of all their transactions, to as to be ready to lay the same before the General Court at any time when thereunto required.

And it is further *Resolved*, That said committee shall from time to time prepare a proper account of all disbursements made by this Commonwealth in favor of the United States, in order that the same may be laid before Congress for a settlement. And that they be allowed a reasonable reward for their services.

XVI.

Resolve on the petition of Col. James Mellen. June 6, 1781.

On the petition of Col. James Mellen, praying that the committee in the settlement of his accounts, may be directed to remit the charges of sundry articles he was charged with from the late Board of War, for the officers in the army, as set forth in his petition:

Resolved,

Resolved, That the prayer of the petition be granted, and that the committee to settle the accounts of the late Board of War, be, and hereby are directed, to remit to Col. *James Mellen* what he was charged by said Board of War in their accounts (*viz.*) one pair of shoes, one and half yard of coating, five yards of linner, five and one quarter yards of stock holland, and two pair of leather breeches, which appears to this Court were stolen, any thing in the resolves and orders of the General Court notwithstanding.

XVII.

Resolve directing the Treasurer to pay *Gillam Taylor* the interest due on two notes given his mother *Elizabeth Taylor*, in 1774, signed by *Harrison Gray*, Esq; then treasurer. June 6, 1781.

Resolved, That the Treasurer be and hereby is empowered and directed, to pay to *Gillam Taylor* the interest due upon two notes given to his mother *Elizabeth Taylor*, in said *Gillam's* behalf, and signed by *Harrison Gray*, Esq; then treasurer, dated April 8, 1774, which interest shall be paid agreeable to the scale of depreciation, and that in future said *Taylor* be allowed at the rate of *six per cent.* for his money, as is paid to other creditors of the State.

XVIII.

Resolve appointing a committee to concur and pay accounts. June 6, 1781.

Resolved, That the Hon. *Jabez Fisher*, *Ephraim Starkweather*, *Benjamin White*, Esqrs. *Lemuel Kollock*, Esq; and Capt. *Henry Higginson* be, and they are hereby appointed a committee whose business shall be to receive, examine and pass upon all accounts (not otherwise ordered) which shall be exhibited to them for allowance for services done in pursuance of any resolve or order of the General Court, provided such accounts be properly vouched and authenticated. And the doings of the said committee agreeably to any vote or resolve of the General Court respecting such accounts, or of any three of the committee, who are hereby constituted a quorum, shall be valid as well during the recess as the sitting of the said Court.

And it is further *Resolved*, That said committee shall keep a particular record, expressing the names of the persons whose accounts they shall allow, the towns to which they belong, for services done, and the sums allowed and paid to them respectively, which record shall be laid before the General Court once in every session for their inspection.

And it is further *Resolved*, That said committee, or any three of them as aforesaid, shall be authorized to pay any such accounts as shall be exhibited to them that appear properly vouched and authenticated as above-mentioned, and shall apply to the General Court from time to time for money for that purpose.

XIX.

Resolve on the petition of *Thomas Merrifield Scaale*. June 8, 1781.

On the petition of *Thomas Merrifield Scaale*, setting forth the lawless conduct of *William Edwards*, in seizing and arresting a shallop (called the *Argyle*) out of the hands of said petitioner, and praying that the property may be restored.

Resolved, That the petitioner serve the adverse party with a copy of said petition with this order of Court thereon, to appear on Monday the eleventh instant, at ten o'clock in the forenoon, at the State-House in *Boston*, to shew cause, if any they have, why the prayer of said petition should not be granted.

XX.

Order of the General Court discharging the Hon. *Stephen Choate*, Esq; of monies received by him for articles sold, belonging to the Light-House on *Thatcher's* island. June 8, 1781.

On the report of the Hon. Stephen Choate, Esq; representing the Light-House on Thatcher's island.

Ordered, That the Hon. *Stephen Choate*, Esq; be discharged of the monies received by him as appears by his receipt, he paying the same (including the State note mentioned in said receipt) and that the Treasurer give a duplicate receipt to be lodged in the Secretary's office.

XXI.

Resolve requesting his Excellency to give order to the keeper of the Powder House in *Salem*, to deliver *Samuel Ward* twelve barrels of gun-powder. June 9, 1781.

On the petition of Samuel Ward.

Resolved, That his Excellency the Governor be requested to give order to the keeper of the Magazine in the town of *Salem*, in the county of *Essex*, to deliver twelve barrels of gun-powder out of said Magazine, to *Samuel Ward* or order, for the reasons set forth in said petition, said *Ward* to return the same quantity unto said Magazine, in one month from the above date.

XXII.

Resolve giving liberty to *Monsieur De Valnais*, Consul of *France*, to occupy the barracks on *Governor's* island, for the sick soldiers and seamen lately arrived from *France*. June 9, 1781.

On the petition of Monsieur De Valnais, Consul of France, praying for the use of the barracks on Governor's-Island, for the better accommodation of a number of sick soldiers and seamen lately arrived from France :

Resolved, That the prayer of said petition be granted, and that *Monsieur De Valnais* have liberty to make use of the barracks on *Governor's-Island* for the purpose mentioned in his petition.

XXIII.

Resolve directing the Treasurer and the committees appointed for the receiving money on loan, to suspend receiving any money till further order. June 11, 1781.

Resolved, That the Treasurer of this Commonwealth, and the committees in the several counties of this Commonwealth, appointed for the receiving money on loan in behalf of government, be, and they are hereby directed, to suspend the receiving any money on loan until the further order of the General Court.

XXIV.

Resolve appointing a committee to meet other committees who may be appointed by the New-England States at *Providence*, to agree upon some regular method of supplying the army. June 12, 1781.

Resolved, That *Justin Ely* and *Oliver Phelps*, Esq's. be, and they hereby are appointed commissioners in behalf of this Commonwealth to repair to *Providence* in the State of *Rhode-Island*, on the 25th day of *June*, inst. to meet such commissioners as may be appointed by said State, *New-Hampshire* and *Connecticut*,

agree upon some regular method of sending on supplies of beef, &c. to the army, during the present year. And his Excellency the Governor is hereby requested to write to the said States of *New-Hampshire, Rhode-Island, and Connecticut*, requesting them to appoint commissioners to meet at said time and place for the purpose aforesaid.

XXV.

Resolve on the petition of *John Magray, of Yarmouth in Nova-Scotia.* June 12, 1781.

On the petition of John Magray, of Yarmouth, in the province of Nova-Scotia, setting forth that his two mast shallop has been seized at Marblehead, that he has been friendly to the American cause and prisoners, praying that said shallop may be restored, and that he may have a permit to go with her to Yarmouth, and return to this market with fish. &c.

Resolved, That the prayer of the petition be so far granted, that it be and hereby is recommended to the Naval Officer at *Marblehead*, to restore said shallop to the said *John Magray*, his paying the charges that may have arisen, and that he have leave to proceed with said shallop, to *Yarmouth in Nova-Scotia*, carrying with him no articles except necessary stores for the voyage, and that he do not return with any effects to this Commonwealth, except he bring with him his family to remain an inhabitant. And the commanders of all armed vessels and others, belonging to this Commonwealth, are hereby directed to suffer said *Magray* to pass with his shallop unmolested. And it is hereby recommended to the commanders of all vessels belonging to the United States, or any of them, to let the said *Magray* pass as aforesaid without hindrance.

XXVI.

Resolve directing the committee of supplies to deliver *Jacob Bradbury* five blankets, for the use of soldiers enlisted in the town of *Buxton.* June 12, 1781.

Resolved, That the committee of supplies be, and hereby are directed, to deliver to *Jacob Bradbury*, Representative of the town of *Buxton*, five blankets for the use of four soldiers enlisted from said town of *Buxton*, and one soldier enlisted from the town of *Pepperrelborough*, for three years.

XXVII.

Resolve on the petition of *William Baldwin*, giving him leave to sell the house and land mentioned. June 12, 1781.

On the petition of William Baldwin, praying for licence to make sale of one-sixth part of an old house and a small piece of land, in the town of Boston, for reasons set forth in his petition:

Resolved, That the prayer of said petition be granted, and that the petitioner be, and hereby is fully empowered, to make sale of one-sixth part of the house and land in his said petition mentioned, for the most the same will fetch in hard money, he observing the rules and direction of the law for the sale of real estates by executors and administrators, and giving sufficient bond to the Judge of Probate for the county of *Suffolk*, that the proceeds of said sale, after deducting the charge of sale, and paying just debts (if any there be) be put on interest for the benefit of the minors, and paid to them as they respectively arrive to lawful age, in such proportion as the law directs.

XXVIII.

XXVIII.

Resolve on the petition of *Thomas Flynt* and *David Corning*, permitting them to go to *Cape-Perfue*. June 13, 1781.

Upon the petition of Thomas Flynt and David Corning, of Cape-Perfue, in the province of Nova-Scotia.

Resolved, That the prayer of the petition be so far granted, as that they have liberty to depart from this Commonwealth with the schooner *Hannab*, for said *Cape-Perfue*, and that they have permission to carry such necessary stores for their families in said vessel as the selectmen of the town of *Salem* may judge expedient.

And it is further *Resolved*, That said vessel with her effects have the permission of this Court to proceed to said *Cape-Perfue*, free from any molestation.

XXIX.

Resolve directing the Superintendants to call upon their respective Agents for all the blankets they have on hand, for each soldier raised in this Commonwealth, and if they have not a sufficiency, to apply to the committee of supplies, and directing said committee to forward blankets to *Springfield*. June 13, 1781.

Whereas by a resolve of December 2d, 1780, the Agents of the several counties who were appointed to receive shirts, shoes, stockings and blankets, were severally directed to supply the Superintendants of their respective counties with a sufficient number of good blankets, to enable them to furnish one to each soldier to be raised for the Continental army; but it being represented to this Court that the said Agents have not a sufficient number of blankets on hand for that purpose: Therefore,

Resolved, That the several Superintendants be, and hereby are directed, forthwith to call upon their respective Agents for all the blankets they may have on hand, and if they have not a sufficient number for the purpose aforesaid, then the several Superintendants are hereby directed immediately to apply to *Ebenezer Wales*, Esq; and *Capt. Amasa Davis*, a committee of supplies, who are hereby directed to supply them respectively with as many blankets as will be sufficient to enable them to furnish each soldier with a good blanket, agreeable to the aforesaid resolution.

And whereas the western counties are at a great distance from said committee, and it will not be convenient for the Superintendants of said counties to apply to them for blankets:

Therefore it is further *Resolved*, That *Ebenezer Wales*, Esq; and *Capt. Amasa Davis*, are hereby directed to cause so many blankets to be transported to *Springfield*, to be delivered to *Col. Sheppard*, or other Continental officer commanding at *Springfield*, as shall enable him to supply each of the new recruits that have not already been supplied with one blanket; and *Col. Sheppard* is hereby directed to deliver one good blanket to each soldier that is engaged for three years or during the war, that may be received by him, who shall produce a certificate from the Superintendant of the county where he was raised, that he hath not been already supplied therewith; the said *Sheppard*, or other Continental officer commanding at *Springfield*, taking the soldier's receipt for the same, and to be accountable.

XXX.

A grant of three hundred sixteen pounds sixteen shillings, to *Elisha Porter*, Esq; for the use of forty-four men in *Col. Sheldon's* regiment, belonging to this State's quota of the Continental army. June 14, 1781.

On the petition of Joshua King,

Resolved, That there be paid out of the treasury of this Commonwealth to
Elisha

Elisba Porter, Esq; three hundred and sixteen pounds sixteen shillings, in hard money, to be paid to the forty-four men in Col. Sheldon's regiment of light dragoons, belonging to this State's quota of the Continental army at Northampton, or elsewhere, taking their receipts for the same, the said Elisba Porter to observe the directions given to the committee for paying the gratuity to the army of the Massachusetts line, by a resolve of the 27th of January last, the said Elisba Porter, Esq; to be accountable for said money.

XXXI.

Resolve directing the agent of this Commonwealth to deliver sundry articles to Capt. John Brown, captured in the brig Little-Porga. June 14, 1781.

On the petition of John Brown, late master of the prize brigantine Little Porga, praying for a bed and bedstead, a set of china, and a cask of earthen ware, being part of his property on board said brig before her capture.

Resolved, That the prayer of said petition be granted, and that the agent for this Commonwealth be, and hereby is directed, to deliver this Commonwealth's proportion of the aforesaid articles, to the said John Browne, agreeable to his request.

XXXII.

Resolve directing the Superintendent of purchases and his agents, to receive no more money from any town or plantation for the purchase of beef. June 14, 1781.

Whereas the time limited for the several towns and plantations in this Commonwealth to pay money to the superintendent of purchases or his agents, in lieu of beef at a certain given rate, expired on the thirteenth of May last, and as it is represented to this Court that divers towns are still endeavouring to crowd in their money upon the superintendent or his agents at the former given rate, to the great injury of this Commonwealth.

Therefore Resolved, That the superintendent of purchases and his agents, be, and hereby are directed, to receive no more money from any town or plantation, unless the same be sufficient in his judgment to purchase the beef set upon such town or plantation respectively, and charges arising thereby.

XXXIII.

Resolve on the memorial of his Honor Thomas Cushing, Esq; for cancelling a warrant on the treasury for a sum of money, dated the 10th of March last; to discharge a debt due to Jonathan Williams, for disbursements on the ship Mars. June 11, 1781.

On the memorial of his Honor Thomas Cushing, Esq;

Resolved, That Caleb Davis, Esq; agent for this Commonwealth, be, and he is hereby directed, to make sale of sundry articles now lying at Providence, in the State of Rhode-Island, except provisions, being the property of this Commonwealth, and purchase bills of exchange upon the best terms he can, and pay the same into the hands of his Honor Thomas Cushing, Esq; chairman of the committee on foreign affairs, for him to discharge a debt due to Mr. Jonathan Williams, for disbursements on the ship Mars, and for monies advanced to Jonathan Loring Austin, Esq; equal to the sum of eighteen hundred and thirty pounds money, of the new emission: His Honor having received a warrant on the Treasurer of this State for said sum, for the purpose aforesaid, on the tenth day of March last, which sum he could not receive from the treasury by reason of other pressing demands for the exigences of government.

D

Resolved

Resolved, That the said *Cushing* return the said warrant to the Governor and Council, and they be, and hereby are desired to cancel the same.

XXXIV.

Resolve on the petition of *Thomas Merrifield Sceale*, allowing him to prosecute for the recovery of the boat mentioned. June 14, 1781.

On the petition of Thomas Merrifield Sceale, praying for the restoration of a boat lately taken from him and sold as a prize by Williams, Edwards, and others.

Resolved, That said *Sceale* be, and hereby is allowed to prosecute for the recovery of said boat, agreeable to the laws of this Commonwealth.

XXXV.

A grant of three pounds fifteen shillings to Capt. *Alexander Hodgdon*. June 15, 1781.

On the petition of Capt. Alexander Hodgdon.

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of three pounds fifteen shillings of the new emission of money, in full for the services mentioned in his petition, and that the same sum be charged to the account of the United States.

XXXVI.

Resolve on the petition of *Benjamin White*. June 15, 1781.

On the petition of Benjamin White.

Resolved, That the agents for selling confiscated estates of absentees for the county of *Bristol*, be, and they are hereby directed, to pay to *Benjamin White*, fifty-two pounds fourteen shillings and two pence, being the ballance due to him from *Thomas Hutchinson, jun. Esq;* as adjusted May 1775, part of whose estate was sold and the monies now in the hands of the aforesaid committee. Also the further sum of fourteen shillings and two pence, cost of Court, which was allowed by the inferior Court of the county of *Suffolk*, in October 1776, any law or resolve to the contrary notwithstanding.

XXXVII.

Resolve for forwarding a quantity of military stores to *Claverack*, and appointing a committee to procure oxen and waggons to transport the same. June 15, 1781.

Resolved, That his Excellency the Governor be requested to give order for the delivery of two thirteen-inch mortars, four cannon, twenty-four pounders each, and four cannon, eighteen pounders, with their carriages, and one hundred barrels of gun powder, from the magazine in *Boston*, to Col. *Hatch, D. Q. M. G.* to be forwarded to *Claverack* as soon as possible, agreeable to his Excellency General *Washington's* letter; the four twenty-four pounders to be taken from the fort in *Boston*, the four eighteen-pounders from the Castle, with their carriages; the twenty-four pounders to be replaced with eighteen pounders from the Castle, and the carriages for them to be completed as soon as may be by the committee for fortification.

Resolved, That it be recommended to *Nathaniel Appleton, Esq;* commissioner of loans, to pay into the hands of Col. *Hatch, D. Q. M. G.* the sum of five thousand pounds of the new emission belonging to the United States, for the purpose of defraying part of the expences of transporting sundry military stores on to *Claverack*,

ack, agreeably to the letters aforesaid and others upon the same subject, and in case the said recommendation does not meet with the approbation of Congress, this State will replace the same.

Resolved, That *Gilbert Dench, Abner Ellis, Samuel Kollock, Timothy Robinson and Wareham Parks, Esq.* be a committee to furnish *one hundred and seventy* yoke of oxen, and *thirty two* carts or waggons, and *seventy* teamsters with *twenty four* pair of cart wheels, for the purpose of transporting the artillery and ordnance stores aforesaid to *Claveruck*, on the best terms they can, and agreeable to such orders as they shall from time to time receive from the Governor, with the advice of Council. And the Governor, with the advice of Council, is hereby requested to issue his warrant in favour of said committee, for such sums of money as they shall from time to time stand in need of, to accomplish said business, they the said committee being accountable for the expenditure of the same.

And be it further *Resolved*, That in case said committee judge necessary, they are hereby empowered to impress as many teams or teamsters, or carriages, as they shall judge necessary, effectually to accomplish said business; and the selectmen and committees of the several towns in this Commonwealth are hereby required to be aiding and assisting said committee in the business aforesaid.

CXVIII.

Resolve for compleating this Commonwealth's quota of the Continental army, agreeable to a resolve of the 2d December, 1780. June 16, 1781.

WHEREAS it is now absolutely necessary that the whole number of men required of the several towns and plantations in this Commonwealth, by a resolve of the General Court of the 2d of December last, as their proportion of this State's quota of the Continental army, should be immediately compleated:

It is *Resolved*, That the several towns and plantations within this State, which have not already complied with the requisition aforesaid, be called on immediately to comply with said requisition, by raising the full number of men therein assigned them, and causing them to be mustered and delivered to the Superintendant, on or before the 30th day of *June* instant; and that in case of failure herein, the commanding officer of each company, or in any town or company where there are no militia officers, the Selectmen of each town, or the Committee of each plantation (as the case may be) within forty-eight hours after the expiration of the said 30th day of *June*, proceed to draught so many men as the said towns or plantations respectively are deficient, from the delinquent classes in said towns or plantations; or where the inhabitants of any town or plantation may not be classed, that in such case the commanding officer, Selectmen or Committees aforesaid (as the case may be) proceed to draught as aforesaid, from the train-band and alarm-list, as many men as the said town or plantation may be deficient, to do duty in the Continental army for three years, from the first day of *July* next, unless sooner discharged, unless such delinquent town, plantation or class, shall, previous to the expiration of the forty-eight hours aforesaid, procure the number of men required of them to do duty in the Continental army till the first day of *January* next.

And it is also *Resolved*, That such delinquent towns, plantations and classes, as shall procure the number of men required of them respectively, to do duty as aforesaid till the said 1st day of *January* next, instead of procuring them for three years, agreeable to the said requisition of the 22d of *December* last, be held to keep up the full number of men required of them by said requisition, by draught or otherwise, without further charge to the Commonwealth, than if the said men had been enlisted for three years.

And it is also *Resolved*, That the men procured as aforesaid, to do duty 'till the first of *January* next, be held in service 'till others are procured and accepted in their room.

And it is further *Resolved*, That each man draughted as aforesaid, be held as a soldier, unless he shall, within 48 hours after the time of his being draughted, procure some able-bodied effective man in his room.

And it is also *Resolved*, That whatever sum or sums any person or persons, who may be draughted as aforesaid, shall give to procure a soldier or soldiers, in his or their room, be averaged by the assessors of the several towns respectively, and assessed in due proportions on the town, plantation or class, for which such person or persons shall be draughted. And in case any person, after being draughted as aforesaid, shall voluntarily enlist, or at his own cost and charge procure an able-bodied effective man, to enlist for three years or during the war, such person shall be entitled to receive from the town, plantation or class (as the case may be) for which he may be draughted, the average price which shall appear to have been given as a bounty to the men that are or shall be raised, agreeable to the said requisition of 2d of *December* last, with twenty-five per cent. added thereto.

And it is further *Resolved*, That if any militia officer, selectmen, or committees, shall neglect or refuse to comply with the duties by these resolves enjoined them, such officer, selectmen or committee (as the case may be) shall be subject to a fine for each man that the said town, plantation or company (as the case may be) shall be deficient, equal to what shall appear to be the average price given as a bounty to such soldiers as are raised agreeable to the said requisition of the 2d *December* last, together with fifty per cent. added thereto. And where there are any of that denomination of christians called quakers, the militia officers, selectmen and committees (as the case may be) shall proceed with them agreeably to the directions of an act, entitled "An act for forming and regulating the militia within the Commonwealth of *Massachusetts*, and for repealing all the laws heretofore made for that purpose."

And lest doubts should arise with respect to the persons intended in these resolves by militia officers:

It is *Resolved*, That such officers as have been elected agreeable to the militia act of this Commonwealth, and have declared their acceptance thereof, although they may not as yet have been commissioned agreeable to the constitution, be, and they hereby are authorized and required, to perform all the duties by these resolutions enjoined on the officers of the militia.

And that the men by these resolves proposed to be raised may be sent forward to the army with all possible expedition:

It is further *Resolved*, That the Militia Officers, Selectmen, and Committees aforesaid (as the case may be) be, and they hereby are required, to cause the men procured as aforesaid, to be mustered and delivered to the Superintendants of their respective counties, within seven days after they shall have engaged in the service.

And in order as much as possible to expedite the filling up the Continental army, and removing so far as may be every embarrassment thereto:

It is further *Resolved*, That from and after the 20th day of *June* instant, the several towns, plantations and classes respectively, be, and they hereby are authorized and allowed, to hire the men by these resolves required of them, in any other towns, plantations or classes within this State, who have raised the men required of them by the resolution of the second of *December* last, or until the first of *January* next, agreeable to this resolve, any thing in any former acts or resolves of the General Court to the contrary notwithstanding.

It is also *Resolved*, That the Superintendants of the several counties in this State be, and they hereby are ordered and directed, on or before the 15th day of *July* next, to make all such returns to the Secretary's office, of the men by these resolutions proposed to be raised, as by former resolves for raising this State's quota of the Continental army are enjoined on them.

XXXIX.

Resolve directing the Treasurer to pay the three months wages to the officers and men of the *Massachusetts* line of the army, half in specie and half in bills of the new emission. *June 16, 1781.*

Resolved, That the Treasurer of this Commonwealth be, and he hereby is ordered and directed, to pay out of that part of the money arising from the sales of prizes which has been appropriated for that purpose, the three months wages promised by this State, to the officers and soldiers of the *Massachusetts* line of the army, now in actual service; the one half thereof in silver and gold, and the other half thereof, in paper bills of the new emission, at the nominal value of said bills, the real value of said bills to be ascertained, and the ballance due to them on that account, to be paid them as soon as may be.

XL.

Resolve for raising five hundred men for the defence of *Rhode-Island*, from the several counties in this Commonwealth, and making an establishment for said troops. *June 16, 1781.*

WHEREAS it is of great consequence that provision be made for the defence and security of *Rhode-Island*, and the fleet in the harbour of *Newport*.

Therefore *Resolved*, That five hundred men be immediately raised in this Commonwealth, and directed to march, on or before the twenty-fifth day of this instant, *June*, to *Rhode-Island*, there to serve under the command of Brigadier General de *Choisy*, or such other officer as may command at that post, for the term of *five months* from their arrival in camp, unless they shall be sooner discharged.

Resolved, That the Brigadier or Commanding Officer of the county of *Suffolk*, detach from the brigade under his command, one Captain, two Subalterns, and seventy-five non-commissioned officers and privates; that the Brigadier or Commanding Officer of the county of *Essex*, detach from the brigade under his command, one Captain, two Subalterns, and eighty-eight non-commissioned officers and privates; that the Brigadier or Commanding Officer of the county of *Middlesex*, detach from the brigade under his command, one Captain, two Subalterns, and eighty-one non-commissioned officers and privates; that the Brigadier or Commanding Officer of the county of *Plymouth*, detach from the brigade under his command, one Captain, two Subalterns, and sixty three non-commissioned officers and privates; that the Brigadier or Commanding officer of the county of *Worcester*, detach from the brigade under his command, one Capt. two Subalterns and one hundred and six non-commissioned officers and privates; that the Brigadier or Commanding Officer of the county of *Bristol*, detach from the brigade under his command, one Captain, one Second Lieutenant, and fifty-six non-commissioned officers and privates; that the Brigadier or commanding officer of the county of *Barnstable*, detach from the brigade under his command, one first Lieutenant and thirty-one non-commissioned officers and privates; the detachments from each brigade to make a company, excepting those from the brigades of the counties of *Bristol* and *Barnstable*, which are to compose but one company. And the said companies to be formed into one regiment, to be under the command of such Colonel, Lieutenant-Colonel, and Major, as his Excellency the Governor, with the advice of Council shall appoint.

Resolved, That the Selectmen of those towns in which there are no militia officers, shall receive and execute the orders of the Commanding Officers of the brigade or regiment to which their respective towns belong, in the same manner as if they themselves were commissioned officers.

Resolved, That every town in the counties out of which the aforesaid detachments are to be made, neglecting to furnish on or before the 25th day of this instant, *June*, its quota of men

as required by the brigadier or commanding officer of the county to which such deficient towns belong, shall for such neglect incur the penalty of *fifteen pounds* in specie or an equivalent in bills of new emission for each man, which sums shall be assessed upon such deficient towns in the next State tax, and paid into the treasury for the use of the Commonwealth.

Resolved, That the commanding officer of each regiment belonging to the counties aforesaid, shall muster the men detached as aforesaid from his regiment, and return into the Secretary's office on or before the 15th day of *July* next, under oath, a perfect list of the aforesaid detachments specifying the name, age, size, complexion, town and company from whence detached, which may be mustered by him, as also of the whole number of men ordered to be raised in his regiment, and the particular number each town and company belonging to his regiment were directed to procure.

Further *Resolved*, That each man so detached shall provide for himself a good firelock, bayonet, cartridge-box, haversack and blanket, and all such other accoutrements as the militia law of this Commonwealth requires soldiers to be furnished with.

And whereas in the present state of the militia, doubts may arise who are to be considered as officers for carrying this resolve into execution. Therefore

Resolved, That in all cases where officers shall have been elected and accepted their offices agreeable to the present constitution of this Commonwealth at the time for carrying this resolve into execution, such officers shall officiate for that purpose although they may not have received their commissions, and in all other cases the officers appointed under the former constitution shall officiate for the purpose aforesaid.

Resolved, That the detachment aforesaid be paid in Specie or bills of the new emission equivalent, agreeable to the following establishment, viz.

Colonel, - - -	£ 22 10s. per month,	Surgeon, - - -	£ 18 s. per month,
Lieut. Colonel, -	18	Surgeon's Mate, -	12
Major, - - -	15	Sergeant, - - -	3
Captain, - - -	12	Drummer and Fifer, 2	4
1st Lieutenant, -	8	Corporal, - - -	2 4
2d. Lieutenant, -	8	Private, - - -	2

Resolved, That the officers who shall be appointed to command the detachment aforesaid be directed to procure a Surgeon and Surgeon's mate for the same.

It is further *Resolved*, That the Brigadiers or Commanding Officers may detach others than Militia Officers who have held commissions of equal rank where it may be for the good of the service. And that his Excellency the Governor be requested to commission such upon application made to him for that purpose.

Resolved, That the Selectmen of the several towns or committees of the several plantations in the counties aforesaid, where the men shall be raised, shall by the first day of *September* next; make a true return into the Secretary's office of all such hire or bounties as shall be advanced by the respective towns or by any inhabitants thereof for the purpose of providing the men as aforesaid which return shall be made under oath, and accompanied with receipts from the soldiers, specifying the sums they have respectively received and the whole amount of all such sums so returned, shall be granted in addition to the then next State tax, which shall be granted for defraying the expences of government, which whole amount aforesaid shall be divided by the whole number of men raised in all the counties aforesaid, and the quotients shall be the sum each town shall be credited in the said tax, for each man that they shall have so raised and marched agreeable to the directions of these resolves.

Resolved, That the aforesaid troops shall be allowed the same subsistence as the troops in the Continental army.

XLI.

Resolve empowering the Treasurer to deliver Capt. *John Walton* the depreciation notes, and pay such other money as may be due to *Samuel Hill*, of *Cambridge*, a soldier enlisted during the war. *June 18, 1781.*

Whereas it appears it this Court, that Capt. *John Walton* was possessed of an order from *Samuel Hill*, of *Cambridge*, who by a certificate appears to be a soldier in the third *Massachusetts* regiment, during the war, empowering the said *Walton* to receive his depreciation

depreciation notes, and other monies that may be due to him for past services from this Commonwealth, as by said order, dated the 8th day of April, 1781, doth appear :

Therefore Resolved, That the Treasurer of this Commonwealth be, and hereby is empowered, to deliver said notes, and pay such other money to said Capt. John Walton, as may appear due agreeable to the said order, any resolve of this Court to the contrary notwithstanding.

XLII.

Resolve requesting the Governor to write to his Excellency General Washington, that the General Court expect a return of the cannon, mortars and powder, as soon as the present campaign is over. June 18, 1781.

Whereas a resolve passed the 15th instant, requesting his Excellency the Governor to give order for the delivery of four cannon, twenty-four pounders, and four cannon, eighteen pounders, and two thirteen inch mortars, from the Castle and Fort-Hill, and one hundred barrels of gun-powder, agreeable to a request of his Excellency General Washington.

Resolved, That his Excellency the Governor be requested to write to his Excellency General Washington, that the General Court expect the return of the thirteen inch mortars, cannon and powder, lent from the Castle and Fort-Hill, and delivered into the hands of Col. Hatch, D. Q. M. G. as soon as the campaign is over, as nothing but the importance of the object of the ensuing campaign would have induced the General Court to a compliance of the request of General Washington.

XLIII.

Form of an execution to be made use of by the superintendants of purchases, against delinquent towns, for not complying with the requisitions for beef.

Resolved, That whenever the superintendant for purchasing beef shall have occasion to issue his execution against any delinquent town or plantation for neglect in complying with the requisitions for beef he shall make use of the following form of execution (*mutatis mutandis*) and that a sufficient number be printed and sent to him for that purpose. viz.

COMMONWEALTH of Massachusetts.

Hampshire, ff. } To the Sheriff of our county of _____ his under
 } Sheriff or Deputy---Greeting.

Whereas the town of _____ in said county of _____ have neglected to furnish the quantity of _____ pounds of beef for the supply of the army, according to a requisition of the General Court of the day of _____ or to pay a sufficient sum of money to purchase the same, to the superintendant for purchasing beef or his agents duly authorized for that purpose, or in any other way complied with the requisition aforesaid.

WE command you therefore, that of the goods or chattles of the Treasurer of the said town of _____ or some principal inhabitant or inhabitants of the same town, to be by him or them shewn unto you or found within your precinct; you cause to be made and satisfied unto me or some one of my agents duly authorized therefor, the quantity of beef aforesaid or a sufficient sum of silver money or paper money of the new emission to purchase the same, and also your own fees, and _____ for this execution, and for want of goods or chattles of the said Treasurer, or some principal inhabitant or inhabitants of said town of _____ to be by him or them shewn unto you or found within your precinct, to satisfy the quantity of beef aforesaid, or money sufficient to purchase the same as aforesaid.

aforeaid, together with the body or bodies of the said Treasurer or some principal inhabitant or inhabitants of the said town of _____ and him or them commit unto our goal in _____ in said county of _____ and we command the keeper of our said goal to receive the body or bodies of said Treasurer or some principal inhabitant or inhabitants of said town of _____ and him or them safely keep in our said goal until he or they pay to me, or some one of my agents duly authorised therefor, the quantity of beef aforeaid, or money as aforeaid, sufficient to purchase the same, with costs, or until he or they shall be otherwise discharged by due course of law-----hereof you may not fail, but of this writ you are to do execution within ten days after you shall receive the same, and make due return hereof with your doings thereon unto myself forthwith after the expiration of ten days aforeaid.

Given under my hand and seal at *Granville*, in the county of *Hampshire*, aforeaid, the _____ day of _____ In the Year of our LORD, One Thousand Seven Hundred and Eighty-One.

O. P. Superintendant.

XLIV.

Resolve directing the treasurer to suspend his executions against the deficient constables or collectors of *Dukes-County*. June 19, 1781.

Resolved, That the Treasurer be and hereby is directed, to suspend his executions against the deficient constables or collectors of *Dukes County*, till the further order of the General Court.

XLV.

Resolve directing the Treasurer to receive of *Elisha Porter*, Esq. *five hundred and eighty-six pounds eight shillings and a penny*. June 19, 1781.

On the petition of *Elisha Porter*, Esq;

Resolved, That the Treasurer of this Commonwealth receive of *Elisha Porter*, Esq; the ballance of *five hundred eighty-six pounds eight shillings and a penny*, in his hands, due to this Commonwealth.

XLVI.

Resolve directing *Elisha Porter*, Esq; to pay the gratuity ordered the 11th instant, to forty-four men in Col. *Sheldon's* regiment of light dragoons, to *Jeshua King*, Lieutenant in said regiment. June 19, 1781.

Resolved, That *three hundred and sixteen pounds sixteen shillings*, hard money, ordered to be paid to *Elisha Porter*, Esq; by a resolve of the 11th instant, for the purpose of paying a gratuity to forty-four men in Col. *Sheldon's* regiment of light dragoons, be paid by said *Porter*, to *Joshua King*, Lieutenant in said regiment, who is now going on to join his corps, removed from *Northampton* to camp.

Resolved, That said *King* be accountable for the sum aforeaid; and that he take duplicate receipts from each person to whom he shall pay his proportion of said gratuity, which receipts shall be attested by the commanding officer of said regiment of dragoons, one of which to be transmitted and lodged in the Secretary's office of this Commonwealth, as soon as may be.

XLVII.

A grant of *seven thousand pounds* in specie and in the new emission, to *Oliver Phelps*, Esq; superintendant of purchases, or to *Timothy Robinson*, Esq. June 19, 1781.

Resolved

Resolved, That there be paid out of the treasury, to *Oliver Phelps*, Esq; super-^{£3000 h}intendant of purchases, or to *Timothy Robinson*, Esq; the sum of *three thousand* ^{money} pounds in specie, *one thousand pounds* of which to be paid by the Treasurer to said *Phelps* or *Robinson*, and *two thousand pounds* to be paid them by the Treasurer's ^{£4000} orders on constables and collectors in the counties of *Worcester*, *Hampshire* and *Berkshire*, who have not paid in their hard money tax, and the further sum of *four thousand pounds* in money of the new emission, for the purpose of purchasing beef for the army. And the said *Phelps* to be accountable for the same. And his Excellency the Governor is requested to grant his warrant on the Treasurer for said sums.

XLVIII.

Resolve on the petition of *Lois Brimsmaid*, empowering her to sell *one hundred pounds* worth of the real estate of her late husband mentioned. June 19, 1781.

On the petition of *Lois Brimsmaid*, praying for licence to make sale of *one hundred pounds* worth of her late husband *Abraham Brimsmaid's* real estate, for payment of his just debts, &c.

Resolved, That the prayer of said petition be granted, and that the petitioner be, and she is hereby empowered to make sale of *one hundred pounds* worth of said real estate, where, in her opinion, will be least prejudicial to the whole, for the most the same will fetch in hard money; and make and execute a good and lawful deed or deeds thereof, to the purchaser or purchasers thereof, she observing the rules and directions of the law for the sale of real estates by executors and administrators, she first giving bond to the Judge of Probate for the county of *Berkshire*, that the proceeds of said sale shall be applied for the purpose in her petition mentioned.

XLIX.

Resolve on the petition of *Jonathan Webb*, directing the committee of supplies to deliver him *undry* articles. June 20, 1781.

On the petition of *Jonathan Webb*, praying that he may have an order on the State's store, for *two pair of stockings*, *two handkerchiefs*, *one pair of shoes*, and *linnen* sufficient for *three shirts*, for reasons set forth in his petition.

Resolved, That the prayer of the petition be granted, and that *Ebenezer Wales*, and *Amasa Davis*, Esq's. committee of supplies, be directed to deliver to the petitioner the several above-mentioned articles, he being accountable for the same.

L.

Resolve permitting *Charity Ware*, to go in the cartel to *Halifax*, and not to return. June 20, 1781.

Resolved, That *Charity Ware* be permitted to go to *Nova-Scotia* in the cartel, now in the harbour of *Boston*, and to take with her the effects belonging to her, the effects and letters which she may carry with her being first inspected by the committee of the town of *Boston*. And shall not return again into this Commonwealth.

LI.

A grant of *thirty-eight pounds two shillings and six pence*, to *John Kenkpot*, an Indian instructor to the Indian children in *Stockbridge*. June 20, 1781.

Whereas *John Kenkpot*, an Indian instructor, employed near six months as a school master amongst the Indian children in *Stockbridge*, and by reason of the company in

England, for the propagation of the Gospel in New-England, having protested the bills of exchange drawn by their commissioners in this Commonwealth, the said John is to this day unpaid for his service; and as the said John is become poor, and the said commissioners have not wherewith to pay him: And the said John also having been in the town of Boston for some days soliciting help from this Court, and not having wherewith to pay his expences, as set forth in his second petition:

Therefore Resolved, That the prayer of the petition be granted, and that the Treasurer of this Commonwealth be, and he hereby is directed, to pay unto *John Kenkpot*, in full for his services, as set forth in his petition of June 7, 1781, the sum of twenty-eight pounds two shillings and six pence, money of the new emission, and the further sum of ten pounds, like money, for the purpose set forth in his petition of the 19th instant.

LII.

Resolve on the petition of *James Allen*, discharging him from the purchase of a lot of land in *Holden*, and directing the committee for selling absentees estates to sell said lot again. June 20, 1781.

On the petition of *James Allen*:

Resolved, That the prayer thereof be granted, and that he be, and he is hereby discharged, from the purchase of a lot of land in *Holden*, which was part of the estate of *William Brattle*, Esq; late of *Cambridge*, an absentee, on condition the said *Allen* shall receive from the committee for selling the estates of absentees, in discharge of the debt due to him from said estate, the same money which said committee have and shall receive for the other sales made of said *Brattle's* land, at the same exchange at which they received it, and also shall pay such cost as has arisen on the sale of the lot above-mentioned; and on performance of these conditions, the committee aforesaid are hereby directed to sell said lot again, for the most it will fetch, at public auction, after giving timely notice thereof in *Willis's Independent Chronicle*, and in the *Worcester news-paper*.

LIII.

Resolve directing the committee to revise the laws, to take into consideration the laws for the due observation of the Lord's-day, and to prepare a bill for preventing drunkenness and other atrocious vices. June 20, 1781.

Whereas the public liberty, independence and happiness, depend upon the disseminating among the people a just regard and reverence for the Deity, the promoting of virtuous principles and manners, and the suppression, and, as far as possible, extinguishing all vice: Therefore,

Resolved, That the committee appointed to revise the laws of this Commonwealth, take into their immediate consideration such of said laws as have been enacted for the due observation of the Lord's day---the preventing or punishing profane cursing and swearing---the suppressing of idleness, luxury, extravagancy, dissipation, gaming, lewdness, and other enormous practices, and for the general reformation of manners, and report, as soon as may be, such amendments and alterations therein, as they may judge to be necessary or expedient.

And inasmuch as drunkenness and the intemperate use of spirituous liquors inebriates the bodies and enervates the minds of men---shortens life---lessens the quantity of labour in the Commonwealth---tends to promote every other vice---extinguishes the moral sense, and is in the most striking manner disgraceful to human nature: Therefore,

Resolved, That the said committee prepare a bill, as soon as may be, for effectually preventing or punishing so atrocious a vice, and for lessening the number of, and better regulating taverns and other licenc'd houses within this Commonwealth.

LIV.

Resolve directing the commissioners on the estate of *Nathaniel Ray Thomas*, an absentee, to allow to *Sarah Thomas*, wife of the said *Nathaniel*, the foot of her account. June 20, 1781.

On the memorial of William Turner and others, commissioners on the estate of Nathaniel Ray Thomas, an absentee, praying for direction relative to their allowing Sarah Thomas's account :

Resolved, That said commissioners be, and they are hereby directed, to allow to *Sarah Thomas*, wife of said *Nathaniel Ray Thomas*, the foot of her account, amounting to *one hundred and thirty-six pounds eighteen shillings and eight pence*, lawful silver money, being debts she paid to a number of persons soon after her husband's departure, contracted by him previous to his departure, provided it shall appear to said commissioners that said debts would have been exhibited and allowed to the several creditors, if she had not paid them.

LV.

A grant of *twenty pounds* to the committee on accounts, to pay *Ebenezer Prout*, an assistant to said committee. June 21, 1781.

Resolved, That there be paid to the committee on accounts, for the use of *Ebenezer Prout*, out of the public treasury, the sum of *twenty pounds*, of the new emission, in part of his wages as an assistant to the committee on accounts, out of the first monies the Treasurer shall receive, for which there is no appropriation.

LVI.

Resolve allowing the county Treasurer's account for the county of *York*. June 21, 1781.

Whereas it appears upon examination of the Treasurer's accounts for the county of York, that all the monies granted and allowed by the Court of General Sessions of the Peace for said county, from April 1780 to April 1781, was for such purposes and appropriations as the law empowered said Court to grant :

Therefore *Resolved*, That the said accounts be accepted and allowed.

LVII.

Resolve directing the committee for settling with the army, to make up the depreciation to *Col. Gridley*, as an engineer, agreeable to a resolve of Congress. June 21, 1781.

Resolved, That the committee for settling with the army be, and they are hereby directed, to make up the depreciation to *Col. Richard Gridley*, as engineer, at *sixty dollars* per month, from the time of his appointment to the first day of *January*, 1781, in like manner with other officers in Continental service, and charge the same to the United States, agreeable to a resolve of Congress of the 26th of *February* last, for the said purpose, and certify the same to the Governor and Council, for the completion of the same.

LVIII.

Resolve directing the committee of supplies to furnish *William Frost*, commissary of issues to *General Patterson's* brigade, with articles of cloathing. June 21, 1781.

On the petition of William Frost, commissary of issues to General Patterson's brigade, praying for a suit of cloaths and six months pay :

Resolved, That the prayer of the petition be so far granted, that he be furnished with a suit of cloaths, equal to a Captain of the line, and that *Ebenezer Wales* and *Capt. Amasa Davis*, committee of supplies, be, and they hereby are directed, to deliver the same, he being accountable for the goods so delivered.

LIX.

LIX.

Resolve for procuring certain articles for the *Massachusetts* line of the army, and making provision for the transportation of the same. June 21, 1781.

Whereas divers articles are immediately wanted for the use of the Commonwealth, which cannot be conveniently procured unless upon loan:

I therefore *Resolved*, That the several resolves of the General Court, suspending the receipts of loans on the supply-bill till the further orders of the General Court, so far as the same relate to the receiving specific articles and governmental securities, be, and hereby are repealed and declared to be null and void, and that Mr. *Charles Miller*, agent of this Commonwealth for purchasing rum &c. be and hereby is directed without loss of time, to apply to such person or persons as are or may be possessed of that article, and willing to lend the same, for a quantity of rum on loan, not exceeding 74 363 gallons in the whole; and that the said agent be directed to send forward to the Continental army for their use, monthly, for the space of six months a quantity of rum, not less than 12000 gallons for each month, he to receive such allowance therefor as the General Court, upon a review of the business by him performed, shall think reasonable and just.

And it is further *Resolved*, That the agent aforesaid be, and hereby is directed to procure on loan as aforesaid, a quantity of salt, not exceeding 9500 bushels in the whole, and send forward to *Claverack*, for the use of the Continental army, 300 bushels monthly, at least, till the further order of the General Court.

It is further *Resolved*, That *Ebenezer Wales* Esq. and Capt *Amasa Davis* committee of small stores, be directed, immediately to comply with a former resolution, directing to send forward, for the use of the troops belonging to the *Massachusetts* line of the Continental army, 2000 hunting shirts, and 2000 overalls, being the quantity of those articles now in their hands, and that they be directed to procure a like quantity of said articles of cloathing, and send them as aforesaid, as soon as may be.

It is further *Resolved*, That *Oliver Phelps*, Esq; superintendant of the purchases of beef, be, and hereby is directed, forthwith to collect and send forward to *Claverack*, all the salted provisions belonging to this Commonwealth, which now are in the county of *Berkshire*, and also at *Springfield* except such quantity at the latter place as may be necessary for the marching parties.

Whereas it is indispensably necessary that the several articles aforesaid should, without loss of time be conveyed to camp: Therefore *Resolved*, That the superintendant, agent, and committee aforesaid, be, and hereby are severally and respectively authorized and empowered, to impress the teams necessary for transporting said articles, if they cannot otherwise be immediately obtained.

And to enable them to pay for the transportation of the said articles, and other purposes: *Resolved*, That the Treasurer of this Commonwealth be, and hereby is directed, to issue certificates to the amount of fourteen thousand pounds in specie, in the form following:

GO MONWE LTH OF MASSACHUSETTS.

1781.

This certifies that there is due to the possessor of this certificate, Spanish milled Dollars, which shall be paid him out of the public treasury of this Commonwealth, in silver or gold, or the value thereof in bills of credit current within this Commonwealth, within one year from the date hereof, according to the real, usual and current exchange; and this certificate shall be received at the treasury in payment of the tax granted by the General Court in May last, as equal to the same sum in silver and gold.

H. G. Treasurer.

E. W. } Committee.

And it is further *Resolved*. That the said certificates shall be signed by the Treasurer of this Commonwealth, and by *Thomas Walley*, Esq; who is hereby appointed a committee for that purpose. And that the Treasurer of this Commonwealth, and the several collectors of said tax within the same, be, and hereby are directed and required, to receive said certificates towards payment of said tax, as equal to the same nominal sum in silver or gold. And it is further *Resolved*, That there be allowed and paid out of the public treasury, in said certificates, the sum of two thousand pounds to the said superintendant, the sum of ten thousand pounds to the said agent, the sum of one thousand pounds to said committee, to enable them severally to comply with the directions given them respectively in this resolve, they to be severally accountable for such sums at they may respectively receive, and lay their accounts before the General Court, as soon as may be, for examination and allowance.

Whereas Col Jabez Hatch, Deputy Quarter-Master-General, is directed immediately to send to the Continental army, a quantity of cloathing belonging to the United States, with which direction, as it is represented, he is unable to comply for want of money to pay for the transportation: Therefore *Resolved*, That there be allowed and paid out of the public treasury, in said certificates, the sum of one thousand pounds, to the said Col *Jabez Hatch*, to enable him to pay for the transportation of said cloathing, he to be accountable for such sums as he may receive in consequence of this resolve, and repay the same as soon as may be, or produce a receipt from the Continental Treasurer, specifying the reception of such sum, sit of the requisition from Congress on this Commonwealth, for the year 1781.

Resolve

LXIII.

Resolve requiring the severall towns in this Commonwealth to furnish provisions for the *Massachusetts* line of the army. June 22, 1781.

WHEREAS the supplies of beef hitherto made by the severall towns and plantations in this Commonwealth, for the purpose of furnishing our army with that article, are found to be insufficient; and without a further punctual and adequate supply, our brethren who are now hazarding their lives for our defence, must soon be obliged to quit the field, and leave the country to the merciless ravages of our enemies. And whereas the Commander in Chief of the army hath represented, in the most pressing terms, the necessity of an immediate supply of provisions, to enable him to carry on the operations of the present campaign with vigour, and, by the blessing of Heaven, with success:

Be it therefore *Resolved*, That the inhabitants of the severall towns and plantations in this Commonwealth be, and they are hereby required, to furnish the quantity of live beef, including hides and tallow, set to such towns and plantations respectively, as is in the schedule hereunto annexed, or such sums of money as in the judgement of the superintendant shall enable him to purchase the same; in the manner following *viz.* One sixth part of such towns or plantations quota of said beef, agreeable to said schedule, shall be delivered to *Oliver Phelps, Esq;* the superintendant for the purchase of beef, or such agents or deputies as he may appoint for that purpose, on or before the 10th day of *July*; one sixth part on or before the 1th day of *August*; one sixth part on or before the 10th day of *September*; one sixth part on or before the 10th day of *October*; one sixth part on or before the 10th day of *November*; and the remaining sixth part on or before the 10th day of *December* next. And the said superintendant is hereby authorized, empowered and directed, to appoint so many persons to be his agents or deputies within the severall counties in this Commonwealth, for receiving and forwarding said beef, as he may judge necessary, and give them all proper directions relative to the supplies required by these resolves; and said agents or deputies are hereby required to observe and obey all such instructions as shall from time to time be given them by said superintendant; duplicate receipts shall be given for any beef delivered as aforesaid, expressing the weight of the beef for which such receipts shall be given. And in every case in which such superintendant, his agents or deputies and the person or persons appointed by any town or plantations on their behalf to furnish the supplies required by these resolutions, cannot agree upon the weight of the beef delivered the same shall be estimated by such other person or persons as the said superintendant, his agents or deputies and the person or persons appointed aforesaid, shall mutually choose, one of which receipts shall be transmitted to the Secretary's office as soon as possible.

And whereas from the local situation of some towns and plantations in this Commonwealth, it will be very inconvenient, if not impossible, for them to furnish their first or second months requisition in such season as to answer the present demands of the army, it is strongly recommended to those towns and plantations as lay more contiguous to the army, to furnish their whole requisition, before the severall periods as mentioned in these resolves, if the superintendant should find it necessary; and any such town or plantation, furnishing the beef in this manner, shall be allowed so much per cent on the beef, as the superintendant shall think just and equitable.

And it is further *Resolved*, That on receipt hereof, the Selectmen of the severall towns and committees of plantations in the annexed schedule, be, and hereby are required, immediately to call together the legal voters in their respective towns or plantations, and lay these resolutions before them, to the intent that proper measures may be immediately pursued to carry these resolutions into full and unequivocal effect; and it is earnestly recommended to those who are possessed of the supplies required or have ability to obtain them, to shew their good wishes for the support of our army by advancing voluntarily for that purpose, and thereby prevent any delay in the execution of these resolves.

And it is further *Resolved*, That if any town or plantation, mentioned in said schedule, shall not fully comply with the foregoing resolutions, the superintendant shall have full power and authority to issue his execution monthly against the treasurer or some other principal inhabitant or inhabitants in any such delinquent town or plantation, directed to the sheriff, his under sheriff or deputies of the county, in which such delinquent town or plantations may be, for such a quantity of beef as such town or plantation may be deficient, as required by these resolves, together with the necessary charges arising thereby; and if there be any surplussage of money remaining in said superintendant's hands, after he has purchased said beef he shall return it to the person or persons on whom such execution may be levied, and the sheriff or his deputies shall levy the execution within ten days after he shall receive the same, and make immediate return thereof.

And

And it is further Resolved, That the Assessors of such delinquent towns or plantations, shall assess without delay upon the several inhabitants of such town or plantation, who are deficient in paying their individual proportions of these requisitions, the full sum of money levied on any person or persons within such town or plantations, by the superintendant agreeably to these resolves, together with all cost and charges arising by such execution being levied and all such damages as in the judgment of said assessors, such person or persons may have sustained by having such execution levied on him or them — And the assessors shall deliver the assessments to the collectors or constables of their towns respectively, who are hereby directed and empowered to levy and collect the same as other town taxes, and pay it into the hands of the town treasurer for the benefit of the person or persons upon whom execution was levied. And any constable or collectors neglecting to levy, collect and pay the same into the hands of the town treasurer, for the space of ten days after the said assessment is delivered him by the assessors, he shall suffer the same penalties as is provided for a neglect in collecting and paying town taxes. And the assessors shall give the constable or collector a warrant to levy and collect as in other town taxes.

And it is further Resolved, That where any town or plantation shall furnish a greater quantity of beef than their proportion required by these resolves, the superintendant, his agents or deputies receiving the same, shall pay for such overplus at the current value of the beef, in the county where the same may be delivered.

Resolved, That each town or plantation shall deliver the cattle by them supplied, in such place in the county in which such town or plantation lies, as the superintendant, his agent or deputy appointed to receive the same, shall order, or in such other place as the superintendant, his agent or deputy, and the said town or plantation may mutually agree upon.

And it is further Resolved, That if any town or plantation in said schedule mentioned, shall appear upon the settlement of the next valuation to have paid more than their proportion of beef ordered by these resolves, they shall be allowed the full value of the beef so overpaid, in the next tax after the valuation is settled.

And it is further Resolved, That where any towns, districts, persons or lands have been set off from any other towns since the taking of the valuation in the year 1778, and not included in these resolves, in every such case such towns, districts, persons or lands so set off, shall be assessed their proportion of the beef aforesaid, by those towns from which they have been so set off.

And it is further Resolved, That each of the superintendants, agents, or deputies, shall take an oath, previous to the executing their offices, in the following form, viz.

Y O U, A. B. being appointed superintendant for the purchase of beef, or agent of the superintendant for the purchase of beef (as the case may be) do solemnly swear, that you will diligently exert yourself to obtain and forward punctually the supplies of beef which you are directed to collect; that you will not receive any beef for the army but such as is well fattened for the season; that you will faithfully endeavour punctually to obey such orders as you shall receive from the General Court, or from the General Court and superintendant, as the case may be, respecting your office; and that you will in all respects discharge the duties of it to the best of your abilities.

County of Suffolk.		County of Essex.			
	Wt. of Beef.		Wt. of Beef.		
Boston	104616	Bellingham	3329	Andover	21950
Roxbury	15768	Hull	172	Beverly	15753
Dorchester	11794	Walpole	6150	Rowley	11709
Milton	8242	Chelsea	4516	Salisbury	9004
Braintree	18544	Franklin	7258	Haverhill	13314
Weymouth	6034	Foxborough	5515	Gloucester	16784
Hingham	10523	Total	284847	Topsfield	6688
Cohasset	4089			Almsbury	8217
Dedham	19020			Br. dford	8525
Medfield	6657			Met. uen	6957
Wrentham	9129			Boxford	6996
Brookline	6374			Wenham	3613
Needham	7813			Manchester	3557
Stoughton	12363			Middleton	5158
Stoughtonham	5714			Total	301125
Medway	7227				

County

RESOLVES, June, 1781.

<i>County of Middlesex.</i>		Wt. of Beef.		<i>County of Mansfield.</i>	
	Wt. of Beef.		Wt. of Beef.		Wt. of Beef.
Cambridge	14551	Montague	2853	Mansfield	4460
Charlestown	4755	Northfield	4386	Attleborough	11094
Watertown	6614	Brimfield	5969	Dighton	6174
Woburn	9938	South-Brimfield	3537	Freetown	6930
Concord	9136	Monton	4105	Rainham	4755
Newton	8702	Pelham	4239	Easton	5186
Reading	9866	Greenwich	3923	Berkley	3337
Marlborough	11422	Blanford	4730		
Billerica	7608	Buckland	614	Total	118431
Framingham	8845	Leverett	1679	<i>County of Barnstable.</i>	
Lexington	6157	Graniille	7282	Barnstable	12295
Chelmsford	7275	New-Salem	4846	Sandwich	8814
Sherburne	4612	Belchertown	5047	Yarmouth	7998
Sudbury and } East-udbury }	12299	Colerain	3075	Chatham	3059
Malden	5673	Ware	2463	Truro	2915
Weston	6285	Warwick	3366	Eastham	5742
Medford	7428	Bernardstown	2663	Harwich	6616
Littleton	5737	Murrayfield	3044	Wellfleet	2868
Hopkinton	5768	Charlemont	1841	Falmouth	6182
Westford	6609	Ashfield	3383	Total	56489
Waltham	5706	Worthington	3178	<i>County of Worcester.</i>	
Stow	5278	Shutesbury & Ervinshire	2512	Worcester	13980
Groton	8845	Chesterfield	4106	Lancatter & Sterling	15058
Shirley	3455	Southwick	2448	Mendon	6752
Pepperrell	5403	West-Springfield	11474	Brookfield	14740
Townsend	4120	Ludlow	1743	Oxford	4565
Ashby	2187	Norwich	1245	Charlton	6980
Stoneham	2116	Merryfield	1157	Sutton	13884
Natick	3186	Plantation No. 5	2057	Leicester	3624
Dracut	5592	Welthampton	1489	Spencer	5706
Bedford	4319	Plantation No. 7	1251	Paxton	3104
Holliston	5135	Chesterfield-Gore	1000	Rutland	6562
Tukesbury	4357	Palmer	3859	Cakham	2710
Acton	4802	Total	199888	Barre	783
Dunstable	4460	<i>County of Plymouth.</i>		Hubbardston	2710
Lincoln	4470	Plymouth	10311	New-Braintree	5231
Wilmington	3614	Scituate	14932	Southborough	5140
Total	236305	Duxborough	4905	Westborough	5382
<i>County of Hampshire</i>		Marshfield	6102	Northborough	3518
Springfield	11422	Bridgewater	25106	Shrewsbury	9986
Wobraham	6585	Abington	6302	Lunenburg	6657
Northampton	9009	Hanover	4660	Uxbridge	6323
Southampton	4012	Middleborough	20524	Harvard	7084
Hadley	5526	Rochester	9215	Dudley	4564
South-Hadley	2760	Plympton	7553	Bolton	6704
Amherst	5642	Pembroke	816	Upton	2948
Granby	2949	Kingston	4485	Sturbridge	6562
Hatfield	5334	Halifax	3147	Leominster	5706
Whately	2325	Wareham	2748	Hardwick	7608
Williamsburgh	2820	Total	128527	Holden	3804
Westfield	8541	<i>County of Bristol.</i>		Wern	4850
Deerfield	6225	Taunton	15111	Douglafs	2900
Greeneld	3840	Rehoboth	17379	Grafton	5253
Shelburne	4255	Swansey	9295	Petersham	5296
Conway	5213	Dartmouth	27942	Royalston	3432
Sunderland	2568	Norton	6768	Westminster	5087
				Athol	4089

RESOLVES, June, 1781.

Wt. of Beef:		Wt. of Beef:		Wt. of Beef:	
Templeton	5087	Sylvestertown	191	New-Marlborough	4555
Princeton	3899	Corham	4763	Sheffield	9389
Ashburnham	2473	Windham	2067	Mount-Washington	
Winchendon	2758	New-Glocester	299	Lanesborough	8134
Northbridge	1902	Pearlontown	1584	Richmond	4493
Fitchburgh	3804	Raymondston	381	Hancock	3028
Ward	2227	Royalborough	910	New-Providence	
Milford	4375	Gray	1021	Williamstown	5429
		Bridgetown	143	Great-Barrington	6895
Total	254217	Total	53809	New-Ashford	1346
County of York.		County of Lincoln.		Egremont	2742
York	11855	Pownalborough	5614	Alford	1504
Kittery	12862	Woolwich	2177	Tyringham	3653
Wells	10461	Bouthay	3699	Windfor	3486
Berwick	16039	Wintrop	2856	Louden	1252
Arundell	4517	Idgecombe	1766	Lenox	4612
Biddford	4898	Georgetown	6933	Becket	2368
Malbeseek	139	Topam	3216	Pittsfield	7443
Pepperrellborough	4565	Bristol	3884	Partridgefield	234
Lebanon	233	Winlow	1917	Washington	2552
Fryburgh	2853	Hallowell	2583	Adams	7061
Sandford	2543	Thomaston	1409	Lee	2812
Bowfield	382	St. Georges	1237	Ashawelet-Equivalent	1427
Buxton	3614	Newcastle	2758	West-Stockbridge	2748
Little-Falls	666	Bowdoinham	1104	Total	98832
Coxhall	1189	Vassalborough	3014	County of Dukes-County.	
Limerick	382	Waldoborough	2603	Chilmark	5056
Total	80938	Pittstown	2789	Edgerton	4691
County of Cumberland		Warren	1409	Tisbury	4018
Falmouth	5796	Medumcook	959	Total	13765
Cape-Elizabeth	5611	Belfast	388	County of Nantucket.	
North-Yarmouth	9010	Total	52375	Sherburne	20976
Scarborough	7393	County of Berkshire.			
Brunswick	4470	Stockbridge	4874		
Harpwell	3329	Sandisfield	4714		
Bakerstown	191				
SUFFOLK					284847
ESSEX					301125
MIDDLESEX					236305
HAMPSHIRE					199888
PLYMOUTH					128527
BRISTOL					118431
BARNSTABLE					56489
WORCESTER					254217
YORK					80938
CUMBERLAND					53809
LINCOLN					52375
BERKSHIRE					98832
DUKES-COUNTY					13765
NANTUCKET					20976
Total.					1900497

LXIV.

Resolve for collecting cloathing for this Commonwealth's quota of the Continental army, from the several towns in this Commonwealth, and appointing persons to receive the same. June 22, 1781:

WHEREAS it is necessary for the support of the army, and for rendering the situation of our brethren in the field comfortable, that the good people of this Commonwealth should seasonably be called upon to furnish a quantity of cloathing for that purpose:

Resolved, That the selectmen of each town in this Commonwealth be, and they are hereby required and directed, to collect from the inhabitants of their towns respectively, or otherwise procure, on or before the 20th day of September next, eight thousand shirts, eight thousand pair of stockings, eight thousand pair of shoes, and four thousand blankets, as set and affixed to their respective towns in the following schedule, and required by this resolve. And that the selectmen of each town shall, on or before the first day of October next, cause the laid articles to be transported to such place or places, in the counties to which they respectively belong, as the agent to be appointed for the several counties shall order.

And it is further *Resolved*, That the following persons be, and they are hereby appointed to receive (in the counties whereof they are inhabitants) the articles aforesaid, when collected, *viz.*

<i>Suffolk</i> ,	Mr. Abner Ellis,	<i>Bristol</i> ,	George Goafrey, Esq;
<i>Essex</i> ,	Col. Israel Hutchinson.	<i>York</i> ,	Capt. Joseph Sewall.
<i>Middlesex</i> ,	Ephraim Wood, Esq;	<i>Berkshire</i> ,	William Walker, Esq;
<i>Worcester</i> ,	Col. Seth Washburn.	<i>Cumberland</i> ,	John Lewis Esq;
<i>Plymouth</i> ,	Mr. David Kingman.	<i>Hampshire</i> ,	Thomas Williston, Esq;
<i>Barnstable</i> ,	Mr. Shearjashub Bourne,	<i>Lincoln</i> ,	Dummer Sewall, Esq;

And that laid agents in the counties of *Suffolk, Essex, Middlesex, Plymouth, Barnstable, Bristol, York, Cumberland* and *Lincoln*, upon receiving such articles be, and they are hereby directed, to transport and deliver said articles at such place in the town of *Boston*, as *Ebenezer Wales*, Esq; and *Capt. Amasa Davis*, the committee appointed for purchasing and forwarding small stores for this State's quota of the Continental army, shall order. And the selectmen of the several towns in the counties of *Dukes-County* and *Nantucket* shall deliver the laid articles to the agent for the county of *Barnstable*, to be by him transported to *Boston*, as aforesaid. And the agents for the counties of *Worcester, Hampshire* and *Berkshire* be, and they hereby are directed, to transport said articles to such place in the town of *Springfield* as said committee shall order; the aforesaid articles to be under the care and direction of said committee. And the said agents for the several counties aforesaid are directed to make out and lodge in the Secretary's office, on or before the 1st day of *December* next, a true and perfect account of the articles which they shall so receive, with the names of the selectmen who procured them, and also of the names of those selectmen who shall be delinquent.

And it is further *Resolved*, That the blankets be large and well filled; the shirts linnen, or cotton and linnen, and well whitened; also, that the stockings be white.

Resolved, That if the selectmen of any town shall neglect to make return of their doings to the agent of their county, pursuant to these resolves, such selectmen shall be liable to pay a fine of *twenty pounds* in specie, to the use of this Commonwealth, to be recovered by action of debt, at the suit of such persons as the General Court of this Commonwealth shall appoint to make the same; and in those plantations where there are no selectmen, the committees are hereby directed and enjoined to do the business by these resolves required of the selectmen, and shall be liable to the same penalties for neglect, and in every respect accountable for their conduct in the same manner.

And it is further *Resolved*, That if any town shall be so regardless of their duty and interest, as to neglect or refuse to procure the articles required by the selectmen and committees aforesaid, in consequence of these resolves, such town shall forfeit and pay the value of the articles so deficient, with twenty-five per cent. added for such neglect, which sum shall be added to such towns proportion of the next State tax; and if any agent appointed for the purpose aforesaid, shall neglect to make return as aforesaid, on or before the 1st day of *December* next, he shall be liable to pay a fine, to the use of this Commonwealth, of *twenty pounds* in specie, to be recovered by action of debt, at the suit of such persons as the General Court shall appoint to make the same.

Resolved, That the selectmen of each town be, and hereby are empowered, to draw money out of the treasuries of their respective towns, to enable them to procure the cloathing required of such towns, they to be accountable for the same. And in case there is not money sufficient in such town treasuries for that purpose, the assessors of such town or towns are required, if need be, to assess the freeholders and other inhabitants thereof, for so much money in specie as said selectmen shall certify to be necessary for such purpose, said assessments to be made by the same rule as the last State tax was made.

And it is further *Resolved*, That the respective agents be, and they are hereby appointed, inspectors of all the cloathing which they may collect, taking care to receive none but such as are good and suitable; and that the said inspectors shall be under oath to a faithful discharge of their duty; and that the account of their whole time and expence in collecting and transporting said articles to the aforesaid committee, to be exhibited to the committee on accounts for allowance and payment; and said committee are hereby directed to pay the same, provided said accounts shall appear to be just and reasonable.

And it is further *Resolved*, That said agents be, and they are hereby directed, to take duplicate receipts of said committee for the articles delivered to them, one of which to be lodged in the Secretary's office.

And it is further *Resolved*, That where any towns, districts, persons or lands, have been set off from any other towns since the last valuation was taken, and not included in these resolves, in every such case such districts, towns, persons and lands so set off, shall be assessed their proportion of the articles aforesaid by those towns from which they have been set off.

And it is further *Resolved*, That the selectmen be directed to keep an account of their services and expences in procuring and transporting said cloathing, and of the prices at which they charge the same, and lay said accounts before the committee on accounts for allowance and payment.

And the selectmen when they shall have received such sums, shall pay the same to those persons who have supplied them with the shirts, stockings, shoes and blankets aforesaid.

RESOLVES, June, 1781.

County of SUFFOLK.

Town.	No. Shirts, Pairs Stockings & Shoes.		No. Blankets.	
Boston	four hundred forty	440	two hundred twenty	220
Roxbury	sixty-six	66	thirty-three	33
Dorchester	fifty	50	twenty five	25
Milton	thirty-five	35	seventeen	17
Braintree	seventy-eight	78	thirty-nine	39
Weymouth	thirty-eight	38	nineteen	19
Hingham	forty-four	44	twenty-two	22
Cohasset	seventeen	17	nine	9
Dedham	eighty	80	forty	40
Medfield	twenty-eight	28	fourteen	14
Wrentham	thirty-nine	39	nineteen	19
Brookline	twenty-seven	27	thirteen	13
Needham	thirty-three	33	sixteen	16
Stoughton	fifty-two	52	twenty-seven	27
Stoughtonham	twenty-four	24	twelve	12
Medway	thirty	30	fifteen	15
Bellingham	fourteen	14	seven	7
Hull	five	5	three	3
Walpole	twenty-six	26	thirteen	13
Chelsea	nineteen	19	ten	10
Franklin	thirty	30	fifteen	15
Foxborough	twenty-three	23	twelve	12
Total.	twelve hundred	1200	six hundred	600

County of ESSEX.

Salem	one hundred sixty-two	162	eighty-one	81
Danvers	sixty-one	61	thirty-one	31
Ipswich	one hundred six	106	fifty-three	53
Newbury	ninety-eight	98	forty-nine	49
Newbury-Port	one hundred eight	108	fifty-four	54
Marblehead	one hundred two	102	fifty-one	51
Lynn	forty-eight	48	twenty-four	24
Andover	ninety-one	91	forty five	45
Beverly	sixty-six	66	thirty-three	33
Rowley	forty-nine	49	twenty-five	25
Salisbury	thirty-eight	38	nineteen	19
Haverhill	fifty-six	56	twenty eight	28
Gloucester	seventy-one	71	thirty-five	35
Topsfield	twenty-eight	28	fourteen	14
Amisbury	thirty-five	35	seventeen	17
Bradford	thirty-six	36	eighteen	18
Wenham	fifteen	15	eight	8
Manchester	fifteen	15	seven	7
Methuen	twenty-nine	29	fifteen	15
Boxford	thirty-one	31	fifteen	15
Middleton	twenty-two	22	eleven	11
Total.	twelve hundred sixty-seven	1267	six hundred thirty-four	634

County of MIDDLESEX.

Cambridge	sixty-one	61	thirty-one	31
Charlestown	twenty	20	ten	10
Watertown	twenty-eight	28	fourteen	14
Woburn	forty-two	42	twenty-one	21
Concord	thirty-eight	38	nineteen	19
Newton	thirty-seven	37	eighteen	18
Reading	forty-two	42	twenty-one	21
Marlborough	forty-eight	48	twenty-four	24
Billerica	thirty-two	32	sixteen	16
Framingham	thirty-seven	37	nineteen	19
Lexington	twenty-six	26	thirteen	13
			Chemlsford	13

RESOLVES, June, 1781.

	No. Shirts	Pairs Stocking	Shoes		No. Blankets
Chelmsford	thirty-one		31	fifteen	15
Sherburne	nineteen		19	ten	10
Sudbury	fifty-two		52	twenty-six	26
Malden	twenty-four		24	twelve	12
Welfon	twenty six		26	thirteen	13
Medford	thirty one		31	fifteen	15
Littleton	twenty-four		24	twelve	12
Hopkinton	twenty-four		24	twelve	12
Westford	twenty-eight		28	fourteen	14
Waltham	twenty four		24	twelve	12
Stow	twenty-two		22	eleven	11
Groton	thirty seven		37	nineteen	19
Shirley	fourteen		14	seven	7
Pepperell	twenty-two		22	eleven	11
Townsend	seventeen		17	nine	9
Ashby	nine		9	four	4
Stoneham	nine		9	four	4
Wilmington	fifteen		15	eight	8
Natick	fourteen		14	seven	7
Dracut	twenty four		24	twelve	12
Bedford	eighteen		18	nine	9
Holliston	twenty two		22	eleven	11
Tokisbury	eighteen		18	nine	9
Ashen	twenty		20	ten	10
Dunstable	nineteen		19	nine	9
Liacola	nineteen		19	nine	9
Total:	nine hundred ninety-three		993	Total.	four hundred ninety-six

County of HAMPSHIRE.

Springfield	forty-eight	48	twenty-four	14
Wellspringfield	forty eight	48	twenty four	24
Woburn	twenty eight	28	fourteen	14
New Hampton	thirty-eight	38	nineteen	19
Scituate	seven	7	eight	8
Haley	twenty three	23	twelve	12
South Hadley	twelve	12	six	6
Andover	twenty-four	24	twelve	12
Groby	twelve	12	six	6
Hartfield	twenty-three	23	eleven	11
Whately	ten	10	five	5
Windsorburg	twelve	12	six	6
Webster	thirty six	36	eighteen	18
Dorchester	twenty-six	26	thirteen	13
Greenfield	sixteen	16	eight	8
Southbarre	eighteen	18	nine	9
Cooway	twenty	20	ten	10
Sunderland	eleven	11	five	5
Merrimack	twelve	12	six	6
Newfield	nineteen	19	nine	9
Brimfield	twenty five	25	thirteen	13
South Brimfield	fifteen	15	eight	8
Mason	seventeen	17	nine	9
Pelham	eighteen	18	nine	9
Greenwich	eighteen	18	nine	9
Barnard	twenty	20	ten	10
Pelham	sixteen	16	eight	8
Canville	thirty-one	31	fifteen	15
New Salem	twenty	20	ten	10
Belchertown	twenty-one	21	eleven	11
Colrain	thirteen	13	six	6
Ware	ten	10	seven	7
Warwick	fourteen	14	seven	7
Bernardston	eleven	11	six	6
Murrayfield	thirteen	13	six	6
Charlton	seven	7	four	4
Ashfield	fourteen	14	seven	7
Worthington	thirteen	13	seven	7
Shutesbury & Lyverehire	eleven	11	five	5
Chatterfield	nineteen	19	nine	9

Southwick

RESOLVES, *June, 1781.*

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<i>Towns.</i>	<i>No. Shirts, Pairs Shoes & Stockings.</i>			<i>No. Blankets.</i>	
Southwick	ten	10	five		5
Norwich	five	5	three		3
Ludlow	seven	7	four		4
Leveret	seven	7	four		4
Westhampton	six	6	three		3
Merryfield	five	5	two		2
Cumington	nine	9	four		4
Suffield Buckland	three	3	one		1
Total	eight hundred thirty-one	831	Total.	four hundred fifteen	415

County of PLYMOUTH.

Plymouth	forty-three	43	twenty-two		22
Scituate	sixty-three	63	thirty-two		32
Duxbury	twenty-one	21	ten		10
Marshfield	twenty-six	26	thirteen		13
Bridgewater	one hundred and six	106	fifty-three		53
Middleboro'	eighty-six	86	forty-three		43
Rocheſter	thirty-nine	39	nineteen		19
Plympton	thirty-two	32	ſixteen		16
Pembroke	thirty-five	35	eighteen		18
Kingſton	nineteen	19	nine		9
Abington	twenty-seven	27	thirteen		13
Hanover	twenty	20	ten		10
Halifax	thirteen	13	ſeven		7
Wareham	twelve	12	ſix		6
Total	five hundred forty-two	542	Total.	two hundred ſeventy-one	271

County of BARNSTABLE.

Barnſtable	fifty-two	52	twenty-ſix		26
Sandwich	thirty-ſeven	37	nineteen		19
Yarmouth	thirty-four	34	ſeventeen		17
Eastham	twenty-four	24	twelve		12
Wellfleet	twelve	12	ſix		6
Chatham	thirteen	13	ſix		6
Harwich	twenty-eight	28	fourteen		14
Falmouth	twenty-ſix	26	thirteen		13
Truro	twelve	12	ſix		6
Total	two hundred thirty-eight	238	Total.	one hundred nineteen	119

County of BRISTOL.

Taunton	ſixty-four	64	thirty-two		32
Rehoboth	ſeventy-three	73	thirty-ſeven		37
Swanſey	thirty-nine	39	twenty		20
Dartmouth	one hund. ſeventeen	117	fifty-eight		58
Norton	twenty-eight	28	fourteen		14
Mansfield	nineteen	19	nine		9
Attleboro'	forty-ſix	46	twenty-three		23
Dighton	twenty-ſix	26	thirteen		13
Freetown	twenty-nine	29	ſixteen		15
Raynham	twenty	20	ten		10
Easton	twenty-two	22	eleven		11
Berkley	fourteen	14	ſeven		7
Total	four hundred ninety-ſeven	497	Total.	two hundred forty-nine.	249

County of YORK.

York	fifty	50	twenty-five		25
Kittery	ſifty-four	54	twenty-ſeven		27
Wells	forty-four	44	twenty-two		22
Berwick	ſixty-ſeven	67	thirty-four		34
Arundel	nineteen	19	nine		9
Buddſford	twenty-one	21	ten		10

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Pepperrellborough

Towns.	No. Shirts,	Pairs Shoes	& Stockings.	No. Books.
Pepperellborough	nineteen	19	ten	
Lebanon	eleven	11	six	
Sanford	eleven	11	five	
Buxton	fifteen	15	eight	
Fryeburgh	twelve	12	six	
Coxhall	five	5	two	
Massabeseck	six	6	three	
Limerick	two	2	one	
Brownfield	two	2	one	
Littlefalls	two	2	one	
Total.	three hundred forty	340	Total. one hundred seventy	

County of DUKES-COUNTY.

Edgartown	twenty	20	ten	
Chilmark	twenty-one	21	eleven	
Tisbury	seventeen	17	eight	
Total.	fifty-eight	58	Total. twenty-nine	

County of NANTUCKET.

Sherburne	eighty-eight	88	forty-four	
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County of WORCESTER.

Worcester	fifty-nine	59	twenty-nine	
Lancaster	sixty-four	64	thirty-two	
Mendon	forty-seven	47	twenty-three	
Brookfield	sixty-two	62	thirty-one	
Oxford	nineteen	19	ten	
Charlton	thirty	30	fifteen	
Sutton	fifty-eight	58	twenty-nine	
Leicester	sixteen	16	eight	
Spencer	twenty-four	24	twelve	
Paxton	sixteen	16	eight	
Rutland	twenty-eight	28	fourteen	
Oakham	eleven	11	six	
Hubbardston	eleven	11	five	
Southborough	twenty-two	22	eleven	
Westborough	twenty-three	23	eleven	
Northborough	fifteen	15	seven	
Shrewsbury	forty-two	42	twenty-one	
Lunenburg	twenty-eight	28	fourteen	
Fitchburgh	sixteen	16	eight	
Uxbridge	twenty-six	26	thirteen	
Harvard	thirty	30	fifteen	
Dudley	nineteen	19	ten	
Barre	thirty-three	33	seventeen	
Bolton	twenty-eight	28	fourteen	
Upton	twelve	12	six	
Sturbridge	twenty-eight	28	fourteen	
Leominster	twenty-four	24	twelve	
Hardwich	thirty-two	32	sixteen	
Western	twenty	20	ten	
Holden	sixteen	16	eight	
Douglafs	twelve	12	six	
Grafton	twenty-two	22	eleven	
Petersham	twenty-five	25	twelve	
Royalston	fourteen	14	seven	
Westminster	twenty-two	22	eleven	
Athol	seventeen	17	nine	
Templeton	twenty-one	21	eleven	
Princeton	sixteen	16	eight	
Ashburnham	ten	10	five	
Winchendon	twelve	12	six	
Northbridge	eight	8	four	
Ward	nine	9	five	
New-Braintree	twenty-two	22	eleven	
Total	one thousand and sixty nine	1069	Total five hundred and thirty five	535

County of CUMBERLAND.

Towns.	No. Shirts.	Pairs Stockings	& Shoes,	No. Banks.
Falmouth	forty-one	41	twenty-one	21
N. Yarmouth	thirty-eight	38	nineteen	19
Scarborough	thirty-one	31	sixteen	16
Brunswick	nineteen	19	ten	10
Gorham	twenty	20	ten	10
Harpwell	fourteen	14	seven	7
Windham	nine	9	four	4
Cape-Elizabeth	twenty-four	24	twelve	12
New-Gloucester	twelve	12	six	6
Gray	four	4	two	2
Leasfentown	seven	7	three	3
Royalburgh	four	4	two	2
Raymondstown	two	2	one	1
Bakerstown	one	1		
Sylvestertown	one	1		
Total	two hundred twenty-seven	227	Total. one hundred thirteen	113

County of LINCOLN.

Pownalborough	twenty-four	24	twelve	12
Georgetown	twenty-nine	29	fifteen	15
Woolwich	nine	9	five	5
New-Castle	twelve	12	six	6
Topsham	fourteen	14	seven	7
Boothbay	fifteen	15	eight	8
Bristol	sixteen	16	eight	8
Bowdoinham	five	5	two	2
Hallowell	eleven	11	five	5
Vassalborough	twelve	12	six	6
Winthrop	twelve	12	six	6
Winslow	eight	8	four	4
Edgecomb	seven	7	three	3
Belfast	two	2	one	1
Warren	six	6	three	3
Waldoborough	eleven	11	six	6
Thomastown	six	6	three	3
Pittston	twelve	12	six	6
Medumcook	four	4	two	2
St. George's	five	5	two	2
Total.	two hundred twenty	220	Total. one hundred ten	110

County of BERKSHIRE.

Sheffield	thirty-nine	39	twenty	20
Great-Barrington	twenty-nine	29	fourteen	14
Stockbridge	twenty	20	ten	10
Pittsfield	thirty-two	32	sixteen	16
New-Marlborough	nineteen	19	ten	10
Egremont	twelve	12	six	6
Richmond	nineteen	19	nine	9
Lenox	twenty	20	ten	10
Tyrringham	sixteen	16	eight	8
Lancashire	thirty-four	34	seventeen	17
Sandisfield	twenty	20	ten	10
Williamstown	twenty-three	23	eleven	11
Becket	ten	10	five	5
Windfor	fifteen	15	seven	7
Partridgefield	ten	10	five	5
West-Stockbridge	twelve	12	six	6
Loudon	five	5	three	3
Alford	six	6	three	3
Hancock	nineteen	19	ten	10
Washington	eleven	11	five	5
Adams	thirty	30	fifteen	15
Lee	twelve	12	six	6
New-Ashford	six	6	three	3
Ashuelot Equival.	six	6	three	3
Plantation No. 7	five	5	three	3
Total	four hundred thirty	430	Total two hundred fifteen	215

Counties.	Shirts, Pairs Stockings & Shoes in each County.	Blankets in each County.	
SUFFOLK	twelve hundred 1200	fix hundred	600
ESSEX	twelve hundred sixty seven 1267	fix hundred thirty-four	634
MIDDLESEX	nine hundred ninety-three 993	four hundred ninety-six	496
HAMPSHIRE	eight hundred thirty-one 831	four hundred fifteen	415
PLYMOUTH	five hundred forty-two 542	two hundred seventy-one	271
BARNSTABLE	two hundred thirty-eight 238	one hundred nineteen	119
BRISTOL	four hundred ninety-seven 497	two hundred forty-one	249
YORK	three hundred forty 340	one hundred seventy	170
DUKES-COUNTY	fifty-eight 58	twenty-nine	29
NANTUCKET	eighty-eight 88	forty-four	44
WORCESTER	one thousand sixty-nine 1069	five hundred thirty-five	535
CUMBERLAND	two hundred twenty-seven 227	one hundred thirteen	113
LINCOLN	two hundred twenty 220	one hundred ten	110
BERKSHIRE	four hundred thirty 430	two hundred fifteen	215
Total.	eight thousand 8000	Total. four thousand	4000

LXH.

Resolve empowering *Joseph Bangs*, of *Yarmouth*, in the county of *Barnstable*, to make sale of the land mentioned in his petition. *June 22, 1781.*

On the petition of Joseph Bangs, of Yarmouth, in the county of Barnstable, guardian to Rufus Sears, and Jerulha Sears, minors, and heirs to Nathaniel Sears, late of said Yarmouth, deceased, praying for liberty to sell a small interest of real estate to the aforesaid minors belonging, for reasons mentioned in the petition aforesaid:

Resolved, That the prayer of said petition be granted, and the said *Joseph Bangs*, is hereby fully empowered to sell the above said estate for the most the same will fetch, and make and execute a good and lawful deed or deeds of the same, to the purchaser or purchasers thereof, he the said *Joseph Bangs* giving bond with sufficient surety to the Judge of Probate for the county of *Barnstable*, that the money arising by said sale shall be put to interest for the use and benefit of said minors.

LXIII.

Resolve directing the agent to deliver a cable to the Navy-Board for the ship *Alliance*. *June 22, 1781.*

Whereas the members of the Navy-Board have represented to this Court, that there is in the possession of Caleb Davis, Esq; Agent for this Commonwealth, a cable, and that they are in great want of the same for the use of the Alliance frigate, and have requested that said Agent may be directed to deliver said cable to them, they to account for the same in the settlement of their account with the Board of War:

Therefore Resolved, That *Caleb Davis, Esq; Agent* for this Commonwealth, be directed, and he is hereby accordingly directed, to deliver to the Navy-Board, a cable in his possession, belonging to this Commonwealth, he ascertaining the value thereof---the said Navy-Board to account for the same in their settlement with the Board of War.

LXIV.

Resolve directing the Treasurer to take the pay-master or the senior commissioned officer of the regiments of the *Massachusetts* line's certificates as sufficient vouchers for there three month's pay. *June 22, 1781.*

Whereas it appears that the Treasurer is at a loss to determine what is a sufficient voucher for him to comply with a resolution of the General Court of the 16th instant, directing him to pay the officers and soldiers now in actual service, three months wages.

Resolved, That a certificate from the pay-master of the respective regiments, or from the senior commissioned officer present, shall be a sufficient voucher for him to pay the same.

LV.

Resolve directing the Treasurer to discharge the warrants of the clerks in the Secretary's office, out of the first monies not appropriated. June 23, 1781.

On the petition of Belcher Noyes, jun. William Harris, David Morey and James Green, clerks in the Secretary's office :

Resolved, That the prayer of the petitioners be so far granted, as that the Treasurer be, and he hereby is directed, to discharge the warrants now in their possession drawn in their favour, out of the first monies he shall receive for which their is no appropriation.

LXVI.

Resolve directing the Board of War to deliver such notes as are in their possession; given by officers of the *Massachusetts* line for cloathing, to the committee for settling with the army in order for settlement ; also, directing officers who have received money from General *Heath*, to account for the same. June 23, 1781.

Resolved, That the Board of War, be, and hereby are empowered and directed, to deliver such notes as are in their possession (given by officers of the *Massachusetts* line for cloathing) to the committee for settling with the army, the officers to be charged principal and depreciation thereon, when said committee are directed to deliver up their notes ; also that such officers as have received money from General *Heath* or others, for the purpose of enlisting and recruiting, shall account for the same in their settlement with the committee at the value, within two months from the receipt thereof.

LXVII.

Resolve directing the Treasurer to pay *Gillam Taylor* the interest due on notes given to his mother, *Elizabeth Taylor*, by *Harrison Gray, Esq;* in 1774, in gold or silver. June 23, 1781.

Whereas by a resolve of the General Court, of the 6th instant, the Treasurer of this Commonwealth was empowered and directed to pay, agreeable to the scale of depreciation, unto Gillam Taylor, the interest due on two notes given to his mother, Elizabeth Taylor, on his behalf, bearing date April the 8th, 1774, and signed by Harrison Gray, Esq; Treasurer at that time of the province of the Massachusetts-Bay (so called) and by said resolve it was also ordered, that in future said Gillam Taylor should be allowed at the rate of six per cent. for his money, as is paid to other creditors of government : And inasmuch as the afore-mentioned notes were given for gold and silver, and that the said Gillam Taylor may enjoy the same benefit as those creditors of the government are intitled to whose securities are given for gold and silver :

It is hereby Resolved, That the Treasurer be, and he hereby is empowered and directed, to pay unto said *Gillam Taylor* the interest now due on the aforesaid notes in gold or silver, at the rate of *six per cent.* and that hereafter the interest thereon shall be paid in like manner as the interest on the securities given by this government for gold and silver are paid.

LXVIII.

Resolve granting liberty to *Ephraim Cook, Esq;* to return to *Cape-Pursue.* June 23, 1781.

On the petition of Ephraim Cook, Esq; praying for liberty to repair to Nova-Scotia, with some effects :

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Resolved,

Resolved, That *Ephraim Cook*, Esq; have liberty to return to *Cape-Pursue*, provided that the said petitioner be not permitted to return to this Commonwealth; and the naval-officer of the port from whence he shall depart, shall take special care that he carry no letters or effects.

LXIX.

Resolve respecting soldiers who have been enlisted in the Continental service and rejected by the Continental muster-masters. June 23, 1781.

Whereas a number of soldiers who enlisted in the Continental army three years or during the war in consequence of a resolve of the General Court, passed the 2d of December, 1780. were rejected by the Continental muster-master, as unfit for that service: And whereas said soldiers received large bounties for engaging to perform that service, and were mustered by the county muster-master; therefore, in order that this Commonwealth may avail themselves of such service as the said soldiers are or may respectively be able and ought in justice to perform.

Resolved, That the soldiers that have been rejected as aforesaid, shall at all times during the term of their enlistment be held and obliged to do such duty as soldiers as they are respectively able to perform, their rejection as aforesaid notwithstanding.

And it is further *Resolved*, That all soldiers as aforesaid be, and hereby are directed and required, forthwith to repair to the several places hereafter appointed for their rendezvous respectively, and obey such orders as they shall receive from proper officers; and if any one shall neglect it he shall be held and obliged to pay all the expence and charges that may arise from his neglect.

And it is further *Resolved*, That the several towns, plantations or classes, who have procured such soldier or soldiers, be, and hereby are required and empowered, forthwith to take up and deliver, or cause to be taken up and delivered at such place and to such persons as are hereafter appointed for their reception, the several soldiers aforesaid by them respectively procured, who shall refuse or neglect without delay to repair to the same; and if any town, plantation or class, shall for the space of twenty days neglect to perform the duties respectively enjoined on them in this resolve, they shall be considered as delinquents, and held and obliged to procure as many other able bodied effective men to serve in the Continental army for three years or during the war as they shall severally neglect to take up and deliver as aforesaid, any resolve to the contrary notwithstanding.

And it is further *Resolved*, That if any soldier who may be taken up and delivered as aforesaid in compliance with this resolve, shall be unable or refuse immediately to pay the necessary expence and charge which may arise in consequence of his negligence in complying with the direction contained in this resolve, the same being adjusted and allowed by the selectmen of the town or committee of the plantation to which he belongs, shall be detached from such part of his bounty as may remain due, if a sum sufficient for that purpose remains due, and if not, the same being adjusted and allowed as aforesaid, shall be deducted out of such soldiers wages whenever a sum sufficient for that purpose shall become due to such soldier.

And it is further *Resolved*, That the place of rendezvous for the soldiers aforesaid belonging to the counties of *Worcester*, *Hampshire* and *Berkshire*, shall be at *Springfield* in the county of *Hampshire*, and the place of rendezvous for the soldiers aforesaid belonging to any other county within this Commonwealth, shall be at *Boston*.

And

And whereas Major-General Lincoln, in his letter to his Excellency the Governor, dated the 15th current, hath informed him that it is the desire of the commander in Chief, that such recruits as have been rejected as aforesaid, be sent unto head quarters, provided they shall appear in the judgment of Col. Sheppard or Major Petingil, to be fit for duty, although they have been rejected by the Continental muster-muster.

Therefore it is further Resolved, That Col Sheppard, in Springfield, and Major Petingil in Boston, be, and they are hereby appointed and directed to receive such soldiers as aforesaid, and so many of them as they judge fit to due duty in camp, they are directed to send on to head quarters, and the said Col. Sheppard and Major Petingil, are hereby severally directed to deliver such of the aforesaid soldiers, as they shall judge not fit for camp duty, to some person whom his Excellency the Governor shall appoint to receive them.

And it is further Resolved, That his Excellency the Governor be, and hereby is requested to give orders that such of the recruits rejected as aforesaid, who in the judgment of the said Col. Sheppard or Major Petingil, are unfit for camp duty, to be marched to Rutland, to do duty there as guards, until the end of the next session of the General Court.

LXX.

Resolve empowering the committee of supplies to pay the sum due to Mr. Clarke for buttons for the officers of the 7th Massachusetts regiment, and the same to be charged to said officers. June 25, 1781.

On the petition of John Brooks, Esq; Lieutenant-Colonel commandant 7th Massachusetts regiment :

Resolved, That Messieurs Wales and Davis be, and they are hereby empowered and directed, to pay the sum due to Mr. Clarke for buttons for the officers of the 7th Massachusetts regiment, and that the same be charged to said officers, and deducted out of their wages that shall remain due to them after they shall have received the three months pay according to a resolution of the General Assembly passed in the present session.

LXXI.

Resolve directing the committee of supplies to supply Elisha Horton with a suit of cloaths, suitable to his rank June 25, 1781.

On the petition of Elisha Horton, Ensign in the Continental army, praying that he may be supplied with a suit of cloaths, and that the same may be charged to him in the settlement of the last or present year :

Resolved, That the committee of supplies be, and they are hereby directed, to supply Elisha Horton with a suit of cloaths, suitable to his rank, and transmit to the committee for settling with the army an account thereof, that the same may be deducted out of his last year's pay.

LXXII.

Resolve directing the agent of this State to pay into the hands of the overseers of the poor of the town of Boston, 20 casks of rice. June 25, 1781.

Whereas there is a sum of money due to the overseers of the poor for the town of Boston, for the support of the poor of the Commonwealth :

Resolved, That the Hon. Caleb Davis, Esq; agent for this State, be, and he is hereby directed, to pay into the hands of the overseers of the poor of the town of Boston, 20 casks of rice, provided he has that quantity in his hands, after delivering five casks for the poor of Charlestown ; said overseers to account for the same out of the monies due to them for supporting the poor aforesaid. LXXIII.

LXXIII.

Resolve directing the agent of this State, to deliver the overseers of the poor of the town of Charlestown, five casks of rice. June 25, 1781.

Whereas it has been represented to this Court, that the accounts for the support of the poor of Charlestown are unpaid, by means whereof said poor are in a suffering condition.

Therefore Resolved, That the Hon. Caleb Davis, Esq; agent for this State be directed, and he is hereby directed, to deliver into the hands of the overseers of the poor of the town of Charlestown, five casks of rice, for the use of the poor aforesaid, the value thereof to be deducted by the committee on accounts, out of the next account that they may allow for the support of said poor.

LXXIV.

Resolve permitting William White, to go in the first cartel to Halifax, under certain restrictions. June 25, 1781.

On the petition of William White.

Resolved, That William White, be, and he is hereby permitted to go in the first cartel to Halifax, for the purpose of bringing the effects of his brother lately deceased there, into this Commonwealth, he first giving bonds in the sum of one thousand pounds in specie, to the Naval Officer of the port of Boston, that he will carry no effects with him, nor bring away any more than the amount of the effects belonging to his brother aforesaid, and also producing a certificate to the said Naval Officer, that he will not carry with him any letters by such as may immediately and solely relate to the business upon which he is now permitted to go to Halifax, nor communicate any intelligence.

LXXV.

Resolve confirming the choice of a Treasurer in the town of Oakham. June 25, 1781.

On the representation of Isaac Stone, Esq; in behalf of the town of Oakham, in the county of Worcester, shewing, that by reason of the total inability of the Treasurer of said town, at a meeting legally warned the inhabitants of said town, the 31st day of May last, made choice of a new Treasurer, who was then duly sworn, and praying said choice may be rendered legal:

Resolved, That the choice of a Treasurer in the town of said Oakham, made on the 31st day of May last, be, and hereby is rendered valid, to all intents and purposes whatever, as if said Treasurer had been chosen and sworn in the month of March last.

LXXVI.

Resolve on the petition of William Eliot. June 26, 1781.

On the petition of William Eliot.

Resolved, That the prayer of said petition be so far granted, that there be allowed on said account, one hundred and fifty-five pounds twelve shillings in specie, and that the Treasurer be, and he hereby is directed to pay the same in hard money to said Eliot, or bills of the new emission equivalent thereto, for which there is no appropriation.

Resolved, That there be allowed to said Eliot, twenty-one pounds twelve shillings of the new emission, in full for his expence in attending on the General Court for a settlement of his account, and that the Treasurer be, and he hereby is directed to pay the same.

LXXVII.

Resolve directing the Superintendant of purchases of beef, &c. or his agents, to abate the towns of *Washington* and *Hancock*, one third part of beef and cloathing assised them. June 26, 1781.

Whereas by a resolve of the General Court of the fourth of October, 1780, the town of Hancock was abated one third part of all taxes that should be laid on said town by the valuation of 1778, and by a resolve of June the fourteenth 1780, the town of Washington was likewise abated one third part of all taxes that should be laid on said town by the valuation aforelaid;

Therefore Resolved, That the Superintendant of purchases of beef and his agents for the county of *Berkshire*, be, and they are hereby directed to abate to the town of *Washington*, one third part of all the beef taxes that have been assised upon said town; and likewise to abate to the town of *Hancock*, one third part of the beef tax required by the resolves of the 25th of *September* and the 4th of *December*, 1780.

And it is further Resolved, That the agent for receiving cloathing for the county of *Berkshire*, be, and he is hereby directed, to abate to the towns of *Washington* and *Hancock*, one third part of the cloathing set upon said towns respectively.

LXXVIII.

Resolve for appropriating a sum of money in the loan office. June 26, 1781.

Whereas it appears that there is now in the Continental loan office within this Commonwealth, a sum in bills of the new emission which this Commonwealth have a right to dispose of.

Therefore Resolved, That the Treasurer be, and he is hereby directed, to call upon *Nathaniel Appleton*, Esq; for the said sum, and to apply the same to the purpose of paying the members of the General Court for their travel and attendance the present session.

LXXIX.

Resolve establishing the pay of the Honorable Council, Senate and House of Representatives the present session. June 20, 1781.

Resolved, That the pay of the members of the Honorable Council be *thirty-six shillings* per day, new emission; that the pay of the members of the Honorable Senate for the present session, be *thirty-three shillings* per day in the same emission, and that the pay of the members of the House of Representatives for the present session be *thirty shillings* per day, new emission.

LXXX.

Resolve granting *four thousand pounds* to the committee appointed to transport cannon and other warlike stores that are ordered to be sent to *Claverack*.

June 27, 1781.

Resolved, That the money arising from the sale of the ship *Mars*, with such other unappropriated money as now lies, or soon may lie in the hands of the agent of this Commonwealth, to the amount of *three thousand and five hundred pounds*, of the new emission; and also the further sum of *five hundred pounds*, in bills of the new emission, now in the hands of *John Fessenden*, Esq; one of the committee for selling absentees estates in the county of *Worcester*, be, and hereby is

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appropriated

appropriated to the purpose of assisting the D. Q. M. General in transporting the cannon and other warlike stores that are ordered to be sent on to *Claverack*: And the Treasurer of this Commonwealth is hereby directed to pay the aforesaid sums, as soon as he shall receive the same, unto the committee appointed by the General Court for the purpose of assisting the said D. Q. M. General in said service, any former resolve to the contrary notwithstanding.

LXXXI.

Resolve permitting the selectmen of *Billerica* to remove Mrs. Hicks and family, to the town of *Chelmsford*: June 27, 1781.

On the petition of the selectmen of the town of Billerica, praying for the removal of two families, the poor of Charlestown, from said town:

Resolved, That the prayer of said petition be so far granted, that the selectmen of *Billerica* are hereby permitted to remove a Mrs. Hicks, and her family, consisting of four persons, to the town of *Chelmsford*; and the selectmen of *Chelmsford* are hereby directed to receive and provide for said four persons agreeable to the acts of Government of this Commonwealth.

LXXXII.

Resolve entitling *Abner Brigs* to half-pay as a soldier. June 27, 1781.

On the representation of John Lucas, Commissary of Continental pensioners, in behalf of Abner Brigs, a Continental soldier, who lost his leg by reason of a wound he received on the 6th of June, 1779, at Point-Judith, in the State of Rhode-Island:

Resolved, That the said *Abner Brigs* is intitled to half-pay as a soldier, commencing from the 30th day of September, 1780, the time of his discharge.

LXXXIII.

Resolve directing the committee for selling absentees estates in the county of *Suffolk*, to execute a deed of the mansion-house of *Gibbs Atkins*, an absentee, any former purchase notwithstanding. June 27, 1781.

Whereas it is represented to this Court, by the committee for selling absentees estates in the county of Suffolk, that the person who lately bought at Public Auction, the mansion-house of Gibbs Atkins, an absentee, has neglected and still neglects to pay for the same, agreeable to the conditions of sale. And whereas Mr. Titus Morgan, who by a special resolve of the General Court, was to receive the money the said house should sell for, now stands ready to take the said house at the price in hard money for which the same was sold at Public Auction, as part of the sum due to him from this Commonwealth, on account of building the ship Tartar:

Therefore Resolved, That said committee be, and they are hereby empowered and directed, to give a good and lawful deed of the said mansion-house, to the said *Titus Morgan*, he allowing therefor the same sum at which the same was struck off at the Public Auction aforesaid, the aforementioned sale notwithstanding.

LXXXIV.

Resolve empowering the Governor, with the advice of Council, to call for the militia during the recess, as the public exigences may require. June 27, 1781.

Whereas it may be necessary, during the recess of the General Court, that the militia of this Commonwealth should be drawn out and marched into some of the neighbouring States:

Resolved,

Resolved, That his Excellency the Governor, by and with the advice of Council, be, and he is hereby empowered, during the recess of the General Court, to draw out and march into the neighbouring States, such parts of the militia of this Commonwealth, as the public exigencies may require.

LXXXV.

Resolve on the petition of *Samuel Fisk*, empowering him to sell the land mentioned. *June 27, 1781.*

On the petition of Samuel Fisk, of Weston, in the county of Middlesex, guardian for Susannah Parmenter, daughter of Jacob Parmenter, deceased, praying for leave to sell about forty acres of land lying in Spencer, in the county of Worcester, for hard money, for the advantage of said minor :

Resolved, That the said *Samuel Fisk*, in his said capacity as guardian, be, and hereby is empowered, to make sale of said forty acres of land, in the town of *Spencer*, at Public Vendue, for the most said land will fetch, and execute a good deed or deeds of the same to the purchaser or purchasers, he observing the rules and directions of the law prescribed to executors and administrators in selling real estates ; and giving caution to the Judge of Prodate for the county of *Worcester*, that the neat proceeds thereof shall be put out at interest on good security, for the benefit of said minor when she shall arrive of age.

LXXXVI.

A grant of *two hundred and twenty-nine pounds* to *Col. John Crane*, to pay two clerks who have been employed by him to receive and send forward the new recruits. *June 28, 1781.*

Resolved, That there be paid out of the public treasury of this Commonwealth, to *Col. John Crane*, the sum of *two hundred and twenty-nine pounds*, in the new emission, to enable him to pay the clerks employed by him, while receiving and sending on to camp part of this State's quota of the Continental army, for three years or during the war.

LXXXVII.

Resolve allowing *Juniper Berthiaume* *Recolleēt* his rations, and granting him *thirty-five pounds* for his services ; and continuing him till further order. *June 28, 1781.*

On the petition of Juniper Berthiaume Recolleēt, praying that he may have his pay and rations, and a tent, as set forth in his petition :

Resolved, That the prayer of the petition be so far granted, that said *Juniper Berthiaume* receive his rations ; and that he be paid out of the treasury of this Commonwealth *thirty-five pounds*, bills of the new emission, in full for his wages to the 11th of *June* inst.

Resolved, That he be continued in his office till the further order of this Court.

LXXXVIII.

Resolve allowing *Josiah Brewer*, his back rations ; and directing the Commissary-General to sell the furs delivered him, and purchase articles necessary for the Truck-House at *Fort-Halifax*. *June 28, 1781.*

On the petition of Josiah Brewer, Truck-Master at Fort-Halifax, in the county of Lincoln, praying that he may receive his pay and rations; and that such furr and skins as he has, may be sold for the benefit of the Indians there:

Resolved, That the prayer of the petition be so far granted as that the petitioner, Col. Brewer, receive his back rations; and that the Commissary-General be and he is hereby directed, to sell such furs and skins as shall be delivered to him by said Brewer; and that the neat proceeds thereof be laid out to furnish the truck-house with such articles as he shall judge the Indians stand in need of; and that the same, together with the rations above mentioned, be forwarded to the place aforesaid, he the said Brewer being accountable for the same.

LXXXIX.

Resolve on the petition of James Carter, allowing him the gratuity of twenty-four dollars, granted in January last. June 28, 1781.

On the petition of James Carter, a soldier belonging to the 10th Massachusetts regiment, Capt. James Buckston's company, praying that the gratuity granted in January last may be paid him:

Therefore Resolved, That there be paid out of the public treasury to Hon. General Warner, one of said committee, to enable him to pay said soldier his gratuity, twenty-four dollars; Capt. Buckston making return of said soldier to said committee, and taking immediate charge of him.

XC.

Resolve directing the committee to settle with the army, to call upon General Patterson, and any other officers who have received money for recruiting men for the army, to an accompt. June 28, 1781.

Whereas Brigadier-General Patterson and other officers have received money from the Treasurer of this Commonwealth, by themselves, or through Major-General Heath, for the purpose of recruiting, and have not rendered an account of the expenditure of the same: Therefore,

Resolved, That the committee appointed to settle with this State's quota of the Continental army be, and hereby are empowered and directed, to call upon Brigadier General Patterson, and any other officers who have received money for the purpose of recruiting men for the army, to render said committee all necessary accounts of the expenditure of said money, in order that the same may be adjusted in settlement of their accounts for the year 1780.

XCI.

Resolve making provision for the subsistence of the convention troops ordered from Virginia to Rutland. June 28, 1781.

Whereas it appears by the representation from the War-Office, that the convention troops which have been for some time past stationed in the State of Virginia, are ordered to be removed from thence to Rutland, in the county of Worcester; and as it is desired that provision be made by this Commonwealth for their support while at Rutland:

Resolved, That the superintendant for the purchase of beef be, and he is hereby directed, to purchase and deliver to the Continental Issuing-Commissary at Rutland, such quantities of beef, mutton, flour and grain, as shall be found necessary for their subsistence: And the superintendant or his agents are hereby impowered to give certificates to any such persons as shall supply him with beef, mutton,
flour,

flour, and grain as aforesaid, expressing the weight of the beef or mutton, and the price or number of bushels of grain, or quantity of flour, with the price thereof; which certificates shall be received by the Treasurer of this Commonwealth for any outstanding taxes, or on the loans of specific articles, at the election of the lenders, except for the hard money tax so called.

And it is further *Resolved*, That the superintendant be, and he is hereby directed, to sell all the hides and tallow of the beef cattle killed at *Rutland*, for the use of said troops, and appropriate the proceeds for the purchase of beef and mutton aforesaid, and that he be accountable for the same.

And it is further *Resolved*, That it be recommended to *Jabez Hatch, Esq;* Continental D. Q. M. General in the eastern department, to repair the barracks and stockade, and put them into a suitable state for the accommodation and security of laid troops.

XCII.

Resolve establishing the pay of officers and seamen in the service of this Commonwealth. *June 28, 1781.*

Whereas by a resolve of the General Court, passed April 24, 1781, the agent for this Commonwealth was directed to fit two armed vessels for guarda costa, to be on such establishment as the General Court should order:

Therefore *Resolved*, That the wages of the officers and men, who may serve on board said vessels or any other vessels that may be fitted out for guarding the coasts, be as follows, *viz.*

- A Captain, *twelve pounds, per callendar month,*
- One Lieutenant, *eight pounds per ditto,*
- One Master, *six pounds,*
- Two Mates, *three pounds twelve shillings each,*
- One Boatswain, *three pounds,*
- One Boatswain's Mate, *two pounds eight shillings,*
- One Gunner, *three pounds eighteen shillings,*
- One Gunner's Mate, *two pounds fourteen shillings,*
- One Surgeon, *six pounds,*
- One Surgeon's Mate, *three pounds,*
- One Carpenter, *three pounds eighteen shillings,*
- One Carpenter's Mate, *two pounds fourteen shillings,*
- One Cooper, *two pounds fourteen shillings,*
- One Armourer, *two pounds fourteen shillings,*
- One Sail-Maker, *three pounds.*
- Two Prize-Masters, *three pounds each,*
- One Pilot, *five pounds,*
- Two Quarter-Masters, *two pounds eight shillings each,*
- One Cook, *two pounds eight shillings,*
- One Captain's Clerk, *three pounds twelve shillings,*
- One Steward, *three pounds,*
- One Master at Arms, *two pounds fourteen shillings,*
- One Drum, *two pounds eight shillings,*
- One Fifer, *two pounds four shillings,*
- One Lieutenant of Marines, *six pounds,*
- One Sergeant ditto, *two pounds eight shillings,*
- Each Seaman and Marine, *two pounds, and*
- The Boys *one pound each.*

And the wages aforesaid shall be paid in specie, or bills of credit equivalent thereto.

And it is further *Resolved*, That the officers, seamen, and marines, on board said vessels shall be intitled to the same part of all prizes they may capture; and to be divided in the same manner as has been established for the other armed vessels in the service of this State, excepting the ship *Protector*.

And it is further *Resolved*, That His Excellency the Governor, with the advice of Council, be requested to appoint such and so many officers for any smaller vessels that may be fitted out for the purpose aforesaid, as he may judge necessary.

XCIII.

Resolve on the petition of Capt. *Benjamin Haywood*, directing the committee for settling with the army, to settle and class the accounts mentioned. June 28, 1781.

On the petition of Capt. Benjamin Haywood, in behalf of Levi Holden, setting forth that in the year 1780, he received a quantity of cloathing from the Commonwealth, for the officers of the 6th regiment, and became accountable for the same, that the trunk in which the goods were deposited, was broke open, and that five pair of boots, six pair of buckskin breeches, and one pair of shoes were stole; he prays he may not stand chargeable for the severa. articles, for reasons set forth in his petition:

Resolved, That the committee for settling with the army be directed to settle and class the accounts with the said Capt. *Haywood*, not taking into consideration the several articles mentioned in said petition.

XCIV.

Resolve on the petition of *Adams Bailey*, directing the committee of supplies to supply him with certain articles of cloathing. June 28, 1781.

On the petition of Adams Baily, Capt. 2d Massachusetts regiment, praying that he may be supplied with sundry articles of cloathing, for reasons set forth in his petition.

Resolved, That the committee of supplies be, and they are hereby directed, to supply Capt. *Adams Bailey*, with suitable cloath for one great coat, one waistcoat, one pair breeches, and trimmings for the same, and transmit an account thereof to the committee for settling with the army, that it may be deducted out of the last years wages.

XCV.

Resolve on the petition of *Sarah Thomas*, directing the assignees on the estate of *Nathaniel Ray Thomas*, an absentee, to set off to said *Sarah Thomas* her thirds in the real estate of the said *Nathaniel*. June 29, 1781.

On the report of the committee appointed to consider the petition of Sarah Thomas.

Resolved, That the prayer of the petition be granted, and that the assignees appointed by the Judge of Probate, for the county of *Plymouth*, to assign and set off to the said *Sarah*, her dower or thirds in the real estate of *Nathaniel Ray Thomas*, an absentee, husband to the said *Sarah*, be authorized and impowered to assign and set off to the said *Sarah*, out of the remainder of the mortgaged land of the said *Nathaniel*, so much of the said remainder as with what may be assigned to the said *Sarah*, as her dower in the clear real estate of the said *Nathaniel*, in their judgment may amount to the one third part of the real estate of the said *Nathaniel*, exclusive of such part of the said real estate as has been sold for discharging the mortgage.

XCVI.

Resolve directing the Treasurer to issue his executions against delinquent constables and collectors who do not pay in their hard money tax at the time prefixed. *June 29, 1781.*

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to issue out his executions against such delinquent constables and collectors, in the counties of *Suffolk, Essex, Middlesex, Hampshire, Worcester, Bristol, Plymouth, Berkshire* and *Barnstable*, as shall not, on or before the 10th day of *August* next, and against the delinquent constables and collectors in the counties of *York, Cumberland* and *Lincoln*, as shall not, on or before the 1st day of *September* next, have paid into said Treasurer the sum or sums of hard money which they severally, by warrant from said Treasurer, have been required to collect.

XCVII.

Resolve abating to the town of *Walpole* one man, apportioned to said town by a resolve of the 2d *December, 1780.* *June 29, 1781.*

Whereas it appears to this Court that a mistake of one man was made in the apportionment of the men by a resolve of December last, on the town of Walpole, therefore,

Resolved, That the said town of *Walpole* is hereby abated one man apportioned on them by said resolve.

XCVIII.

Resolve for raising 2700 men, for three months, for a reinforcement to the Continental army. *June 30, 1781.*

WHEREAS it is the earnest request of General Washington, that there be immediately raised in this Commonwealth and sent on to join the Continental Army, a considerable body of the militia of this Commonwealth, to enable him to carry on the important operations of the present campaign with success. Therefore,

Resolved, That twenty-seven hundred men be immediately raised in this Commonwealth, and directed to march and join the army of the United States at *West-Point*, or such other place as the Commander in Chief shall direct, and to continue in service after their arrival in camp for the term of three months, unless sooner discharged.

Resolved, That the said detachment of militia be formed in such manner as the Governor shall direct, into four regiments, each regiment to be commanded by an officer not exceeding the rank of a Lieutenant-Colonel, and consist of eight companies of eighty-four men each, as nearly as may be, non-commissioned officers included.

Resolved, That his Excellency the Governor be requested and impowered immediately to issue his orders to the Brigadiers, or commanding officers of the several counties in this Commonwealth, hereafter mentioned, directing them forthwith to detach from their respective brigades the number of men annexed thereto, and proportioned upon the several towns therein, agreeable to the following schedule, with a suitable number of proper officers.

Resolved, That the selectmen of those towns where there are no militia officers, shall receive and execute the orders of the commanding officers of the brigade or regiment to which their respective towns belong, in the same manner as if they themselves were commissioned officers.

Resolved, That every town in the counties out of which the aforesaid detachment is to be made, neglecting to furnish on or before the tenth day of *July* next, its quota of men as required by the Brigadier or commanding officer of the county to which such deficient town be, liable, shall for such neglect incur the penalty of *twenty pounds* in specie, or an equivalent in bills of the new emission, for each man, which sums shall be assessed upon such deficient towns in the next State tax, and paid into the Treasury, for the use of this Commonwealth.

Resolved, That the commanding officer of each regiment, belonging to the counties aforesaid, shall muster the men detached as aforesaid, from his regiment, and return into the Secretary's office, on or before the tenth day of *August* next, under oath, a perfect list of the aforesaid detachment

achment, specifying the name, age, size, complexion, town and company from whence detached, which may be mustered by him, as also the whole number of men ordered to be raised in his regiment, and the particular number each town and company belonging to his regiment were directed to procure.

Resolved, That each man so detached, shall provide for himself a good fire-lock, bayonet, cartridge-box, haversack and blanket, and all such other accoutrements as the militia law of this Commonwealth requires soldiers to be furnished with.

And whereas in the present state of the militia, doubts may arise who are to be considered as officers for carrying this resolve into execution. : Therefore *Resolved*, That in all cases where officers shall have been elected, and accepted their offices agreeable to the present constitution of this Commonwealth, at the time for carrying this resolve into execution, such officer shall officiate for that purpose, whether they have received their commissions or not, and in all other cases the officers appointed under the former Constitution, shall officiate for the purpose aforesaid.

Resolved, That the commanding officer of each regiment aforesaid, be directed to procure a surgeon and surgeon's mate, to attend each regiment.

Resolved, That the pay of the officers and soldiers, to be detached as above, be the same as is allowed to the officers and soldiers belonging to the Continental Army.

And it is further *Resolved*, That the Brigadiers or Commanding officers may detach others than militia officers who have held commissions of equal rank, where it may be for the good of the service, and that his Excellency the Governor be requested to commission such, upon application made to him for that purpose.

Resolved, That the selectmen of the several towns, or the committees of the several plantations in the counties aforesaid, where the men shall be raised, shall by the first day of *October* next, make a true return into the Secretary's office, of all such hire or bounties as shall be advanced by the respective towns, or by any inhabitants thereof for the purpose of providing the men as aforesaid, which return shall be made under oath, and accompanied with receipts from the soldiers, specifying the sums they have respectively received, and the whole amount of all such sums so returned, shall be granted in addition to the then next State tax which shall be granted for defraying the expences of Government, which whole amount aforesaid shall be divided by the whole number of men raised in all the counties aforesaid, and the quotient shall be the sum each town shall be credited in the said tax, for each man they shall have so raised and marched agreeable to the directions of these resolves.

Resolved, That the aforesaid troops shall be allowed the same subsistence as the troops in the Continental Army.

County of <i>Suffolk</i> .		No of Men.		No. of Men.	
	No. of Men.				
Boston	147	Franklin	12	Bradford	14
Roxbury	23	Foxborough	9	Wenham	5
Dorchester	19			Manchester	6
Milton	13	Total	445	Methuen	12
Braintree	31			Boxford	12
Weymouth	16	County of <i>Essex</i> .		Middleton	8
Hingham	22	Salem	59		
Cohasset	7	Danvers	24	Total	503
Dedham	29	Ipswich	42		
Medfield	10	Newbury	38	County of <i>Middlesex</i> .	
Wrentham	16	Newbury-Port	43	Cambridge	23
Brookline	8	Marblehead	41	Charlestown	7
Needham	13	Lynn	22	Watertown	11
Stoughton	23	Andover	33	Woburn	19
Stoughtonham	10	Beverly	26	Concord	14
Medway	12	Rowley	20	Newton	16
Bellingham	6	Salisbury	17	Reading	18
Hull	2	Haverhill	23	Marlborough	19
Walpole	11	Gloucester	32	Billerica	13
Chelsea	6	Topsfield	10	Framingham	16
		Almsbury	16	Lexington	10
				Chelmsford	

	No. of Men.		No. of Men,		No. of Men.
Chelmsford	11	Blanford	9	Provincetown	
Sherburne	8	Palmer	7		
Sudbury and } East-Sudbury }	22	Granville	13	Total	126
Malden	10	New-Salem	18		
Weston	11	Belchertown	10	County of <i>Bristol.</i>	
Medford	11	Colerain	6	Taunton	31
Littleton	9	Ware	5	Rehoboth	35
Hopkinton	10	Warwick	7	Swansey	19
Westford	11	Bernardstown	6	Dartmouth	61
Waltham	10	Murrayfield	5	Norton	13
Stow	10	Charlemont	4	Mansfield	9
Groton	16	Ashfield	8	Attleborough	21
Shirley	6	Worthington	7	Dighton	12
Pepperrell	10	Shutesbury & Ervinshire	6	Freetown	15
Townsend	8	Chesterfield-Gore	9	Rainham	9
Ashby	4	Buckland	1	Easton	11
Stoneham	4	Southwick	5	Berkley	7
Wilmington	8	Norwich	3		
Natick	6	Ludlow	4	Total	243
Dracut	10	Leverett	4		
Bedford	7	Westhampton	3	County of <i>Worcester.</i>	
Holliston	9	Merryfield	2	Worcester	23
Acton	8	Plantation No. 5	4	Lancaster & Sterling	29
Danvers	8	Suffield		Mendon and Milford	21
Lincoln	8	Enfield		Brookfield	27
Carlisle	4	Somes		Oxford	9
Tukesbury	9			Charlton	14
		Total	383	Sutton	26
Total	414			Leicester	9
		County of <i>Plymouth.</i>		Spencer	11
County of <i>Hampshire.</i>		Plymouth	22	Paxton	7
Springfield	20	Situate	27	Rutland	11
West-Springfield	20	Duxborough	11	Cakham	5
Wilbraham	12	Marshfield	12	Hubbardston	5
Northampton	17	Bridgewater	49	New-Baintree	9
Southampton	9	Middleborough	40	Southborough	9
Hadley	10	Rochester	20	Westborough	9
South-Hadley	6	Plympton	16	Northborough	6
Amherst	11	Pembroke	18	Shrewsbury	17
Granby	6	Kingston	9	Lunenburg	12
Hatfield	9	Abington	13	Uxbridge	12
Whately	5	Hanover	10	Harvard	13
Williamsburch	6	Halifax	7	Dudley	10
Westfield	15	Wareham	6	Barre	14
Deerfield	11			Bolton	12
Greenfield	8	Total	260	Upton	7
Shelburne	8			Sturbridge	13
Conway	10	County of <i>Barnstable.</i>		Leominster	10
Sunderland	5	Barnstable	25	Hardwick	15
Montague	6	Sandwich	18	Western	10
Northfield	8	Yarmouth	20	Holden	8
Brimfield	12	Eastham	14	Douglafs	8
South-Brimfield	7	Wellfleet	6	Grafton	8
Monson	8	Chatham	7	Petersham	12
Pelham	8	Harwich	15	Fitchburgh	7
Greenwich	8	Falmouth	14	Royalston	7
		Truro	7	Westminster	10

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CI.

Resolve directing the committee of supplies to furnish *Andrew Gilman*, with suitable cloathing. July 2, 1781.

On the petition of Andrew Gilman, Interpreter to the Penobscot tribe :

Resolved, That the committee for purchasing supplies be ordered and directed, to supply the said *Gilman* with suitable cloathing for one of his rank, he being accountable for the same.

CII.

Resolve directing the committee on accounts to examine the accounts and returns of the three and six months men, and give certificates. July 2, 1781.

Whereas it appears to this Court that sundry towns within this Commonwealth (by reason of the returns not being made in season, or being mislaid) have not been credited in the last State tax for the three and six months men such towns actually raised :

Therefore Resolved, That the committee on accounts be, and they hereby are directed, to examine all such accounts with their vouchers, agreeable to the resolves for raising such three and six months men, as may be offered them, and which have not been credited in the last State tax ; and that said committee give certificates to such town or plantation, of the number of men which they ought to be credited, and the average price of raising the same, together with the sum or sums of money which ought to be remitted to them respectively, in consideration of the fines which have been assessed on them, in consequence of the failure in the returns as aforesaid : And the Treasurer of this Commonwealth, upon receipt of such certificates, is hereby empowered and directed, to give certificates to the collector or collectors of such town or plantation, for such sums of money in their favour respectively.

CIII.

Resolve appointing guardians over the Indian inhabitants of *Gayhead*, in *Dukes-County*. July 2, 1781.

On the petition of Samuel Pigehee and others, Indian inhabitants of Gayhead, in Chilmack in Dukes-County, praying for guardians :

Resolved, That the prayer of said petitioners be granted, and that *Mathew Maybew* and *William Maybew*, Esqrs. and *Mr. Moses Lambert* be, and they hereby are appointed guardians over said Indians.

CIV.

Resolve requesting the Governor to forward the letter from the General Court, of the 28th June inst. to the Delegates of this State in Congress, by the next post. July 2, 1781.

Resolved, That his Excellency the Governor be, and he hereby is desired, to forward the letter from the General Court, of the 18th of June inst. to the Delegates of this State in Congress, by the next post, and not by express, any request to the contrary notwithstanding.

CV.

Resolve directing the Treasurer to suspend issuing his executions against the deficient countables and collectors of the county of *Nantucket*. July 2, 1781.

On the petition of the agents appointed by the town of Sherburne, on the island and county of Nantucket :

Resolved,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to suspend issuing his executions against the deficient constables or collectors of the county of *Nantucket*, until the further orders of this Court.

CVI.

Resolve abating one third part of all the taxes set upon the town of *Washington* since *June 14, 1780. July 2, 1781.*

On the petition John Nichols, in behalf of the town of Washington;

Resolved, That one third part of all the taxes set on the town of *Washington*, since *June 14, 1780*, according to the last valuation, be, and they hereby are abated; and the Treasurer of this Commonwealth is hereby directed, to credit the said town a sum equal to the amount of one third part of all the taxes set on the said town of *Washington* since the said 14th of *June*, for which the said town has not been already credited; and the said Treasurer is also directed, to credit the said town of *Washington* one third part of all the taxes that shall hereafter be set upon it according to the last valuation, till a new valuation shall take place.

CVII.

Resolve on the petition of *Joseph Lee*, agent for the estate of *Joseph Hooper*, an absentee, empowering the agent to re-enter the two actions commenced by *Robert Hooper*, and judgment rendered in 1777, at the next Inferior Court of Common Pleas to be holden at *Salem. July 2, 1781.*

On the petition of Joseph Lee, agent for the estate of Joseph Hooper, an absentee;

Resolved, On the petition of *Joseph Lee*, of *Marblehead*, in the county of *Essex*, merchant, agent for the estate of *Joseph Hooper*, late of the same *Marblehead*, gentleman, an absentee, That the said agent have leave, and he is hereby empowered, to re-enter, at the Inferior Court of Common Pleas next to be holden at *Salem*, within and for the county of *Essex*, the two actions mentioned in said petition, *viz.* an action commenced by *Robert Hooper*, of the same *Marblehead*, Esq; against the said *Joseph Hooper*, and an action commenced by said *Robert, Robert Hooper* the 3d, and *Sweet Hooper*, against the said *Joseph Hooper*, as their baliff, of a certain quantity of hemp---both actions being first brought at the said Court, holden on the second Tuesday of *July*, Anno Domini, 1775, and were continued from that term, and so from term to term, until *July* term, A. D. 1777, when judgment was rendered on both said actions against said *Joseph Hooper*, by default, which judgments are hereby annulled and set aside; and the Justices of said Court, at their said next term, are hereby directed and empowered, to take cognizance of the said actions, and the same proceedings in law shall be had thereon, and the same effects ensue, as if the same had been regularly continued from the said term of *July*, A. D. 1775, when the same commenced, until the said next term; and the said agent shall have the same liberties and privileges in appearing, pleading to, and defending said actions, as the said *Joseph Hooper* himself might, was he a liege subject of this Commonwealth, and the same had been regularly continued as aforesaid, and no judgments had been rendered thereon; and the said *Joseph Lee* is hereby directed duly to serve the said *Robert, Robert* and *Sweet*, with a copy of this resolve, four days before the second Tuesday of *July* next, which shall be sufficient notice to them of the re-entry of said actions.

CVIII.

Resolve on the petition of *Isaac Smith, Esq;* exempting certain lands in *Hubbardston* and *Princetown* from taxation. July 2, 1781.

On the petition of Isaac Smith, Esq;

Resolved, That the prayer of the petition be granted, and that the lands in *Hubbardston* and *Princetown*, therein mentioned, be released from all taxes laid on said lands that may be still due and unpaid; and that said lands in *Hubbardstown* and *Princetown* be exempted from all taxation of every kind so long as said lands belong unto the company in *England*, for the propagation of the Gospel in *New-England*. and under the directions of their commissioners in *New-England*, and by them improved for that purpose.

CIX.

Resolve respecting loans to Government of specific articles, intitling persons to the same advantages as those who lend money, and *four per cent.* as a bounty. July 2, 1781.

Whereas it is reasonable, that those persons who will lend to the public specific articles at their value, should receive the same advantages therefor as those who lend their money to Government:

It is therefore *Resolved,* That every person who shall lend to Government any of the specific articles enumerated in an act which passed the 17th day of *February* last, entitled "An act to supply the treasury with the sum of *four hundred thousand pounds,*" shall receive notes for the amount of such specific articles as shall be certified to the Treasurer in the manner prescribed in the aforesaid act to have been lent to Government, and for the further sum of *four per cent.* as a bounty thereon; which notes shall be of the same term in which, by the act aforesaid, it is enacted, that notes shall be given for sums received in bills of credit of the new emission: And no person who shall lend to Government specific articles as beforementioned, shall be required to loan therewith any sum of money, in order to his receiving a note as aforesaid, any thing in the above recited act to the contrary notwithstanding.

CX.

Resolve directing the committee of supplies to deliver the agent what linnen they have on hand more than sufficient to comply with the orders of the General Court. July 2, 1781.

It being represented to this Court by the committee of supplies, that they have received from the agent of this Commonwealth, a quantity of linnen, more than is necessary to enable them to fulfil the promises of Government to the army; and as the exigencies of Government are such as makes it necessary to raise money from every article that is not immediately wanted for public use.

Resolved. That the committee of supplies be, and they are hereby directed, to deliver to the agent all the linnen that they have received from him, except so much as is necessary to comply with the orders of the General Court already passed, in order that they may be sold with the other prize goods, to raise money for the army.

CXI.

Resolve on the petition of *Thomas Brintnal* and others, of *East-Sudbury.* July 2, 1781.

Q

Whereas

Whereas Thomas Brintnal and others, by their petition to this Court, have represented, that four soldiers, engaged for the town of East-Sudbury, viz. Laban Hunt, Samuel Curtis, Nathan Dudley, and Hananiah Newton, are held in confinement in order to answer the complaint of one John Whitney, at the Supreme Judicial Court to be held within and for the county of Middlesex, in October next. And whereas it is of the greatest importance to the cause in which we are engaged, that the recruits lately raised for the Continental army should be forwarded to head-quarters with all expedition: Therefore,

Resolved, That in case said Laban Hunt, Samuel Curtis, Nathan Dudley, and Hananiah Newton, shall recognize to appear and answer to the complaint of said John Whitney, at the Supreme Judicial Court to be held within and for the county of Middlesex in October next, the Justices of the said Court shall continue said recognizances to the next Court to be held within and for said county of Middlesex, after the time when the said soldiers shall be discharged from their present enlistments, and the same proceedings shall then be had thereon, as though said complaint had been heard and tried at said Supreme Judicial Court, in October next.

CXII.

Resolve directing the Superintendant of purchases to receive of the Selectmen of Gloucester, money in lieu of beef. July 3, 1781.

On the petition of the Selectmen of the town of Gloucester, praying for liberty to pay the money which they collected for beef, to the Superintendant, as set forth in their petition.

Whereas it appears that the said town of Gloucester, is under very difficult and distressing circumstances on account of the great losses in men, vessels and trade, during the course of the present war, which has made them so very poor, that they were unable to collect the whole of the money required of them for the purchases of beef, agreeable to a resolve of this Court in December 4th, 1780. in season, and were obliged to make distress on some of the inhabitants to compleat the same:

Therefore Resolved, That the Superintendant of Purchases, or his agents be, and are hereby directed, to receive of the Selectmen of the said town of Gloucester, the same sum of money in lieu of Beef, that he was directed to receive, had it been paid on or before the thirtieth of May last, any resolve to the contrary notwithstanding.

CXIII.

Resolve directing the committee for settling with the army, to make up the depreciation, on the half pay of officers who have died in the service of this Commonwealth. July 3, 1781.

Whereas on the 14th of May last it was resolved, that there be paid to the widows or orphan children of such officers of the Continenoal army, belonging to this State, who have died or shall hereafter die in the service, the half of such officers pay respectively, for seven years, to commence from the time of said officers death, agreeable to recommendation of Congress, but no particular method was therein pointed out for the making up the depreciation of such half-pay, or receiving a warrant for payment: It is therefore

Resolved, That the committee for settling with the army be, and they are hereby impowered and directed, to make up the depreciation on such half pay in the same manner, and at the same rate they now are, or hereafter may be directed to make up for those in actual service; and his Excellency the Governor is desired to issue his warrants on the Treasurer for payment accordingly.

CXIV.

CXIV.

Resolve on the petition of *Christopher Gore*, in behalf of himself and sisters. July 3, 1781.

On the petition of Christopher Gore, in behalf of himself and sisters, praying that the Judge of Probate for the county of Suffolk might be empowered to set off such part of the real estate of his father, John Gore, an absentee, as shall amount to such sums as have been and may be allowed by said Judge for the support of the children of said John Gore, according to a resolve of the General Court of May 3, 1779.

Resolved, That the said Judge of Probate be, and he hereby is empowered and directed, to apportion and set off such part of the real estate of said *John Gore*, to said children, as shall amount to said sums so allowed by said Judge, said estate being first appraised by three freeholders, to be appointed and sworn to the faithful discharge of their duty by said Judge, and that the Attorney-General for this Commonwealth be directed to cause prosecution against such part of said estates so set off as aforesaid.

CXV.

Resolve making provision for the pay of the three, six, and eight months service, in June 1780. July 3, 1781.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to give receipts on the constables and collectors of the last State tax, for the payment of the warrants that may be drawn in favour of the soldiers that were employed in the three, six, and eight months service, in the year 1780, in discharge of said service.

And it is further *Resolved*, That the selectmen of the several towns, or committees of plantations, be directed to make a return of the discharges of all the soldiers that were employed in the six months service, to the committee on muster-rolls, as also the time of their marching, and the distance from home, and when discharged from service.

Also *Resolved*, That the committee on muster-rolls be, and they hereby are directed, to make up said rolls according to the best of their judgment, from such evidence as they may be able to obtain from the returns of the selectmen or committees of plantations, as from the returns that may be made from the army, and from the document in the Secretary's office.

CXVI.

Resolve directing the committee for settling with the army to settle the depreciation of the officers of the hospitals and medical department, in the same manner as those of the line. July 3, 1781.

Whereas by a resolution of Congress, dated June 13, 1781, it is recommended to the several States to settle the account for depreciation with all officers of the hospitals and medical department, belonging to their States respectively, who are or have been in the service of the United States :

Therefore *Resolved*, That the committee for settling with the army be, and they hereby are directed, to settle the accounts of the said officers for depreciation, on the principles established by the resolutions of Congress, of the 10th of April, 1780; and to make provision for payment of the ballances that may be found due in the same manner with officers of the line.

CXVII.

CXVII.

A grant of *ten thousand pounds* to the committee appointed to concur and pay accounts. July 3, 1781.

Whereas it appears to this Court, that the money which has been appropriated for the payment of such accounts as have been allowed by the committee for examining and passing accounts, is expended; and as it is necessary that a further sum should be appropriated for that purpose:

Therefore *Resolved*, That there be paid out of the treasury of this Commonwealth, to the committee appointed for allowing and passing accounts, out of the monies to be drawn in by the last State-tax, such sum or sums of money as the Governor and Council shall from time to time think necessary, provided the amount of such sums shall not exceed *ten thousand pounds* money of the new emission; said committee to be accountable for the expenditure of the money they shall receive; and his Excellency the Governor, with advice of Council, is requested to issue his warrants on the treasury accordingly.

CXVIII.

Resolve vesting the selectmen of *Marblehead* with power to fit out a cartel for the purpose mentioned in their petition, and requesting his Excellency to qualify said vessel. July 3, 1781.

On the petition of a number of widows of the town of Marblehead, praying for the redemption of a number of their children, now in the hands of the enemy at St. John's, as set forth in their petition:

Resolved, That the prayer of said petition be granted, and that the selectmen of *Marblehead* be, and they hereby are vested with full power to equip and dispatch a vessel as a cartel to *Halifax*, or to any port in the island of *St. John's*, for the above purpose; and that his Excellency the Governor, upon application of said selectmen, be requested to qualify the vessel they may procure.

CXIX.

Resolve repaying the town of *Freetown*, a fine set upon said town for not procuring ten soldiers for nine months service in *June, 1779*. July 3, 1781.

On the petition of John Hathway, in behalf of the town of Freetown, in the county of Bristol, shewing, that there was a fine of six thousand pounds laid on said town for not procuring and delivering ten soldiers for nine months service in the year 1779, agreeable to the order of the General Court: And whereas it appears that said town of Freetown did procure said ten soldiers, and that they were mustered agreeable to said order, but through a mistake did not return a certificate thereof as was directed:

Resolved, That said sum of *six thousand pounds*, that was paid by said town as a fine aforesaid, be repaid to the town of *Freetown*, out of the public treasury of this Commonwealth; and that his Excellency the Governor, with the advice of Council, is requested to give a warrant on the treasury for the payment of said sum.

CXX.

Resolve for detaching a number of militia as guards to the convention troops at *Rutland*, and making an establishment for them. July 3, 1781.

Whereas it appears to this Court, that an additional guard will be necessary for the safe keeping of the convention troops expected at Rutland: Therefore,

Resolved, That his Excellency the Governor be requested to detach from the militia, or otherwise procure, one Captain, two Subalterns, and one hundred non-commissioned

commissioned officers and private soldiers to serve as guards to the prisoners at *Rutland* for the term of six months, unless sooner discharged; the aforesaid officers and soldiers pay and rations to be on Continental establishment.

CXXI.

Resolve directing the several committees appointed for sale of absentees estates to receive the several emissions of money, agreeable to the conditions of sale, and directing the Treasurer to require an oath of said committee. July 3, 1781.

On the petition of the committee for sale of absentees estates:

Resolved, That the several committees within this Commonwealth, appointed for sale of absentees estates, be, and hereby are directed, to receive the several emissions of money, agreeable to the conditions of sales made on absentees estates; where the purchasers have offered to comply with the conditions of sale on their part within the time limited, provided that they on their part declare that the several emissions offered for payment, have not by them, either directly or indirectly been exchanged, either out of hard money into bills of the old or new emission, or out of the new into the old emission, since the limited time aforesaid.

And it is further *Resolved,* That the Treasurer of this Commonwealth be, and hereby is directed, to require of the several committees, for sale of absentees estates, previous to the receiving the proceeds of said estates, that they declare on oath, that they in their capacity aforesaid, have not exchanged either of the emissions, or hard money received for sale of said estates in any way or manner, so as to make any advantage to themselves thereby.

CXXII.

Resolve directing the Secretary to rectify the mistake in the printed resolves passed June 30th last, for raising a number of men for the army, to delete the word *four*, and insert *three*, the term of service. July 3, 1781.

Whereas a mistake has taken place in the printed resolves of this Court of the 30th June last, for raising a body of militia, to reinforce the army under General Washington, by inserting the word four, instead of the word three, expressing the number of months they are to be held in service.

Resolved, That the Secretary be, and he is hereby directed, to delete the word *four*, and insert the word *three* in those resolves above mentioned, and to certify on each resolve the same was done by order of this Court.

CXXIII.

Resolve requesting the Governor and Council to make suitable preparations for the celebration of the anniversary of the Independence of the United States of America. July 3, 1781.

Resolved, That his Excellency the Governor, with the advice of Council be, and he is hereby requested, to direct that suitable preparations be made for the celebration of the anniversary of the Independence of the United States of *America*, and to invite such gentlemen as he may think proper.

CXXIV.

A grant of *ninety pounds*, to the Hon. *James Lovell*, Esq; one of the Members of Congress for this Commonwealth. July 4, 1781.

Resolved, That there be paid out of the Treasury of this Commonwealth, to the order of the Hon. *James Lovell*, Esq; one of the Members of Congress for this Commonwealth,

Commonwealth, *three hundred dollars* of the new emission, towards his order upon the Treasurer, of 8th of May, 1781, and for which he is to be accountable.

CXXV.

Resolve deducting one man from the assessment of the town of *Medfield*, by a resolve of the 2d December last. July 4, 1781.

Whereas it appears to this Court, that there is a mistake in the Schedule annexed to the resolve of the second of Dec. last, for filling up the Continental army, respecting the town of Medfield, said town being set at fourteen men, when their just proportion would not be more than thirteen :

Therefore *Resolved*, That one man be deducted from the town of *Medfield*, and they are hereby released from raising more than thirteen men, the resolve of the 2d Dec. last to the contrary notwithstanding.

CXXVI.

Resolve directing the Board of War to call upon all persons to whom they are indebted to exhibit their accounts, and making provision for the payment of their debts, and directing said Board to bring their accounts to a final adjustment, on or before the 15th August next. July 5, 1781.

Resolved, That the Board of War be directed to call upon all persons to whom they are indebted, to exhibit their accounts on or before the 31st day of July next.

And in order that said Board of War may be enabled to pay those debts which may be discharged only in current money :

Resolved, That there be paid out of the public treasury, to the said Board, the sum of *four thousand pounds*, in bills of credit in the new emission, they to be accountable for the same. And the Treasurer is also hereby empowered and directed, to give security (agreeable to the law making provision for supplying the treasury with the loan of *eight hundred thousand pounds*) for the payment of such other demands upon the said Board as are payable otherwise than in current money.

And it is further *Resolved*, That the Board of War be, and they hereby are directed, to bring their accounts to a final adjustment on or before the 15th of August next ; and that the committee for stating and methodizing public accounts be, and they hereby are authorized, on the part of government, to see that such adjustment be effected.

CXXVII.

Resolve directing the committee for settling with the army, that in their settlement for the year 1780, to credit the town bounties. July 5, 1781.

Resolved, That the committee for settling with the *Massachusetts* line of the army, be directed, in the settlement for the year 1780, to credit all non-commissioned officers and soldiers who have obtained a regular discharge therefrom, for the town bounties that have been deducted from a former settlement, in the same manner as they are directed to credit those in actual service for said deducted bounties.

CXXVIII.

Resolve on the representation of *John Kirkland, Esq;* one of the committee for the sale of confiscated estates in the county of *Hampshire*. July 5, 1781.

On the representation of John Kirkland, Esq; one of the committee for the sale of confiscated estates in the county of Hampshire.

It appears to this Court that Abijah Willard, Esq; late of Lancaster, in the county of Worcester, an absentee, owns, in common with Samuel Ward, of said Lancaster, and company, a number of lots of land lying in Murrayfield, Norwich and the additional grant, in the county of Hampshire aforesaid, amounting to three or four thousand acres, and by reason of its being jointly owned as aforesaid, the committee cannot proceed to sell the land of said Abijah, although confiscated :

Therefore *Resolved*, That the said committee give fourteen days notice to the said Samuel Ward and company, to attend at Murrayfield aforesaid, at such time as the committee shall appoint, for the purpose of dividing said lands ; and provided the said Samuel and company shall neglect or refuse to attend, being notified as aforesaid, the said committee are hereby directed to set off one third part of said lands, being the full share of said Samuel and company, and proceed to sell the remaining two thirds agreeable to the orders of Court.

And it is further represented by the said John Kirkland, Esq; that there are several lots of land lying in Murrayfield aforesaid, belonging to the estate of John Murray, Esq; late of Rutland, in the county of Worcester, an absentee, which are held in possession by a number of persons, by virtue of obligations received from the said Murray ; that those persons some of them have paid none, and others but a small part of the consideration mentioned in their several obligations :

Wherefore it is further *Resolved*, That the committee aforesaid be directed to call upon all those persons who hold lands belonging to the estate of the said John Murray aforesaid, to settle with them agreeable to their obligations ; and in case of refusal, that the committee be directed to proceed against them agreeable to the laws of this Commonwealth in that case made and provided.

CXXIX.

Resolve for detaching a suitable number of militia to guard the several magazines, stores, or prisoners, in and about the town of Boston. July 5, 1781.

Whereas the corps of invalids, who have been doing duty in the town of Boston, are ordered to West-Point, by which means there will be no guards for the several magazines, stores or prisoners in and about the town of Boston :

Therefore *Resolved*, That His Excellency the Governor, with the advice of Council, be, and he is hereby requested, to give immediate orders that a suitable number of militia, with proper officers to command them, be detached from such regiment or or regiments as he shall judge proper, to do duty at said port for three months, unless sooner discharged, the said officers and men to be on the same establishment as the guards doing duty in Rutland.

CXXX.

Resolve empowering the assessors and collectors within this Commonwealth to assess and collect such sums, in specie only, as may be sufficient to procure their men. July 5, 1781.

Whereas it may be necessary that such towns and classes as have not yet completed their quota of men for the Continental army, and the militia now called for, should be empowered to assess the inhabitants and classes such sums, in gold and silver, as may be sufficient to procure their men ; and doubts having arisen, whether, by any resolve or act hitherto passed, they are enabled to make and collect such a tax :

Therefore *Resolved*, That the assessors and collectors of the towns and plantations within this Commonwealth be, and they are hereby empowered, to assess and collect such sums, in specie only, if it be judged expedient, as may be sufficient for the purposes aforesaid.

And

And be it further *Resolved*, That all such classes as have hired and paid their men, but have not yet been able to obtain from all the individuals of their classes their proportion of the expence of procuring their men, that the assessors and collectors of the several towns and plantations within this Commonwealth be, and hereby are empowered and directed, upon application of any of the individuals of the classes aforesaid, to assess and collect from the delinquent members of their classes such sums of money as may be sufficient to reimburse the classes to which they belong their full proportion of the expence of procuring the men for their several classes, any law of this Commonwealth to the contrary notwithstanding.

CXXXI.

Resolve making provision to supply *Oliver Phelps, Esq;* with a sum of money to enable him to purchase beef for the army. July 5, 1781.

Whereas it is absolutely necessary that Oliver Phelps, Esq; should be immediately supplied with a sum of money to enable him to purchase beef for the army, before he can obtain it by the tax for that purpose :

Resolved, That there be paid out of the public treasury to *Capt. Elijah Hunt* for *Oliver Phelps, Esq;* the superintendant of purchases, the sum of *five thousand pounds*, in bills of the new emission; and the Treasurer is also directed to pay to the said *Capt. Elijah Hunt* for the said *Oliver Phelps*, the ballance that is due to him on a warrant in his favour for *ten thousand pounds*, in bills as aforesaid, which warrant was directed to be paid out of the proceeds of the prize goods; and the Treasurer is hereby directed, to pay said money out of the *sixty-six thousand pounds* ordered to be retained in his office: And in order that the said money may be immediately replaced.

Resolved, That *John Rowe* and *Stephen Higginson, Esq's.* be, and they hereby are appointed a committee, together with the agent, to make sale, as soon as possible, of the ship *Tartar*, together with all her guns, stores, and appurtenances, for hard money or bills of the new emission, at public or private sale, as they shall judge most for the interest of Government: And the agent aforesaid is hereby directed, to pay the proceeds of the sale of said ship into the treasury, reserving out of the overplus of the *five thousand pounds*, together with the *ten thousand pounds* aforesaid, a sufficient sum to pay the several ballances that may be due to the tradesmen who have been employed in building said ship; and the Treasurer is hereby directed, out of said money, to replace the money he shall borrow from the *sixty-six thousand pounds*, as ordered by this resolve, and reserve the remainder for the further order of the General Court; which sum, so replaced, he is hereby directed immediately to deface, agreeable to the directions of an act passed the 25th of *January* last, entitled "An act to prevent one seventh part of the bills of credit of the new emission coming into circulation, and for directing the Treasurer to issue gold and silver out of the treasury therefor."

CXXXII.

Resolve directing the Secretary not to publish the proceedings of the Judges of the Supreme Judicial Court, relative to the settlement of the value of the bills of credit. July 5, 1781.

Whereas by an act of this Court, the bills of credit current within this Commonwealth, are no more to be a lawful tender at any rate whatsoever :

Resolved, That the Secretary be, and hereby is directed, not to publish the proceedings of the Justices of the Supreme Judicial Court, relative to the settlement of the value of said bills.

Resolve

CXXXIII.

Resolve on the petition of *David Fay, Elisha Bemis* and others. July 5, 1781.

On the petition of David Fay, Elisha Bemis and others, praying that a certain tract of land, known by the name of Framingham-Leg or Fiddle-Neck, might be annexed to the town of Southborough :

Resolved, That the prayer thereof be so far granted, that the petitioners be, and are hereby ordered, to notify the towns of *Framingham* and *Southborough*, by serving the clerks of the said towns respectively, with an attested copy of this petition and order thereon, fifteen days before the next setting of the General Court, that they may shew cause if any they have, on the second Wednesday of the next sessions, why the said land with the inhabitants thereon, should not be annexed to the town of *Southborough*.

CXXXIV.

Resolve appointing a committee to set in the recess of the General Court, to examine the Treasurer's accounts. July 5, 1781.

Resolved, That *Benjamin Austin, Richard Cranch* and *Samuel Barrett*, Esq's. be, and hereby are appointed a committee to set in the recess of the General Court, to examine and credit the accounts of the Treasurer of this Commonwealth, from the time of the last settlement thereof, to the 31st day of *May*, 1781, and make report to this Court in the beginning of the next setting thereof, the true state of the Treasurer's office; and said committee are hereby empowered, to call upon all persons who have any books or papers in their possession that belong to the Treasurer's office, to deliver the same to said committee, if they shall find it necessary to call for them.

CXXXV.

Resolve directing the Commissary to supply the truck-master at *Halifax* with provisions for *Penobscot* tribe of Indians, and the committee of supplies to deliver certain articles to *Orano*, the chief of said tribe. July 5, 1781.

Whereas Orano, Chief of the Penobscot Indians, has supported his petition by evidence, That he supplied the express sent to Machias, and from thence to the Michmacks, St. John's, and Passimaquaddy tribes, with the articles set forth in his petition, viz. a red broad cloath new blanket, a new blue broad cloth coat and jacket, one pair of new broad cloath Indian stockings, one new ruffled shirt, one pair of new morgasons, one gun, powder and ball :

Resolved, That the committee for purchasing supplies be ordered and directed to furnish the said *Orano* with the aforesaid articles.

Resolved, That the Commissary of this Commonwealth be ordered to supply *Capt. Josiab Brewer*, Truck-Master at *Halifax*, with sufficient provisions for him to deliver to the said *Orano* and his tribe, thirty rations per day.

CXXXVI.

Resolve directing the selectmen of the town of *Boston* to call upon the delinquent individuals of classes to be classed anew, and within 24 hours to furnish their quota of men for the army. July 5, 1781.

Whereas by a resolve of this Court, of the 16th of June last, requiring the several towns and plantations in this Commonwealth to compleat their proportion of this State's quota of the Continental army, it was provided, That the commanding officer of each
Q [company,

company, or, in any town or company where there were no militia officers, the selectmen of each town, or the committee of each plantation (as the case might be) within 48 hours after the expiration of the 30th day of June, should proceed to draught so many men as the said town or plantation shall be respectively deficient, from the delinquent classes in said towns or plantations: And whereas the town of Boston hath classed its inhabitants for the purpose of raising money for procuring the men required of said town, and many persons in the classes have paid their proportions of the money assessed on said classes, while others from negligence or disaffection have omitted the same:

Resolved, That those individuals, inhabitants of the town of Boston, who have paid their proportion of the money assessed on their several classes, be, and hereby are exempted from any draught or penalty, incur'd by the delinquency of the classes to which they respectively belonged; and the selectmen of the town of Boston are hereby impowered and directed, within twenty-four hours after the receipt of this resolve, to cause such delinquent individuals to be classed anew, - agreeable to the rule for classing, pointed out in the resolve of the 2d December last, authorizing the towns and plantations within this Commonwealth, to class their inhabitants, and the militia officers of said town shall, within twenty-four hours after the said delinquent individuals are classed anew as aforesaid, proceed to fill up said towns quota of men by draught, from the classes composed of said delinquent individuals, in the same manner as in said resolve of the 16th June, is directed from delinquent classes, any thing in former resolves contained to the contrary notwithstanding.

CXXXVII.

Resolve directing the Superintendant of the county of *Bristol*, to deliver Major *Pettingale* the recruits raised in said county. July 6, 1781.

On the representation of James Williams, Superintendant for the county of Bristol, setting forth that he has a number of men delivered to him, who are strangers, and that it will be more chargeable to send them on to Springfield from Taunton, than from Boston, and that there are no blankets for said men but at Boston.

Therefore, *Resolved*, That the Superintendant of said county of *Bristol*, send forward, and deliver over to Major *Pettingale* at *Boston*, all the recruits of men he has or may receive for said county, any resolve of this Court to the contrary notwithstanding.

CXXXVIII.

Resolve directing the Treasurer to issue certificates to the amount of *four thousand pounds*, and allowing said sum to the committee of supplies, to procure certain articles for the *Massachusetts* line of the army, and directing said certificates to be received in payment of taxes. July 6, 1781.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to issue certificates to the amount of *four thousand pounds*, in the form prescribed by a resolve of the General Court passed the 23d day of *June* last, which shall be signed by the Treasurer and the committee appointed to sign the certificates directed to be issued by said resolve; and all the certificates which shall be issued in consequence of this resolve shall be considered as being of the same value, and shall be received by the collector and Treasurer in payment of taxes in the same manner as those mentioned in the resolve aforesaid.

And it is further *Resolved*, That there be allowed and paid out of the public treasury, to *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, committee of supplies, *four thousand pounds* in the certificates aforesaid, to enable them to procure divers articles

to be accountable for the expenditure thereof, and lay their accounts before the General Court as soon as may be for examination and allowance.

CXXXIX.

Resolve on the petition of *Rodolph Fredrick Geyer*, directing the Attorney-General to desist from prosecution. July 6, 1781.

On the petition of Rodolph Fredrick Geyer.

Resolved That the honorable the Attorney-General of this State be, and he is hereby directed, to desist from prosecuting any libel against a certain house and land at *Wheeler's-Point* so called, in the town of *Boston*, late in the occupation of *Rodolph Frederick Geyer*, as being the property of *Frederick William Geyer*, late of *Boston*, an absentee, for reasons set forth in said petition.

CXL.

Resolve for crediting the committee for Superintending purchases of beef, &c. for the Commissary-Generals receipt, and that the same be charged to the United States, and to enable said committee to do justice to them, whom they are indebted. July 6, 1781.

Whereas *Elijah Hunt and Oliver Phelps, Esq;* late a committee for superintending of purchases, have by their memorial of this day, represented to this Court, that by the stating of said committees accounts, it appears that there is a ballance of two hundred thousand pounds, now in their hands, and there are Treasurer's certificates in the hands of said committee, to the amount of one hundred seventeen thousand six hundred pounds, which they have not been able to negotiate, also a receipt from the Continental Commissary-General for one hundred twenty-two thousand pounds, advanced by them for the purpose of forwarding beef to the army, likewise vouchers for the payment of sundry accounts, to the amount of thirty-seven thousand four hundred forty-nine pounds, and that there is a ballance to a large amount in favor of said committee, which is a debt due from said committee, to diverse persons who have furnished supplies for the army, and which it is not in their power to discharge. by reason of the late unhappy alteration in the currency, the creditors refusing to take their money without an allowance for depreciation, and further requesting the aid and order of this Court, to enable them equitably to discharge the debts aforementioned:

Therefore *Resolved*, That the said committee have credit for the aforementioned Commissary-Generals receipts, and that the same be charged to the United States, and to enable the said committee to do justice to such, to whom said committee are indebted for beef, purchased the last year, when the current value of bills of the new emission was one and seven eighths for one silver dollar.

It is further *Resolved*, That the said committee be, and they are hereby directed, to pay as much money in bills of the new emission, together with the lawful interest, for each hundred weight of beef so purchased the last year, and yet unpaid, as in the judgement of said committee shall make good any depreciation on said bills, and do equal justice to all the said creditors.

And it is further *Resolved*, That the Treasurer be directed to receive of any of the collectors in this Commonwealth, the certificates now in the hands of said committee, and to credit said collectors so much towards the payment of the last tax granted and ordered to be assessed on the inhabitants of this Commonwealth.

And whereas it appears that *Oliver Phelps, Esq;* Superintendant of purchases for the current year, is now indebted to sundry persons who have furnished beef and other supplies

plies, which said debts are in the same predicament with those above mentioned :

Therefore Resolved, That the said Superintendant be, and he hereby is directed and empowered, to make good to said creditors respectively, any depreciation which may have taken place in the bills of the said new emission since said debts were contracted, and to allow them lawful interest in the same manner as is above directed ; and the said committee and superintendant are hereby directed to make hard money the standard in adjusting the several accounts as aforesaid.

CXLI.

Resolve directing the committee of supplies to supply Capt. *Mason Wattles* with sundry articles. -July 6, 1781.

On the petition of *Mason Wattles*, praying that he may be supplied with sundry articles of cloathing, for reasons set forth in his petition :

Resolved, That the committee of supplies be, and are hereby directed, to supply Capt. *Mason Wattles* with two pair hose, one pair boots, one pair leather breches, and linnen sufficient for two shirts, and lodge an account of the same before the committee for settling with the army, that the amount may be deducted from the nine months wages due in the year 1780.

CXLII.

Resolve appointing a committee in the recess of the Court to write the Delegates of this Commonwealth in Congress, upon the subject matter of the old Continental currency. July 6, 1781.

Whereas the failure of some of the States in the union in complying with the requisition of Congress for the redemption of the old money, has operated to the great injury of this Commonwealth ; and unless effectual measures are taken to relieve us from those embarrassments which are hereby continually increasing upon us, inevitable ruin will attend many of the inhabitants of this State :

Therefore Resolved, That the Hon. *Samuel Adams*, *Samuel Allen Otis*, and *Thomas Dawes*, Esq's. be a committee, in the recess of the General Court, to write to the Delegates of this Commonwealth in Congress, informing them of the injuries which the inhabitants of this State suffer from the failure aforesaid : And that inasmuch as other States in the union have not taken measures for calling in their respective proportions of the old money, agreeable to a resolution of Congress of the 18th March, 1780, justice to the inhabitants of this State compel this Government to direct their Delegates to urge in Congress, that this Commonwealth may be authorized to call in the old money now in the hands of their constituents, and to charge the same to Congress, on account of requisitions made by Congress on this Commonwealth for hard money and specific articles.

CXLIII.

Resolve requesting the Governor to loan his Excellency General *Washington*, during the recess, such military stores as he shall want, and can be spared. July 6, 1781.

Resolved, That His Excellency the Governor, with the advice of Council, be requested to loan to His Excellency General *Washington*, such quantities of powder and other military stores as he may request from this State during the recess of the General Court, in case such requisitions can be complied with consistent with the safety of this State.

CXLIV.

CXLIV.

A grant of *four hundred twenty-five pounds* to *Richard Devens, Esq;* Commissary-General, for his services to the 1st of *June* last. *July 6, 1781.*

Resolved, That there be paid out of the treasury of this Commonwealth, to *Richard Devens, Esq;* Commissary-General, the sum of *four hundred and twenty-five pounds*, in specie, in full for his services for one year and five months, ending the 1st of *June* inst. to be paid in new money, at the rate of one and seven-eighths of a dollar for a hard dollar.

CXLV.

A grant of *forty-seven pounds nineteen shillings and four pence*, to *Stephen Sewall, Esq;* *Hancock* Professor of Oriental Languages, for his services to the 1st of *June* last. *July 6, 1781.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of *forty-seven pounds nineteen shillings and four pence*, in specie, to *Stephen Sewall, Esq;* *Hancock* Professor of Oriental Languages, in full for one year and five months service, ending the 1st of *June* inst. to be paid in new money, at the rate of one and seven-eighths of a dollar for a hard dollar.

CXLVI.

Resolve on the memorial of *Benjamin Dudley*, recommending him to the patronage of the Academy of Arts and Sciences, and granting him *three hundred pounds* for the purpose of employing him in mechanical arts. *July 6, 1781.*

On the memorial of Mr. Benjamin Dudley :

Resolved, That the said *Benjamin Dudley* be recommended to the patronage of the Academy of Arts and Sciences ; and that the Honorable the President, Vice-President and Council of said Academy shall receive out of the public treasury of this Commonwealth a sum not exceeding *three hundred pounds*, of the new emission, for the purpose of employing said *Dudley* in such mechanical arts, &c. as to them may seem most beneficial to this State ; and His Excellency the Governor, with the advice of Council, is hereby requested to draw a warrant on the treasury for the purpose aforesaid ; the said officers of the Academy to lay an account of said *Dudley's* experiments before this Court at their next session.

CXLVII.

Resolve directing *Charles Miller, Esq;* to apply to the Treasurer for certificates if he should be unable to send forward to the army supplies of rum, &c. agreeable to a resolve of the 23d *June* last. *July 6, 1781.*

Whereas the measures that have been taken for procuring the supplies of rum for the army, which are required of this Commonwealth may not prove effectual :

Resolved, That *Charles Miller, Esq;* be, and he is hereby directed, in case he shall find himself unable to procure and send forward to the army supplies of rum agreeable to directions of the resolve of the 23d of *June* last, to apply to the Treasurer of this Commonwealth, who is hereby required thereupon, to issue to *Charles Miller, Esq;* certificates of the same form as is prescribed in the aforesaid resolve, provided the amount thereof do not exceed the sum of *four thousand pounds*, to enable him to comply with the directions of the resolve aforesaid, the said *Miller* to be accountable to this Court for the same ; said certificates shall be sign-

ed as in said resolve is directed, and shall be received by the Treasurer of this Commonwealth, and the several collectors of the tax granted by the General Court in *May* last, toward the payment of said tax, for the full sum expressed in said certificates, as equal to the same nominal sum in silver and gold.

CXLVIII.

Resolve directing the collectors and constables of the several towns to receive of the inhabitants of their towns, bills of credit of the new emission, at one and 7-eighths of a dollar in lieu of a hard dollar, upon the tax act passed the last session of the General Court. *July 6, 1781.*

Whereas the tax act made and passed in the last session of the General Court, was estimated and made for gold and silver, but no directions therein given to the collectors and constables within this Commonwealth, whether they are to receive only gold and silver, on account of said tax, or to take an equivalent thereto in bills of credit: And whereas it is necessary for the exigencies of Government that a large sum of money be brought into the treasury as soon as possible:

Therefore *Resolved*, That as an encouragement for the inhabitants of this Commonwealth to exert themselves and pay their taxes early, the collectors and constables of the several towns and plantations be, and they hereby are directed, to receive of the inhabitants of their respective towns and plantations, bills of credit of the new emission, issued on the funds of this Commonwealth, at the rate of one dollar and 7-eighths of a dollar in lieu of a hard dollar, on account of said tax, and to pay to the persons from whom they may receive such bills of credit one year's interest, at the rate of five per cent. on the nominal sum of said bills, in specie, out of the money which such collectors or constables may have in their hands, received on account of the hard money tax, agreeable to an act passed this present session, providing for the payment of one year's interest on said bills, which will become due on the 1st day of *August* next, and ascertaining the rate at which said bills of credit shall be received on account of the tax now due, or to discount the amount of said interest where the persons from whom they may receive said bills are deficient, out of such persons proportion of said hard money tax, as will before the 1st day of *August* next (the time when the interest on said bills will become due) as after the expiration of that time, provided the bills so received are not marked thereon---one years interest paid---and the interest due on said bills has not been before paid: And the Treasurer of this Commonwealth shall allow, and he is hereby directed to allow to all collectors and constables, the interest for one year on all bills issued as aforesaid, as well in cases where the same may be paid into the treasury before the said 1st day of *August* next as after.

And it is further *Resolved*, That where any person is willing to loan money to Government, at any time before the said 1st day of *August*, such person shall receive the full years interest on the same, notwithstanding the loan being made before the said interest was fully due.

CXLIX.

A grant of *one hundred and seventy-five pounds*, to the Rev. *Samuel Williams*, Hollisian Professor of Mathematicks at Harvard College. *July 6, 1781.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of *one hundred and seventy-five pounds* in specie, to the Rev. *Samuel Williams*, Hollisian Professor of Mathematicks at Harvard-College, in full for
one

one year three months and twenty days service, ending the first of June instant, to be paid in new money at the rate of one and seven-eighths of a dollar for a hard dollar.

CL.

A grant of *one hundred and forty-five pounds thirteen shillings and four pence*, to *John Avery, jun.* for his services as Secretary to the 1st of June last. July 6, 1781.
Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *John Avery, jun. Esq;* the sum of *one hundred and forty-five pounds thirteen shillings and four pence*, in specie, in full for his services as Secretary for seven months and twenty-seven days, ending the 1st of June inst. to be paid in the new money at the rate of one and 7-eighths of a dollar for one hard dollar.

CLI.

A grant of *five hundred and sixty-six pounds thirteen shillings and six pence*, to the Hon. *Henry Gardner, Esq;* for his services as Treasurer to the 1st of June last. July 6, 1781.
Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Hon. *Henry Gardner, Esq;* Treasurer and Receiver-General, the sum of *five hundred sixty-six pounds thirteen shillings and six pence*, in specie, in full for one year and five months service, ending the 1st of June inst. to be paid in the new money at the rate of one and 7-eighths of a dollar for one hard dollar.

CLII.

Resolve of a grant of *one hundred and fifty pounds* to *Rev. Edward Wigglesworth*, Professor of Divinity at Harvard-College, for his services to the 1st June last. July 6, 1781.
Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of *one hundred and fifty pounds* in specie, to the *Rev. Edward Wigglesworth*, Professor of Divinity at Harvard-College, in full for one year and five months service, ending the 1st of June inst. to be paid in new money at the rate of one and 7-eighths of a dollar for a hard dollar.

CLIII.

Resolve directing the committee of supplies to deliver *Capt. Moses McFarland*, certain articles for the use of the corps of invalids, and intitling said corps to three months pay. July 6, 1781.

On the petition of *Capt. Moses McFarland*, Commander of the Invalids doing duty in and about Boston, praying for money and cloathing for said invalids :

Whereas it appears to this Court that *Capt. Moses McFarland*, and the invalids under his command, are under marching orders to march to West-Point; and said invalids being very bare of cloathing; and as there is not a sufficiency of cloathing in the Continental store to furnish said troops; and it being absolutely necessary that they should be supplied with some articles of cloathing :

Therefore *Resolved*, That *Ebenezer Wales, Esq;* and *Capt. Amasa Davis*, the committee for supplying the army with small stores, be, and are hereby directed, to deliver to *Capt. Moses McFarland*, one hundred and forty-six pair of overalls, one hundred and forty-six hunting-frocks, one hundred and forty-six hatts, one hundred

dred and forty-six knapsacks, and one hundred and forty-six pair of stockings, for the use of said troops, and that the same be charged to the United States.

Also Resolved, That Capt. *Moses McFarland*, Lieutenants *William Maynard*, *Osgood Charlton*, and *William Lamont*, officers of said corps, non-commissioned officers and privates, be, and hereby are intitled to three months pay, equal to the officers and others in the line of the army; and the committee for settling with the army are directed to make out their accounts for that purpose.

CLIV.

Resolve directing the Treasurer to call upon all persons who have public monies in their hands to bring all such money of every kind into the treasury, and to deliver all the bills of the old emission to the Commissioner of loans; and appointing a committee to examine the defaced bills. July 6, 1781.

Resolved, That the Treasurer be, and he is hereby directed, to call upon all the collectors, committees for settling the estates of absentees, superintendants for purchasing of beef and their agents, and all other servants of Government who have public monies in their hands, to bring all such monies of every kind into the treasury immediately; that he deliver all the bills of the old emission, as soon as received, to the Continental Commissioner of loans; and that he deface one seventh part of the bills of credit of the new emission, in proportion as the bills of the old emission shall be paid into the loan-office, without the smallest unnecessary delay; and that *John Pitts*, *Increase Sumner*, *Thomas Dawes*, *Ebenezer Wales*, and *Samuel Henshaw*, Esq's. are hereby directed to apply to the Treasurer once every week at least, to examine the bills so defaced, agreeably to the directions of an act of the 25th of *Janury* last passed for this purpose, and make report of their doings on the 1st day of the next setting of the General Court.

CLV.

Resolve directing Mr. *Aaron Rice*, to notify the non-resident proprietors of a certain tract of land commonly called *Green and Walker's grant*, to shew cause, &c. July 6, 1781.

Resolved, That Mr. *Aaron Rice* notify the non-resident proprietors of a certain tract of land commonly called *Green and Walker's grant*, by inserting in *Nathaniel Willis's* news-paper three weeks successively before the next session of the General Court, an attested copy of a bill now before this Court, intituled "An act for annexing part of a tract of land known by the name of *Green and Walker's land* to the town of *Charlemont*," that the said proprietors may shew cause, if any they have, on the second *Wednesday* of the next session of the General Court, why the said bill should not be passed into a law.

CLVI.

A grant of twelve pounds to *David Foster* a pensioner. July 6, 1781.

On the petition of *David Foster*, pensioner of this Commonwealth:

Resolved, That *David Foster* be allowed and paid out of the public treasury of this Commonwealth, the sum of twelve pounds in specie, or bills of the new emission at the rate of one and seven-eighths of a dollar for one silver dollar, in full for his pension to the 7th of *June*, 1781; and said pension to be continued.

CLVII.

Resolve to prevent constables and collectors paying in old money. July 6, 1781.
Whereas

Whereas divers taxes have been granted and assessed in the old Continental currency, when seventy-five dollars thereof were at least equal to one hard dollar, or one and seven eighths of a dollar in the new emission: And whereas the said old currency has of late depreciated with great rapidity, and it is become unreasonable that the several persons who are delinquent in payment of said taxes, should any longer continue to avail themselves of the advantage of paying said taxes in said old currency, to the great detriment of the Commonwealth, which if permitted, would operate as an encouragement of delinquency:

Therefore *Resolved*, That the taxes aforesaid, shall no longer remain payable in said old currency, but shall be paid either in hard money at the rate of one hard dollar in lieu of seventy-five dollars of the old emission, or in bills of the new emission, at the rate of one dollar of the said new emission, in lieu of forty dollars in the old emission, and the Treasurer of this Commonwealth, the several county, town, district and parish Treasurers, and also the several constables and collectors within the same, be, and hereby are directed, not to receive any more of said old currency, in discharge of said taxes, and the several Treasurers aforesaid, be, and hereby are respectively empowered to issue their executions against delinquent constables or collectors, for hard money or bills of the new emission, in lieu of the old currency, at the rate aforesaid, in the same manner as if said taxes had been originally assessed in hard money, or bills of the said new emission, and the several constables and collectors aforesaid, are hereby vested with the same power and authority in relation to the collection of said taxes as aforesaid, as if the same had been originally assessed in hard money, or bills of the said new emission, and warrants made out to them accordingly, any law or resolve to the contrary notwithstanding.

Provided nevertheless, That all constables and collectors who may have in their hands any sum or sums of said old currency, which they have received in payment of said taxes, be, and hereby are permitted, to pay the same to the several Treasurers to whom the same may be respectively due, who are empowered and directed to receive the same, the said constables or collectors first making oath either before the Treasurer to whom payment is offered, or before some Justice of the Peace, as it may be most convenient, said Justice specifying in his certificate the particular sum or sums so made oath to, that they really and truly received such monies in payment of said taxes respectively committed to them to levy and collect, not only before the 20th day of July inst. but before they had any kind of knowledge or intimation of the passing of this resolve.

And it is further *Resolved*, That the several justices of the peace within this Commonwealth, and the Treasurer aforesaid, be, and hereby are empowered, to administer the oaths aforesaid, as cases may require.

Whereas the Treasurer of this Commonwealth in many instances, for want of money in the treasury for payment of debts due to the creditors or servants of government has given them receipts in favour of particular constables or collectors in the old currency aforesaid, and in some instances such constables or collectors, have refused payment of the sums mentioned in said receipt, and in other cases payment has been delayed to the present time.

Therefore *Resolved*, That in all such cases the persons who received such receipts making such refusal or delay of payment to appear to the satisfaction of the Treasurer of the Commonwealth, he is hereby authorized and directed to receive into the treasury all such receipts, and pay to the persons for whose debts they were given, the sums mentioned in the said receipts in bills of the new emission, at the rate of one dollar, in lieu of forty dollars of the said old emission, and all such receipts as shall be received by the Treasurer of the Commonwealth, as aforesaid, shall be charged to the constables or collectors, in whose favour they were severally and respectively given, who shall to all intents and purposes be considered as in the same situation with respect to payment of taxes committed to them to collect as if no such receipt had ever been given.

CLVIII.

Resolve directing the Treasurer to give certificates to the Assessors of such respective towns who have procured horses, for the sum which may be allowed to such town by the committee on accounts. July 6, 1781.

Whereas it appears that sundry towns in this Commonwealth, who have procured and furnished horses for the use of the army, agreeable to a resolve of the General Court of the 23^d of June last, by reason of the selectmen's accounts being mislaid, or not seasonably returned into the Secretary's office, said towns have had no deduction from the respective towns proportion of the last State tax, agreeable to said resolve :

It is therefore Resolved, That the Treasurer of this Commonwealth be, and hereby is directed, to give certificates to the Assessors of such respective towns for the sum of money which may be allowed to such town by the committee on accounts for the purchase of such horses, together with the selectmen's time and expence in performing the service assigned them in said resolve, that the assessors may deduct the same from such respective town's last State tax accordingly.

CLIX.

A grant of thirty-nine pounds eleven shillings and eight pence to William Baker, messenger of the General Court, for his services to the first of June last. July 6, 1781.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to Mr. William Baker, the sum of thirty-nine pounds eleven shillings and eight pence, in specie, in full for his services as messenger of the General Court to the first of June instant, to be paid in new money, at the rate of one and seven eighths of a dollar for a hard dollar.

CLX.

Resolve providing a remedy for towns who have been set off since the last valuation from complying with the resolves of the 2^d December and 30th July last. July 6, 1781.

Whereas unless remedy be provided, many towns in this Commonwealth may sustain great injury from complying with the resolve of the 2^d December last, for filling up this State's quota of the Continental army, and the resolve of the 30th July last for reinforcing said army, by reason of alterations made since the last valuation, by setting off inhabitants and estates from one town, and annexing them to another.

Therefore Resolved, That the towns from which inhabitants or estates have been set off since the last valuation, be, and hereby are impowered, to tax and class the said inhabitants and estates, for the purposes mentioned in the resolves aforesaid, in the same manner as if they never had been set off.

Further Resolved, That in case any of the inhabitants set off as aforesaid, shall insist or be insisted agreeable to either of the aforesaid resolves, they shall be placed to the credit of the towns from which they were taken off.

Provided, That it is not intended that any thing in these resolves contained, shall be construed to extend to those towns, which have been set off since the valuation aforesaid, and had their quota of men assessed upon them by the resolves aforesaid.

CLXI.

Resolve on the memorial of Nathaniel Willis, Printer to the General Court, requesting the Governor to grant a warrant for the sum that may be found due by the committee on accounts. July 6, 1781.

On the memorial of Nathaniel Willis, Printer to the General Court, setting forth the great difficulty he labours under in not being able to get his pay for any printing that he has done for the public since October last.

Resolved,

Resolved, That the Governor, with advice of Council, be requested forthwith to grant a warrant on the treasury for the sum that may be found by the committee of accounts, to be due to the memorialist, for his services in printing for this Commonwealth, prior to the commencement of the special agreement, now subsisting between him and said Commonwealth.

And Whereas the memorialist, by his former agreement, may be paid either in gold and silver, or in paper money equivalent. *The Treasurer is hereby directed*, if he pays the memorialist in paper money, to pay him in bills of the new emission in which no interest has been paid.

CLXII.

Resolve directing *James Avery* to deliver the schooner *Nashquaot*, with all her stores, to the agent of this Commonwealth for sale. *July 6, 1781.*

Whereas the schooner *Nashquaot*, which has been employed in the eastern department, is an unsuitable vessel for said purpose :

Therefore *Resolved*, That *Mr. James Avery*, who has now the care of said schooner be, and he is hereby directed, to deliver her with all her stores and appurtenances to *Caleb Davis*, the agent for this Commonwealth, who is hereby directed to sell said schooner, together with such stores as are not wanted for public service, at public auction, and pay the money arising from her sale to the Treasurer of this Commonwealth, taking duplicate receipts for the same; which money the Treasurer is directed to pay on account of the warrants in favor of *Col. John Allen*.

And whereas the agent *aforsaid*, in obedience to the orders of the General Court, has fitted the *Lincoln Galley*, as a cruizer for the eastern coast, and it being represented that the said Galley is not a suitable vessel for said purpose.

Resolved, That on the return of said galley to the harbour of *Boston*, the Agent *aforsaid* be, and he is hereby directed, to exchange her, either by sale or otherwise, as he shall judge most for the interest of the Commonwealth, for a more suitable vessel, to carry not more than eight, or less than four, 3 or 4-pound cannon : And his Excellency the Governor, with advice of Council, is hereby requested to give such orders to the armed vessels of this Commonwealth, as he shall judge necessary for the support of the post at *Machias*.

CLXIII.

Resolve allowing additional pay to the President of the Senate and Speaker of the House of Representatives ; also a grant of *ten pounds* to *Rev. Samuel Cooper*, and *seventy pounds* to *William Baker*, Clerk of the Senate, and *Andrew Henshaw*, Clerk of the House, for their services to *May 30th* last ; as also a further grant of *fifty pounds* to *William Baker* and *Samuel Henshaw*, Esq. *July 6, 1781.*

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to the Hon. *Jeremiah Powell*, Esq; President of the Hon. Senate, the sum of *nine shillings*, new emission, per day, for each day's attendance in the last session of the General Court, over and above his pay as a member of the Senate.

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to the Hon. *Samuel Adams*, Esq; President of the Hon. Senate, the sum of *eighteen shillings*, new emission, per day, for each day's attendance the present session of the General Court, over and above his pay as a member of the Senate.

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to the Hon. *Caleb Davis*, Esq; Speaker of the House of Representatives, for each day's attendance as Speaker the last sessions of the General Court, *nine shillings* per day, over and above his pay as a member of the House of Representatives.

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to the *Rev. Samuel Cooper*, *ten pounds*, new emission, for his services as Chaplain

lain to the two Houses of Assembly, from *October 25, 1780, to May 30, 1781.*

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to *Andrew Henshaw, Esq;* Clerk of the House of Representatives, and to *Mr. William Baker, jun.* Clerk of the Senate, the sum of *seventy-pounds, new emission,* respectively, which, with *one hundred and five pounds,* granted to each of them in two former grants, shall be in full for their services as Clerks from *October 25th, 1780, to May 30th, 1781.*

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to *Mr. William Baker, jun.* Clerk of the Senate, and to *Samuel Henshaw Esq;* Clerk of the House of Representatives, the sum of *fifty pounds, new emission,* respectively, in part for their services as Clerks to the Senate and House the present year.

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to the *Hon. Caleb Davis, Esq;* and to the *Hon. Nathaniel Gorham, Esq;* Speakers of the House of Representatives, *eighteen shillings, new emission,* per day, for each day they have respectively filled the chair the present sessions of the General Court, over and above their pay as Members of the House of Representatives.

CLXIV.

Resolve on the petition of *Juniper Barthuine.* July 6, 1781.

On the petition of Juniper Barthuine :

Resolved, That his Excellency the Governor and Council be requested to examine the account for the support of *said Barthuine, and the Indians now in Boston* with him, and make such allowance therefor as they may think proper, and such further allowance as may be necessary for their support, until an opportunity present for their return.

And it is further *Resolved,* That his Excellency the Governor, with the advice of Council, be empowered to draw such sum or sums of money out of the treasury, for the above purpose, not exceeding *one hundred pounds* in bills of the new emission.

CLXV.

Resolve directing the selectmen of the town of *Boston* to appoint certain number of engine men, and excusing them from draughts and militia duty. July 6, 1781.

Whereas the great danger and frequent alarms by fire in the town of Boston make it necessary that eleven engines for extinguishing fires be kept in readiness and good repair, and that a suitable number of men be appointed to hold themselves ready on every emergency to work said engines, as well as to keep them in constant repair :

Resolved, That there be one hundred and thirty-eight men appointed by the selectmen of said town, whose business it shall be to take care of and see that the fire engines in said town be constantly kept in good repair, and to attend as engine-men from time to time, as there may be occasion, according to the rules and regulations for extinguishing fire.

And it is further *Resolved,* That the one hundred and thirty-eight men appointed as aforesaid, be, and hereby are excused from draughts and militia duty, except furnishing their quota in the Continental army, and sudden alarms, until the further order of the General Court.

CLXVI.

A grant of *seventy-six pounds sixteen shillings and four pence* to *Daniel Buck.* July 6, 1781.

On the petition of Daniel Buck, praying an allowance of expences for Doctors and attendance, in consequence of a wound received in the battle at Bennington, August 16, 1777 :

Resolved, That the prayer of the petition be so far granted, that there be allowed and paid out of the public treasury of this Commonwealth, to *Daniel Buck,* the sum of *seventy-six pounds sixteen shillings and four pence,* hard money or bills of credit of the new emission, at the rate of one and seven-eighths of a dollar as equivalent to one specie dollar, in full of all expences for Doctors, board, and other necessaries, as set forth in said petition.

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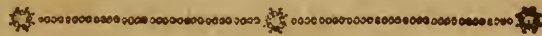
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R E S O L V E S
O F T H E
G E N E R A L C O U R T
O F T H E
Commonwealth of *Massachusetts*,

Began and held at *Boston*, in the County of *Suffolk*, on Wednesday the Thirtieth Day of *May*, *Anno Domini*, 1781; and from thence continued, by Prorogation, to Wednesday the 12th Day of *September* following, and then met at the same Place, being the second Session of said Court.



CLXVII.

Resolve giving day to all acts, papers, &c. this present sessions : *September 13, 1781.*

RESOLVED, That all acts, papers, and resolves, that had day in the last sessions of the General Court of this Commonwealth, and were not fully acted upon, have day in the present sessions.

CLXVIII.

Resolve on the petition of *John Brown* of *Newbury-Port*, settling the estate mentioned : *September 13, 1781 :*

Upon the petition of John Brown, of Newbury-Port, in the county of Essex, boat-builder :
Resolved, That the whole real estate of said *John's* deceased father, in said *Newbury-Port*, being twelve rods and one tenth of a rod of land, with the house thereon, and appurtenances thereof, be settled on the said *John*, to have and to hold the same to him the said *John*, his heirs and assigns forever, at an appraisement thereof, to be made by three indifferent men to be appointed and sworn for that purpose, by the Judge of Probate, within and for said county, provided and upon condition that the said *John* do pay or give such security to said Judge as he shall order, to pay to such of the heirs of the said deceased as have not sold their shares thereof to the said *John*, their shares of the appraised value of said real estate, deducting first from said appraised value thereof, the sum of *twenty-four pounds, eighteen shillings and seven pence*, lawful money, the ballance due to said *John*, of his administration account, as settled with said Judge; and upon the further condition that he make such provision for *Dorothy Brown*, his mother and the widow of said deceased, in lieu of her dower in said real estate, as shall be to her satisfaction.

CLXIX.

Resolve empowering the proprietors of a township granted to the legal representatives of the heirs of *John Gorham, Esq;* in 1771, to make sale of the land mentioned. September 14, 1781.

Resolved, That the proprietors of a township granted to the legal representatives of the heirs of *John Gorham, Esq;* in the year 1771, be, and hereby are fully impowered to make sale, and give sufficient deeds of, to much of the land belonging to those of the aforesaid proprietors, who neglect or delay doing their proportion (according to their interest in said township) to procure a compliance with the conditions of the grant of said township, as shall be sufficient to obtain a fulfilment of the conditions aforesaid, provided that the proprietors make sale of the land belonging to such delinquent proprietors, in a just proportion, according to their interest in said township, after giving credit for the advances previously made by any of them for this purpose.

CLXX.

Resolve on the petition of *Marcy Peak.* September 14, 1781.

On the petition of Marcy Peak :

Resolved, For reasons set forth in her petition, that the prayer thereof be granted, and that the said *Marcy Peak,* with her daughter *Mary,* be, and hereby are permitted to depart this State in the first cartel for *Halifax,* not to return to this State without leave first had and obtained of the General Court; and the naval officer for the port of *Boston* is directed to see that the said *Marcy* and her daughter do not carry any letters or papers detrimental to this or any of the United States.

CLXXI.

Resolve on the petition of *Elizabeth Stephens.* September 14, 1781.

On the petition of Elizabeth Stephens :

Resolved, For reasons set forth in her petition, That the prayer thereof be granted, and that the said *Elizabeth Stephens,* be, and hereby is permitted to depart this State in the first cartel for *New-York,* not to return to this State without leave first had and obtained of the General Court; and the Naval Officer for the port of *Boston,* is directed to see that the said *Elizabeth Stevens* does not carry away with her any letters or papers detrimental to this or any of the United States.

CLXXII.

Resolve appropriating *three thousand pounds,* in specie, to pay the interest due on Government securities. September 15, 1781.

Whereas it appears to this Court, that the sum of six thousand pounds (specie) which has been appropriated for the payment of the interest due on the Government securities given for hard money, is insufficient for that purpose :

Therefore *Resolved,* That a further sum of *three thousand pounds,* in specie, be, and hereby is appropriated out of the hard money tax, for the purpose of paying the interest which is due on said securities; and the Treasurer is hereby directed to govern himself accordingly.

CLXXIII.

Resolve empowering the Judge of Probate of the county of *Worcester,* to allow *Christiana Walker* certain articles mentioned. September 15, 1781.

On the petition of Christiana Walker, wife of Capt. John Walker, an absentee, praying that such part of her husband's personal estate as is now in her hands may be allowed her :

Resolved,

Resolved, That the prayer of the petition be granted, and that the Judge of Probate for the county of *Worcester* be, and he is hereby empowered and directed, to allow the petitioner, *Christiana Walker*, out of said estate, the several articles asked for, *viz.*—two cows, a grind-stone, two sets of plough-irons, a poor iron harrow, and a few farming utensils; and that the agent, *William Dawes*, Esq; be, and he is hereby directed to govern himself accordingly.

CLXXIV.

A grant of *fifty-one pounds* to *Jeremiah Allen*. September 17, 1781.

Resolved, That there be paid out of the public treasury, to *Jeremiah Allen*, *fifty-one pounds*, in specie, in full for an order in his favor drawn by the Hon. *George Partridge* and *Samuel Osgood*, Esq's. July 13th, 1781, and that one moiety of said sum be charged to the said *George Partridge*, and the other to the said *Samuel Osgood*.

CLXXV.

A grant of *one hundred and fifty pounds* to *John Deming* and others, a committee for methodizing accounts. September 20, 1781.

On the petition of John Deming and others, a committee for methodizing the public accounts, praying for their pay for past services:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay out of the public treasury, to the committee on accounts, the sum of *one hundred and fifty pounds*, in silver money, to enable them to discharge the accounts aforesaid, they to be accountable for the same.

CLXXVI.

Resolve empowering *Luther Stetson* to make sale of the real estate mentioned. September 20, 1781.

On the petition of Luther Stetson, praying for licence to make sale of certain real estate in said petition mentioned, for reasons therein set forth:

Resolved, That the prayer of said petition be granted, and that the petitioner be, and he is hereby empowered, to make sale of the real estate in said petition mentioned, for the most the same will fetch, and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, he observing the rule and directions of the law for the sale of real estates by executors and administrators, first giving bond to the Judge of Probate for the county of *Plymouth*, that the proceeds of said sale (after deducting the charge of sale) shall be put on interest for the benefit of the heirs, and paid to them in legal proportion, as they respectively arrive at lawful age.

CLXXVII.

Resolve directing the Commissary-General to dispose of two tons of bar-lead to *Noah Chittendon*, Esq; and *Jedediah Hyde*, they giving bonds for the same. September 20, 1781.

On the petition of Noah Chittendon, Esq; and Jedediah Hyde, praying this Court to give direction to the Commissary-General of this State to deliver them two tons of lead.

Resolved, That the prayer of the petition be so far granted as that the Commissary-General be, and he hereby is directed, to sell to said petitioners two tons of bar-lead, they paying a reasonable price for the same, in money or articles, as the Commissary shall judge most for the public good, the petitioners giving bonds with sufficient sureties for the payment within two months from the date of this resolve, to said Commissary-General.

CLXXVIII.

Resolve appointing *John Langdon* on the committee upon the representation of *Nathaniel Thwing, Esq;* of *Woolwich*, in the room of *Waterman Thomas, Esq;* excused. *September 20, 1781.*

Upon a representation being made to this Court by *Nathaniel Thwing, Esq;* of *Woolwich*, that he, with *Dummer Sewall* of *Georgetown*, and *Waterman Thomas*, of *Thomastown, Esq's.* were appointed a committee, by a resolve of the General Court of the 1st of *March* last, to enquire into certain facts set forth in a representation of the selectmen of *Boothbay*; and that the said *Waterman Thomas* is now removed to *Boston*, and cannot attend said service: Therefore

Resolved, That *Mr. John Langdon* be, and he hereby is appointed on said committee, in the room of said *Waterman Thomas*, who is hereby excused.

CLXXIX.

Resolve ordering the Brigadiers of the several counties by a resolve of the 16th *June* last, to march their delinquent men; and to order certain brigades and regiments to hold themselves in readiness at the shortest notice, for the defence of *Rhode-Island.* *September 21, 1781.*

Whereas application hath been made to this State, by the Governor and Lieutenant-Governor of *Rhode-Island* and *Providence-Plantations*, for assistance from the militia of this Commonwealth, for the defence of that State, in case of an invasion by the enemy:

Resolved, That his Excellency the Governor be requested to issue his orders to the Brigadier or commanding officer of the several brigades (from which the five hundred men were ordered to be raised to do duty on *Rhode-Island* for five months, agreeable to a resolve of the General Court passed *June 16th, 1781*) to see that the aforesaid men be raised, equipped, and marched immediately.

And be it further Resolved, That his Excellency the Governor be requested to order the Brigadier or commanding officer of the brigade in the county of *Bristol*, to order the whole of the militia under his command; the Brigadier or commanding officer of the county of *Plymouth*, to order the regiments commanded by *Col. Heyden* and *Nelson*; and the Brigadier of the county of *Suffolk*, to order *Col. Mann's* regiment; and the Brigadier of the county of *Worcester*, to order three-fourths of *Col. Tyler* and *Col. Welock's* regiments; and the Brigadier or commanding officer of the county of *Middlesex*, to order *Col. Gleason's* regiment, to hold themselves in readiness to march at the shortest notice from Governor *Green* or Governor *Dowen*, for the relief or defence of *Rhode-Island*, equipped according to law, with three days provision.

And be it further Resolved, That if the aforesaid militia, or any part thereof, shall march in consequence of those orders, they shall receive the same pay and subsistence as the officers and soldiers of the Continental army.

CLXXX.

Resolve appointing the Hon. *Samuel Freeman, Esq;* on the committee for selling absentees estates in the county of *Cumberland*, in the room of *Solomon Lombard, Esq;* deceased. *September 22, 1781.*

Resolved, That the Hon. *Samuel Freeman, Esq;* be on the committee for selling the estates of conspirators and absentees in the county of *Cumberland*, in the room of *Solomon Lombard, Esq;* deceased.

CLXXXI.

Resolve appointing *Nathaniel Wells, Esq;* *Mr. Alexander Hill*, and *Mr. John Peck* a committee to settle and adjust accounts with the committee of sequestration. *September 22, 1781.*

Resolved,

Resolved, That *Nathaniel Wells*, Esq; *Mr. Alexander Hill*, and *Mr. John Peck*, be, and they are hereby appointed a committee, with full power and authority to settle and adjust accounts with the committee of sequestration, so called.

CLXXXII.

A grant of *three hundred and sixteen pounds three shillings*, to the *Hon. Samuel Adams*, Esq; and *four hundred and seventy-three pounds eighteen shillings and six pence*, to the *Hon. Artemas Ward*, Esq; for their services as Members of Congress, and directing the Treasurer to receive the several sums of the old emission mentioned. *September 22, 1781.*

Resolved, That there be paid out of the treasury of this Commonwealth to the *Hon. Samuel Adams*, Esq; the sum of *three hundred and sixteen pounds three shillings*, in specie; and to the *Hon. Artemas Ward*, Esq; the sum of *four hundred and seventy-three pounds eighteen shillings and six pence*, in specie, being the ballance of their respective accounts, for expenditures and wages as Members of the honorable Congress, which shall be in full of all demands to the present time: And that the Treasurer be and hereby is empowered and directed, to receive of the *Hon. Samuel Adams*, Esq; *twenty-two thousand dollars* of the old emission; and of the *Hon. Artemas Ward*, Esq; *eight thousand three hundred eighty-six one half dollars*, of like old emission, which were received upon former warrants, included in and recharged in the aforesaid accounts respectively: And the Treasurer is directed to give duplicate receipts for the old emission bills, one of which to be lodged in the Secretary's office.

CLXXXIII.

Resolve on the petition of *Ebenezer Lane*, directing the Commissary-General to supply himself with a sufficient quantity of provisions for the flag mentioned. *September 24, 1781.*

On the petition of Ebenezer Lane, praying for provisions for a flag:

Resolved, That the Commissary-General be, and he is hereby directed, to supply the said flag with a sufficient quantity of provisions for the prisoners and people to and from *St. Lucia*, the Captain of said flag to account with the Commissary for the expenditure thereof.

CLXXXIV

Resolve requesting the Governor to write to the commanding officer at *St. Lucia*, by the flag granted to *Ebenezer Lane*, respecting an exchange of prisoners. *September 24, 1781.*

Whereas it appears to this Court, that a number of the subjects of this Commonwealth are now prisoners at St. Lucia, and other British islands in the West-Indies, and have long endured rigorous confinement in that unhealthy climate: And whereas no regular cartel has been yet settled between this Commonwealth and the West-Indies, and Capt. Ebenezer Lane and others having obtained permission for a private flag, Edward Allen commander, to proceed to St. Lucia, for exchanging a few of said prisoners:

It is therefore *Resolved*. That his Excellency the Governor be, and is hereby requested, to write by said flag, or in such other way as he shall judge best, to the commanding officer at *St. Lucia*, requesting him to permit the said prisoners to return by said cartel, or in such other way as may be most expedient and promising; that on their liberation a like number be sent to *St. Lucia*, or such other place in *America* as he may chuse. And his Excellency the Governor is requested to take other measures (if he judge it necessary) to obtain the liberation of those persons.

CLXXXV.

Resolve directing the committee for settling with the army to settle with *William Frost*, and to allow him the depreciation of his wages. *Sept. 25, 1781.*

On the petition of William Frost, Commissary to General Patterion's brigade, praying for allowance of depreciation on his wages :

Resolved. That the prayer of the petition be granted, and that the committee for settling with the army be directed to settle with the said *William Frost*, and allow him the depreciation on his wages, in the same manner as the officers of the line in the Continental army have been allowed.

CLXXXVI.

A grant of *one hundred and forty-two pounds ten shillings*, to *Frederick de Bourges*, for his services as missionary to the Eastern Indians. *September 25, 1781.*

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of *one hundred and forty-two pounds ten shillings*, in specie, to *Frederick de Bourges*, in full for his service, rations, and expences, twelve months and thirteen days, as missionary to the Eastern Indians, said sum to be charged to the United States.

CLXXXVII.

Resolve directing the Treasurer not to issue any bills of the new emission, or receive any on loan until further order. *September 25, 1781.*

Whereas notwithstanding the measures adopted by the General Court for support of the bills of the new emission, they have depreciated in such a manner as to render it inexpedient to issue them or receive them on loan :

Therefore *Resolved,* That the Treasurer of this Commonwealth be, and he is hereby directed, not to issue any of the said bills or receive any on loan, more than has already been subscribed, until the further order of the General Court, any law or resolve to the contrary notwithstanding.

CLXXXVIII.

Resolve on the petition of *William Hunt*, empowering him to execute a good deed of the land mentioned. *September 26, 1781.*

Upon the petition of William Hunt, administrator (cum testamento annexo) to the estate of Samuel Hunt, praying for liberty to give and execute a deed to Jonathan Rich of Spencer, of lands sold by said Samuel in his life time :

Resolved, That the prayer of said petition be granted, and that the said *William Hunt*, in his said capacity be, and he hereby is fully authorized, and empowered, to give and execute to the said *Jonathan Rich*, a good and sufficient deed in law of the land referred to in said petition; and that the same shall be good and valid in law, to all intents and purposes, as if the same had been executed by the said *Samuel Hunt*, in his life-time, he the said *William Hunt* being accountable to the legates for the monies received by him as mentioned in said petition.

CLXXXIX.

Resolve making an establishment for *Stephen Hall, Esq;* *September 27, 1781.*

On the petition of Stephen Hall :

Resolved, That *Stephen Hall, Esq;* who was employed as Secretary to Brigadier-General *Wadsworth*, from *April 20*, to *October 20, 1780*, in the eastern department, being six months, as appears from the certificate of Brigadier *Wadsworth*, receive the same pay per month, as a Major in said department; and the committee on muster-rolls are directed to make up said *Hall* accordingly.

CXC.

A grant of six hundred and sixteen pounds one shilling and six pence, to Charles Miller, Esq; Commissary of Purchases. September 27, 1781.

Resolved, That there be paid out of the public treasury of this Commonwealth, to Charles Miller, Esq; Commissary of Purchases, the sum of six hundred and sixteen pounds one shilling and six pence, in specie, to enable him to pay for forty-six thousand weight of bread and flour, which he purchased of Edward Tuckerman for the use of the United States, which sum shall be charged to the United States.

CXCI.

Resolve directing the Treasurer to pay the Members of the General Court, in specie, in certain proportions for past services. September 27, 1781.

Resolved, That the Treasurer of this Commonwealth be, and hereby is directed, to pay the Members of the General Court, who have not been paid since the new constitution took place; and also the committee on valuation, who set in the recels of the last and present General Court, out of the hard money tax not yet appropriated, viz. the Members unpaid on the three first rolls one hard dollar in lieu of one and seven-eighths of a dollar, new emission; and on the last roll one hard dollar in lieu of three dollars, new emission; and in case there is not a sufficient sum of hard money in the treasury to pay the several Members for their past services, the Treasurer be directed to receipt on the collectors of the hard money tax for the payment of the same, if the Members desire it.

CXCII.

Resolve permitting John Haywood Winslow, to return with his family and effects from Nova-Scotia. September 29, 1781.

On the memorial of John Haywood Winslow, of Nova-Scotia, praying permission to go to Nova-Scotia, to return with his family and interest from said Nova-Scotia, to this his native place:

Resolved, That the prayer of the memorialists be granted, and that the said John Haywood Winslow be, and he hereby is permitted to return with his family and interest from Annapolis, in the Province of Nova-Scotia, to this Commonwealth.

And it is further Resolved, That upon taking the oath of allegiance to this Commonwealth, after he shall have returned as aforesaid, he shall be deemed a good subject the same.

CXCIII.

Resolve on the petition of William Man, for surveying Prescott's-Grant, in the county of Berkshire; and suspending law-suits in the mean time: September 29, 1781.

On the petition of William Man, praying to be quieted in his possession of part of Prescott's-Grant:

Resolved, That Elias Willard, jun. be a surveyor to repair to Prescott's-Grant, so called, in the county of Berkshire, at the cost and expence of William Man, to measure and take the contents of two plans of land granted to James Prescott, Esq; and his heirs, in July, A. D. 1771, the said Elias Willard, jun. together with the chain-men, to be under oath, the said surveyor making a return of his doings to the General Court at their next sitting.

And be it further Resolved, That all law-suits and proceedings in any court of law respecting the title or claim made by said William Man, to any part of the before-mentioned

above-mentioned grants which he now is in possession of, be suspended and stayed in the mean time.

CXCIV.

Resolve directing the Judge of Probate in the county *Essex*, to grant an administrator on the estate of the heirs of *Ebenezer Stacey* and *John Pedrick*, late of *Marblehead* September 29, 1781.

Resolved, That the prayer of the petition of the heirs of *Ebenezer Stacey* and *John Pedrick*, late of *Marblehead*, deceased, be granted, and that the Hon. Judge of Probate for the county of *Essex* be, and he hereby is vested with full power and authority to appoint an administrator or administrators, for the settlement of the above named persons estates, as follows—That of the said *Ebenezer's* estate (as by his will) divided into seven parts or shares, exclusive of a dower payable to *Elizabeth Procter*, of forty pounds per annum, during her natural life, to be paid from the bonds and notes belonging to the said *Ebenezer's* estate, or as otherwise shall be agreed on by the heirs of the two estates, or their substitutes, to receive for each seventh part or share nine hundred and thirty pounds, or six thousand five hundred and ten pounds for the whole of the said parts, in articles and manner following—All the real estate of the said *Ebenezer*, consisting of houses, lands, tenements, &c. and all the personal estate that remains or can be found, consisting of English goods, navigation, household-furniture, ballance of foreign accounts, with the book debts of the said *John* against several of said heirs, the same (book debts excepted) to be appraised by three persons, authorised by the Hon. Judge of Probate for that purpose; and the deficiency of the said sum of six thousand five hundred and ten pounds, to be made good by the heirs of the said *John* to the heirs of the said *Ebenezer*, in full of all demands against the estate of the said *John*.

And be it further *Resolved*, That the heirs and devisees of the said *Ebenezer*, who shall receive their dues and legacies from the administrators to be appointed as aforesaid, give bonds to the Judge of Probate for the county of *Essex*, with sufficient sureties, to refund such proportion thereof as may put them upon an equality with the creditors of said *Pedrick*, provided his estate should prove insolvent.

CXC.V.

Resolve directing the Secretary to record all public letters. September 29, 1781.

Resolved, That the Secretary of this State be, and he is hereby directed, to copy in a book all public letters addressed to his Excellency, his Honour the President of the Senate, or the Speaker of the House of Representatives; and the said book to be kept in the Secretary's office, in order that each branch of Government may have recourse to them for the public good: And the clerk of the Senate and the clerk of the House of Representatives be, and they are hereby directed, to take a copy of such public letters as are addressed to either House of Assembly, and forward the originals to the Secretary for the purpose aforesaid; and that the copies only be for the purpose of committees who may be appointed upon such letters; and that said copies be put on file in the Senate or House, to which they may be addressed, when the business of considering them is completed.

And it is further *Resolved*, That the Secretary of this State be, and he is hereby directed, to procure a suitable book, and therein copy all such resolutions of the Congress of the United States, as are or may be transmitted to the Governor or General Court of this Commonwealth, by Congress or by their directions; and that the said book be also deposited in the Secretary's office.

CXC.VI.

Resolve for supplying materials and furnishing stores necessary in the laboratory department. September 29, 1781. Upon

Upon the representation of William Burbeck, Comptroller of the laboratory, praying that some mode of supplying the materials for completing the implements, and of furnishing stores necessary in the laboratory department, and of procuring and paying the artificers necessary to be employed therein :

Resolved, That his Excellency the Governor, for the time being, by and with the advice and consent of the Council, be, and he hereby is empowered, from time to time, by a warrant under the seal of this Commonwealth, to direct the Agent therefor to employ and contract with all such artificers and labourers, and to procure and furnish such materials as he the Governor, with the advice aforesaid, shall think necessary for constructing and compleating any implements requisite in said department ; and also to obtain and supply all such military stores as he the Governor, with the advice aforesaid, shall deem suitable to be deposited there.

And be it further Resolved, That Caleb Davis, Esq; Agent as aforesaid, be, and he hereby is appointed, to do and perform the duties above pointed out ; and he hereby is required to execute such orders and directions respecting the same as he may hereafter receive from his Excellency, pursuant to the foregoing resolution.

And in order to enable the Agent aforesaid to carry into effect the design of these resolutions :

Be it further Resolved, That there be paid out of the treasury of this Commonwealth, to Caleb Davis, Esq; the sum of six hundred pounds, he to be accountable for the expenditure of the same.

CXC VII.

Resolve requesting his Excellency to write Major-General Heath, to order a return of the arms and accoutrements retained on public use in 1780. October 1, 1781.

Whereas by a resolve of the General Court, passed November 16, 1780, his Excellency the Governor was requested to write to General Washington, requesting a return of all the arms and accoutrements which had been retained for the public use, from the non-commissioned officers and soldiers belonging to this Commonwealth, but no such return having yet been received :

Therefore Resolved, That his Excellency the Governor be requested to write to Major-General Heath, desiring him to order a return of said arms and accoutrements, &c. as requested by the aforesaid resolve.

CXC VIII.

Resolve on the petition of John Murray, directing the Treasurer not to issue his executions against the collectors of Boothbay. October 1, 1781.

On the petition of John Murray, in behalf of the town of Boothbay, being under many distressed circumstances, as set forth in said petition :

Resolved, That the prayer of the petition be so far granted that the Treasurer of this Commonwealth be, and he hereby is directed, not to issue his executions against the collector or collectors of the town of Boothbay, for any sum or sums of money that are assessed on the inhabitants of said town, as their proportion of the taxes of this Commonwealth, until the further order of the General Court.

CXC IX.

Resolve on the petition of John Murray, directing the Treasurer to receive the monies collected by him in bills of the old emission, taking his oath. October 1, 1781.

On the petition of John Murray, collector for the town of Boothbay in the year 1779, praying the General Court to order the Treasurer to receive the monies by him collected :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to receive of *John Murray*, collector for the town of *Boothbay*, the monies collected by him in bills of the old emission, as that town's proportion of the State tax for the year 1779, on his making oath that he collected the said money before he had any knowledge of the resolve of this Court which past, prohibiting the collectors from receiving any of the old emission after the 20th of *July*, any resolve to the contrary notwithstanding.

CC.

Resolve granting the Hon. *Jabez Fisher* and *Ephraim Starkweather*, Esq's. a committee on accounts, the sum of *fifty pounds nineteen shillings and eleven pence*, in discharge of the ballance of their accounts. *October 1, 1781.*

Whereas by the representation and report of the committee for settling the public accounts, it appears to this Court that the Hon. Jabez Fisher and Ephraim Starkweather, Esq's. a committee on the part of the Senate, appointed to concur and pay accounts, have received of the Treasurer of this Commonwealth, by the warrants from his Excellency the Governor, dated May 14th and June 23d last, three thousand and twenty pounds; they have also produced to this Court good and sufficient vouchers for the expenditure of three thousand one hundred nine pounds and six pence, which, with a ballance of six pounds twelve shillings and five pence, due to them on settlement of their last account, makes three thousand one hundred and fifteen pounds twelve shillings and eleven pence, and leaves a ballance of ninety-five pounds twelve shillings and eleven pence, in bills of the new emission, due to said committee from the Commonwealth, on settlement of their accounts:

Therefore *Resolved*, That there be allowed and paid out of the public treasury, to the said *Jabez Fisher* and *Ephraim Starkweather*, Esq's. *fifty pounds nineteen shillings and eleven pence*, in specie, in full discharge of the above ballance due to them from this Commonwealth.

CCI.

Resolve appointing a committee to make up new rolls for the payment of the Members of the General Court; and directing the Treasurer to lay a transcript of the unpaid Members before said committee; and granting *three thousand pounds* to the committee on accounts. *October 1, 1781.*

Resolved, That from the pay-rolls now in the Treasurer's office be extracted a new roll, bearing the names of the Members of the General Court who have not yet been paid, with the sums due to them respectively, reduced to specie, agreeably to a resolve passed the 26th of *September*; and that *Mr. Bisco*, *Col Coffin*, *Capt. Maynard*, *Noah Goodman*, and *Ephraim Starkweather*, Esq's. be a committee for said purpose.

Resolved, That the Treasurer be, and he hereby is directed, to lay before said committee a transcript of the names of those Members who have not been paid, with the sums due to them respectively, as born on the rolls.

Resolved, That the committee on accounts be, and hereby are directed, to return into the Secretary's office, what warrants may now remain on their hands unsatisfied, taking receipts for the same.

And it is further *Resolved*, That the sum of *three thousand pounds*, in specie, be granted to said committee, for the purpose for which the warrants to be returned were granted.

CCI

Resolve making an establishment for the pay of *Capt. Ichabod Pinkman* and nineteen others, raised for the defence of the sea-coasts in the eastern part of this Commonwealth. *October 2, 1781.*

Resolved,

Resolved, That there be paid out of the treasury of this Commonwealth, in specie, to Capt. *Ichabod Pinkham*, and nineteen others, named in said roll, raised by the town of *Reestbay*, for the defence of the sea-coasts, for one month, being from the 24th of *March* to the 24th of *April*, 1781, viz.—To the Captain *three pounds twelve shillings*, to the Lieutenant *three pounds*, to the sergeants *two pounds* each, and to each private *one pound sixteen shillings*, for the service of the month aforesaid; and that there be also paid *eight pence* per day to each of said officers and privates, in lieu of rations, while in said service; and that said roll be made in conformity to said establishment, and exhibited to the committee on pay-rolls for examination and allowance.

CCIII.

Resolve requesting the Governor to write to Major-General *Heath*, desiring him to order a return of the six-months men who served in the army in 1780. *October 2, 1781.*

Whereas the General Court has not to this day received full returns of the six months men who served in the Continental army in 1780, for want of which the public suffers greatly, and individuals are much injured:

Therefore *Resolved*, That his Excellency the Governor be, and hereby is requested, to write to Major-General *Heath*, desiring him to give positive orders to the officers under his command, to make out a roll of the six-months men, who served in the Continental army in 1780, and to transmit the same to the Secretary of this Commonwealth as speedily as possible.

CCIV.

Resolve on the petition of *Thomas Cushing*, a Lieutenant in the first *Massachusetts's* regiment in the Continental service. *October 2, 1781.*

On the petition of Thomas Cushing, a Lieutenant in the first Massachusetts's regiment, now a prisoner on parole, praying for a suit of cloathing and money for his depreciation notes:

Resolved, That the prayer of the petition be so far granted, that *Ebenezer Wates*, Esq; and Capt. *Amasa Davis*, committee of supplies, be directed to deliver to the said *Thomas Cushing*, one suit of cloathing, consisting of the articles delivered to officers of equal rank, in consequence of a resolve of *September 20, 1779*, and the same be charged to the settlement of the said Lieutenant *Cushing*, for the year 1780.

Further *Resolved*, That the Treasurer be directed to pay one of the depreciation notes of the said *Cushing*, that shall first become due, in silver or gold, agreeable to the rate established for paying depreciation notes.

CCV.

Resolve on the petition of the selectmen of *Douglas*; empowering two Justices in the county of *Worcester* to licence *David Nye* to keep tavern. *October 2, 1781.*

On the petition of the selectmen of Douglas, praying that Mr. David Nye, may be licenced to keep a tavern:

Resolved, That the prayer of the petition be granted, and that any two Justices of the Peace (*Quorum Unus*) in the county of *Worcester* be, and they are hereby authorized and empowered, to grant a licence to the said *David Nye* to keep a public tavern until the next sitting of the Court of General Sessions of the Peace for granting licences in said county of *Worcester*; said *Nye* recognizing to observe such rules and orders as the law in such cases require to be done and performed.

CVI.

Resolve directing the Treasurer to discharge the warrants drawn in favor of the officers and soldiers of the *Massachusetts*'s line of the army for their three months wages in hard money. *October 2, 1781.*

Whereas by a resolve of the General Court, passed at their last sessions, the Treasurer of this Commonwealth was directed to pay to the officers and soldiers of the Massachusetts' line in the Continental army, three months pay, one half in specie and the other half in bills of the new emission, at their nominal value, out of the monies arising from the sale of the prize goods: And as it is not expedient that any more bills of the new emission should be paid for said purpose; and a considerable deficiency still remaining due of said three months wages:

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he is hereby directed, to discharge the warrants that are or may be drawn on him, for said three months wages, in hard money only, out of the money arising from the hard money tax, or any other hard money he has or may receive which is not otherways appropriated.

And whereas from various, unavoidable causes the payment of said three months wages has been delayed much longer than was expected:

It is therefore further *Resolved*, That the Treasurer aforesaid be, and he hereby is directed, to discharge said demands out of the first hard money he may receive, either from the tax or otherwise, which is not otherwise expressly ordered.

CVII.

Resolve empowering *Sarah Hooker* to make sale of the minors shares in the real estate mentioned in her petition. *October 3, 1781.*

On the petition of Sarah Hooker, praying for licence to make sale of the shares of five infant children of her's which she had by her late husband the Rev. Mr. John Hooker, deceased, viz. John, William, Thomas, John Worthington and Lucy, in the deceased's real estate, for reasons therein set forth:

Resolved, That the prayer of the petition be granted, and that the petitioner be, and she is hereby empowered, to make sale of the said minors shares in said real estate, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof, to the purchaser or purchasers, she observing the rules and directions in the law for the sale of real estates by executors and administrators; she first giving security to the Judge of Probate for the county of *Hampshire*, that the proceeds of said sale (after deducting the charge of sale) shall be put on interest for the benefit of said minors, and paid to them in legal proportion, as they respectively arrive of lawful age.

CVIII.

Resolve directing the Treasurer to receive of the Auctioneers the duty laid on all goods by a late act of the General Court; and empowering him to prosecute all delinquent Auctioneers. *October 4, 1781.*

Whereas by an act for regulating the sale of goods by Public Auction, the several Auctioneers licenced were obliged to pay one per cent. on all goods sold by Public Auction, at the expiration of every six months. And whereas many of the goods which have been sold since the passing said act have been sold for old Continental currency; and the Treasurer being in doubt whether he can receive any of said duty in said old currency:

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he is hereby empowered and directed, to receive of said Auctioneers the said duty of one per cent. on all goods sold for old Continental currency, in said currency, the said Auctioneers making oath, before the said Treasurer or some Justice of the Peace,

who are hereby respectively empowered to administer the same, that the goods they tender the duty of in said old Continental currency, were sold wholly for said currency, any law or resolve to the contrary notwithstanding.

And it is further *Resolved*, That the Treasurer be directed, without loss of time, to call on and prosecute all delinquent Auctioneers as the law directs.

CCIX.

Resolve appointing Mr. *Bailey Bartlet* to settle the committee of sequestration accounts, in the room of *Nathaniel Wells, Esq*; excused. *October 4, 1781.*

Resolved, That Mr. *Bailey Bartlet* be on the committee to settle accounts with the committee of sequestration in the room of *Nathaniel Wells, Esq*; who at his request is hereby excused from serving on said committee.

CCX.

A grant of *thirty pounds nineteen shillings and five pence*, to *Noah Taylor*; and putting him upon the list of pensioners as a private soldier. *October 4, 1781.*

On the petition of Noah Taylor, of Wells, a wounded soldier in Col. Brewer's regiment, and in Capt. Daniel Merrill's company, praying for some relief; and on the representation of John Lucas, Commissary of pensioners:

Resolved, That there be allowed and paid out of the public treasury, to the petitioner, the sum of *thirty pounds nineteen shillings and five pence*, in full, to enable him to discharge the Doctors bill, and other expences as exhibited in his account.

Further *Resolved*, That the said *Noah Taylor* be put on the pension list, and be allowed half-pay, as a private soldier, beginning on the first day of *January, 1780.*

CCXI.

Resolve on the petition of *John Bisco*, in behalf of *Isaac Livermore*. *October 4, 1781.*

On the petition of John Bisco, in behalf of Isaac Livermore, praying that he may be allowed the principal and interest of a number of silver notes (so called,) issued May 25, 1775, being seven pounds sixteen shillings principal, and two pounds nineteen shillings and three pence, interest:

Resolved, That the prayer thereof be granted, and that the Treasurer be, and he is hereby directed, to deliver to *John Bisco*, for the use and benefit of *Isaac Livermore*, a note of *ten pounds fifteen shillings and three pence*, specie, payable in one year, he delivering the above said silver notes into the treasury.

CCXII.

Resolve allowing the County Treasurer's accounts, for the County of *Plymouth*.

October 4, 1781.

Whereas it appears, upon examination of the Treasurer's accounts for the county of Plymouth, that all the monies granted and allowed by the Court of General Sessions of the Peace for said county, from July term 1780, to July term 1781, was for such purposes and appropriations as the law impowered said Court to grant:

Therefore *Resolved*, That said accounts be accepted and allowed.

CCXIII.

A grant of *two thousand pounds* to *Ebenezer Wales, Esq*; and *Capt. Amasa Davis*, a committee of supplies; and directing them to return a warrant granted *March 10, 1781*, into the Secretary's office. *October 5, 1781.*

Whereas Ebenezer Wales and Amasa Davis, the committee of supplies, have a warrant on the Treasurer of this Commonwealth, dated March 10, 1781, for five thou-

land pounds, in the new emission, which warrant has become of no use to the said committee by the stoppage of the new money :

Therefore Resolved, That *Ebenezer Wales* and *Amasa Davis*, the committee of supplies, be, and they are hereby directed, to return the warrant aforesaid into the Secretary's office, the Secretary to give said *Wales* and *Davis* a certificate of the return of the same.

Also Resolved, That there be paid out of the public treasury of this Commonwealth, to *Ebenezer Wales* and *Amasa Davis*, the committee of supplies, the sum of two thousand pounds, in specie, to enable said committee to transact the business assigned them by the General Court, they to be accountable for the expenditure of the same.

CCXIV.

Resolve on the petition of *Gideon Smith*, discharging him from the bond mentioned. October 5, 1781.

On the petition of *Gideon Smith*, praying that he may be discharged from a certain bond, given to the committee of correspondence and safety of Stockbridge, for reasons set forth in his petition.

Resolved, That the prayer thereof be granted, and the said *Gideon Smith* be, and he hereby is discharged from the obligation of said bond; and the committee of correspondence and safety aforesaid, are directed to deliver the aforementioned bond to the said *Gideon Smith*.

CCXV.

Resolve on the petition of *William Dawes*: October 8, 1781.

On the petition of *William Dawes* :

Resolved, That the prayer of said petition be so far granted, that two of the Justices of Sessions of the Peace for the county of *Suffolk* be, and are hereby empowered, to grant the said *William Dawes* a licence to sell spirituous liquors in his house, in the town of *Boston*, in *Ann-Street*, until the usual term for granting licences for the county aforesaid, he first obtaining the approbation of the selectmen, and entering into a recognizance to observe the rules and directions of the law respecting retailers of spirituous liquors.

CCXVI.

Resolve approving the conduct of *Oliver Phelps*, Esq; Superintendant of purchases, and directing him to continue forwarding beef-cattle to the army, and granting one hundred and fifty pounds in specie for said purpose. October 6, 1781.

Whereas it appears by a letter from *Oliver Phelps*, Esq; Superintendant of purchases, that he has been obliged to forward the supplies of beef to the army, and that it is necessary that he should continue so to do :

Therefore Resolved, That the conduct of *Oliver Phelps*, Esq; Superintendant of purchases, in forwarding the supplies of beef to the army, as set forth in his said letter, be, and he is hereby approved by this Court; and he is hereby authorized and directed to continue to forward the beef-cattle to the army until the further order of the General Court, he keeping a regular and exact account of all monies which he has already or may hereafter expend in prosecuting said business.

And whereas it is absolutely necessary that the said Superintendant should be immediately furnished with a sum of money to enable him to send forward the beef to the army :

Therefore Resolved, That there be paid out of the public treasury of this Commonwealth, to *Col. Timothy Robinson*, for *Oliver Phelps*, Esq; one hundred and fifty pounds in specie, for the said purpose; and his Excellency the Governor, with advice of Council,

Council, is requested to issue his warrant accordingly ; and in case said money is not in the treasury, the Treasurer is hereby directed to give orders on any deficient collectors or constables in discharge of the said warrant.

And it is further *Resolved*, That the said Superintendant be, and he is hereby empowered, to receive money from any town or towns in lieu of beef, and appropriate the same for defraying the expence of driving the cattle to the army ; and the said Superintendant is hereby further empowered and directed, to make such allowance to any town or towns who shall pay money in lieu of beef, as he shall judge sufficient to induce them to advance a sufficient sum for the purpose aforesaid ; he is also directed to repay into the public treasury the aforesaid sum of *one hundred and fifty pounds*, as soon as he shall receive from the towns the amount of that sum more than shall be sufficient for the purposes before-mentioned.

CCXVII.

Resolve on the petition of *Joseph Huse*. *October 8, 1781.*

Upon the petition of Joseph Huse, praying that a cartel be sent to Newfoundland :

Resolved, That the Commissary-General be directed to supply the necessary provisions for said cartel to *Joseph Huse*, and charge the same to the United States, and that the said *Joseph Huse* exhibit his account for navigating and equipping a suitable vessel for exchange of all prisoners belonging to this State, now in *Newfoundland*, the exchange to be under the direction of the Commissary of prisoners.

CCXVIII.

Resolve on the petition of *John Spooner*, guardian of the children of *Joshua Spooner*, deceased. *October 8, 1781.*

On the petition of John Spooner, guardian of Elizabeth Spooner, Joshua Spooner and Bathsheba Spooner, praying that so much of the lands and buildings in the town of Middleborough, as were conveyed to the said Joshua in his life time, by deed of mortgage as security for the payment of one thousand pounds, sterling, and the interest, now lying mixed and undivided with the estate of Peter Oliver, Esq; an absentee, may be divided and set off from the estate of said Peter Oliver, for the use and benefit of said heirs :

Resolved, That the Judge of Probate for the county of *Plymouth* be, and he hereby is directed, to appoint three substantial freeholders in said county of *Plymouth*, to divide and set off, for the use and benefit of the heirs of said *Joshua Spooner*, deceased, the one half part of said lands and buildings described in said deed of mortgage, bearing date the sixth day of *February*, Anno Domini, 1765, now lying mixed and undivided with the lands and buildings of said *Peter Oliver*, in such way and manner as will least injure the whole.

And whereas the whole of said estate has been leased out ever since the year 1775, by order of the General Court, and the rents and profits thereof now remain in the hands of the Agent appointed to take the care and management of said estate : And whereas the land and buildings mortgaged as aforesaid are insufficient to pay and discharge the sums due on said mortgage :

Therefore it is *Resolved*, That *Zebedee Sprout*, the Agent on said estate, be, and he hereby is directed, to pay into the hands of the said *John Jones Spooner*, for the use and benefit of the children and heirs of said *Joshua Spooner*, the one half of the rents, issues and profits of all the lands and buildings mentioned and described in said deed of mortgage, and the remaining half into the treasury of this Commonwealth.

CCXIX.

Resolve empowering *Oliver Phelps, Esq;* to cause a quantity of beef to be salted for the army; and directing him to sell the hides and tallow to purchase salt and barrels. *October 8, 1781.*

Resolved, That Oliver Phelps, Esq; superintendant of purchases be, and he hereby is authorized and directed, to salt or cause to be salted, as soon as may be, such quantities of beef, out of the beef already granted and levied on the several towns in this Commonwealth, as he shall judge most conducive to the public service: And that he appoint such persons and places for the purpose aforesaid as he may think most suitable or convenient, or at such place as the Commander in Chief shall direct. And the said superintendant is further directed, to sell or cause to be sold, the hides and tallow, to purchase the salt and barrels necessary to be used in salting the said beef, and to pay the persons employed about the same, he to be accountable for all monies he shall receive arising by such sales.

CCXX.

Resolve on the petition of *Ephraim Delano*, directing *Joseph Greenleaf, Esq;* to admit him to bail. *October 10, 1781.*

On the petition of Ephraim Delano, who was committed to the common goal in the county of Suffolk, on the fifteenth day of September last, on suspicion of knowingly passing counterfeit money, praying that he may be admitted to bail.

Resolved, That the prayer of the petition be granted, and that Joseph Greenleaf, Esq; one of the Justices assigned to keep the peace in the said county of Suffolk, be, and he is hereby directed, to admit the said *Ephraim Delano* to bail, upon his finding sufficient sureties in the sum of *fifteen hundred pounds, specie*, for his appearance at the next supreme judicial court, to be holden at *Boston*, for and in the county of *Suffolk*, on the Tuesday next preceeding the last Tuesday of *February* next.

CCXXI.

Resolve permitting *William Baker* to return a warrant granted him, and that a new warrant be issued for a like sum. *October 10, 1781.*

Whereas in consequence of a resolution of the General Court, his Excellency the Governor, with advice of Council, has issued a warrant, dated July 17, 1781, in favour of Mr. William Baker, messenger to the General Court, for thirty-nine pounds eleven shillings and eight pence, specie, to be paid in bills of the new emission, at one and seven-eighths for one hard, which cannot now be paid in said new money:

Therefore Resolved, That the said William Baker be permitted to return said warrant into the Secretary's office; and on his so doing, his Excellency the Governor, with advice of Council, is requested to issue a warrant for a like sum to be paid in specie.

CCXXII.

Resolve requesting the selectmen of *Boston* to provide a hospital for the wounded seamen belonging to the marine of *France*. *October 12, 1781.*

Resolved, That the selectmen of the town of Boston be, and hereby are requested, to assist Monsieur de Valnais, Consul of France, within this Commonwealth, in providing a suitable building to be made use of as a hospital, for the reception of wounded seamen belonging to the marine of France, and of such as are sick of distempers not infectious, in such part of the said town as will least expose the health of its inhabitants.

CCXXIII.

CCXXIII.

Resolve making provision for the men now doing duty at *Rhode-Island*. October 13, 1781.

Whereas Samuel Cheney, surgeon to Col. William Turner's regiment, now doing duty at *Rhode-Island*, has represented to this Court, that said regiment has not yet been supplied with medicines necessary for the campaign; and it appearing from the certificate of John Warren, Esq; Continental Surgeon, that said Cheney had applied to him for the necessary medicines, but having no medicines on hand, had recommended to said Cheney an application to this Court for the necessary supply: And it being of importance that provision be made for that purpose:

It is therefore Resolved, That the Hon. Caleb Davis, Esq; Agent for this State; be, and he hereby is directed, to furnish said Samuel Cheney with the medicines mentioned in a memorandum accompanying his representation, he giving his receipt therefor, and to be accountable for the expenditure of them; and that the same be charged to the United States.

CCXXIV.

Resolve empowering the selectmen of the town of *Cambridge* to bind out a certain negro child belonging to the estate of Thomas Oliver, Esq; an absentee. October 16, 1781.

On the petition of Jesse Putnam, Agent on the estate of Thomas Oliver, Esq; an absentee, representing that a male negro child, belonging to said Oliver, about six years old, very weakly and needs support; and as said Oliver's estate has been sold, and the proceeds paid into the public treasury; and as it appears to this Court that there are persons that will undertake to support said child, and indemnify the Commonwealth of any farther expence.

Resolved, That the selectmen of the town of *Cambridge* be, and they are hereby requested and impowered, to bind out said negro child to some suitable person, that will undertake to support him (if any there be) until he shall arrive to the age of twenty-one years; and the said selectmen are requested to lay the accounts of the expences that hath already arisen on account of supporting said child before the committee on accounts for allowance and payment.

CCXXV.

Resolve requesting the Governor to order the accounts of teamers, who of late assisted the Deputy-Quarter-Master-General in transporting stores to the army; and granting two hundred and fifty pounds to the Commissary-General. October 16, 1781.

Resolved, That the Governor be, and he hereby is requested, to order the accounts of the teamers, who of late, on his application, assisted the Deputy-Quarter-Master-General in transporting stores to the army, to be laid before the General Court for allowance and payment out of the next State tax.

Resolved, That there be allowed and paid out of the public treasury, to the Commissary-General, the sum of two hundred and fifty pounds, to enable him to supply flour for the garrison at *Castle-Island*, and the troops in the Eastern department, he to be accountable for the same.

CCXXVI.

Resolve on a petition of a number of the inhabitants of the town of *Gloucester*, requesting the Governor to grant a flag. October 16, 1781.

Resolved, That the prayer of the petition of a number of the inhabitants of the town of *Gloucester*, requesting permission to send a cartel to *Antigua* for the redemption

demption of their children and friends, said to be prisoners there, be granted, and that his Excellency the Governor, with the advice of Council, be requested to qualify the vessel they may provide as a cartel, and direct the Commissary-General to furnish sufficient provision for the voyage, to be charged to the account of the United States.

CCXXVII.

Resolve directing the Treasurer not to discharge warrants drawn for certificates, except the ballances due to Col. *Jabez Hatch*. October 17, 1781.

Whereas a resolution passed the General Court the 6th July last, ordering the Treasurer to issue certificates in favor of Ebenezer Wales, Esq; and Capt. Amasa Davis, for four thousand pounds, specie, and also in favor of Col. Jabez Hatch, for one thousand pounds, like money, which certificates were to be received in the tax last granted: And whereas it is not expedient that any more certificates should be issued, receivable in said tax:

Therefore *Resolved*, That his Excellency the Governor be, and he is hereby requested, not to grant any more warrants for said certificates.

And it is also further *Resolved*, That the Treasurer be, and he is hereby directed, not to discharge any warrants that are already drawn on him for said certificates, except the ballance that remains due on the warrant in favour of Col. *Jabez Hatch*, any resolve to the contrary notwithstanding.

CCXXVIII.

Resolve making an establishment for the officers and soldiers who did duty in the county of Cumberland, in 1779. October 17, 1781.

Whereas, on the 3d September, 1779, the Council of this then State, ordered three hundred men to be detached in the county of Cumberland, and marched to Falmouth, for the defence of that part of the State, to be on such establishment as the General Court should afterwards order: And whereas no establishment has yet been made for said men:

Therefore *Resolved*, That the officers and soldiers who marched to *Falmouth*, and did duty in consequence of said order, be on the same establishment, and be intitled to receive the same pay as the officers and soldiers who served in the Eastern department the last year, and there did duty under the command of Brigadier-General *Wadsworth*; and the committee on rolls are hereby directed to pass the pay-rolls for said men accordingly.

CCXXIX.

Resolve appointing *Ebenezer Battle*, Esq; an Agent to receive cloathing in the county of *Suffolk*. October 17, 1781.

Resolved, That *Ebenezer Battle*, Esq; be, and he is hereby appointed, an Agent to receive the cloathing from the county of *Suffolk*, in the room of Mr. *Abner Ellis*, deceased.

CCXXX.

Resolve permitting Hon. *Nathaniel Gorham* to return a warrant, and requesting the Governor and Council to issue a new warrant, for seven pounds ten shillings, in specie. October 17, 1781.

Whereas the Hon. Nathaniel Gorham, Esq; has represented to this Court, that he received a warrant on the Treasurer of this Commonwealth, dated the 10th of July last, for twenty-two pounds and ten shillings, in the new emission, for his pay as Speaker of the House in the last session, which warrant has not been discharged in any part; and whereas by a resolve passed the present session, provision is made that such members as were not paid for their attendance in the last session, shall now be paid in specie, at the rate of one silver dollar for three dollars of the new emission: Therefore

Therefore *Resolved*, That the Hon. Nathaniel Gorham, Esq; be, and he hereby is permitted, to return the said warrant into the Secretary's office, as unpaid; and his Excellency the Governor is hereby requested, with advice and consent of Council, to grant him a new warrant on the Treasurer, for the sum of *seven pounds and ten shillings*, in specie, in lieu of the former warrant, and as equivalent thereto.

CCXXXI.

Resolve reviving a resolve of June 15, 1776, respecting actions that were pending in the common law courts. October 17, 1781.

Whereas a certain resolve of the General Court, passed June fifteenth, one thousand seven hundred and seventy-six, respecting the reviving certain actions that were pending in the common law courts; and whereas said resolve, not reaching the remote parts of this Commonwealth till after the Superior Courts in some of the counties had been held, divers persons did not enter their actions within the time limited by said resolve, whereby great injury will be done, unless said resolve be still continued:

Therefore *Resolved*, That in all causes which were passed upon by default, and were appealed from any Inferior Court, before the said 15th day of June, 1776, and not entered at the Superior Court, the appellants may have liberty, if they see cause, to enter their said appeals to the next Supreme Judicial Court to be holden in such respective county, as though the appeal had been original to the same term, and if any appellants shall neglect to enter their said appeals, the appellants, in such case, may, if they see cause, enter their complaints, and the judgment of the Inferior Court shall be affirmed thereon, as though said complaints had been entered in due time, any law or resolve to the contrary notwithstanding. And the Secretary of this Commonwealth is hereby directed to cause this resolve to be printed in two of the *Boston News-papers*, three weeks successively.

CCXXXII.

Resolve giving directions to the committee appointed for settling with the army, in what manner they shall settle with the discharged officers. October 17, 1781.

Whereas by a resolve of the General Court, of the first of May last, the committee for settling with the army were directed to settle with the discharged officers, when they should receive returns of all supplies delivered them by this State and the Continent, and as no returns have as yet been received of the supplies delivered to said officers by the Continent, and as it appears by a resolve of February 23d, 1781, that no charge is to be made against said officers of any cheating delivered them by Congress, on condition that no account be brought against the States for any other deficiency than the depreciation of wages: Therefore,

Resolved, That the committee for settling with the army be, and they hereby are directed, to settle with the discharged officers of this State's quota of the Continental army, in full, any resolve to the contrary notwithstanding.

Further *Resolved*, That his Excellency the Governor be requested to acquaint the Honorable Congress, that this State have settled with all officers of this State's quota of the Continental army, without charging them with any cloathing supplied them by Congress.

And it is further *Resolved*, That the committee for settling with the army, be directed to settle with said discharged officers and soldiers, for all the time they were in service in the year 1780, the whole ballance due to them, to be paid in three Treasurer's notes, in equal parts, as near as may be, payable at the same periods as is directed by a resolve of July 5th, 1781, for paying the ballance due to this State's quota of the Continental army for the year 1780.

CCXXXIII.

Resolve directing the Treasurer to receive of the Agent to the estates of *Timothy Ruggles* and others, absentees, the several sums in the old emission of money.---
October 17, 1781.

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to receive of *Timothy Page*, Agent to the estates of *Timothy Ruggles*, *John Ruggles*, *Richard Ruggles*, *Gardner Chandler*, and *Daniel Oliver*, absentees, the sums of *one thousand one hundred thirty-six pounds twelve shillings*, in bills of the old emission, received by him as agent to said estates before the depreciation act took place, and *three hundred sixty-two pounds fourteen shillings*, in bills of the like emission, received by him at the rate of *seventy-five for one*; and the said Treasurer is hereby directed to give his receipts accordingly.

CCXXXIV.

Resolve on the petition of *John Read*, of *Rutland*,, empowering two Justices in the county of *Worcester* to licence him as an innholder. October 17, 1781.

On the petition of John Read of Rutland, in the county of Worcester, shewing that he has obtained the approbation of the selectmen of said Rutland, for an innholder in said town of Rutland; and it is necessary for the public benefit; and praying that such proceedings may be in the premises, that thereby he may obtain his licence:

Resolved, That the prayer of the petition be granted, and that two of the Justices of the Peace, within and for the county of *Worcester*, *Quorum Unus*, be, and they hereby are empowered, to grant unto the said *John Read*, licence for an innholder in said town of *Rutland*, until the next Court of General Sessions of the Peace for granting licences within said county, he the said *John* recognizing in manner by law prescribed, and producing to the said Justices the approbation of the selectmen of the town of *Rutland*, agreeable to law.

CCXXXV.

Resolve on the petition of *Julian Coulaux*. October 18, 1781.

On the petition of Julian Coulaux, praying that he may be permitted to export one hundred and twenty-four barrels of damaged flour to the West-Indies:

Resolved, That the prayer of the petition be granted, and the petitioner is hereby empowered and permitted to export the said one hundred and twenty-four barrels of flour from this Commonwealth to the West-Indies, any resolve to the contrary notwithstanding.

CCXXXVI.

A grant of *one hundred and four pounds nine shillings and six pence*, to *Henry Serre*, for articles supplied Col. *John Allen*, at *Machias*. October 18, 1781.

On the petition of Henry Serre, praying to be paid for some West-India goods which he and his partner sold to Col. Allen, at Machias, for the use of the United States, as appears by Col. Allen's certificate, dated head-quarters, Machias, June 15, 1781:

Resolved, That the prayer of the petition be granted, and that there be paid to the said *Henry Serre*, out of the treasury of this Commonwealth, the sum of *one hundred and four pounds nine shillings and six pence*, in full for said goods, and that the same be charged to the account of the United States.

CCXXXVII.

Resolve on the petition of *John Rowe*, Esq; October 18, 1781.

On the petition of John Rowe, Esq; praying that he may have set off to him such part of a certain farm late belonging to Timothy Ruggles, Esq; of Hardwick, in the county

county of Worcester, an absentee, as will be sufficient to pay a certain bond given by the said Ruggles, at the time of purchasing said farm of the said John Rowe, as is more fully set forth in his petition :

Resolved, That Col. Washburn, Capt. Curtis, and Col. Davis, be a committee to appraise and set off to John Rowe, Esq; so much of the said Ruggles's farm that he purchased of said Rowe, as they on their oaths shall think just and sufficient to pay the said John Rowe his bond, with the interest thereon, being in the whole the sum of five hundred and fifty-one pounds eight shillings, as appears by a certificate from the Judge of probate for the county of Worcester, they observing to set off such part as to them shall appear to be most convenient for that purpose, and not too much discommode what may remain ; and said committee are hereby directed and impowered to make and execute a good and sufficient deed to the said John Rowe, for the same.

Provided neverttheless, That if upon the final settlement of the said Timothy Ruggles's estate, it shall be found insufficient to pay all the demands that may be brought against said Ruggles, that then the said Rowe shall be and hereby is held, to reimburse to the Commonwealth, so much as shall appear that he may have received more than his due, compared by the dividend that shall be made for that purpose.

CCXXXV.II.

Resolve directing the committee of supplies to furnish William Baker, messenger of the General Court, with a suit of cloaths. October 18, 1781.

On the petition of William Baker, messenger of the General Court.

Resolved, That Ebenezer Wales and Amasa Davis, Esq's, be and hereby are directed to furnish a suit of cloaths to William Baker, gratis, suitable for the ensuing winter, and charge the same to this State.

CCXXXIX.

Resolve appointing a committee to open a subscription for the sufferers of South-Carolina and Georgia, and requesting the Governor to issue a brief for voluntary and free donations for said sufferers. October 18, 1781.

Whereas the United States in Congress assembled, have recommended opening a subscription for a loan for the support of such of the citizens of the States of South-Carolina and Georgia, as have been driven from their country and possessions, by the enemy.

And also voluntary and free donations, to be applied to the further relief of the said sufferers ; therefore,

Resolved, That Samuel Adams, Isaac Smith, and Thomas Russell, Esquires, be, and hereby are appointed, to open a subscription for a loan to such of the distressed inhabitants of South-Carolina and Georgia, as have been driven from their country and possessions by the enemy, upon the plan recommended by Congress ; and that the monies that may be loaned be remitted by the above-named gentlemen to the committee appointed by Congress for receiving such loans.

Resolved, That the Governor be, and is hereby requested, to issue a brief through the several towns and districts, within this Commonwealth, recommending an attention to the distresses of such of the inhabitants of South-Carolina and Georgia, as have been driven from their country and possessions by the enemy, and their charitable contributions for their relief ; and that such monies as may be collected, be paid into the hands of Samuel Adams, Isaac Smith and Thomas Russell, Esquires, to be by them remitted to the committee appointed by Congress to receive such donations.

CCXL.

A grant of *three hundred pounds* to the Rev. *Joseph Willard*, chosen President of Harvard-College, for his services in said office. *October 19, 1781.*

Upon the representation of the overseers of Harvard-College, that the Rev. Joseph Willard was chosen President, and the necessity of suitable provision be made for his support in that important office :

Resolved, That if the Rev. *Joseph Willard* shall accept the office of President of Harvard-College, and shall be regularly invested therewith, there be paid to him, out of the public treasury of this Commonwealth, the sum of *three hundred pounds*, specie, for his service in said office the first year, and for the expence of removing his family, to commence at the time of his investiture, and the said sum to be paid in quarterly payments.

CCXLI.

Resolve directing the committee to settle with the army, to make up and allow Major *Ebenezer Bemont* his depreciation. *October 19, 1781.*

On the petition of Major Ebenezer Bemont, of Great-Barrington, of the 6th April, 1781 :

Resolved, That the prayer of the petition be granted, and that the committee appointed to settle with the army, be ordered and directed to make him up and allow him his depreciation, as other officers of the same rank in the Continental army, from the 10th day of *June, 1777*, until the 12th day of *August, 1779*.

CCXLII.

Resolve making an establishment for the pay of the Hon. Council, Senate and House of Representatives. *October 19, 1781.*

Resolved, That there be allowed and paid out of the public treasury, to each Member of the Council, the sum of *twelve shillings* per day, to each Member of the Senate, *eleven shillings* per day, and to each Member of the House of Representatives the sum of *ten shillings* per day, for each days attendance on the public business, in their respective departments, during the present sitting of the General Court.

It is further *Resolved*, That every tenmiles travel from home, be considered, and paid for as equal to one days attendance ; and that the Members aforesaid be paid for as many travels as there are sittings of the General Court, and no more.

CCXLIII.

Resolve on the petition of the inhabitants of the town of *Truro*, in the county of *Barnstable*. *October 19, 1781.*

Whereas the inhabitants of the town of Truro, in the county of Barnstable, have represented to this Court their reduced situation by reason of the war, and their inability to furnish their quotas of men or supplies for the Continental army, praying for relief from this Court :

Resolved, That the prayer of the petition be so far granted, that all actions, processs or executions, against the town of *Truro*, or against any inhabitant of said town, for any deficiency in furnishing their quotas of men for the Continental army, or for any deficiency in supplying the quantities of beef and cloathing, required of them by any former law or resolve, be, and hereby are stayed until the further order of this Court, any law or resolve to the contrary notwithstanding.

CCXLIV.

Resolve directing the Treasurer to exchange the notes mentioned in the petition of Benjamin Shearman, of Rhode-Island. October 19, 1781.

On the petition of Benjamin Shearman, of Rhode-Island, praying that notes may issue in exchange for a number of bills of credit of this State, necessarily retained in his hands, by his being in the power of the enemy :

Resolved, That the prayer of the petition be granted, and the Treasurer of this Commonwealth hereby is empowered to receive said bills, and to issue notes in exchange for the same, in the same manner as though said bills had been returned to the Treasurer in due season.

CCXLV.

Resolve for speedy filling up the deficiencies of this State's quota of the Continental army. October 20, 1781.

WHEREAS, notwithstanding the resolves of the General Court, of December 2, 1780, and that of Feb 26, 1781, and another resolve of the 16th June last, there is still a deficiency of several towns and plantations in this State, in supplying the quota of men apportioned on them by the resolve of December 2, 1780 : Therefore,

Resolved, That the Superintendants of the several counties within this Commonwealth, be, and they are hereby directed, immediately on receipt of this resolve, by writing under their hands, to notify the Assessors and Committees of the several deficient towns and plantations within their respective counties, of the number of men deficient in the town or plantation to which the Assessors or Committees who are thus notified do belong. And the said Superintendants are further directed, to make out duplicate lists of the said deficient towns and plantations in their respective counties, with the number of men each town and plantation are so deficient, and lodge one of said lists in the office of the Treasurer of this Commonwealth, and the other in the Secretary's office.

And whereas it appears that the average price given as a bounty for the hire of soldiers for three years or during the war, is not less than eighty-five pounds thirteen shillings per man, which, with fifty per cent. added as a fine, agreeable to the said resolve of the 16th June last, amounts in the whole to one hundred and twenty-eight pounds nine shillings and six pence : And whereas from the peculiar situation of the militia officers at that time, it may be difficult to prosecute for fines exactly in the same mode directed by the said resolve : Therefore,

Resolved, That the Assessors and Committees who shall be notified as aforesaid, be, and they are hereby required and directed, to assess their respective towns and plantations where they are not classed, for the sum of one hundred and twenty-eight pounds nine shillings and six pence, for each and every man they are deficient ; and where they are classed, to assess the deficient class or classes for the aforesaid sum of one hundred and twenty-eight pounds nine shillings and six pence, for each man such class or classes are deficient ; the said Assessors or Committees to govern themselves, in assessing the polls and estates of the said deficient towns, plantations or classes, agreeable to the directions contained in the last tax-act, and to deliver said assessment to the constable or constables, collector or collectors, of their respective towns and plantations, to collect, and to make a return to the Treasurer of this Commonwealth, of the names of the constable or constables, collector or collectors, and the sums committed to them respectively, to be collected on or before the first day of December next. And the said Treasurer is hereby required and directed, upon receiving the aforesaid return, to issue his warrant, without the smallest delay, to such constable or constables, collector or collectors, in the usual form for collecting taxes to collect said assessments, and if the amount of the said assessment is not paid on or before the first day of January next, that then the Treasurer be, and he is hereby

hereby required and directed, to issue his execution against such deficient constables^s or collectors, returnable in thirty days from the date thereof.

And be it further *Resolved*, That if any Assessors or Committees shall refuse or neglect the duties respectively enjoined them by these resolves, that then the Treasurer be, and he is hereby directed, to issue his execution against the said Assessors jointly, or Committees jointly, for the sum of *one hundred and twenty-eight pounds nine shillings and six pence*, for each and every man deficient in their respective towns and plantations.

And it is further *Resolved*, That all the money that the Treasurer shall receive in consequence of the foregoing resolve, shall be appropriated for the sole purpose of hiring soldiers for three years or during the war, provided it doth not exceed the number this State is deficient. And the Treasurer is directed to pay to the several Superintendants, what money he may receive from their respective counties, taking receipts therefor: And the said Superintendants are directed, thereupon, to proceed forthwith to hire as many soldiers for three years or during the war, as the money they shall receive of the Treasurer will hire, provided it doth not exceed the number their respective counties are deficient, and shall account for what money they so receive, to the Committee for liquidating accounts.

And whereas many counties are remote from the Treasurer's office, and the transmitting the money to the said office, and then to the several Superintendants, will occasion an unnecessary delay in procuring the men: Therefore,

Resolved, That the several constables and collectors in the several counties, may pay the money they shall receive in consequence of the foregoing resolve, to the Superintendant of the county to which they belong, taking a receipt in the form following, *viz.*

RECEIVED of the Treasurer of this Commonwealth, the sum of
by the hand of _____ *constable or collector of the town or plantation of*
(as the case may be) which sum the said _____ *collected in the said town or planta-*
tion of _____ *in consequence of there being a deficiency in the said town or planta-*
tion in raising men for three years or during the war, _____ *By*
 _____ } Superintendant of the
 _____ } county of _____

Which receipt shall be sufficient authority for the Treasurer to credit such constables or collectors, and to charge such Superintendants. *Provided nevertheless,* That if any deficient town, plantation or clats, shall, on or before the twentieth day of *December* next, procure and deliver to the Superintendant an able-bodied effective man or men, ready to march to serve for three years or during the war, and take duplicate receipts of the Superintendant, who is hereby directed to give the same, and deliver one of the said receipts to the constable or collector; in that case the constable or collector shall discount and allow, in the assessment, *one hundred and twenty-eight pounds nine shillings and six pence*, for each and every man thus procured and delivered, for which the receipt the constable or collector shall be allowed by the Treasurer of this Commonwealth the same sum.

CCXLVI.

Resolve on the petition of the selectmen of *Lincoln*, directing the committee on the tax-bill to credit said town for the deficiency of two men. *October 20, 1781.*

On the petition of the selectmen of Lincoln:

Resolved, That the prayer of the petition be granted, and that the committee on the present tax-bill be directed to credit the town of *Lincoln* the sum of *eight pounds*, being the sum required of said town in the last tax-act, as a fine for the deficiency of two men, set to said town through mistake.

CCXLVII.

A grant of *seven pounds one shilling* to *Ebenezer Mattoon*, for sundry expences.

October 20, 1781.

On the petition of *Ebenezer Mattoon*, praying that he may be allowed pay for his time and expences, which arose in consequence of a journey which he took from *Amherst*, in the county of *Hampshire*, to *Providence*, in the State of *Rhode-Island*, at the desire of the selectmen and others, of the town of *Amherst*, to prevent the liberating of one *Firmin Woods*, of said *Amherst*, then confined in *Providence-goal*, for uttering and passing counterfeit eight dollar bills of the new emission, which was in contemplation by a number of persons of suspected characters of said town, one being actually sent for that purpose :

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *Ebenezer Mattoon*, the sum of *seven pounds one shilling*, for said service.

CCXLVIII.

Resolve directing the Treasurer to replace the sum of *eleven thousand eight hundred and eighty pounds*, in bills of the new emission, taken out of the *sixty-six thousand pounds* ordered to be defaced. October 20, 1781.

Ordered, That the Treasurer be directed to replace the sum of *eleven thousand eight hundred and eighty pounds*, in bills of the new emission, taken out of the *sixty-six thousand pounds* which had been ordered to be defaced, out of the new emission bills now in his hands, availing himself as far as possible of such as have not had the interest paid.

CCXLIX.

Resolve on the representation of *Brigadier Freeman*, requesting the Governor to issue his orders for detaching a number of men to the town of *Falmouth* in the county of *Barnstable*. October 20, 1781.

On the representation of *Brigadier Freeman* :

Resolved, That his Excellency the Governor be, and he is hereby requested, immediately to issue his orders for detaching eighteen men from the first regiment of the county of *Barnstable*, including one serjeant and one corporal, for a guard to the town of *Falmouth*, in said county ; to be under the direction of *Lieutenant-Colonel Dimmick*, to do duty within the limits of said town ; said men to continue in service until the tenth day of *December* next, unless sooner discharged. Said men shall receive such pay as this Court shall hereafter order.

And it is further Resolved, That the selectmen of the town of *Falmouth* be ; and they are hereby directed, to supply said men with necessary provisions, and lay their accounts before the Court for examination and payment.

CCL.

Resolve directing the Treasurer to answer the warrant granted *John Avery, jun.*

Esq, in specie. October 20, 1781.

On the representation of *John Avery, jun. Esq*; Secretary of this Commonwealth, accompanied with a warrant from his Excellency the Governor, upon the Treasurer of this Commonwealth, in favour of said *Avery*, for the sum of one hundred and forty-five pounds thirteen shillings and four pence, in specie, or bills of the new emission, at the rate of one and seven-eighths of a dollar for one hard dollar :

Resolved, That the Treasurer be directed to answer the said warrant in specie, as therein set forth ; and as though the words " or to be paid in bills of the new emission " had not been inserted in said warrant, any resolve to the contrary notwithstanding.

CCLI.

Resolve on the petition of *Caleb Graffam*. October 22, 1781.

On the petition of *Caleb Graffam* :

Resolved, That the Secretary be, and he hereby is directed, to deliver out of his office to *Caleb Graffam*, certain papers on file, which contain the list of assessments made by the assessors of the town of *Windham*, and the said *Graffam's* notification for the sale of delinquent proprietors lands in said town; the said *Graffam* previously furnishing said office with attested copies of the same.

CCLII.

A grant of eighteen pounds to *Caleb Colburn*. October 22, 1781.

Resolved, That there be allowed and paid out of the public treasury, the sum of eighteen pounds, to *Abel Colburn*, in full compensation for his own and four men's time and expence in apprehending one *Timothy Rand*, suspected of passing counterfeit money, knowing the same to be counterfeit.

CCLIII.

Resolve granting twenty-five hundred pounds to *Col. Jabez Hatch*, D. Q. M. G. in certificates, to transport cloathing to the army, and directing the Treasurer to receive said certificates. October 23, 1781.

Whereas *John Rice*, A. D. Q. M. has represented to this Court, that *Col. Moyland*, cloathier-general, requests one hundred teams for the purpose of transporting cloathing to the army, and that it is not in the power of the Deputy-Quarier-Master-General to comply in any degree for the want of money, and has desired this Court would grant him assistance for the above purpose :

Therefore Resolved, That there be paid out of the public treasury of this Commonwealth, to *Jabez Hatch*, Esq; D. Q. M. G. the sum of two thousand five hundred pounds, in certificates, to enable him to pay for the transportation of said cloathing, he to be accountable for such sums as he may receive in consequence of this resolve, and repay the same as soon as may be, or produce a receipt from the Continental Treasurer, specifying the reception of such sum, as part of the requisition from Congress on this Commonwealth for the year 1781.

And it is further Resolved, That said certificates shall be received by the Treasurer of this Commonwealth, and the several collectors, on account of the tax granted the present sessions, as equal to the same nominal sum in silver or gold.

CCLIV.

Resolve granting six hundred and seventy-five pounds to *Hannah Thomas*, relict of *General Thomas*, being the half-pay due to said widow, agreeable to a resolve of Congress. October 23, 1781.

Whereas by a resolution of Congress, of May 15, 1778, all military officers, commissioned by Congress, who now are, or hereafter may be in the service of the United States, and shall continue therein during the war, and not hold any office of profit under these States, or any of them, shall, after the conclusion of the war, be intitled to receive annually, for the term of seven years, if they live so long, one half of the present pay of such officers : And whereas, by another resolve of Congress, of 24th August, 1780, the resolution above-mentioned is extended to the widows of those officers who have died, or shall hereafter die, in the service, to commence from the time of such officer's death, and continue for the term of seven years ; or if there be no widow, or in case of her death or inter-marriage, the said half-pay to be given to the orphan children of the officer dying as aforesaid, if he shall have left any ; and it is recommended to the legislatures of the respective States to which such officers belong, to make provision for paying the same, on account of the United States :
Therefore

Therefore *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to *Hannah Thomas*, widow and relict of *John Thomas*, Esq; late a Major-General in the service and pay of the United States, and who deceased whilst in said service, on the third day of *June*, A. D. 1776, the sum of *six hundred and seventy-five pounds*, in specie, being the half-pay due to the widow of the said Major-General *Thomas* for five years, *viz.* to the third day of *June*, A. D. 1781, and that the same be charged to the account of the United States.

CCLV.

Resolve for the payment of the three, six and eight-months service in 1780.

October 23, 1781.

Whereas a resolve, passed the 3d day of July last, making provision for the pay of the soldiers who were employed in the three, six and eight months service, in 1780, has been found ineffectual for that purpose:

Therefore *Resolved*, That the aforesaid resolve be, and it is hereby repealed.

And that more effectual provision may be made for the payment of the soldiers who were employed in the three, six and eight-months service in 1780,

It is hereby *Resolved*, That the selectmen of the several towns and committees of plantations in this Commonwealth be, and they are hereby directed, to make out pay-rolls for the service of the six-months men belonging to, or raised for their several towns and plantations, who were employed in the Continental service, in the year of our LORD, 1780, at the rate of *forty shillings* per callender month; setting forth in distinct columns, the names of the soldiers, distinguishing such as are deserters---the time of their marching to camp---the time of their discharge---the number of miles from the place of their discharge to their respective homes---the number of months and days each soldier was in service, including one day's service for every twenty mile's distance from the place of their discharge to their respective homes, and the amount of each soldiers wages. And the said selectmen and committees are directed to make up the said pay-rolls upon the best evidence they can obtain, availing themselves as far as possible of the discharges the soldiers borne on their rolls received of the several Continental officers, on their discharge from the six months service.

And it is further *Resolved*, That the selectmen and committees aforesaid shall make oath to the pay-rolls by them made out as aforesaid; and the said selectmen and committees are directed, as soon as may be, to forward them to the committee of muster-rolls for examination, which oath shall be administered by some Justice of the Peace, or in case there should be no Justice of the Peace in the town where such selectmen or committees belong, the clerk of such town is hereby, for that purpose, empowered to administer the said oath, in the form following, *viz.*

You do severally swear, that in making up the pay-roll by you now exhibited, you have acted honestly and impartially, and that it is just and true, according to the best of your knowledge. So help you GOD.

And it is further *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, to give receipts on the constables and collectors of the next State tax, for the payment of the warrants that may be drawn in favour of the soldiers who were employed in the three, six and eight months service, in the year 1780, in discharge of the said service.

And it is further *Resolved*, That the Secretary be, and hereby is directed, to publish the foregoing resolves in *Willis's* next Thursday's news-paper.

CCLVI.

Resolve on the petition of *Joshua Davis*, directing the committee on accounts to allow the accounts mentioned. October 23, 1781. On

On the petition of Joshua Davis, of Boston, praying his accounts may be allowed and paid, for boarding sundry Indians, prisoners, and other people, sent to him by the Honorable Congress when sitting at Watertown, in the year 1775:

Resolved, That the prayer of the petitioner be so far granted, as that the committee on accounts be directed to allow and pay so much of said accounts as shall appear to be just and right.

CCLVI.

Resolve directing the Treasurer to pay the ballance due to the Hon. *Samuel Holton, Esq;* in specie. October 23, 1781.

On the memorial of the Hon. Samuel Holton, praying that he may be allowed to receive the ballance due to him on a warrant dated February, 2, 1781, in hard money:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay to the Hon. *Samuel Holton,* the ballance due to him (on warrant dated *February 2, 1781*) in silver or gold, at the rate of one silver dollar for one and seven-eighths of a dollar, new emission, any law or resolve to the contrary notwithstanding.

CCLVIII.

Resolve upon the petition of the committee for the sale of confiscated estates in the county of *Plymouth.* October 24, 1781.

Upon the petition of the committee for the sale of confiscated estates for the county of Plymouth;

Resolved, That said committee be, and hereby are empowered, to make final settlement and pay off the demands of *Benjamin Stockbridge,* upon the estate of *Nathaniel Ray Thomas,* late of *Marshallfield,* an absentee, and to sell so much of said estate as will enable them to satisfy the creditors their legal demands, and pay the neat proceeds into the treasury, the assignees for setting off the part allowed by law for the wives and families of absentees, first having performed that business.

And whereas the sale of some part of the estates of absentees have been retarded by the tenants in common of certain tracts of land, and the committees of sale have been in doubt of their authority to make division.

Resolved, That the respective committees for the sale of estates of absentees as aforesaid, be, and hereby are fully authorized and empowered, to make application to the justices of the supreme court for division of said lands, as is by law provided for the partition of lands held by tenants in common in ordinary cases.

CCLIX.

Resolve on the petition of *Ann Davis,* granting her a support out of part of *Samuel Sewall's* estate. October 24, 1781.

Upon the petition of Ann Davis, praying that the judge of probate for the county of Suffolk might be empowered to set off such a part of improvements of Henry Sewall's estate, late of Brookline, Esquire, as the said judge should think reasonable and just for the yearly support of the said Ann Davis.

Resolved, That the judge of probate for the county of *Suffolk,* be impowered to appoint proper persons, under oath, to assign and set off one third part of the said *Ann Davis's* yearly usual support, out of the estate of *Samuel Sewall,* an absentee, as derived from his father and his brother *Henry Sewall,* both deceased, from the time of the decease of the said *Henry Sewall, Esq;* and during her widowhood, as directed by the will of the said *Henry Sewall.*

CCLX.

Resolve directing the Secretary to publish a resolve passed this day providing for the speedy filling up this Commonwealth's quota of the army. *October 24, 1781.*

Ordered, That the Secretary be, and he hereby is directed, to publish the resolve of this Court, passed this day, providing for the speedily filling up the deficiency of this State's quota of the Continental soldiers, in Mr. *Willis's* paper to-morrow, if possible, otherwise as soon as may be.

CCLXI.

Resolve directing the committee to sell forfeited estates in the county of *Suffolk,* to take up money in certain estates, to be appropriated for the pay of the members of the General Court, and directing those who have any furniture or personal estate, to deliver the same to said committee. *October 24, 1781.*

Resolved, That the committee who are appointed to sell confiscated estates in the county of *Suffolk,* be, and they are hereby authorized and directed, to take up money on the credit of any absentees estates, giving the preference to such as are confiscated, provided they can obtain said money in nine days from the date hereof, and provided also, that the sum taken up on any of said estates shall not be less than one third part of the value thereof, in the judgment of said committee, they observing the directions given to the committee appointed to take up money on the credit of absentees estates, by a resolution of the General Court, passed *June 19, 1780.* And the committee aforesaid are further impowered and directed, to lease for the term of three years, from the first of *April* next, at such rent as they shall judge reasonable, the lower part of the house at the north corner of State-street, late the property of *William Jackson,* an absentee, and now in the occupation of Mr. *Joseph Cooledge* and Mr. *Oliver Brewster,* also such part of the cellar and upper chambers as can be spared, giving the first offer of the same to the present occupants, said committee to receive the three years rent at the time of leasing the same; and said committee are also directed to settle with Mr. *Brewster,* and receive from him what money is due for rent either to the present time or to the first of *April* next, as they judge best; and said committee are also further directed, immediately to collect such furniture and personal estate, belonging to any of the absentees as is not already sold; and sell the same at public auction; and also to sell in the same manner, at public auction, a house lot lying on orange-street, at the southerly part of *Boston,* late the property of Major *William Martin,* giving such public notice of said sales, as the time for raising the money will admit; and the said committee are further directed, to collect the money arising from the sales and leases aforesaid, as soon as may be, and pay the same into the public treasury, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office; and the Treasurer is hereby directed to pay said money in as equal proportions as may be to the members of the General Court, on account of their travel and attendance the present sessions.

Resolved, That all persons who have any furniture or personal estate in their keeping, belonging to any of the absentees, be, and they hereby are directed, to deliver the same to the committee aforesaid, on demand, any law or resolve to the contrary notwithstanding.

CCLXII.

Resolve permitting *Hannab Green* to go to *Halifax* in the first cartel. *October 25, 1781.*

On the petition of Hannah Green, praying for liberty to go to Halifax, and to take her infant nephew with her :

Resolved, That the prayer of said petition be granted, and that the said *Hannah Green* be, and hereby is permitted, to take passage on board the first cartel bound to *Halifax*, she taking with her the child referred to in her petition.

CCLXIII.

Resolve on the petition of the town of *Hull*, excusing said town from raising one man, required for the army ; and directing the superintendant of purchases to stay his executions. *October 25, 1781.*

On the petition of the town of *Hull*, praying they may be excused from raising the men required of them for filling up the Continental army ; also the beef for supplying the same.

Resolved, That the prayer of the petition be so far granted, that there be an abatement of one of the men required of the said town of *Hull*, for three years or during the war.

And it is further *Resolved*, That the superintendant of purchases be directed to stay his executions against the said town of *Hull*, for one half of all the beef hitherto required of them for supplying the army, till the further order of the General Court, for reasons set forth in said petition.

CCLXIV.

Resolve on the petition of *Joseph King*, of *Rutland*. *October 25, 1781.*

On the petition of *Joseph King*, of *Rutland*, in the county of *Worcester*.

Resolved, That any two of the Justices of the peace for the county of *Worcester*, be, and they are hereby authorized and impowered, to grant a licence to the said *Joseph King*, to keep a tavern in the town of *Rutland*, in the county of *Worcester*, the time for granting licences in said county being passed notwithstanding, said *Joseph* being approbated by the selectmen, and the house suitable for said purpose, said *Joseph* recognizing and conforming to the laws for regulating persons licenced for keeping taverns in said county.

CCLXV.

Resolve directing the Secretary to return the letter accompanying his Excellency's message delivered this day, and requesting his Excellency to direct the Sheriff of the county of *Middlesex* to take aid and assistance to carry the laws of this Commonwealth into execution, to suppress any riots, &c. in said county. *October 25, 1781.*

Resolved, That the Secretary be, and hereby is directed, to return the letter accompanying his Excellency's message this day, delivered to both Houses, to his Excellency the Governor, who is hereby requested to direct the Sheriff of the county of *Middlesex* to take such aid and assistance as may be necessary to carry into execution or to suppress any riots, tumults, or insurrections, which have or may take place within said county.

And it is further *Resolved*, That his Excellency be, and hereby is informed, that this Court will pass further laws for preventing such disorders as are mentioned in the said letter, if it shall appear to be necessary.

CCLXVI.

Resolve granting a tax of six hundred pounds for defraying the charges of the county of *Middlesex* ; and authorizing the clerk of the Court of General Sessions for said county to apportion the same upon the several towns in said county. *October 26, 1781.* On

On the representation of the Justices of the Court of General Sessions of the Peace for the county of Middlesex :

Resolved, That there be, and hereby is granted, a tax of six hundred pounds for defreying the necessary charges of said county of *Middlesex*, to be levied on the polls and estates of the several towns in said county : And the clerk of said Court is hereby authorized and impowered to apportion the said sum on the several towns in said county ; and issue his warrant, directed to the selectmen or assessors, for each respective town's proportion of the same, agreeable to the laws of this Commonwealth for defreying, levying and collecting county taxes, and paying the same to the Treasurer of said county, agreeable to his warrant for that purpose.

CCLXVII.

Resolve impowering *Grace Fletcher*, to make sale of the land mentioned in her petition. October 26, 1781.

On the petition of *Grace Fletcher*, praying for liberty to make sale of certain land in her petition mentioned, for reasons therein set forth :

Resolved, That the prayer of the petition be granted, and that the petitioner be, and she is hereby fully impowered, to make sale of the lands in said petition mentioned, for the most the same will fetch, she observing the rules and directions of the law for the sale of real estates by executors and administrators, and giving bond to the Judge of Probate for the county of *Middlesex*, that the proceeds of said sale shall be applied for the purpose of discharging taxes assessed on said land, and the overplus, after deducting the charge of sale, be put on interest for the benefit of the heir, and paid to her when she arrives at lawful age.

CCXLVIII.

Resolve directing the Committee of supplies, to receive the goods belonging to this Commonwealth, lately arrived from *Holland*, and to pay the freight of said goods, and requesting his honor *Thomas Cushing*, Esq; to deliver the bill of lading. October 26, 1781.

Resolved, That *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, the committee for procuring cloathing for the *Massachusetts's* line of the Continental army, be, and they hereby are directed, to receive the goods belonging to this Commonwealth, lately arrived from *Holland*, and pay the freight agreeable to the bill of loading, either out of the said goods or in money, out of the money to be raised by the tax voted the present session, as they shall judge most for the interest of government.

And be it further Resolved, That his Honor *Thomas Cushing*, Esq; to whom said goods are addressed, be, and he is hereby requested, to deliver to *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, the bill of loading and invoice of said goods, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

CCLXIX.

Resolve on the petition of *David Osgood*, pastor of the church in *Medford*. October 26, 1781.

On the petition of *David Osgood*, pastor of the church of *Christ* in *Medford*, in behalf of said church :

Resolved, That for the reason therein mentioned, the agent for the estate of *Isaac Royall*, Esq; late of *Medford*, an absentee, be, and is hereby directed, to deliver a certain silver cup referred to in said petition, belonging to the said absentee's

tee's estate, to the said *David Osgood*, for the use of the church in *Medford*, agreeably to the prayer of the said petition; and take a receipt for the same.

CCLXX.

Resolve directing the Secretary to forward to the several superintendants a number of hand-bills, containing the resolves for filling up the army, passed the present sessions. *October 27, 1781.*

Resolved, That the Secretary of this Commonwealth be, and he is hereby directed, to forward to the several superintendants, as soon as may be, a sufficient number of hand-bills, containing the resolves for filling up the Continental army, passed the present session, in order that every town in the State, being properly notified, may not plead an excuse for non-compliance with the requisitions therein contained.

CCLXXI.

Resolve making an establishment for *Loammi Baldwin*, Esq; and others, a committee for settling with the army, and their clerk; and granting *one hundred pounds* to each of said committee, and *ninety pounds* to the clerk. *October 27, 1781.*

On the memorial of Loammi Baldwin, Samuel Austin and Thomas Walley, praying that their pay may be determined, for their services as a committee for settling with this State's quota of the Continental army; and that they may have a draught on the Treasurer for the whole or some part of what is due to them; and that some provision may be made for their clerk; and also pray the Commissary-General may be directed to supply them with fuel for their office the ensuing winter.

Therefore Resolved, That the pay of the aforesaid *Loammi Baldwin, Samuel Austin, and Thomas Walley*, be at *ten shillings* a piece per day, and *nine shillings* a day for their clerk, in gold or silver, and that there be allowed and paid out of the public treasury of this Commonwealth, to each of the committee, *one hundred pounds*, and their clerk *ninety pounds*, in gold or silver, in part for their services aforesaid, they being accountable for the same; and the Commissary-General is directed to supply the said committee with fuel for their office the ensuing winter.

CCLXXII.

Resolve instructing the Delegates in Congress for this Commonwealth, to represent to Congress the importance of the fisheries to this State. *October 27, 1781.*

It appearing to this Court of the highest importance to the United States in general, and to this State in particular, that the right to the fisheries heretofore enjoyed by the subjects of the United States, should, in a future settlement of peace, be acknowledged and secured to them: Therefore,

Resolved, That the Delegates in Congress for this Commonwealth, be, and they are hereby instructed, to represent to Congress the importance of the fisheries to this State, and to use their utmost influence that instructions be given to the Ministers appointed by Congress for negotiating a peace, in the most pressing manner to insist, that the free and unmolested exercise of this right be continued and secured to the subjects of the United States of *America*, in a future settlement of peace.

And it is further *Resolved*, That the Secretary be, and he hereby is directed, to forward the aforesaid resolve, without delay, to the Delegates in Congress for this Commonwealth.

CCLXXIII.

A grant of one hundred pounds to John Hopkins, deputy-commissary-general of prisoners. October 27, 1781.

On the memorial of John Hopkins, deputy-commissary-general of prisoners, praying for the loan of one hundred pounds, to enable him to purchase wood and other necessaries, for the relief of the prisoners under his charge :

Resolved, That there be allowed and paid out of the public treasury, to the said John Hopkins, the sum of one hundred pounds, to be applied to the uses above-mentioned, the said John Hopkins to be accountable for the same.

CCLXXIV.

Resolve directing the Treasurer to call on all persons that are indebted to this Commonwealth, for immediate payment. October 29, 1781.

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to call on all persons that are indebted to this Commonwealth, either by obligation given to any former Treasurer or the present Treasurer, for immediate payment ; and if they shall not pay the same in three months, the Treasurer is hereby directed to put their bonds in suit without delay.

CCLXXV.

Resolve permitting Jane Jones to return into this Commonwealth. October 29, 1781.

On the petition of Daniel Jones, praying for leave for his daughter Jane to return into this State :

Resolved, That the prayer of the petitioner be granted, and that the said Jane be, and hereby is permitted, to return into this Commonwealth.

CCLXXVI.

Resolve empowering Sarah Gray to make sale of the real estate mentioned in her petition. October 29, 1781.

On the petition of Sarah Gray, praying for licence to make sale of certain real estate, for the purpose in her petition mentioned, to the amount of four hundred and seventy pounds one shilling and eight pence :

Resolved, That the prayer of said petition be granted, and that the petitioner, Sarah Gray, be, and she is hereby full empowered, to make sale of real estate mentioned in her petition, to the amount of four hundred and seventy pounds one shilling and eight pence, she observing the rules and directions of the law for the sale of real estates by executors and administrators, she first giving security to the Judge of Probate for the county of Suffolk, that the proceeds of said sale shall be applied for the purpose in her petition mentioned.

CC XXVII.

Resolve upon the requisition of the Superintendent of finance, granting payment for certain goods purchased by the Hon. Mr. Jay, on account of the United States. October 29, 1781.

Upon the requisition of the Superintendent of finance :

Resolved, That there be paid out of the public treasury of this State, the sum of two thousand seven hundred and fifty pounds seven shillings and nine pence, in the proportions hereafter mentioned, to the following persons, being for freight and primage of cloathing on Continental account, purchased by the Hon. Mr. Jay, on account of the United States, which sum is to be appropriated out of the

money arising from the next tax, and be charged to the United States, in part of the quota of the money requisitions of Congress, and which shall be in full of said freighters demands, as adjusted with the agents to the Board of War, *viz.*

To Thomas Russell, Esq; owner of the brigantine <i>Thomas</i> ,	}	£.	s.	d.
Capt. Tyler,		673	6	3
To Winthrop Sargent, and others, owners of the <i>Gloucester-Packet</i> ,	}	681	12	0
To Joseph Grafton, and others, owners of the <i>Thomas</i> ,		}	726	2
Capt. Boardman,	}		669	7
To Messieurs Codman and Smith, owners of the brigantine <i>Expedition</i> ,			<hr/>	
		£. 2750	7	9

And it is further *Resolved*, That the freighters aforesaid, shall give duplicate receipts for the sums they shall severally receive, one of which shall be lodged in the Secretary's office, the other shall be forwarded to the superintendant of finance at *Philadelphia*.

CCLXXVIII.

Resolve on the petition of *Harbottle Dorr* and others, allowing the agent to the estate of *Martin Gay* liberty of appeal to the Governor and Council, from the sentence or assignment of dowry made by the Judge of Probate, to the wife of the said *Martin*. October 30, 1781.

On the petition of *Harbottle Dorr*, and others, praying that there may be a new assignment of dowry made to *Mrs. Gay*, wife of *Martin Gay*, late of *Boston*, an absentee.

Whereas it has been represented to this Court, that the assignment of one third part of the estate of *Martin Gay*, late of *Boston*, an absentee, as a dowry to his wife during her residency in this Commonwealth, has been made in such a manner as greatly to prejudice the sale of the remainder of said estate, and injurious to the creditors; and as it appears that the time of appeal from the sentence or decree of the Judge of Probate to the Governor and Council, by law established, is relapsed.

It is therefore *Resolved*, That the prayer of the petitioners be so far granted, that the agent to the estate of *Martin Gay*, late of *Boston*, be, and hereby is allowed, liberty of appeal to the Governor and Council, from the sentence or assignment of dowry made by the Judge of Probate to the wife of *Martin Gay*, aforesaid, and the creditors to the said estate are hereby allowed the privileges of defence that heirs to estates enjoy in case of appeal, any law to the contrary notwithstanding.

CCLXXIX.

Resolve on the petition of *William Miller* and *Timothy Smith*, to notify the proprietors of the lots of land mentioned, to shew cause, &c. twenty days at least before the next sitting of the General Court. October 30, 1781.

On the petition of *William Miller* and *Timothy Smith*, praying that the lots of land No. 27 and No. 85, in the townships of *Norwich* and *Murrayfield*, may be granted to them for certain services done by them for the proprietors of *Murrayfield*.

Resolved, That the beforementioned petitioners notify the said proprietors by furnishing their clerk with attested copies of their respective petitions, and also of this resolve, at least twenty days before the next sitting of the General Court, to shew cause (if any they have) on the second *Wednesday* of the next sitting of the General Court, why the prayer of said petitions should not be granted.

And

And it is further *Resolved*, That if the said lots, or any part or parts of them, are confiscated, and remain unfold, the sale thereof be suspended till the further order of the General Court.

CCLXXX.

Resolve on the petition of *Samuel Brown, jun.* empowering the treasurer to receive the ballance due from said *Brown*, in government security. *October 30,* 1781.

On the petition of Samuel Brown, jun.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is authorized and impowered to receive of *Samuel Brown, jun.* in government security already become due (agreeable to the scale of depreciation) the ballance due from the said *Brown*, to the late Province of *Massachusetts-Bay*, and discharge the debt agreeable to said petition.

CCLXXXI.

A grant of eight pounds to *William Thayer*, a pensioner. *October 30,* 1781.

On the petition of William Thayer, praying for the enlargement of his pension, for the loss of his leg in the war :

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *William Thayer*, the sum of eight pounds, in specie, for the present year, ending the eleventh of *January* next, including all depreciation for past grants.

CCLXXXII.

A grant of forty-three pounds sixteen shillings and nine pence to *William Hoskins*. *October 30,* 1781.

The committee appointed to take into consideration the petition of *William Hoskins*, setting forth, that he was employed by the *Commissary-General Pigeon*, at *Cambridge*, in keeping the public books and delivering sloop-cloathing to the army, from the 14th day of *May*, in the year 1775, to the 27th of *September* following, in all according to his account exhibited, one hundred and thirty seven days, and not having received any part thereof, as he on oath saith.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *William Hoskins*, the sum of forty-three pounds sixteen shillings and nine pence, in full for said service.

CLXXXIII.

Resolve intitling *John Blunt* to one quarter pay as a captain, to commence from the 6th of *September*, 1780. *October 30,* 1781.

On the representation of John Lucas, commissary of Continental pensioners, in behalf of John Blunt, lieutenant in Col. Hitchcock's regiment, who was wounded on Long-Island, the 27th of August, 1776, also was wounded at the landing at Majorbigwaduce, in August, 1779, when a captain in Gen. Lovell's corps, whereby his right arm is rendered, in a great measure, useless.

Resolved, That the said *John Blunt* is intitled to one quarter pay as a captain, to commence from the sixth of *September*, one thousand seven hundred and eighty, and to continue till the further order of the General Court.

CCLXXXIV.

Resolve empowering *William Clark*, executor of the last will of *Stephen Farnham*, to sell the land mentioned in his petition. *October 30,* 1781.

On the petition of William Clark, Esq; executor of the last will of Stephen Farnham, late of Windsor, deceased, praying for liberty to sell sixty acres of land, lying in said town of Windsor, for reasons set forth in said petition :

Resolved, That the prayer of the petition be granted, and that the said William Clark, executor, be, and hereby is empowered, to make sale of said sixty acres of land, for the most the same will fetch, he observing the rules and directions of the law to executors and administrators for sale of lands, and giving bonds to the Judge of Probate for the county of *Berkshire*, that the monies arising by said sale (except so much as is necessary to pay the just debts) be paid to *Nathaniel Farnham*, the only heir when he shall arrive at the age of twenty-one years, together with the interest thereof, and to execute a good and sufficient deed or deeds of said land accordingly.

CCLXXXV.

Resolve empowering *Sarah Huntington* and *Joseph Lyman*, administrators on the estate of *Jonathan Huntington*, late of *Worthington*, deceased, to receive the household furniture, &c. for the heir mentioned, and empowering them to make sale of the real estate referred to in their petition. October 30, 1781.

On the petition of *Sarah Huntington* and *Joseph Lyman*, administrators on the estate of *Jonathan Huntington*, late of *Worthington*, deceased, praying for liberty to sell part of the real estate of said *Huntington*, for reasons set forth in said petition.

Resolved, That the prayer of the petition be granted, and the petitioners be, and hereby are authorized and impowered, to reserve for the use and benefit of the heirs of *Jonathan Huntington*, deceased, in household furniture, live stock, and farming utensils, to the amount of *eighty-four pounds*, to be estimated agreeable to the appraisement of said estate.

And it is further Resolved, That the petitioners aforesaid be, and they hereby are impowered, to make sale of so much of the real estate referred to in said petition, as will amount to the sum of *eighty-four pounds*, and in their capacity of administrators, to make and execute good and lawful deed to the purchaser or purchasers; they observing the directions of the law for the sale of real estates by executors and administrators.

CCLXXXVI.

Resolve on the petition of *Melatiab Ware*, confirming the land, &c. mentioned, as an estate in fee simple. October 30, 1781.

Resolved, That the estate mentioned in the petition of *Melatiab Ware*, lying in the town of *Foxborough*, in the county of *Suffolk*, containing about sixty acres of land, and the buildings thereon, which were bought at public vendue, in *April*, 1774, by *Daniel Leonard* (now an absentee) for the use and in behalf of said *Ware*, be not considered as a part of the confiscated estate of said absentee, but that the said premises be, and they hereby are confirmed to the said *Melatiab Ware*, and his heirs, forever, as an estate in fee simple, agreeable to the true design and intention of the said *Daniel Leonard*, and his father, *Ephraim Leonard*, Esq; at the time the said purchase was made. And the committee for selling confiscated estates in the county of *Suffolk*, are directed to take notice of this resolve, and govern themselves accordingly.

CCXXXVII.

Resolve on the memorial of *Jonathan Warner*, empowering the committee for the sale of absentees estates in the county of *Worcester*, to receive of him government securities, to the amount of the sum due on the mortgage, and directing them to discharge the same. October 31, 1781. On

On the memorial and petition of Jonathan Warner, praying that he may be enabled to discharge the mortgage mentioned in his petition, with the securities he has against government, for silver and gold, as set forth in his petition.

Resolved, That the prayer of the petition be granted, and that John Fessendon, Esq, and Mr. Caleb Ammidown, who are the committee for the sale of abientees lands in the county of Worcester, are hereby fully authorized, impowered and directed, to receive of said Warner his securities against government for silver and gold, to the amount of the sum due on said mortgage, and that the said committee are fully authorized and impowered to discharge said mortgage in the same way and manner as the law directs mortgages to be discharged, and immediately to return into the Secretary's office, the government securities they shall receive in discharge of said mortgage.

CCLXXXVI.

Resolve on the petition of Ala Barnes and others, members of the House of Representatives from the county of Berkshire, directing the Secretary to publish this resolve, and directing the petitioners to notify the several towns in said county to shew cause &c. October 31, 1781.

On the petition of Ala Barnes and others, members of the House of Representatives, from the county of Berkshire, praying that this Court would appoint a committee of both Houses to repair to the said county of Berkshire, and view it in all its parts, and determine where the Courts in said county shall be held for the future, and where the common goal shall be placed :

Resolved, That the Secretary be, and he hereby is directed to cause this resolve to be printed in Willis's news-paper, on Thursday next, and that the petitioners notify the several towns in the county of Berkshire, by leaving one of the said news-papers with the several clerks of all the towns in the said county, thirty days at least, before the next setting of the General Court, that the inhabitants of said towns, or any of them, may shew cause (if any they have) on the second Wednesday of the next setting of the said Court, why the aforementioned petition should not be granted.

CCLXXXIX.

Resolve granting fifteen thousand pounds to Oliver Phelps, Esq; superintendant of purchases, to forward the supplies to the army, and directing the Treasurer to issue certificates for said sum. October 31, 1781.

Whereas the supplies now due on the several beef taxes, appear to be inadequate to the purpose of supplying the army with that article, during the present winter, and barrelling such quantity as is necessary to salt. And as no provision is made to enable the superintendant to forward the supplies to the army, other than the proceeds of said beef taxes : Therefore,

Resolved, That there be paid out of the public treasury of this Commonwealth to Oliver Phelps, Esq; superintendant of purchases, fifteen thousand pounds, to enable him to continue the supplies and forward the same to the army, he to be accountable for the same.

And it is further Resolved, That the Treasurer is hereby directed to issue his certificates for the said fifteen thousand pounds, which shall be received in payment of the tax granted the present session. Certificates for one half said sum, ten pounds each ; for one quarter of said sum, five pounds each, and for the other quarter, three pounds each, which certificates to be delivered to Oliver Phelps, Esq; in discharge of the grant aforesaid.

CCXC.

Resolve appointing *Increase Sumner*, Esq; *Samuel Henshaw*, Esq; and *Lemuel Kollock*, Esq; a committee to settle the accounts of the committee of sequestration, and bring the whole to a final close. *November 1, 1781.*

Whereas by a resolve of the 22d of September last, Nathaniel Wells, Esq; Mr. Alexander Hill, and Mr. John Peck, were appointed a committee to settle and adjust accounts with the committee of sequestration, and they having declined said service.

Therefore be it *Resolved*, That the Honorable *Increase Sumner*, Esq; *Samuel Henshaw*, Esq; and *Lemuel Kollock*, Esq; be, and hereby are appointed a committee, to settle the accounts of the committee of sequestration, and bring the whole transactions of said committee to a final close; they are also strictly enjoined and directed, in case said committee refuse, or neglect to compleat the settlement of said accounts, on or before the first day of *February* next, to prosecute said committee in the law, without any further delay, in order that said accounts may be closed.

CCXCI.

Resolve directing the Commissary General to give an order to *Samuel Phillips, jun.* Esq; to receive out of the powder belonging to this Commonwealth, a quantity not exceeding one ton. *November 1, 1781.*

On the petition of Samuel Phillips, jun. Esq.

Resolved, That the Commissary General be, and he is hereby directed, to give an order to the said *Samuel Phillips, jun. Esq;* to receive to his own use, out of the powder belonging to this Commonwealth, now in his hands, a quantity thereof, not exceeding one ton, he to be charged therefor at such rate as the Commissary General shall determine to be the current price.

CCXCII.

Resolve on the petition of *Elijah Dunbar*, for himself and the other proprietors of a certain tract of land, undivided, lying in the towns of *Oxford* and *Charlton*. *November 1, 1781.*

On the petition of Elijah Dunbar, for himself and the other proprietors of a certain tract of undivided land, lying in the towns of Oxford and Charlton, praying that no part of said tract of land may be sold for taxes, until the rights of the several proprietors are ascertained:

Resolved, That the prayer of the petition be so far granted, that the Collectors for the towns of *Oxford* and *Charlton*, be, and hereby are directed, not to make sale, or other disposition of any part of said tract of undivided land for the taxes, until the space of one year, next ensuing, in order to give time to the legal proprietors and claimants thereof, to make a division of the same, and ascertain and determine their respective rights, any law or resolve to the contrary notwithstanding.

And it is also *Resolved*, That the Treasurer be, and hereby is directed, to suspend his execution on the said Collectors, for the towns of *Oxford* and *Charlton*, for the taxes on the aforesaid land, until the space of six months, next ensuing, any law or resolve to the contrary notwithstanding.

CCXCIII.

Resolve on the petition of *Andrew Loomis* and others, appointing *Ephraim Fitch*, Esq; and *Trueman Wheeler*, Esq; a committee to repair to the premises, and make sale of the land mentioned. *November 1, 1781.*

On the petition of Andrew Loomis, and others, shewing that there is thirty two acres of land, lying in Egremont, belonging to the government, and unappropriated, and pray that they may purchase the same :

Resolved, That Ephraim Fitch, Esq; and Trueman Wheeler, Esq; be a committee to repair to the premises, and make sale thereof for the use of the government, for such sum or sums as the same will fetch, either at private or public sale, as the same may be most advantageous for the government, and that the said Ephraim Fitch, Esq; be impowered to give a good sufficient deed of sale to the purchaser or purchasers thereof, and return the monies arising therefrom into the treasury of this Commonwealth.

CCXCIV.

Resolve on the petition of Jonathan Rawson, and others, directing the committee of supplies to furnish them with cloathing. November 1, 1781.

On the petition of Jonathan Rawson, Jeremiah Lord and Elisha Foster, praying for cloathing.

Resolved, That Ebenezer Wales, Esq; and Capt. Amasa Davis, committee of supplies, be directed to furnish the said Jeremiah Lord, Jonathan Rawson and Elisha Foster, Ensigns in the 6th Massachusetts's regiment, with a suit of cloaths each, consisting of the same articles delivered to officers of equal rank, in consequence of a resolve of Sept. 20, 1779, and that the same be charged in the settlement with the said officers; for the year 1780.

CCXCV.

Resolve appointing Alexander Hill and Thomas Ivers, a committee to settle the accounts of the late Board of War, and directing the agent of this Commonwealth to pay the creditors, granting six thousand pounds in certificates to pay the same. November 1, 1781.

Resolved, That Mr. Alexander Hill, be, and he is hereby appointed on the committee for settling the accounts of the late Board of War, in the room of Mr. John Peck, who declines that service.

And Whereas there are considerable sums due to sundry persons, who have made advances to the late Board of War for the use of Government, and no effectual provision is made for their payment.

Therefore Resolved, That the said Alexander Hill and Thomas Ivers, committee appointed to settle the accounts between said Board of War and this Government, be, and they are hereby directed, to liquidate and settle the accounts of all persons to whom said Board of War are indebted, and consolidate the same into hard money, and give certificates thereof to said creditors as desire the same: And the agent for this State is hereby directed to pay such of said creditors as are willing to take certificates, payable out of the tax granted this session of the General Court, in payment therefor; they producing certificates of their debts to said agent aforesaid.

And it is further Resolved, That there be granted and paid out of the treasury of this Commonwealth, to Caleb Davis, Esq; Agent for this State, the sum of six thousand pounds, in certificates as aforesaid, in order to discharge the debts aforesaid.

CCXCVI.

Resolve directing the Commissary-General to purchase a quantity of beef and pork, and granting six thousand pounds in certificates, and authorizing him to sell a quantity of sulphur for the purpose of purchasing flour. November 1, 1781.

Resolved,

Resolved, That the Commissary-General of this Commonwealth be, and he is hereby directed, to purchase and salt (on the most reasonable terms he can) one thousand barrels of beef and pork, for the use of this Commonwealth, and store the same in such place or places as he shall judge will be most for the public interest. And to enable the Commissary to procure the provision aforesaid, it is further

Resolved, That there be paid out of the treasury of this Commonwealth, to *Richard Devens*, Esq; Commissary aforesaid, the sum of *six thousand pounds*, out of the money arising from the tax granted the present session, he to be accountable for the same. And the Treasurer is hereby directed to pay said sum (or such part thereof as the Commissary shall want before said tax is collected) in certificates receivable in said tax.

And whereas there is a large quantity of sulphur on hand, belonging to this Commonwealth, which is not likely to be wanted for public use.

Resolved, That the Commissary-General be, and he is hereby authorized and directed to sell, for the most it will fetch, either at public or private sale, as he shall judge best, such part of said sulphur as is not likely to be wanted for the public use; and with the proceeds thereof to purchase flour and such other articles as is wanted in his department.

CCXCVII.

Resolve on the petition of *Abigail Bond*, respecting a certain estate formerly conveyed by her husband *Benjamin Bond*, to *Elisha Jones*, Esq; confirming the same to the said *Abigail*. November 1, 1781,

On the petition of Abigail Bond, praying that a certain estate, formerly conveyed by her husband, Benjamin Bond, to Elisha Jones, Esq; as security for the payment of a sum of money to said Jones, a sufficiency of which estate appears to have been sold by the said Jones, for the payment of the said money, and the remainder of the said estate being confiscated, is now vested in this Commonwealth.

Resolved, That all the right, title, and interest, which this Commonwealth have in and to the estate aforesaid, be, and the same are hereby released, conveyed, and confirmed, unto the said *Abigail Bond*, and the children of the said *Benjamin Bond*, to be held and enjoyed in like manner as if the same estate had been reconveyed to the said *Benjamin* by the said *Elisha* while they were both alive, so that the said *Abigail* may retain her dower in the same, and the said children may each of them hold the same part and share thereof, as if the said *Benjamin* had died seized thereof intestate.

CCXCVIII.

Resolve intitling *John Robins* to half-pay, to commence on the 19th of *April*, 1781. November 1, 1781.

On the representation of John Lucas, Commissary of Continental pensioners, in behalf of John Robbins, a soldier, who was wounded in the battle of the 19th of April, 1775:

Resolved, That the said *John Robbins* is intitled to half-pay, to commence on the 19th of *April*, 1781, up to which time he has received a pension.

CCXCIX.

Resolve making provision for the marching any draughted men from the several towns in this Commonwealth which have been deficient in raising men, agreeable to a resolve of the 16th of *June*, 1781, for the Continental army. November 1, 1781.

Whereas

Whereas by a resolve of the General Court of the 16th of June, 1781, it is provided, That in any town or plantation, where there is no militia officer, the selectmen of such town and committee of such plantation, shall, within forty-eight hours from and after the 30th of June aforesaid, proceed and draught as many men as such town or plantation respectively are deficient; and cause the men so draughted to be mustered and delivered to the superintendant; but in such cases no provision is made to empower such selectmen or committees to call for or command sufficient assistance, for the purpose of marching any such draughted man who is or may be refractory to the muster-master, or superintendant. And whereas difficulties have already arisen, and may hereafter arise: For remedy thereof,

It is Resolved, That in all cases where any man has been draughted by the selectmen of any town, or the committee of any plantation, for the purpose and agreeable to the directions of the said resolve, and has been, or shall, by the said selectmen or committee, or major part of them respectively, be required to proceed to the muster-master of the county to be mustered, and having been mustered and required as aforesaid to proceed in order to be delivered to the superintendant, and shall neglect and refuse to comply with such requisition, without a reasonable excuse for such neglect or refusal, in the judgment of the officer hereafter named, then and in such case the said selectmen or committees (or a major part thereof) respectively, shall make application to the colonel or commanding officer of the regiment, or of the brigade to which such delinquent belongs, and it being made to appear to said commanding officer that such person has been regularly drafted, and required as aforesaid to proceed to be mustered or to be forwarded to the superintendant of the county, and hath neglected and refused to comply with such requisition, said commanding officer is required to take immediate and effectual measures for forwarding such refractory and delinquent man or men to the muster-master or superintendant of the county, so that the good intention of said resolve may not be frustrated.

And it is further Resolved, That if any colonel or commanding officer of a regiment or brigade, or any selectmen or committees, shall neglect or refuse to comply with the duties enjoined them by this resolve, such officer, selectman, or committee (as the case may be) shall be subject to the same pains and penalty to which selectmen, committees, and militia officers are subjected by the aforesaid resolve of the 16th of June, for neglect of duty.

And it is further Resolved, that in all cases where it shall appear that the selectmen of towns, or committees of plantations, have drafted any man or men, agreeable to the directions of the aforesaid resolve, and have attempted to bring forward said man or men so drafted, to the muster-master and superintendant, but have not been able to effect the same, by reason of willful neglect, refusal or violent opposition on the part of the man or men so drafted, then and in such cases the said selectmen or committees shall not be subject to any fine or forfeiture for neglect of duty, any resolve to the contrary notwithstanding.

CCC.

Resolve directing the committee on accounts, to settle the account of the Hon. Thomas Durfee, Esq; and to receive the ballance on Government securities, and directing said committee to pay the same to the Treasurer. Nov. 1, 1781.

It being represented to this Court, by the committee on accounts, that the Hon. Thomas Durfee, Esq; is indebted to this Commonwealth, in the sum of two hundred

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and ninety pounds, nineteen shillings and nine pence, on account of money he received out of the treasury, in the years 1775, 1776 and 1777, to purchase blankets, and that he lodged said ballance on the treasury, and took notes therefor.

Resolved, That the committee on accounts, be, and they hereby are authorized and directed, to settle said account and receive the ballance due thereon, in Government securities, which when consolidated shall be equal in value to money he received of Government, and is still unaccounted for, said committee are directed to pay the same to the Treasurer, and take duplicate receipts therefor, one of which to be lodged in the Secretary's office.

CCCI.

Resolve empowering the Treasurer to receive from the creditors of government, or servants, such receipts as have been given in the old or new-emission, and have not been paid, and to give new receipts or certificates; and empowering the committee on accounts to liquidate the accounts of the creditors of government, and pay the same. *November 1, 1781.*

Resolved, That the Treasurer of this Commonwealth, be, and he hereby is impowered and directed, to receive from the creditors and servants of government, such receipts as have heretofore been given in their favour, upon any constable or collector for old continental currency or bills of the new-emission, and shall make it appear, that said receipts have not been paid, said Treasurer, to liquidate the same, and in lieu thereof, shall give new receipts or certificates to such creditors for so much specie, payable out of the next tax, as the said receipts shall amount to according to the scale of depreciation, and likewise shall liquidate and discharge such warrants as were drawn for paper currency in the same manner.

And it is further *Resolved*, That the committee on accounts, be, and they hereby are impowered and directed, to liquidate and pay to the creditors of government, all such accounts as have heretofore been examined and allowed, payable in old continental currency or bills of the new-emission in manner aforesaid, and likewise to allow and pay the accounts they may hereafter examine, agreeable to the same rule, any law or resolve to the contrary notwithstanding.

CCCII.

Resolve empowering the committee on accounts to liquidate and pay the accounts of teamsters, who were impressed under a resolve of the General Court of May, 1781: *November 1, 1781.*

Whereas by an act of the General Court of May, 1781, the selectmen were impowered to impress teams for the transportation of public stores:

Resolved, That the committee on accounts be, and hereby are impowered and directed, to liquidate and pay the accounts of teamsters, who were so impressed under the restriction of the aforesaid act.

CCCIII.

Resolve requesting the Governor to write to General Heath, desiring him to take measures for the exchange of Lieut. Col. Stacey, Lieut. Aaron Holden, and James Parmenter. *November 1, 1781.*

Whereas

Whereas it has been represented to this Court, that Lieut. Col. Stacey, of Col. Alden's, Brooks's regiment, and Lieut. Aaron Holden and James Parmenter, a private of Capt. Reed's company, same regiment, were in 1778 taken capture by the Indians at Cherry-Valley, and after some time were delivered over to the British and still remain in captivity, in Canada, (Montreal) that their case and long sufferings demands immediate attention. Therefore,

Resolved, That his Excellency the Governor, be, and hereby is requested, to write to General Heath, desiring him to take effectual measures that said Stacey, Holden, and Parmenter, may be exchanged without delay.

CCCIV.

Resolve on the petition of Francis Cabot and Elizabeth his wife. November 1, 1781.

On the petition of Francis Cabot and Elizabeth his wife :

Resolved, That the committee for the sale of absentees estates in the county of Suffolk, convey to the said Elizabeth, the right of the Government to the house mentioned in the petition, at such price as it shall be determined to be worth by three persons chosen mutually by the said committee and the said Francis and Elizabeth ; she paying to said committee such sum as the same shall be appraised at, more than the debt due from Richard Clarke to her, if the appraisment shall exceed said debt ; and giving bond to the Judge of Probate of the county, if any other debts shall appear against said Richard's estate, more than his other estate in this Commonwealth shall be sufficient to pay, that she will refund to much of what shall be allowed her in her said house, as to leave only a just proportion of her own debt out of his whole estate.

CCCV.

Resolve granting a tax of one thousand pounds on the inhabitants of the county of Worcester, to be assessed by the Justices of the Court of Sessions, for certain purposes. November 1, 1781.

On the memorial of the Court of Sessions of the county of Worcester :

Resolved, That there be, and there hereby is granted, a tax of one thousand pounds on the inhabitants of the county of Worcester, to be assessed by the Justices of said Court in like manner as has been heretofore done in case of county taxes ; which sum shall be paid into the treasury of said county, and applied to the use of said county, as said Justices in quarter sessions shall order, for defraying the necessary and usual county charges.

CCCVI.

Resolve directing the committee of supplies to deliver William Baker, jun. one piece of linnen, one beaver hat, and cloth sufficient for a furtout. November 1, 1781.

On the petition of William Baker, jun.

Resolved, That Ebenezer Wales, Esq; and Capt. Amasa Davis, the committee of supplies, be, and they hereby are directed, to deliver to William Baker, jun. one piece of linnen, one beaver hat, and cloth sufficient for a furtout ; said Baker to be accountable to this Court for the same.

Resolve

Resolve on the petition of the inhabitants of that part of the town of *Adams*, formerly called *East-Hoosuck*, directing the committee for the sale of confiscated estates in the county of *Berkshire*, to suspend the sale of part of the land mentioned. *November 1, 1781.*

On the petition of the inhabitants of that part of the town of Adams, formerly called East Hoosuck, setting forth, that the said town was granted to Elisha Jones, John Murray, and others, with this particular reserve, viz. That one sixty-third part thereof was requested to be appropriated for the first minister that should be settled, one sixty-third part for the use of the school, and one sixty-third part for the use of the ministry; also setting forth, that neither of said sixty-third parts have been set off:

Resolved, That the committee appointed to sell confiscated estates in the county of *Berkshire* be, and they are hereby directed, to suspend the sale of as much of said land as will be equal to two sixty-third parts of said land; and that they make careful enquiry into the matter, and report the circumstances thereof to the General Court, on or before the second Tuesday of their next session.

CCCVII.

A grant of *nine thousand pounds*, to the committee for examining and passing accounts. *November 2, 1781.*

Whereas it appears to this Court, that the money which has been appropriated for the payment of such accounts as have been allowed by the committee for examining and passing accounts, is expended; and as it is necessary that a further sum should be appropriated for that purpose:

Therefore Resolved, That there be paid out of the treasury of this Commonwealth, to the committee appointed for allowing and passing accounts, out of the monies to be drawn by tax issued the present session, *nine thousand pounds*, said committee to be accountable for the expenditure of the money they shall receive.

CCCVIII.

Resolve directing the superintendant of purchases of beef, and his agents, to stay their executions for one half of the beef apportioned on the town of *Foxborough*; as also for men and cloathing. *November 2, 1781.*

On the petition of John Everett, in behalf of the town of Foxborough, setting forth, That ever since the valuation of 1778, said town has been called upon for at least double their proportion of men, beef and cloathing; and praying for relief in that case:

Therefore Resolved, That the prayer of the petition be so far granted, that the superintendant of purchases of beef and his agents, be directed to stay their executions for one half the beef apportioned on said town, and that all fines and processses for men and cloathing against said town, are hereby ordered to be stayed until the further order of the General Court.

CCCLIX.

A grant of *six thousand pounds* to *Charles Miller, Esq;* in certificates, to enable him to forward stores to the army. *November 2, 1781.*

Resolved,

Resolved, That there be allowed and paid out of the public treasury, to *Charles Miller*, Esq; purchasing commissary, the sum of *six thousand pounds*, in certificates funded on the tax granted the present session, to enable him to purchase and send on rum and salt for the Continental army, agreeable to the requisitions of Congress, he to be accountable for the expenditure of the same.

CCCX.

Resolve directing the Secretary to dismiss one of his clerks, and the committee on accounts their assistant clerk. *November 2, 1781.*

Resolved, That the Secretary be, and he hereby is ordered and directed, to dismiss from further service one person out of the number now serving as clerks in his department, it appearing unnecessary to employ the whole number any longer.

And it is further *Resolved*, That the committee on accounts be, and they hereby are directed, to dismiss their assistant-clerk from any further service as assistant to said committee for the present.

CCCXI.

Resolve directing the committee on accounts to examine and pass upon the accounts of the clerks in the Treasurer's office. *November 2, 1781.*

On the petition of Nathaniel Emmons, Joseph Dennie, Richard S. Howe, and Nathaniel Hancock, clerks in the treasury-office, praying that the committee on accounts may be ordered to settle their accounts :

Therefore *Resolved*, That the committee on accounts be, and they hereby are directed and ordered, to examine the accounts of the said clerks, and make them such allowance for their service as said committee may think just and reasonable.

CCCXII.

Resolve in what manner the several towns in this Commonwealth shall make return of the average price of sole-leather, &c. to settle the depreciation notes of soldiers. *November 2, 1781.*

It being absolutely necessary, in order to settle the value of the soldiers depreciation notes, that regular returns be made of the monthly average prices of corn, beef, sheeps-wool and sole-leather, as by law required ; and some doubts having arisen in what manner such returns shall be made :

Therefore *Ordered*, That the agents for the several counties in this Commonwealth, appointed to collect and keep an account of the monthly average prices of corn, beef, sheeps-wool and sole-leather, be directed to notify the selectmen of the several towns in their respective counties, to transmit the accounts they by law are requested to forward to such agents ; and the selectmen of the several towns in this Commonwealth, who have not already transmitted an account to their respective agents of the prices of said four articles from the month of *January* last to the month of *August* inclusive, are hereby directed and required, without delay, to make returns of the current price at which said articles have been sold in paper money in the several towns monthly, upon an average of the whole month, for the aforesaid term of time ; and that from the month of *August* last to *January* next inclusive, the selectmen of the several towns are hereby directed, to make returns to the agents of their respective counties of the prices of said four articles, as they have been sold in hard money.

CCCXIII.

Resolve appointing *John Fessenden*, Esq; to procure wood from some confiscated estates unfold, for the guards and prisoners at *Rutland*. November 2, 1781.

It being represented to this Court that the guard and prisoners at Rutland are destitute of wood:

Resolved, That *John Fessenden*, Esq; be, and he is hereby appointed and directed, to repair to *Rutland*, to procure either by purchase or cutting from any confiscated estate that is unfold in said *Rutland*, as he shall judge most for the public interest, such quantity of wood as will be the proper rations for said guard and prisoners, until the next sitting of the General Court, unless the Continental Quarter-Master shall otherwise procure it, and shall deliver the same to the Continental Quarter-Master or his Deputy, taking his receipts for all wood so delivered; and in case the said wood or any part thereof shall be supplied from any of the said confiscated lands, the value thereof shall be receipted for, distinctly and apart from the cost and expence about the same, which receipt shall be lodged in the Secretary's office, and the amount thereof charged to the United States: And said *John Fessenden*, Esq; is directed to lay his accounts, with proper vouchers, before the committee of accounts, for examination and payment, the amount of which to be charged to the United States.

CCCXIV.

Resolve on the petition of *Ezra Taylor*, in behalf of *James Goud*, directing the Treasurer to receive the money mentioned, and to credit the collectors of the town of *Pownalborough*, for the same. November 2, 1781.

On the petition of Ezra Taylor, in behalf of James Goud, one of the collectors of the town of Pownalborough, praying for the interposition of the General Court, respecting the payment of a sum of money, which he the said collector had collected for the use of this Commonwealth, as set forth in his petition.

Resolved, That the Treasurer be, and hereby is directed, to receive of *Ezra Taylor*, the sum of five thousand six hundred and twenty-three dollars, old emission, and credit the aforesaid *James Goud*, collector of *Pownalborough*, for the same, he having received part of said money on the 20th of July, notwithstanding.

CCCXV.

Resolve empowering the agent for this Commonwealth, to supply *Joseph M'Lellan* with a cable and anchor, he to account for the same. November 2, 1781.

On the memorial and petition of Joseph M'Lellan, praying that he may be supplied with a cable and anchor, from the State store, in part of payment for a sloop and hire, which sloop was destroyed in the State service, at Penobscot, in the year 1779.

Resolved, That the prayer of the petition be so far granted, that in case there is in the State store, such cable and anchor as prayed for, then *Caleb Davis*, Esq; agent for this Commonwealth, be, and he hereby is impowered and directed, to supply said *M'Lellan* therewith, said *M'Lellan* to account for said cable and anchor on the charter party, at the price agreed to by he agent.

CCCXVI.

A grant of twenty-five pounds to *Abigail Sullivan*, wife of Capt. *Daniel Sullivan*, and directing the Commissary-General to deliver necessaries to the amount of said sum. November 2, 1781.

On the petition of Abigail Sullivan, wife of Capt. Daniel Sullivan, who has had

had his house burned and himself carried into captivity by the enemy, praying for payment of one hundred weight of beef, and seventeen bushels of meal, supplied the militia doing duty at Machias.

Resolved, That there be allowed and paid out of the public treasury to the said *Abigail Sullivan*, or her order, the sum of *twenty-five pounds*, in full for said beef and meal. And that the said sum be charged to the United States.

And it is also further *Resolved*, That in consideration of the extraordinary suffering and exertion of *Capt. Sullivan*, and his family, the *Commissary-General* be, and he is hereby directed, to deliver to the amount of *twenty-five pounds*, in such necessaries of life, as he may have on hand.

CCCXVII.

Resolve requesting the *Hon. Artemas Ward*, or the *Hon. Elbridge Gerry*, to repair as soon as possible to Congress. *November 2, 1781.*

Whereas it is highly probable that questions of the greatest importance will come before Congress, in the course of the ensuing winter; and as it is essential to the interest of this State that the same be fully represented in Congress.

Therefore *Resolved*, That the *Honorable Artemas Ward*, or the *Honorable Elbridge Gerry*, Esq; be, and they are hereby requested, as they may agree, to repair as soon as possible to Congress, and there, agreeable to their commissions, to represent this Commonwealth.

Resolved, That there be paid out of the public treasury, to the gentleman who shall proceed to Congress, the sum of *one hundred and twenty pounds*, he to be accountable for the same.

CCCXVIII.

Resolve on the petition of *James Avery*, in behalf of *Col. John Allen*, of *Machias*, granting *eight hundred pounds*, and directing the committee of *Machias* to assess the inhabitants of *Machias* the sum of money due from them by the scale of depreciation. *November 2, 1781.*

On the petition of James Avery, in behalf of Col. John Allen, of Machias, praying for the sum of eight hundred pounds, to enable him to discharge sundry debts contracted on account of the Continent, and that the warrants said Allen has in the treasury for money of the new emission drawn some time since, may be discharged in hard money, and that the committee of Machias be empowered to assess their inhabitants with a sum of money equal to the debts they owe government :

Resolved, That there be paid out of the treasury of this Commonwealth, to *Col. John Allen*, the sum of *eight hundred pounds*, and the same be charged to the United States; said *Allen* to be accountable for the expenditure of the same.

And it is further *Resolved*, That the *Treasurer* of this Commonwealth be, and he hereby is directed, to discharge the warrant drawn in *Col. Allen's* favour, in *November* last, in hard money, at the rate of one silver dollar for one and seven-eighths of the new emission.

And it is further *Resolved*, That the committee of *Machias* for the time being be, and they hereby are authorized and empowered, to assess on the polls and estates of the inhabitants of *Machias*, the sum of money which by the scale of depreciation is due from them to government, equal to each person's debt; and said committee are hereby directed to collect the same as soon as may be, and lodge the same in the treasury-office of this Commonwealth, and take duplicate receipts for the same, one to be lodged in the *Secretary's*-office, any law or resolve to the contrary notwithstanding.

CCCXIX.

A grant of *forty pounds* to *William Baker*, messenger to the General Court,---
November 2, 1781.

Resolved, That there be allowed and paid out of the public treasury, to Mr. *William Baker*, messenger to the General Court, the sum of *forty pounds*, in full for three months pay, due to him the 25th of *November* instant.

CCCXX.

Resolve allowing additional pay to the Hon. the President of the Senate, and Speaker of the House of Representatives; as also granting *thirty pounds* to the clerk of the Senate and clerk of the House of Representatives, in part for their services. *November 2, 1781.*

Resolved, That there be granted and paid out of the public treasury of this Commonwealth, to the Hon. *Samuel Adams*, Esq; President of the Senate, the sum of *seven shillings* per day, for each day's attendance the present session of the General Court, and also to the Hon. *Nathaniel Gorham*, Esq; Speaker of the House of Representatives, the sum of *seven shillings*, per day, for each day's attendance on the General Court the present session; over and above their respective pays as members of the General Court.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to *Samuel Henshaw*, Esq; clerk of the House of Representatives, and also to Mr. *William Baker*, jun. clerk of the Senate, the sum of *thirty pounds* each, in part for their services as clerk of the House of Representatives and clerk of the Senate the present year.

CCCXXI.

Resolve directing the Treasurer to issue certificates, funded on the tax passed the present sessions. *November 2, 1781.*

Whereas by an act passed the present sessions there was granted, and ordered to be assessed on the inhabitants of this Commonwealth, the sum of three hundred and three thousand six hundred and thirty-four pounds and six pence: *And* whereas the present exigencies of Government make it necessary that a part of said tax shall be anticipated:

Resolved, That the Treasurer of this Commonwealth be, and he is hereby empowered and directed, to issue certificates, funded on said tax, for such sums as may be necessary, not exceeding *one hundred thousand pounds*, including such as are already ordered to be issued; said certificates to be made payable in six months from the date---in the form following:

COMMONWEALTH OF MASSACHUSETTS.

No. dollars. Treasury-Office, 178

This certificate entitles the bearer to receive out of the public treasury of this Commonwealth, in six months from the date, Spanish milled dollars, or the value thereof in other coined gold and silver: And the same shall be received at the treasury in the tax granted by the General Court in *October* last, as equal to the same sum in silver and gold. *Witness my hand,*

H. G. Treasurer.

And to facilitate the negociation of said certificates, and to render them as equally advantageous in the payment of taxes as may be:

Resolved, That the Treasurer shall cause to be printed and struck off, five thousand sheets, each sheet containing one certificate of *four dollars*, one of *six*, one of *eight*, and one of *sixteen dollars*, making in the whole *fifty-one thousand pounds*.

And

And it is further *Resolved*, That all certificates heretofore ordered to be issued, funded on the tax aforesaid, shall be in form and for the sums prescribed in this resolve, any resolve to the contrary notwithstanding.

And the several collectors of taxes in this Commonwealth are hereby required to receive the before-mentioned certificates in payment of the above-mentioned tax, agreeable to the tenor of the said certificates.

CCCXXII.

Resolve directing the committee on muster-rolls to consolidate the pay-roll of *Ephraim Fenno* and others, made up in paper currency. November 2, 1781.

On the petition of Ephraim Fenno and others :

Resolved, That the prayer thereof be granted, and that the committee on muster-rolls be, and they are hereby directed, to consolidate the pay-rolls made up in paper currency, and remaining in the hands of said committee, in favor of *Ephraim Fenno, John Hottey, Benjamin James, Leonard Miller, John Johnson, and Timothy Child*, in order that they may receive a just compensation for their service.

CCCXXIII.

Resolve on the petition of *Samuel Gould*, directing the committee for sale of confiscated estates in the county of *Suffolk* not to make sale of the estate mentioned. November 2, 1781.

On the petition of Samuel Gould, praying that the judgment of the Inferior Court of Common Pleas for the county of Suffolk, on the estate late in the occupation of John Troutbeck, an absentee, may be set aside, for reasons set forth in his petition :

Resolved, That the committee appointed to make sale of confiscated estates in the county of *Suffolk* be, and hereby are directed, not to make sale of the estate mentioned in the petition of the said *Samuel Gould*, until the further order of the General Court.

CCCXXIV

Resolve on the petition of *Thomas Child* and *Susannah Sheaffe*. November 2, 1781.

Resolved, That this Commonwealth, in compensation for the damages done to the above-mentioned premises, eight-tenths of which appear to be the absolute property of the said petitioners, do hereby relinquish to the said *Thomas* and *Susannah*, all their right and title to the other part of said premises, which was the property of the said *John Coffin*; and the said agent is hereby directed to put the said *Thomas* and *Susannah* in possession of the said premises, any law or resolve of said Commonwealth to the contrary notwithstanding, the said petitioner give bond to the aforesaid agent in the sum of *one hundred pounds* in specie, that they will refund the value of the said two tenths to the creditors of the above-mentioned *John Coffin* when called upon.

CCCXXV.

Resolve on the petition of *Huldah Tupper*, wife of Col. *Benjamin Tupper*, directing pay in specie. November 2, 1781.

On the petition of Huldah Tupper, praying for specie, in the room of Continental money, which should have been paid her husband Col. Benjamin Tupper, in April last, as represented in said petition.

Resolved, That there be paid out of the public treasury of this Commonwealth, of monies collected upon the sale of refugees estates, the sum of *thirty one pounds seven shillings and seven farthings*, in specie, in full for *twenty three hundred and fifty three pounds ten shillings*, Continental money, which should have been paid to said *Tupper*, in *April* last, the petitioner delivering the aforesaid receipt to the Treasurer.

CCCXXVI.

Resolve for retaining in service the guards, stationed at *Falmouth*, and *Cape-Elizabeth*, to the first of *March* next, and discharging the guards at *Plumb-Island*, and other places upon the sea-coast. *November 2, 1781.*

Resolved, That the guards stationed at *Falmouth*, and *Cape-Elizabeth*, consisting of one serjeant and twelve matrosses, and the guard at *Marblehead*, consisting of one serjeant and four matrosses, be retained and continued until the first day of *March* next, upon the same establishment made in the resolve of *February 20th, 1781.*

And it is further *Resolved*, That the guards at *Plumb-Island, Gloucester, Beverly, Salem* and the *Gurnet*, be forthwith discharged, and the commander in chief be desired to dismiss them accordingly, and give such orders as he shall think proper, for securing the cannon and stores belonging to this Commonwealth, in the forts on *Plumb-Island, Gloucester, Beverly, Salem*, and the *Gurnet*.

CCCXXVII.

Resolve requesting the Governor to write to the Supreme Executives of the *New-England* States, respecting the excise act, passed this session, as also the importance of securing the fishery. *November 2, 1781.*

Resolved, That his Excellency the Governor be, and he is hereby requested, to write to the Supreme Executives of the States of *New-Hampshire, Rhode-Island* and *Connecticut*, acquainting them that this General-Court has passed an act, laying a duty of excise on certain articles therein mentioned, and also with the instructions given to the Delegates of this Commonwealth, in Congress, respecting the importance of securing the fishery to the United-States, at a settlement of peace, and recommending to the said Executives, a serious consideration of the expediency of the said States taking like measures.

CCCXXVIII.

Resolve on the petition of *Uriah Oakes, Nehemiah Somes*, and others, directing the committee to examine the accounts of the late Board of War, to ascertain the sums due for the hire and appraisement of said vessels mentioned, and consolidate the same and give certificates thereof. *November 2, 1781.*

On the petition of Uriah Oakes, Nehemiah Somes, and others, praying that they may be paid for two vessels, chartered of them by the Board of War, and lost at Penobscot.

Resolved, That the prayer of the petition be so far granted, that the committee appointed to receive and examine the accounts of the late Board of War be, and they are hereby directed, to ascertain the sums due for the hire and appraisement of said vessels, and consolidate the same, and give certificates thereof, dated when the monies became payable, which certificates the Treasurer of this Commonwealth is hereby directed, to receive on loan as provided in the act for borrowing *eight hundred thousand pounds*, passed the *15th May* last.

CCCXXIX.

CCCXXIX.

Resolve directing the Treasurer to receipt the constables or collectors in the several towns mentioned for the sums affixed thereto, being over taxed. November 2, 1781.

Whereas the tax-act passed the present year for hard money, to be paid in bills of the new emission, provision was made for abating the several towns that should appear by the settlement of the new valuation, to be over taxed in said tax-act, and as it appears to this Court, the several towns mentioned in this annexed schedule, are intitled to the abatement of the sums to such towns respectively annexed.

Therefore Resolved, That the Treasurer be directed to receipt the constables, or collectors in the several towns herein mentioned, for the sums affixed thereto according to direction in said tax-act.

A list of towns over taxed, as appears by the settlement of the new valuation, in the tax-bill passed this present year, for hard money, to be paid in bills of the new-emission, with the sums such towns are over taxed, annexed thereto :

County of SUFFOLK.

	£.	s.	d.
Milton	1	10	2
Weymouth	163	1	1
Braintree	78	10	0
Dedham	611	16	11
Needham	227	19	3
Medfield	271	15	3
Wrentham	108	14	
Walpole	157	0	0
Stoughtonham	98	2	8
Franklin	205	6	5
Medway	229	9	4
Foxborough	532	19	0
Total.	2686	4	1

County of ESSEX.

Danvers	130	4	8
Newbury	425	15	2
Ipswich	163	1	1
Marblehead			
Gloucester			
Andover	353	5	9
Rowley	93	12	1
Haverhill	108	4	4
Topsfield	140	15	11
Bradford	21	2	8
Manchester	254	8	8
Middleton	36	4	8
Total.	1,81	2	1

County of MIDDLESEX.

Cambridge	271	0	9
Charlestown	143	16	5
Malden	51	6	0
Weston	28	13	7
Dracut	149	9	3
Shirley	72	9	4
Bedford	16	12	1
Total.	733	7	11

County of WORCESTER.

	£.	s.	d.
Worcester	601	5	8
Paxton	19	13	3
Oakham	9	1	2
New Braintree	155	9	11
Lunenburg	72	9	4
Leominster	54	7	0
Total.	912	6	4

County of HAMPSHIRE.

West-Springfield	16	12	1
Wilbraham	125	6	1
Amherst	30	3	8
Williamsburg	21	2	8
Northfield	13	11	7
Monson	78	10	0
Pelham	67	18	7
Greenwich	58	17	7
Palmer	13	11	7
Granville	48	6	0
Ware	18	2	4
I everet	58	17	7
West-Hampton	9	1	2
Merryfield	31	13	11
Shelburne	117	15	3
Total.	646	1	10

County of PLYMOUTH.

Plymouth	561	12	9
Schuate	232	9	8
Duxbury	64	18	3
Plympton	206	16	8
Kingston	237	8	6
Hanover	9	1	2
Middleborough	40	15	3
Rocheffer	61	17	11
Total.	1415	0	2

County of BARNSTABLE.

Barnstable	420	4	7
Sandwich			

	£.	s.	d.		£.	s.	d.
Sandwich	411	7	1	Topsham	234	0	1
Yarmouth	157	0	0	Pittstown	308	0	7
Eaſtham	277	15	11	Hallowell	130	4	8
Weilfleet	307	19	9	Winthrop	285	6	10
Chatham	173	12	4	Vaffalborough	329	2	6
Harwich	230	19	7	Winflow,	120	15	4
Falmouth	258	19	3	Boothbay	271	0	9
Truro	95	2	4	Medumcook	110	4	2
				Warren	51	6	6
	2133	0	10	Thomaſtown	51	6	6

County of BRISTOL.

	£.	s.	d.	Total.	£.	s.	d.
Rehoboth	22	12	11		2206	18	2
Norton	21	2	8	Suffolk	2686	4	1
Dighton	55	17	2	Essex	1726	15	0
Rainham	39	5	0	Middleſex	733	7	11
Eaſton	30	3	8	Worceſter	912	6	4
Berkley	10	11	3	Hampſhire	646	1	10
				Plymouth	1215	0	2
Total.	179	12	8	Briſtol	179	12	8

County of YORK.

York	111	14	4	Cumberland	1106	7	11
Kittery	104	13	4	Berkſhire	455	18	5
Wells	90	11	9	Lincoln	880	13	1
Berwick	130	4	8		2206	18	2
Bidddeford	99	12	11				
Pepperrellborough	108	14	0	Sum total.	£. 14889	6	5
Lebanon	13	11	7				
Buxton	139	5	8				
Fryeburgh	289	17	4				
Coxhall	9	1	2				
Maſſabefeck	9	1	2				
Total.	1106	7	11				

County of CUMBERLAND.

Falmouth	64	18	3	Leveret	40	15	3
North Yarmouth	64	18	3	Merryfield	28	13	7
Scarborough	61	17	11				
Brunſwick	64	18	3	Plymouth	563	2	4
Cape-Elizabeth	199	5	9	Middleborough	42	5	4
Total.	455	18	5	Barnſtable	421	4	7

County of BERKSHIRE.

Great-Barrington	184	14	1	York	104	3	4
Pittsfield	108	14	0				
Adams	176	12	8	Brunſwick	190	5	0
West-Stockbridge	40	15	3				
New-Aſhford	69	8	10	Great-Barrington	185	14	1
Loudon	108	14	0	In the County of HAMPSHIRE.			
Windfor	61	17	11	Murrayfield	119	5	3
Partridgefield	28	13	7	Caſt too low,	64	8	3
Lec	51	6	6	Conway,	45	5	10
Laſeborough	49	16	3				
				Total.	227	19	4
Total.	880	13	1	Footing.	14889	6	5

County of LINCOLN.

Pownalborough	221	18	7	Plymouth caſt too low,	15117	5	9
Georgetown	93	12	1		200	0	0
					£. 15317	5	9

CCCXXX.

Resolve on the petition of the committee of supplies, to return a warrant granted them the 27th of April, 1781, and granting them *one hundred and sixty pounds* in specie, for their services to the first day of January last. November 2, 1781.

Whereas Ebenezer Wales and Amasa Davis, the committee of supplies, have a warrant on the Treasurer of this Commonwealth, dated the 27th day of April, 1781, for twelve thousand pounds, old currency, or an equivalent in new, in full for their services to the first day of January last, which warrant has become of no use to said committee.

Therefore Resolved, That the committee aforesaid, be, and they are hereby directed, to return the warrant aforesaid into the Secretary's office, the Secretary to give said *Wales* and *Davis*, a certificate of the return of the same.

Also Resolved, That there be paid out of the public treasury of this Commonwealth, to *Ebenezer Wales* and *Amasa Davis*, the committee of supplies, the sum of *one hundred and sixty pounds*, specie, which shall be in full for their services to the first day of January last.

CCCXXXI.

Resolve directing the committee of supplies to return a warrant dated September 27, 1781, granting them *four thousand pounds* in specie, or in certificates funded on the tax granted the present session. November 2, 1781.

Whereas there was granted to Ebenezer Wales and Amasa Davis, Esq's. committee of supplies, a warrant dated September 27, 1781, payable in certificates funded on the tax of May last.

Resolved, That said *Wales* and *Davis* be, and they are hereby directed, to return the warrants aforesaid into the Secretary's office, the Secretary to give a certificate of the return of the same.

And it is further Resolved, That there be paid out of the public treasury, to the said *Wales* and *Davis*, the aforesaid sum of *four thousand pounds*, in specie, or in certificates funded on the tax granted this present session, they the said *Wales* and *Davis* to be accountable for the same.

CCCXXXII.

Resolve respecting Mr. *John Temple*. November 2, 1781.

Whereas the question referred to the consideration of the General Court in the Governor's message of the 31st of October last, and the papers accompanying it, viz. Whether Mr. John Temple, by his conduct, has forfeited his title to the rights and privileges of a subject of this Commonwealth, implies, that the said John Temple is a subject of this Commonwealth, and no evidence accompanying said message and the doings of Council, to make it appear that said John Temple is a subject of this Commonwealth; therefore,

Resolved, That the papers accompanying his Excellency's message be returned this Court, presuming that the Governor with the advice of Council, will take every legal and constitutional measure, touching the matter of this message, that the nature of the case requires.

CCCXXXIII.

Resolve on the petition of *Moses M'Farland*, directing the committee of supplies to deliver a blanket for each of the soldiers mentioned. November 2, 1781.

On the petition of Moses M'Farland, Capt. of the guards at Boston, in behalf of a number of soldiers, who was rejected at West-Point and elsewhere, and had their blankets taken from them, and now doing duty as a guard at Boston, and still destitute of blankets.

Resolved, That Ebenezer Wales, Esq; and Capt. Amasa Davis, be, and they are hereby directed, to deliver to Capt. M'Farland, a blanket for each of the aforesaid soldiers, they to be charged with the same, unless they or either of them, shall make it appear that the aforesaid blankets were actually taken from them by a Continental officer.

CCCXXXIV.

Resolve empowering the committee appointed to examine the Treasurer's accounts, to see burnt the monies that have been made for the use of this late State, and to deface such notes as have been received in the treasury-office. November 2, 1781.

Resolved, That John Pitts, Thomas Dawes and Richard Cranch, Esq's. committee appointed to examine Treasurer's accounts, be, and they are hereby authorised and impowered, to see burnt to ashes the monies that have been made for the use of the late State, now Commonwealth of Massachusetts, which is counted up in the treasury-office for said purpose; also, to deface such notes as have been received into said office, and credit the Treasurer for the amount thereof.

CCCXXXV.

Resolve requesting the Governor to write to the commanding officer of the troops at Rhode-Island, to discharge the Massachusetts troops stationed there. November 2, 1781.

Resolved, That his Excellency the Governor, be, and he hereby is requested, to write as soon as may be, to the commanding officer of the troops in the service of the United States, at Rhode-Island, requesting that part, or all of the Massachusetts troops there, may be discharged, if consistent with the public service.

CCCXXXVI.

[The following resolve was passed October 8, 1781.]

Resolve empowering the Governor and Council to employ the company of artillery at Machias; and making an establishment for said men in the same manner as those in the Continental service.

The committee appointed to enquire into the nature of the establishment at Machias, and the resolutions of Congress authorising this State to charge the United States with the sums advanced by this State for the support of the post at Machias, and report a state of facts---beg leave to report---That your committee have enquired into the nature of the establishment at Machias; and find it to be a Continental establishment, falling within the department of John Allen, Esq; who was appointed Agent of Congress, for Indian affairs in the Eastern Department, January 14, 1778. The said John hath made application to this State from time to time for supplies to carry on the business of his agency; supplies have been granted, and provision made for the support of the post at Machias, in full confidence that Congress would be answerable for the same:---And the appointment of a priest in 1778, was evidently made, in 1778, by the then Council of this State, at the desire of Congress, as the following resolve will show:

“IN CONGRESS, December 5, 1778.

Resolved, That the President write to the Council of Massachusetts-Bay, and inform them, it is the desire of Congress that they comply with the request of the Indians in sending them a Priest.”

But

But should not what is now offered be thought direct to the point in hand, your committee humbly conceives that the following resolution will shew, not only that the post at Machias is a Continental establishment, but also that this State is fully authorised to charge the United States with the sums already advanced, or that may hereafter be advanced by this State, for the support of that post :

“ IN CONGRESS, February 15, 1781.


Resolved, That the President inform the Governor of *Massachusetts*, that Congress, sensible of the importance of supporting the Eastern Indian department, under the superintendance of Col. *John Allen*, approve of the care of the Executive of *Massachusetts*, in making from time to time the necessary provision for the same ; and they are requested to continue such supplies and charge the same to the United States.

And it is further Resolved, That the Governor and Council of *Massachusetts* be, and they hereby are impowered, to compleat the company of artillery at the post of *Machias*, to a number not exceeding sixty-five, including such officers as they shall judge necessary for the further security and defence thereof ; the said company to be under the command of Col. *John Allen*, and to be raised, cloathed, paid and subsisted, as Continental soldiers, at the expence of the United States.

The first part of the document
 describes the general principles
 of the system and the
 various methods of
 application. It is
 intended to be a
 practical guide for
 the student and
 the teacher alike.
 The second part
 contains a number
 of exercises and
 problems which
 are designed to
 illustrate the
 principles and
 methods discussed
 in the first part.
 The third part
 contains a number
 of examples of
 the application
 of the system to
 various subjects.
 The fourth part
 contains a number
 of questions and
 answers which
 are designed to
 test the student's
 understanding of
 the system and
 its application.
 The fifth part
 contains a number
 of references to
 other works on
 the subject.



The following is a list of the
 exercises and problems
 which are contained in
 the second part of the
 document. They are
 arranged in order of
 increasing difficulty.
 The first exercise
 is a simple problem
 which is designed to
 illustrate the
 principles of the
 system. The second
 exercise is a more
 complex problem
 which is designed to
 illustrate the
 methods of
 application. The
 third exercise is a
 problem which is
 designed to illustrate
 the application of
 the system to a
 particular subject.
 The fourth exercise
 is a problem which
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 The tenth exercise
 is a problem which
 is designed to
 illustrate the
 application of the
 system to a
 particular subject.



R E S O L V E S
 O F T H E
G E N E R A L C O U R T
 O F T H E

Commonwealth of *Massachusetts*,

Began and held at *Boston*, in the County of *Suffolk*, on Wednesday the Thirtieth Day of *May*, *Anno Domini*, 1781; and from thence continued, by Prorogation and Adjournment, to Wednesday the 16th Day of *January*, 1782, and then met at the same Place, being the third Session of said Court.



 CCCXXXVII.

Resolve on the petition of *Hannah Watts*, empowering her to make sale of certain lands mentioned. *January* 17, 1782.

ON the petition of *Hannah Watts*, praying for licence to make sale of certain lands in her petition mentioned, for reasons therein mentioned :

Resolved, That the prayer of the petition be granted, and that the petitioner, *Hannah Watts*, be; and she is hereby empowered, to make sale of the half of the old house and barn, and one half of the farm in the town of *Chelsea*, in her petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers thereof, the observing the rules and directions of the law for the sale of real estates by executors and administrators, the first giving bond to the Judge of Probate for the county of *Suffolk*, that the proceeds of said sale, after deducting the charge of said sale, shall be applied for the benefit of the widow and heirs, according to law.

CCCXXXVIII.

Resolve for accommodating the honorable committee for revising the laws, with a room in the house late belonging to *William Jackson*, an absentee, and directing the Secretary to hire two clerks. *January* 18, 1782.

The committee of both Houses, appointed to make enquiry respecting a suitable room to accommodate the committee appointed to revise the laws of this Commonwealth, report : That the west chamber on the first story in the house lately belonging to *William Jackson*, an absentee, is a convenient room for that purpose, and it will be expedient to appropriate the same accordingly ; and your committee being informed by the committee for

revising the laws, that for the proper dispatch of the business of their appointment, it is necessary they be supplied with two clerks,--your committee report, that the Secretary be directed to hire two clerks for the purpose of attending on the aforesaid committee.

CCCXXXIX.

Resolve directing the committee appointed to liquidate and settle the accounts of the late Board of War, to call upon all those who are indebted to said Board to pay their respective ballances to *Caleb Davis, Esq;* Agent for this Commonwealth. *January 21, 1782.*

Whereas it is represented to this Court, by Caleb Davis, Esq; Agent for this Commonwealth, that there appear to be large sums due to the late Board of War :

Resolved, That Messieurs *Alexander Hill* and *Thomas Ivers;* the committee appointed to liquidate and settle the accounts of the said Board, be, and they are hereby directed, to call on all those who may appear to be indebted to the said Board, to bring in their accounts, if they have any, for settlement, or to pay their respective ballances to *Caleb Davis, Esq;* by causing advertisements to be inserted in the *Boston* news-papers, three weeks successively : And the said *Hill* and *Ivers* are directed to deliver to the said *Caleb Davis, Esq;* the accounts of all such debtors who shall not settle and pay their respective ballances on or before the first day of *May* next ; and the said *Davis* is hereby authorized and directed, for and in behalf of this Commonwealth, to sue the same.

CCCXL.

Resolve granting a tax of *twelve hundred pounds,* to be apportioned and assessed on the inhabitants of the county of *Hampshire,* to be applied for the use of said county. *January 22, 1782.*

Whereas it appears from an estimate of the Justices of the Court of General Sessions of the county of Hampshire, that the sum of twelve hundred pounds will be necessary for defraying the charges of said county for one year next ensuing :

Therefore Resolved, That there be, and hereby is granted, a tax of *twelve hundred pounds,* to be apportioned and assessed on the inhabitants of said county, and estates laying within the same, and collected, paid and applied for the use of said county, according to the laws of the Commonwealth.

CCCXLI.

Resolve fixing a time to receive such communications of public concerns, as his Excellency shall think proper to make to the General Court. *January 22, 1782.*

Resolved, That the General Court will be ready to wait upon his Excellency the Governor to-morrow, at eleven o'clock in the forenoon, in the Senate chamber, in order to receive such communications of public concern, as his Excellency shall think fit to make to them, agreeable to his proposal this day made to both Houses of Assembly.

CCCXLII.

Resolve directing the committee on muster-rolls, to consolidate the several sums due to the three months soldiers in 1780, and empowering them to hire a clerk. *January 22, 1782.*

Whereas the pay-rolls for the three months soldiers, who served as a reinforcement to the Continental army, A. D. 1780, were made up partly in hard money, partly in bills of the new emission, and partly in the old Continental currency ; and a difficulty with the Treasurer will arise in payment of the men contained in those rolls individually, unless the sums total due to them respectively be reduced to hard money : therefore,

Resolved,

Resolved, That the committee on muster-rolls be, and hereby are directed, to reduce the several sums due as aforesaid, to hard money, and affix the several sums total so reduced due to said men, to their names respectively, and that the said committee lay their accounts for said service before the committee on accounts for examination, allowance and payment. And the said committee are hereby authorized and empowered, to appoint a clerk to assist them in the business aforesaid, if they should think it necessary.

CCCXLIII.

Resolve granting a tax of *two thousand pounds* to be apportioned on the several towns within the county of *Suffolk*, to defray the charges of said county.

January 23, 1782.

On the estimate of the Justices of the General Sessions of the Peace for the county of Suffolk, setting forth, that the sum of two thousand pounds (in their judgment) is necessary to be granted to defray the charges of said county for one year next ensuing :

Therefore *Resolved*, That the sum of *two thousand pounds* be granted, to be apportioned on the several towns and places within said county, by the Justices of the General Sessions of the Peace for said county, agreeable to a law of this Commonwealth for that purpose made and provided.

CCCXLIV.

Resolve directing the sheriffs, &c. in the several towns and plantations who have neglected to furnish their quota of men by a resolve of the 2d *December, 1780*, to allow on the executions issued *eighty-five pounds thirteen shillings*; and directing the superintendants to continue and receive the men, and take receipts; and directing the Treasurer to receive the same. *January 23, 1782.*

Whereas executions are now issued against those towns, plantations, and classes, who neglected to supply, for the term of three years or during the war, the men apportioned on them, agreeable to the resolve of December 2, 1780 : Therefore, to obtain satisfaction of said writ,

Resolved, That the several sheriffs, or under sheriffs, to whom said writ may be directed, be, and they hereby are required, to allow and discount on said execution the sum of *eighty-five pounds thirteen shillings*, being the average price which said men cost, in all instances where the constables or collectors, against whom said executions are issued, or any deficient towns; plantations or classes upon whom said constables or collectors have assessments committed to them in consequence of a resolve of *October 20* last, shall, before the time limited for the return of said execution, produce from the superintendant a receipt for a good and effective man; and the several superintendants are hereby directed to receive said men and give receipts accordingly; which receipts of the superintendants all constables and collectors are hereby required to receive upon said assessments, and to discount and allow therefor the said sum of *eighty-five pounds thirteen shillings*: And the Treasurer of this Commonwealth is hereby directed to receive said superintendants receipt from any sheriff or under sheriffs; and therefor to discount and allow said sum of *eighty-five pounds thirteen shillings* on said execution.

And be it further *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, to stay execution in all instances where the deficient did procure a good and effective man by the 20th of *December* last; but from doubts of the superintendant were not received after, though offered; and where such executions are issued, to receive the superintendants receipt for such men, in discharge of *one hundred and twenty eight pounds nine shillings and six pence*, on such execution, which receipts the several Superintendants are directed to give.

Resolve

CCCXLV.

Resolve on the petition of *Vicente Doo*, a subject of Portugal. January 23, 1782.

On the petition of Vicente Doo, a subject of his most faithful majesty the king of Portugal, in amity with the United States of America, and claimant of the schooner Nossa Senhora de Soledada St. Miguel e Almas, setting forth, that said schooner was captured by an American privateer, carried into the port of Old-York, and libelled before the Hon. Timothy Langdon, Esq; Judge of the Maritime Court for the Eastern district; for the determining the Justice of which capture a Court is by law to be held at Falmouth, on the fourteenth day of February next; and praying that the trial of said schooner may be removed from the said Eastern district, to the middle district of this Commonwealth, for the expediting of justice, and other causes set forth in said petition:

Resolved, That the libel filed against the said schooner before the Judge aforesaid, together with all the papers and other matters appertaining thereto, which by law are now to be brought before and tried at the said Court, to be holden at Falmouth as aforesaid, shall be brought before and tried at the maritime Court next to be held in the said middle-district, after the said fourteenth day of February; and the same proceedings shall be had thereon, and the same privileges reserved to either party at the last mentioned Court, as though said schooner had been brought into the middle-district, and said libel had been originally filed before the Judge of the middle-district aforesaid; the said *Vicente Doo* to be at the expence of removing all such of said papers as are now on the files of the said Court in the Eastern district aforesaid, and to give notice of this resolve to some one of the adverse party, at least seven days before the time appointed for the trial of said cause in said Eastern district, any law, usage or custom, to the contrary notwithstanding.

CCCXLVI

Resolve directing the treasurer to recall the executions issued against the assessors of the town of *Newton*, they paying all charges. January 24, 1782.

On the petition of Alexander Sheppard and John Woodward, assessors of the town of Newton.

Whereas it appears to this Court, that the two men mentioned in the said petition were in actual service before the issuing the said execution: therefore,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to recall said execution, the petitioners paying all charges which have arisen thereon. And that no farther process be had thereon, any law or resolve to the contrary notwithstanding.

CCCXLVII.

Resolve to prevent any goods from being exported or imported from *Nova-Scotia*, and deeming all persons from *Nova-Scotia* as prisoners of war. January 24, 1782.

Resolved, That no permit be given in future to any person or persons of what description soever, to carry goods to *Nova-Scotia*, or any place in possession of the enemy, or bring goods from any port in possession of the enemy to this Commonwealth, on any pretence whatsoever. And all vessels with their effects so going to or coming from *Nova-Scotia*, or any other place in possession of the enemy (excepting such persons as have already obtained permission for themselves and property, and have not deviated from such permission) shall be liable to capture and condemnation, and shall be proceeded against in the Maritime-Court for that purpose, by the naval officer of the department where such offence may be committed

mitted, one moiety whereof shall be for the prosecutors, the other moiety to this Commonwealth, and the persons found on board any such vessel, shall be considered in every respect as prisoners of war, and treated accordingly.

And whereas information has been frequently given to the enemy of the situation of our trade as well as many other matters, highly prejudicial to the good people of this Commonwealth, by the suffering the inhabitants of Nova-Scotia, as well as other subjects to the king of Great-Britain, to go at large :

It is further *Resolved*, That all civil, military and naval officers, Selectmen and Committees of Correspondence, be empowered and directed, and they are hereby empowered and directed, immediately to apprehend every person whom they may have reason to suspect to be inhabitants of *Nova-Scotia*, or the subjects of the king of *Great-Britain* (except such as are excepted in the foregoing resolve) and cause them to be carried before some Justice of the Peace in the county where they shall be thus apprehended, to be by said Justice examined.

And if, after examination had, said Justice shall judge that said person or persons are inhabitants of *Nova-Scotia*, or subjects of the king of *Great-Britain*, said Justice shall, in that case, cause said person or persons to be sent to the Governor and Council for further examination; and if the said Governor and Council shall judge that said person or persons are inhabitants of *Nova-Scotia*, or subjects of the king of *Great-Britain*, in that case the said Governor and Council are hereby authorized and empowered, to send said person or persons to the Commissary of Prisoners to be exchanged for such of the subjects of the United States of America as are prisoners with the enemy.

CCCXLVIII.

A grant of *twenty-four pounds* to *Simon Stow*, for certain purposes. *January 25, 1782.*

Resolved, That there be paid out of the public treasury of this Commonwealth, to *Simon Stow*, the sum of *twenty-four pounds*, money, in specie, to enable him to carry on the prosecution in his petition mentioned, he to be accountable for the same.

CCCXLIX.

Resolve on the petition of *Joseph Clap*, *Daniel Whitney* and others, of the town of *Sherburne*, directing the Treasurer to recall his execution, and giving a further time to raise one man for the army. *January 25, 1782.*

On the petition of Joseph Clap, Daniel Whitney and Samuel Sanger, in behalf of the town of Sherburne : Whereas it appears to this court, that said men were actually procured, and one of them delivered to the Superintendent by the 25th of December last; the other man being procured at the same time, but for reasons set forth in the petition, was not delivered to the Superintendent till the 31st of the same Month, but on his being delivered to the continental officer appointed to receive said recruits, it appeared he was a deserter from the continental army, and as it appears that said town are ready to procure another man to fill up said deficiency.

Therefore *Resolved*, That the prayer of said petition be so far granted, as that the Treasurer of this Commonwealth be, and he is hereby directed, to recall said execution, and the said town of *Sherburne* is hereby allowed ten days from the date of this resolve, to procure another man to supply the deficiency, they paying the cost incurred in consequence of said execution, any law or resolve to the contrary notwithstanding.

And it is further *Resolved*, That in case the said town of *Sherburne*, shall not within the space of ten days as aforesaid, procure another man as aforesaid, and

deliver to the superintendant, the said town of *Sherburne* shall be subject to the penalty to which other towns, who are delinquent in procuring their respective quotas of men, to serve in the continental army for three years or during the war, are by law subjected.

CCCL.

Resolve on the petition of *Joseph Kendall* and others, directing the town of *Templeton*, to return the hire of a soldier mentioned. *January 25, 1782.*

On the petition of Josiah Kendall and others, setting forth that they hired a soldier for their class, to serve in the continental army for three years, who they supposed was an inhabitant of said town, to whom they paid one hundred pounds, who was mustered and marched for said class, and that on the 9th of January inst. they were informed by the muster master that said soldier was returned for Templeton, and was an inhabitant thereof, and consequently they were exposed to the penalties of the law, as deficient, arising from a misapprehension of their right to said soldier :

Therefore Resolved, That the prayer of said petition be granted, and that the town of *Templeton* be, and hereby is ordered and directed, immediately to return to *Josiah Kendall*, the sum of *one hundred pounds*, being the hire of said soldier, and the class to which the said *Kendall* belongs, proceed immediately to procure another soldier for three years or during the war, and that the said class be allowed a further time of thirty days to procure, muster and march said soldier to *Col. Shepard*, at *Springfield*, taking his receipt therefor, any law or resolve of the General Court to the contrary notwithstanding.

CCCLI.

Resolve on the petition of *Col. Revere* and others, allowing them to make out new muster-rolls, agreeable to the establishment made in *July 1777* ; and to consolidate the amount of the same. *January 25, 1782.*

On the petition of Col. Paul Revere and others, praying that they may have leave to loan the whole of the money exprest in four different warrants which the aforesaid petitioners received on the Treasurer of this State, dated February 1781, in the new emission, amounting in the whole to two thousand three hundred and seventy six pounds and two pence, which warrant were granted in favor of muster rolls then exhibited :

Resolved, That the prayer of the petition be so far granted, as that they be allowed to make out new muster rolls, agreeable to the establishment made in *July 1777*, and to consolidate the amount of the same : And the Treasurer is hereby directed to give separate notes for the same, payable in four years from the date of this resolve, with interest annually ; the said petitioners are hereby directed to present their muster-rolls to the committee on muster-rolls, as also the warrants above referred to, to the Treasurer, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

CCCLII.

Resolve on the petition of *Simon Stow*, empowering him to sell the real estate mentioned. *January 25, 1782.*

On the petition of Simon Stow, praying for liberty to sell real estate for reasons mentioned in said petition :

Resolved, That the prayer of said petition be so far granted, that the petitioner, in said capacity of guardian, be empowered to make sale of all the real estate mentioned in said petition, for the most it will fetch, and make and execute a good
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and sufficient deed or deeds to the purchaser or purchasers, he observing the laws for the rule and direction of executors and administrators in the sale of real estate, and giving bond to the Judge of Probate for the county of *Middlesex*, that the neat proceeds arising from said sale, after paying all the just debts due from said estate, shall be laid out in land for the benefit of the heirs at law, which they shall possess in the same manner they would have done if the real estate aforesaid had not been sold.

CCCLIII.

Resolve directing *Edward Green*, superintendant for the county of *Suffolk*, to erase the name of *John Henry Coloff* from the roll or list of men by him receiv'd from the town of *Milton*, and to receive of *Benjamin Canady* a good and effective man, and directing the Treasurer to stay execution. *January 25. 1782.*

Whereas it appears that one John Henry Coloff, was some time since mustered and received by the superintendant of the county of Suffolk, who when so mustered and received averred himself to have been an inhabitant of the town of Milton, and as such admissible as one of the number of men apportioned on said town to be raised for three years, or during the war, agreeable to a resolve of the General Court of the 2d December 1780; but it afterwards appearing that said Coloff was a prisoner of war, he was rejected by major Joseph Pettingale, as one of this State's quota of the Continental army being inadmissible thereto; on account of which proceedings the said superintendant did not think himself authoris'd to muster and receive another man instead of said Coloff, from Benjamin Canady and others; a deficient class in said town, who appear to have been seasonably ready to deliver a good and effective man, unless the receipt given by said Superintendant, for said Coloff was returned, which receipt was not delivered to said class, they not having been privy to the enlistment of said Coloff, by means of which, such delay took place, as that said Canady and others were subjected to the assessment and process prescribed in the resolve of the 20th of October last.

Be it therefore Resolved, That *Edward Green*, Superintendant for the county of *Suffolk*, be, and he hereby is directed, to erase the name of *John Henry Coloff*, who could not be duly enlisted as a Continental soldier, nor ought he to be considered as such from the rolls or lists of men by him received:

And the said superintendant is hereby directed and required to receive from said *Benjamin Canady*, and give him in behalf of himself and the class to which he belongs, a receipt in the usual manner, for any man that he may present, whom either of the muster-masters for the county of *Suffolk* shall certify to be a good and effective man, and to have been by him mustered for the town of *Milton*, on account of said *Canady* and the class to which he belongs, provided said *Canady*, by himself or agent, tenders a readiness to do the same within ten days from the passing of this resolve; and the said *Canady*, who is now in possession of the receipt given for said *Coloff*, is hereby directed to deliver the same to said superintendant.

And be further Resolved, That *Enos Sumner*, collector of the town of *Milton*, to whom is committed to collect an assessment of *one hundred and twenty-eight pounds thirteen shillings*, apportioned on said *Canady* and others, a class in said town, for the deficiency of one man, be, and he hereby is directed, to receive from said *Canady* said superintendant's receipt, in full discharge of said assessment; and the Treasurer of this Commonwealth is hereby directed, to stay execution against said collector, but if already issued, the sheriff or under sheriff to whom it is directed, is hereby required to receive said superintendant's receipt to said *Canady* and class, in full discharge of said writ, and to return the same to the Treasurer, and the said class shall not be chargeable with the amount thereof.

CCCLIV.

Resolve on the petition of *Benjamin Gage*, guardian to *Barnabas Nickerson*, a non-compos, empowering him to make sale of part of the real estate mentioned.
January 26, 1782.

On the petition of Benjamin Gage, guardian to Barnabas Nickerson, a non compos, praying for liberty to sell some part of the real estate of the said Barnabas, for the purposes mentioned in said petition :

Resolved, That the prayer of said petition be so far granted, that the petitioner, in his said capacity, be, and hereby is empowered, to make sale of so much of the real estate mentioned in the aforesaid petition, as shall be necessary to pay the sum of *twenty-eight pounds five shillings*, lawful silver money which appears to be due to said guardian, for the most the same will fetch ; and make and execute a good and lawful deed or deeds to the purchaser or purchasers ; he, the said guardian, observing the law for the direction of executors and administrators, respecting the sale of real estates.

CCCLV.

Resolve for taking off part of the sum of the valuation fixed on the town of *Chesterfield*, and placing it on the town of *Goshen* ; and directing the Treasurer to issue his warrants accordingly. January 26, 1782.

Whereas the whole of the late valuation of Chesterfield, and that part of Goshen lately let off from Chesterfield to Chesterfield-Gore, was laid on and confirmed by the General Court, as the valuation of Chesterfield, and the late tax was issued accordingly ; and as the selectmen of Chesterfield and the selectmen of Goshen, have since that time agreed in behalf of their respective towns, that one quarter of the sum of the said valuation be relinquished from the town of Chesterfield and placed to the town of Goshen, as by their respective returns to the Treasurer does appear :

Resolved, That one quarter part of the sum of the valuation lately fixed on the town of *Chesterfield*, be taken off from said town, and be placed to and considered as the valuation of the town of *Goshen*, and the Treasurer of the Commonwealth is hereby directed, to issue his warrants accordingly, relative to the late and all future taxes.

CCCLVI.

Resolve on the petition of *John Haywood Winslow*, permitting him to take the oath of allegiance. January 26, 1782.

On the petition of John Haywood Winslow, praying that he may be permitted to take the oath of allegiance to this Commonwealth, and to enjoy the privileges of the same :

Resolved, That the prayer of the petition be granted, and that the said *John Haywood Winslow*, be permitted to take the oath of allegiance to this Commonwealth, and become a subject of the same and enjoy the liberties and privileges thereof.

CCCLVII.

Resolve directing the Treasurer to stay issuing execution against any constable or collector of the town of *Lynn*, for two men procured by a resolve of the 2d of December 1780, till the first of March next. January 26, 1782.

Whereas it appears that Assay Newhall and others, a class in the town of Lynn, for the purpose of procuring a man agreeable to the resolve of the General Court of the second of December, 1780, have, by their exertions, procured two men, both of whom
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were mustered and received by the muster-master and superintendant for the county of Essex, but afterwards rejected by the Continental commissioner for mustering and receiving men; in procuring one of which men they expended seventy-eight pounds, no part of which have they recovered:

Therefore Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed to stay issuing execution against any constable or collector of the town of *Lynn*, for any assessment committed to either of them to collect from the said *Assay Newhall* and others, a class as aforesaid, in consequence of the resolve of the 20th of *October* last, till the first of *March* next; but if already issued, the sheriff to whom the said writ may be directed is hereby required to return the same to the Treasurer unsatisfied. And the collector of the town of *Lynn* to whom is committed to collect an assessment on said *Newhall* and others, agreeable to said resolve of the 20th of *October*, is hereby directed and required to receive from said *Newhall*, or any other person of the class to which he belongs, a receipt from the superintendant of the county of *Essex*, for a good and effective man delivered subsequent to the passing of this resolve, in full discharge of said assessment at all times before the expiration of the 25th Day of *February* next; which receipt the Treasurer of this Commonwealth is directed to receive of said collector, in full of said assessment; but if said assessment shall not be discharged by the delivery of said receipt, or the payment of the amount thereof, by the last day of *February* next, then the Treasurer of this Commonwealth is directed to issue his execution therefor without delay returnable in twenty days.

CCCLVIII.

Resolve on the petition of *Lemuel Houghton*, directing the Treasurer to issue a sufficient warrant for the purpose of collecting the tax mentioned. *January* 26, 1782.

On the petition of *Lemuel Houghton*, setting forth that he was appointed one of the constables of the town of *Westminster* for the year 1780, and had part of the State tax, called the silver money tax, committed to him to collect; that he received a warrant from the Treasurer of the Commonwealth to collect said tax, which had no seal; that said *Lemuel* had applied for a sufficient warrant, but had not received one, by reason whereof he had not been able to compleat his collection; and that notwithstanding his inability as aforesaid, an execution had been issued and is now against him for said tax, which he is still unable to collect for want of a sufficient warrant, and therefore prays for such warrant to enable him to collect said tax, and that reasonable time may be allowed for that purpose:

Therefore Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, without the least delay, to issue to the said *Lemuel Houghton* a sufficient warrant, to enable him to collect said tax; and that the execution now against said *Houghton* for the deficiency of said tax be stayed forty days, any resolve to the contrary notwithstanding.

CCCLIX.

Resolve granting certain sums of money to Messieurs *John Deming*, *Peter Boyer* and *Stephen Gorham*, a committee for methodizing accounts, for their services. *January* 28, 1782.

On the representation of *John Deming*, *Peter Boyer* and *Stephen Gorham*, Esq'rs. committee for methodizing accounts, praying that they may each have a warrant on the Treasurer of this Commonwealth for the ballances due to them:

Resolved, That there be paid out of the public treasury of this Commonwealth

to John Deming, Esq; seventy-three pounds one shilling and five pence, which is in full for the ballance of his account to the 1st day of January, 1782.

Resolved, That there be paid out of the public treasury of this Commonwealth, to Peter Boyer, Esq; the sum of eighty-seven pounds seventeen shillings, which is in full for the ballance of his account to the 1st day of January, 1782.

Resolved, That there be paid out of the public treasury of this Commonwealth, to Stephen Gorham, Esq; the sum of ninety pounds eighteen shillings and six pence, which is in full for the ballance of his account to the 1st day of January, 1782.

CCCLX.

Resolve empowering the committee for liquidating and settling the accounts of the late Board of War, to liquidate all sums of money due for vessels lost at Penobscot, and to consolidate the same, and on all other debts, and to certify to the Governor and Council, and when disputes may arise to be left to arbitration. January 28, 1782.

Whereas the late Board of War of this Commonwealth, is indebted for vessels chartered and lost at Penobscot, and for goods purchased and services performed for this Commonwealth, and whereas the present state of the treasury will not admit of immediate payment in money, and it is but just and reasonable that all the creditors of this Commonwealth be placed on the same equal footing.

Therefore Resolved, That the committee for liquidating and settling the accounts of the late Board of War, be, and they are hereby impowered and directed, to liquidate and determine all sums of money which may be due for vessels chartered and lost at Penobscot, agreeable to the charter parties, and all other debts which may still remain due from the said Board of War, and the said committee are further directed and impowered, to consolidate the same agreeable to law, estimating the depreciation on the vessels lost at Penobscot, according to the date of the charter party, and all other debts as they become due respectively, and the sums to consolidated, and the interest thereon, the committee aforesaid shall certify to his Excellency the Governor, who with advice of Council, is requested to issue his warrants on the Treasurer of this Commonwealth, who is hereby directed to receive the same, on the loan of eight hundred thousand pounds, and to give his notes accordingly.

And whereas disputes may arise between the committee aforesaid and some persons who may have accounts open with the late Board of War.

It is further Resolved, That in such case the committee be, and they are hereby authorized and impowered, to submit any such matter to the decision of indifferent men, mutually chosen by the said committee and the person or persons with whom such dispute may subsist.

CCCLXI.

Resolve releasing the town of Manchester from their obligation to raise four men of their quota for the Continental army. January 29, 1782.

On the petition of Aaron Lee, in behalf of the town of Manchester :

Whereas it appears that the number of eight men set on the town of Manchester, as their quota for filling up the Continental army, was apportioned agreeably to the valuation taken in 1778, which is at least three men more than would have been set on them by the valuation taken in 1780 : And whereas it appears that the said town of Manchester have, during the present war, sustained many great and heavy losses, both as to men and property :

Therefore Resolved, That the said town of Manchester be released from their obligation

to raise four men of their quota for filling up the Continental army; and the Sheriff is hereby directed to credit said town the sum they are chargeable with by law for delinquency, as to raising said four men; and the Sheriff or Constable who may have any execution against said town for their deficiency in raising said four men, shall return said execution satisfied, any resolve to the contrary notwithstanding.

CCCLXII.

Resolve on the petition of *William Brown*, directing the Superintendent of *Middlesex* to receive the four men mentioned. *January 30, 1782.*

On the petition of *William Brown*, in behalf of the town of *Tewksbury*, praying that said town may have liberty to deliver four men to the Superintendent, raised last August for the Continental army:

Resolved, That the Superintendent for the county of *Middlesex* be directed to receive the said four men and give his receipt therefor; which receipt shall be received in full discharge of the execution against said town for four men deficient in their quota of the Continental army, said town to pay all cost that shall arise by reason of said execution, to deliver said men within ten days from the date of this resolve.

CCCLXIII.

Resolve pointing out a more effectual method for recruiting the army, than by a resolve of *December 2, 1780.* *January 30, 1782.*

Whereas the mode for classing the inhabitants of this Commonwealth to raise levies for the war, as recommended by the General Court in their resolution of the 2d of December, 1780. and as directed in their other resolve of the 26th of February, 1781, hath by experience been found to be the most effectual method of recruiting the army; and as many towns in this Commonwealth have upon subsequent calls, to which the above resolutions do not extend, in order to procure their quotas of men for the service, proceeded in the same way, and are not able, either to compel a compliance of deficient classes, or of the delinquent members of effective classes, by means whereof great injustice is done to towns, as well as individuals:

Therefore Resolved, That the assessors of each town in this Commonwealth, which have been assessed by their own vote to raise men for the public service, pursuant to any order or call of the General Court, issued since the above resolutions, are hereby empowered and directed to assess, agreeable to the rules of the last preceding tax act, and by warrant under their hands and seal, directed to either of the constables of their town, to cause to be levied, from each deficient class, such sum as was given in such town, by any effective class, to a man for the same service, in which said sum was so deficient as to procuring a man, which money shall be applied to the use of the town, to defray the expence of filling such deficiency, or to pay such fine as the General Court hath laid or shall lay upon such town for its delinquency.

Resolved, That the said assessors are hereby empowered and directed, in manner prescribed by the above resolve, to cause to be levied by warrant from the deficient members of effective classes, their rate as settled by said assessors, to the use of the class who have advanced the money to procure the man for the class.

Resolved, That when it shall be made to appear to such assessors who have made out such warrant, that the constable to whom such warrant has been committed does neglect or refuse to execute the same, the assessors who issued the same, or their successors in their office, upon the same being made to appear to them as
aforesaid,

aforesaid, shall make out their warrant against such deficient constable, directed to the sheriff of the county, or his deputy, commanding them to levy by distress and sale of such constable's estate, the same sum which he neglects or refuses to collect, and to pay the same to the use of the town, or the person or persons injured by the neglect of such constable; and the assessors shall make out their said warrants against constables as nearly as may be in the form of the State Treasurer's warrant against deficient constables, and shall make the same returnable to themselves within twenty days from the date of the issuing thereof.

CCCLXIV.

Resolve on the petition of *Timothy Parsons*. January 30, 1782.

On the petition of Timothy Parsons, setting forth, that he received of the late Board of War, an order on Francis Shaw, Esq; collector for the town of Boston, for the sum of twelve hundred eighty-eight pounds one shilling and three pence, the twenty-sixth of March, 1781, and before he could receive the above sums of said collector, the money was entirely dead, therefore,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to receive the aforesaid sums of money into his office, and pay said *Parsons* the value thereof in hard money, agreeable to the scale of depreciation, by a receipt upon the collector of the town where said *Parsons* dwells.

CCCLXV.

Resolve on the petition of *James Hearsey*, empowering him to make sale of the land mentioned. January 30, 1782.

On the petition of James Hearsey, praying for licence to make sale of sundry lots of land in said petition mentioned for reasons therein set forth:

Resolved, That the prayer of the petition be granted, and that the petitioner *James Hearsey* be, and he is hereby fully impowered, to make sale of the land in said petition mentioned, for the most the same will fetch; and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, he observing the rules and directions in the law for the sale of real estates by the executors and administrators, first giving security to the Judge of Probate for the county of *Plymouth*, that the proceeds of sale shall be applied for the purpose in his petition mentioned.

CCCLXVI.

Resolve for the enlargement of the *Rev. Nathaniel Fisher*; and admitting him to be a subject of this Commonwealth, on his taking the oath of allegiance. January 30, 1782.

On the petition of the Rev. Nathaniel Fisher:

Whereas it appears to the satisfaction of this Court, by the evidence of persons who sustain respectable characters, and who have had advantage for being informed by personal acquaintance, and by other means, that the Rev. Nathaniel Fisher has, during the present war as well as before the commencement of it, discovered a disposition not inimical but friendly to the rights and liberties of North-America:

Therefore Resolved, That the said *Nathaniel Fisher* be enlarged from his imprisonment; and that he be admitted to enjoy all the privileges of a subject of this Commonwealth, on conditions of his taking the oath of fidelity and allegiance to this Commonwealth, prescribed by the constitution.

CCCLXVII.

CCCLXVII.

Resolve on the petition of *David Weld*, in behalf of the town of *Roxbury*, directing the superintendant for the county of *Suffolk* to give the receipt for the men mentioned; and directing the Treasurer to receive said receipt in lieu of any fine said town may have subjected themselves. *January 30, 1782.*

On the petition of *David Weld*, in behalf of the town of *Roxbury*, praying that the superintendant for the county of *Suffolk* may be allowed to give his receipt to the said town of *Roxbury* for nine men which were delivered to *Capt. Seth Banister* at *Springfield*:

Resolved, That the superintendant for the county of *Suffolk* be, and he hereby is directed, to give the said town of *Roxbury* his receipt for the said nine men mentioned and described in said *Banister's* receipt: And the Treasurer of this Commonwealth is hereby directed to receive said superintendant's receipt in lieu of any fine said town of *Roxbury* may have subjected themselves to, on account of said men, the said town of *Roxbury* paying the expence of execution (if any has been granted on account of said nine men) any resolve to the contrary notwithstanding.

CCCLXVIII.

Resolve on the petition of *Edward Knowles* and others, in behalf of several towns in the county of *Barnstable*, appointing a committee to repair to said towns and view the circumstances thereof. *January 30, 1782.*

On the petition of *Edward Knowles* and others in behalf of the towns of *Yarmouth*, *Harwich*, *Eastham* and *Chatham*, in the county of *Barnstable*:

Resolved, That the prayer of said petition be granted, and that *Noah Goodman*, *Abner Holden*, and *John Fessenden*, Esq's. be a committee, at the expence of the petitioners, to repair to the county of *Barnstable*, and view the circumstances thereof, and hear all persons concerned, and report what may be proper to be farther done on said petition.

Resolved, That all further proceedings on any processes or executions against any of the towns in said county of *Barnstable*, in consequence of any deficiency in procuring beef or men, be stayed till the further orders of the General Court.

CCCLXIX.

Resolve on the petition of *Jonathan Greenleaf*, Esq; and others. *January 31, 1782.*

On the petition of *Jonathan Greenleaf*, Esq; and others:

Resolved, That *Alexander Hill*, and *Thomas Ivers*, a committee appointed by the General Court to settle the accounts of the late Board of War, be, and they are hereby directed, to allow interest to *Jonathan Greenleaf*, *Stephen Cross* and *Ralph Cross*, on the balance of their account against the late Board of War, for monies by them advanced to the use of this Commonwealth, and they hereby are directed to give a certificate of the principle and interest accordingly.

CCCLXX.

A grant of *sixty-six pounds fifteen shillings*, to *Caleb Davis*, Esq. *January 31, 1782.*

Resolved, That there be paid out of the public treasury, to *Caleb Davis*, *sixty-six pounds fifteen shillings*, to enable him to pay for two hundred and sixty-seven bushels sea-coal, bought for the General Court during the last recess.

CCCLXXI.

Resolve directing *Caleb Davis*, Esq; agent for this Commonwealth, to furnish a suitable boat for the State hospital on *Rainsford's-Island*. January 31, 1782.

Resolved, That *Caleb Davis*, Esq; agent for this Commonwealth, be, and he is hereby authorized and directed, to furnish a suitable boat for the State hospital on *Rainsford's-Island*, and deliver the same to the selectmen of the town of *Boston*, for the use of said hospital, as soon as may be, in order that the yatch now in that service in consequence of a late resolve for said purpose, may be improved as heretofore in the business of piloting vessels in and out of the harbour of *Boston*.

CCCLXXII.

Resolve on the petition of the assessors of the town of *Lincoln*, directing the sheriff of the county of *Middlesex*, to stay any further proceedings on the execution issued by the Treasurer, until the 28th of *February* instant, and in case. February 1, 1782.

On the petition of the assessors of the town of Lincoln, praying that an execution issued against them, by the Treasurer of this Commonwealth, may be recalled, or otherwise that opportunity may be given to have the same satisfied, by procuring a good and effective man for three years or during the war :

Resolved, That the prayer of said petition, for reasons therein set forth, be so far granted, that the sheriff of the county of *Middlesex* be, and he hereby is directed, to stay any further proceedings on the execution issued by the Treasurer of this Commonwealth against the assessors of the town of *Lincoln*, for the sum of one hundred twenty-eight pounds nine shillings and six pence, until the 20th day of *February* instant; and in case the said assessors shall, before that time, produce a certificate from the superintendant of said county for a good and effective man for three years or during the war, the said sheriff is directed to receive the same in full discharge of said execution (the assessors paying the cost that shall have arisen) and return the same, together with the execution, to the Treasurer of this Commonwealth, who is hereby directed to receive the superintendant's receipt in full discharge of said execution.

And it is further *Resolved*, That the aforesaid superintendant be, and he hereby is authorized and directed, to receive a good and effective man as aforesaid, being duly mustered, if offered, and give his receipt therefor.

And it is further *Resolved*, That the assessors aforesaid be, and hereby are authorized and empowered, to assess the delinquent class in the town aforesaid, in the same manner in which they might have done the same before the time limited therefor was expired; and any constable in said town to whom such assessment shall be committed, is hereby empowered to collect the same in like manner.

CCCLXXIII.

Resolve directing the Treasurer to issue certificates to discharge the warrants drawn in favour of *James Avery*. February 1, 1782.

On the petition of James Avery.

Resolved, That the Treasurer be, and he hereby is directed, to issue certificates on the tax granted in *October* last, to discharge the warrants heretofore drawn in favour of *James Avery*, for *Col. John Allan's* account, the same to be charged to the United States.

CCCLXXIV.

CCCLXXIV.

Resolve directing the committee of supplies to deliver cloathing to *Luther Bailey*, *Robert Bradford*, and other officers in the *Massachusetts* line, to a certain amount. *February 1, 1782.*

On the petition of Luther Bailey, Robert Bradford, and other officers in the Massachusetts line.

Resolved, That *Ebenezer Wales*, Esq; and *Capt. Amasa Davis*, committee of cloathing, be, and they hereby are directed, to deliver cloathing to the aforelaid officers, to the amount of *twenty pounds*, each, excepting *Crocker Sampson*, and to deliver to him cloathing to the amount of *ten pounds*, said officers to be accountable for the cloathing by them received respectively, as in part pay of their three months wages.

CCCLXXV.

Resolve directing the Treasurer to pay the *Massachusetts* line of the army in specie, and the committee for settling with the army to adjust their accounts for the year 1780 accordingly. *February 1, 1782.*

Whereas by a resolve of the General Court of the 16th of June last, the Treasurer of this Commonwealth was directed to pay the Massachusetts line of the Continental army, then in actual service, three months wages, the one half thereof in silver and gold, and the other half thereof in paper bills of the new emission, at the nominal value, and the balance due to them on that account to be paid in future.

Resolved, That the Treasurer be, and hereby is directed, to pay the aforelaid balance in specie, agreeable to the scale of depreciation affixed by this Court for the new money. And the committee for settling with the officers and soldiers of this State's quota of the Continental army are directed to adjust their accounts for the year 1780 accordingly.

CCCLXXVI.

Resolve on the petition of the selectmen of *Newbury*. *February 1, 1782.*

On the petition of the selectmen of Newbury, praying that they may be allowed to tax non-residents (where there are no tenants) and Quakers, and also the executors and administrators of deceased individuals, who have paid no proportion of the tax of said town towards raising their quota of men for three years or during the war, for reasons set forth in their petition.

Resolved, That the assessors of the town of *Newbury* are hereby empowered to assess and collect upon and from all of the denomination of quakers who were possessed of estate either real or personal in said town, and all non-residents lands where there are no tenants on the same, and also the executors and administrators of individuals, whose estates were taxed, and who died before their proportion of said tax was collected, and also the estates of neglecting individuals, their just proportion of said tax; and all the monies so levied and collected to enure to the said town of *Newbury*, where such individuals estates lie, any resolve to the contrary notwithstanding.

CCCLXXVII.

Resolve empowering *Hannah Morgan* and *Josiah White*, guardians to *Richard Church* and *Martha Church*, minors, to sell the real estate mentioned. *February 1, 1782.*

On

On the petition of Hannah Morgan and Josiah White, guardians to Richard Church and Martha Church, minors, heirs to the estate of Elisha Church, late of South-Hadley, deceased, praying for liberty to sell the real estate mentioned in said petition:

Resolved, That the prayer of said petition be granted; and that the said guardians, in their said capacity, be, and hereby are empowered, to sell the real estate mentioned in said petition, for the most the same will fetch; and make and execute a good and lawful deed or deeds of the same, to the purchaser or purchasers of said estate, they observing the direction of the law for the sale of real estates by executors and administrators, and giving bond to the Judge of Probate for the county of *Hampshire*, with sufficient sureties that the money arising by said sale shall be put to interest, two thirds for the benefit of said minors, the other third of said interest shall be for the use of the said *Elisha's* widow during her life, and after her decease the principle shall remain for the benefit of said minors, in the same proportion as the aforesaid real estate would have been enjoyed by them if it had not been sold.

CCCLXXVIII.

Resolve intitling *Ephraim Minot* half-pay as Lieutenant, to commence the 1st September, 1780. February 2, 1782

Upon the representation of *John Lucas*, Commissary of Pensioners, in behalf of *Ephraim Minot*, Lieutenant in *Col. Thomas Mixon's* regiment, who was wounded at *Princetown*, the 3d of January, 1777, by a musket ball, in his ankle, which renders him unable to get a livelihood, therefore,

Resolved, That said *Ephraim Minot* be allowed half pay as a lieutenant, to commence the first of September, 1780, the time of his discharge.

CCCLXXIX.

Resolve directing the committee appointed by a resolve of Court passed the present sessions to go into the towns of *Yarmouth*, &c. in the county of *Barnstable*, to go into all the other towns in said county, for the purposes mentioned, and staying all executions until further order. February 2, 1782.

Upon application from the representatives of several towns in the county of *Barnstable*, representing the distressful circumstances of the inhabitants of said county in general, and their inability to comply with the requisitions of government for supplying their quota of beef and men for the *Continental* army.

Resolved, That *Noah Goodman*, *Abner Holden*, and *John Fessenden*, Esq's. who are appointed by a resolve of this Court, passed the present session, a committee to go into the towns of *Yarmouth*, *Harwich*, *Eastham*, and *Chatham*, in the county of *Barnstable*, be, and hereby are directed, to go into all the other towns in said county, for the purposes mentioned in said resolve, and make their report accordingly, and that all executions for deficiencies for their quotas of beef and men for the *Continental* army in said county, be, and hereby are stayed until further order of this Court, the expence of said committee to be paid by the county of *Barnstable*.

CCCLXXX.

A grant of thirty-seven pounds four shillings to *Joseph Putnam*, and thirty-seven pounds sixteen shillings to *Isaac Chace*, for losses sustained in being captured. February 2, 1782.

Resolved,

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to *Joseph Putnam*, thirty seven pounds four shillings, in full compensation for seventeen months wages, while in the nine months service, and in prison at *New-York*, and for the loss of one great coat, one blanket, one shirt, one rifle frock, one pair of stockings, and knap-sack.

And it is further *Resolved*, That there be granted and paid out of the Treasury of this Commonwealth to *Isaac Chace*, thirty-seven pounds sixteen shillings, in full compensation for seventeen months wages, while in the nine months service, and in prison at *New-York*, and for the loss of his arms and accoutrements and blankets, and that the above sums be charged to the United States.

CCCLXXXI.

Resolve for adjourning the Court of General Sessions of the Peace and Inferior Court of Common Pleas, to be holden at *Northampton*, in the county of *Hampshire*, to the second Tuesday of *April* next. *February 4, 1782.*

Whereas many persons whose attendance is necessary at the Court of General Sessions of the Peace and Inferior Court of Common Pleas, to be holden at Northampton, in and for the county of Hampshire, on the 12th day of February current, are members of the General Court, and by reason of the weighty and important business now pending are deprived giving their attendance at the time above mentioned:

Therefore *Resolved*, That the Court of General Sessions of Peace and Inferior Court of Common Pleas, which by law is to be holden at *Northampton*, in and for the county of *Hampshire*, upon the 12th day of *February* current, be and hereby is adjourned to the second Tuesday of *April* next, then to be holden at *Northampton*, within and for the county aforesaid; and that all appeals, writs, recognizances, warrants and other processes already issued, taken and depending in the said Courts, or either of them, which were to have been returned or proceeded upon, and all matters and things which might be heard and determined by the said Courts at *Northampton* as aforesaid, be valid, and stand good to all intents and purposes in law, and shall be returned and proceeded upon, heard and determined by the said Court, at the time appointed by the resolution for the holding said Courts, any law to the contrary notwithstanding.

CCCLXXXII.

Resolve directing the committee for selling the estates of absentees in the county of *Suffolk*, to appoint three persons to appraise the estate of *Edward Keyley*, an absentee, and to sell the same, and appropriating the neat proceeds to the use of Messieurs *Wales* and *Davis*, the committee of supplies. *February 5, 1782.*

Resolved, That the committee for selling the estates of absentees in the county of *Suffolk*, be, and they are hereby directed and empowered, to appoint three judicious freeholders to appraise, under oath, the estate of *Edward Keyley*, an absentee, and to sell the same for the price at which it is appraised, and to pay the monies into the treasury, and the same is hereby appropriated to the use of Messieurs *Wales* and *Davis*, the committee of supplies, to enable them to transmit cloathing to camp.

CCCLXXXIII.

Resolve directing the Secretary to write to the Hon. *Samuel Adams* and *Elbridge Gerry*, Esq's. to know whether they accept of a seat in Congress. *February 5, 1782.*

Resolved, That the Secretary be directed to write to the Hon. *Samuel Adams* and *Elbridge Gerry*, Esq's. acquainting those gentlemen that the Court desire to be informed whether they accept of a seat in Congress for this State, to which they were elected in *June* last.

CCCLXXXIV.

Resolve on the petition of *Nathaniel Thacher*, directing the committee on accounts to examine and allow the accounts mentioned. *February 5, 1782.*

On the petition of Nathaniel Thacher, praying that he may be discharged from a debt and suit at law, contracted and commenced in consequence of the infirmity he was seized with, when an Ensign in the Massachusetts line of the Continental army :

Resolved, That the committee on accounts be, and they hereby are directed, to examine and allow the account charged against the said *Nathaniel Thacher*, for boarding and medicines in said illness, and that they allow and pay to the said *Thacher*, so much of them as may appear just and reasonable, and that the same be charged to the account of the United States.

CCCLXXXV.

Resolve directing the Treasurer to give to Capt. *Robert Bradford*, and other officers in the Continental army, receipts on any collectors in the county of *Plymouth*, to the amount of said officers depreciation notes. *February 5, 1782.*

On the petition of Capt. Robert Bradford, and others, officers in the Continental army, praying for the payment of their first depreciation notes, payable last March :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to give to Capt *Robert Bradford, Silas Morton, Hezekiah Repley, Crocker Sampson, and Marlby Turner*, receipts on any collectors in the county of *Plymouth*, for the last State tax, to the amount of said officers depreciation notes respectively.

CCCLXXXVI.

Resolve on the memorial of the overseers of the poor of the town of *Boston*.
February 7, 1782.

On the memorial of the overseers of the poor of the town of Boston, setting forth, that in June, 1775, they sent a quantity of bedding from the alms-house to the common goal, for the accommodation of our friends who were wounded and taken prisoners at the battle of Bunker's-Hill, and praying that the same may be replaced :

Resolved, That the prayer of the memorial be so far granted, as that the agent of this Commonwealth be, and he is hereby directed, to deliver to the overseers of the poor of the town of *Boston*, for the use of the alms-house, such a quantity of beds and bedding, as shall amount to the value of *seventy-two pounds ten shillings and ten pence*, lawful money.

CCCLXXXVII.

Resolve directing the Treasurer to pay to *Hugh Orr*, Esq; the amount of a warrant dated 21st *April, 1781*, in certificates granted on the last tax, agreeable to the scale of depreciation. *February 7, 1782.*

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to pay to *Hugh Orr*, Esq; the amount of a warrant he now has, dated *April 21, 1781*, for *eight hundred pounds*, new emission, in certificates, granted on the last tax, agreeable to the scale of depreciation ; the said certificates to be out of the *six thousand pounds* granted to *Charles Miller*, Esq; the last session of the General Court.

Resolve

CCCLXXXVIII.

Resolve on the petition of *Ephraim Fairbanks*, in behalf of *David Moor*, a constable for the town of *Bolton*. February 7, 1782.

On the petition of *Ephraim Fairbanks*, in behalf of *David Moor*: Whereas the Treasurer of this Commonwealth hath issued execution against *David Moor*, a constable for the town of *Bolton*, for not paying into the treasury a sum of money assessed upon a class in said *Bolton*, which consisted of people called quakers, and had not procured a soldier for three years or during the war; and whereas it appears to this Court, that the said *David Moor* had collected and paid to the officers of the said town of *Bolton*, such a part of the sum assessed as aforesaid, as was sufficient to enable them to procure a soldier for three years, and that the said officers have procured a soldier for said term, whom they caused to be mustered before the 20th day of December last, and would have presented him to the superintendant of the county for his reception, by the said 20th of December, had not his bodily indisposition prevented: Therefore,

Resolved, That the aforesaid execution be stayed twenty days, and that the superintendant for the county of *Worcester* be, and he hereby is directed, to receive the aforesaid soldier, if presented within said term, and give his receipt accordingly, which receipt shall be accepted as a full discharge of said execution, the said *Moor* paying all cost that hath arisen or shall arise in consequence of said execution.

CCCLXXXIX.

Resolve directing the selectmen of the several towns in this Commonwealth, to return into the Secretary's-office all the receipts against *Oliver Phelps*, Esq; for beef or money in lieu thereof. February 7, 1782.

Resolved, That the selectmen of the several towns, and committees of plantations, within this Commonwealth, be, and are hereby directed, immediately to return into the Secretary's-office, all the receipts against *Oliver Phelps*, Esq; superintendant of purchases, or his agents, for beef, or money in lieu thereof, on the several requisitions for beef, in favour of their respective towns or plantations. And the Secretary is directed to publish this resolve in *Willis's Gazette*.

CCCXC.

Resolve directing the Commissary-General to receive powder, lead, &c. in the hands of *William Cole*, Esq; and *Mr. Aaron Reed*, of the town of *Rehoboth*. February 7, 1782.

It being represented to this Court that there is now in the hands of *William Cole*, Esq; and *Mr. Aaron Reed* (formerly selectmen of the town of *Rehoboth*) a quantity of powder, lead and flints, the property of this Commonwealth, and which were sent there some time ago for the use of the troops serving in the expedition against *Rhode-Island*, under the command of *Gen. Sullivan*:

Resolved, That *Richard Devens*, Esq; Commissary-General, be, and he is hereby directed, to receive said powder, lead and flints, for this Commonwealth, and pay the said *Cole* and *Reed* their reasonable charges on the same.

CCCXCI.

Resolve directing the Treasurer to receive of *Stephen Jewett* a sum of Continental money. February 7, 1782.

On the petition of *Stephen Jewett*, praying that the Treasurer may be directed to receive a sum of Continental money from him:

Whereas

Whereas it appears to this Court, that Stephen Jewett, constable for the town of Lanefborough in the year 1780, did receive on the State tax two thousand six hundred and seventy-four pounds fifteen shillings, old currency, before he knew he was forbid to receive the same by a resolve of this Court after he heard of said resolve :

Resolved, That the Treasurer of this Commonwealth be directed to receive from the said Stephen Jewett, the aforesaid sum of Continental money, he making oath that he received the same on the State tax before the 15th of July last, and that he did not exchange the same to make any advantage to himself.

CCCXCII.

Resolve on the petition of David Luther and Ambrose Peck, Captains of the militia in the town of Swanzey. February 7, 1782.

On the petition of David Luther and Ambrose Peck, Capts. of the militia in the town of Swanzey, praying that they may have their money reimbursed, for raising three and five months men, being ten men to West-Point, and three men to Rhode-Island, which it appears to this Court the said Captains have paid to the above said men by their receipts.

Resolved, That the prayer of said petition be granted, and that there be allowed and paid out of the Treasury of this Commonwealth in certificates, on the constables or collectors of the town of Swanzey, on the last State tax, to Capt. David Luther, the sum of one hundred and twenty-nine pounds, twelve shillings, and to Capt. Ambrose Peck, the sum of one hundred and seven pounds, one shilling and eight pence, in full to each of the above said Captains, for the men they have raised for the above service, and that the same sums be charged to the town of Swanzey, in the next State tax, any law or resolve to the contrary notwithstanding.

CCCXCIII.

Resolve directing the superintendants in the several counties in this Commonwealth, who have not made a return of men to serve in the Continental army in the Secretary's office, to make a return of the same ; and requesting his Excellency to transmit a list to his Excellency General Washington. February 7, 1782.

Whereas by a resolve of the General Court of the 16th of June last, those towns, plantations and classes, then deficient in procuring their proportion of this State's quota of the Continental army, were permitted to procure their men until the first day of January then next, and held to keep up the full number of men by draught or otherwise, as if they had been procured for three years ; and as no provision is as yet made to inform the Commander in Chief of the American army of those men procured as aforesaid :

Therefore Resolved, That the superintendants in the several counties, who have not made a return into the Secretary's office of all those men procured to serve in the Continental army for a less term than three years, be, and hereby are directed, to make a return of the same as soon as may be into the Secretary's office ; and his Excellency the Governor be requested to transmit a list of all those men procured as aforesaid, with the conditions of their enlistments, to his Excellency General Washington.

CCCXCIV.

A grant of two hundred and ninety-four pounds eight shillings and ten pence, to Joseph Huse. February 7, 1782.

Resolved,

Resolved, That there be paid out of the treasury of this Commonwealth, to *Joseph Huse*, the sum of *two hundred and ninety-four pounds eight shillings and ten pence*, it being in full for said *Huse's* account against this State, for time and sundries supplied the flag sloop *Rebecca*, Capt. *Joseph Atkins* master, according to a resolve of the General Court of *October 8, 1781*; and the Treasurer of this Commonwealth is hereby directed to pay to said *Huse* said sum, by an order or receipt on one of the constables or collectors of the town of *Newbury-port*, out of the tax last issued by this Court, and that the same be charged to the account of the United-States.

CCCXCV.

Resolve for repealing all acts and resolves respecting the supply of soldiers families. *February 7th, 1782.*

Whereas great inconvenience and expence results to this Commonwealth, from the mode of supplying the families of non-commissioned officers and private solaiers, as directed by the resolves of the General Court, heretofore passed for that purpose. And whereas the reasons for passing acts and resolves for the aforesaid purpose ever ceases.

Be it therefore *Resolved*, That all acts and resolves heretofore made or passed directing the selectmen of towns, and committees of plantations, to supply or make provision for the supplying of the families of non-commissioned officers and soldiers belonging to the Massachusetts line of the Continental army, be, and they hereby are repealed, and declared to be null and void to all intents and purposes. And it is further *Resolved*, That the Secretary publish this resolve in *Willis's Boston*, and the *Worcester* news-papers.

CCCXCVI.

Resolve on the petition of *Ester, Samuel* and *William Dogget*. *February 8th, 1782.*

On the petition of Ester, Samuel, and William Dogget, executors to the last will and testament of Samuel Dogget, deceased, praying that they may be paid for one moiety of a vessel, chartered of Benjamin Jepson, by the board of war, and lost at Penobscot.

Resolved, That the prayer of the petition be so far granted, That the committee appointed to receive and examine the accounts of the late board of war, be, and they are hereby directed, to ascertain the sum due for the hire and apprisement of one moiety of said vessel, and consolidate the same, and give a certificate thereof to *Caleb Davis*, Esq; agent for this Commonwealth, who is hereby authorized to pay the same in certificates payable in the last tax.

CCCXCVII.

A grant of *six thousand pounds*, to the committee appointed to concur and pay accounts. *February 8th, 1782.*

Whereas it appears to this Court, that the money which has been appropriated for the payment of such accounts as have been allowed by the committee for examining and passing accounts is expended, and as it is necessary that a further sum should be appropriated for that purpose.

Therefore *Resolved*, That the sum of *six thousand pounds* be paid out of the treasury of this Commonwealth, to the committee appointed for allowing and passing accounts, out of the monies to be drawn in by the last State tax, *six thousand pounds*, by receipts, on the several collectors or constables, or otherwise, said committee to be accountable for the expenditure of the money they shall receive.

CCCXCVIII.

Resolve granting a pension to Col. *Richard Gridley*, during his natural life, as a compensation for losses sustained in entering into the service of the United States. February 9, 1782.

On the petition of *Richard Gridley*, praying that this Court would take such measures as that he may for the future receive the pension allowed him by Congress, agreeable to a resolution passed at Philadelphia, February 26, 1781, recommending it to the State of Massachusetts to make up to the aforesaid *Gridley* the depreciation of his wages, in like manner with other officers in the Continental service, and to charge the same to the United States; and further to consider the said *Gridley* as a retiring officer, and entitled to receive from the United States, four hundred and forty-four dollars and two-fifths of a dollar per annum, in bills of the new emission, in virtue of the resolutions of Congress of the 17th of November, 1775, on the subject of his indemnification for any losses he might sustain by entering into the service of the United States.

Resolved, That there be paid to the aforesaid *Richard Gridley*, Esq; during his natural life, as a compensation for any losses he hath or may sustain by reason of his entering into the service of the United States, the sum of one hundred and twenty-one pounds thirteen shillings and four pence, annually, to be paid to him in half yearly payments, commencing from the first day of January, 1781; and his Excellency the Governor, with advice of Council, is hereby requested, to grant warrants on the Treasurer accordingly in favour of the aforesaid *Gridley*, to be charged to the United States, and to be annually deducted from the requisitions of Congress on this Commonwealth.

CCCXCIX.

Resolve on the petition of the Hon. *Nathaniel Peasley Sargeant*, authorizing the Judge of Probate for *Essex* county, to notify *Mehitabel Lawless* and *Joseph Blaney*, Esq; for the purpose mentioned. February 11, 1782.

On the petition of the Hon. *Nathaniel Peasley Sargeant* :

Resolved, That the prayer of the petition be granted as follows, viz. That the Judge of Probate, &c. for the county of *Essex*, be, and he hereby is authorized, after due notification given to *Mehitabel Lawless* and *Joseph Blaney*, Esq; executor of the last will and testament of *Samuel Bacon*, deceased, to be present, if they see cause, to receive and examine all the accounts of *Samuel Porter*, Esq's. guardianship of *Mehitabel Lawless*, *Samuel Bacon* and *Josiah Bacon*, in the hands of *Benjamin Goodhue*, Esq; as also all the accounts of receipts and disbursements of *Jonathan Goodhue*, deceased, for said minors, and all the receipts and disbursements of the said *Benjamin Goodhue*, Esq; for said minors, and to settle and decree the ballance due, in justice and equity, to the said *Mehitabel* and her child.

And it is further Resolved, That the said *Mehitabel Lawless* be, and hereby is empowered, to receive into her hands whatsoever shall be decreed as her right, from the said *Benjamin Goodhue*, Esq; in money, bonds, notes, or other securities, and give a final discharge from all demands that she or any person in her right have or might have against the said *Porter*, *Goodhue* or *Goodhue*, or either of them, notwithstanding her coverture.

And it is further Resolved, That all money, bonds, notes, or other securities, taken by the said *Samuel Porter*, in behalf of, or for the use of the said minors, or either of them, shall be recoverable by, and in the name of the said *Mehitabel Lawless* or *Joseph Blaney*, Esq; in behalf of her child, as the same may be due to one or the other of them, without any indorsement or assignment whatsoever from the said *Porter*.

And

And it is further *Resolved*, That the said *Mebitabel* be, and hereby is empowered, to receive any other or further sum of money due or coming to her out of her late father *Samuel Bacon's* estate, from any other person or persons, and give a final discharge of the same, notwithstanding her coverture as aforesaid.

CD.

Resolve on the petition of *Solomon Lovell*, in behalf of the inhabitants of the town of *Weymouth*. February 11, 1782.

Upon the petition of *Solomon Lovell, Esq;* in behalf of the inhabitants of the town of *Weymouth*, shewing that the whole number of men assigned to said town, by the resolve of the General Court, of the 2d of December 1780, were procured, previous to the 20th December last, but by said mens being seduced on board the ship *Alliance*, they lost the benefit of their exertion, and said men being since procured.

Therefore *Resolved*, That the collectors or constables of the town of *Weymouth*, to whom is committed any assessments upon the inhabitants of said town, for any deficiency of said men, be, and they hereby are directed and required, to receive from either of the inhabitants of said town, any receipt from the superintendant of the county of *Suffolk*, for any man which he shall certify to be by him received, on account of the town of *Weymouth*, since the 20th of December last, in full discharge and payment of the sum of *one hundred and twenty-eight pounds, nine shillings and six pence*, on said assessment, provided the same be tendered within ten days from the passing of this resolve, and the sheriff to whom is directed any execution against either of the said collectors or constables for such assessment, be, and he hereby is directed, to receive from said collectors or constables every such receipt of the said superintendant, in full discharge of *one hundred and twenty-eight pounds nine shillings and six pence*, the contents of said execution.

CDI.

Resolve excusing the inhabitants of *Georgetown* from the payment of any fine for not raising their quota of men for the army. February 11, 1782.

Whereas, from the distressed circumstances of the inhabitants of *Georgetown*, and their having been called upon for a number of men for the defence of the eastern country the last campaign, it appears to this Court that they are unable to comply with the requisition of men for the Continental army, in its fullest extent: Therefore,

Resolved, That the said inhabitants be, and they are hereby excused from the payment of any fine for not raising their quota of men for the Continental army, any former resolves of the General Court to the contrary notwithstanding.

And it is further *Resolved*, That the said inhabitants be, and they are hereby abated six men of the number assessed upon them by a resolve of the 2d of December, 1780. Provided nevertheless, That if the said inhabitants shall not procure and deliver in to the superintendant appointed, or that may hereafter be appointed to receive them, the remainder of said number of men assessed upon them as aforesaid, on or before the thirtieth day of *April* next, they shall be liable to the penalty provided in and by a resolve of the 20th of *October* last, against delinquent towns, which penalty shall be recovered in manner pointed out by said resolve.

And it is further *Resolved*, That the Treasurer of this Commonwealth stay execution against said town for not procuring their quota of men as aforesaid for the Continental army, until the thirtieth day of *April* next.

And it is further *Resolved*, That the resolve of the 2d of *December*, 1780, authorizing the several towns within this Commonwealth to class their respective inhabitants,

inhabitants, in order to procure their respective quotas of men for the Continental army, be, and is hereby revived with respect to said town, and shall continue in force until the thirtieth day of *April* next.

CDII.

Resolve making the rolls of the six months men in 1780, payable to the selectmen of the several towns which such soldiers served. *February 11, 1782.*

Resolved, That the warrants to be made out on the pay rolls of the six months men, raised in this Commonwealth for the year 1780, be made payable to the selectmen of the towns for which such soldiers served, or to their order, for the use and benefit of said soldiers, to be paid to them, their order, or legal representative, by the aforesaid selectmen, they to be accountable for all monies received on such warrants. And his Excellency the Governor with the advice of Council is hereby requested to make out said warrants accordingly, any act or resolve to the contrary notwithstanding.

CDIII.

Resolve directing the committee of the several counties within this Commonwealth, appointed to dispose of confiscated estates, to receive the securities given to officers and soldiers in payment for houses, &c. *February 11, 1782.*

Resolved, That the committee of the several counties within this Commonwealth, chosen and appointed to dispose of confiscated estates, be allowed and directed to receive the securities given to the officers and soldiers of the *Massachusetts*'s line of the army, that became due the first of *March* last, in payment for any houses, lands or other estates, that they shall or may hereafter make sale of, after receiving so much in specie as will satisfy such creditors as appear from the certificates of the several Judges of Probate, agreeable to an act made for the purpose of ascertaining the just demands on said absentees estates, any law to the contrary notwithstanding.

CDIV.

Resolve directing the committee for settling with the army, to consider *Ezekiel Cheever*, deputy-commissary of military stores, as an officer of this State's quota in the Continental army. *February 11, 1782.*

On the petition of Ezekiel Cheever, deputy-commissary of military stores, praying that the same allowance may be made to him as to the other officers of this State's quota in the Continental army, for reasons set forth in said petition :

Resolved, That the committee for settling with the army be, and hereby are directed, to consider the said *Ezekiel Cheever* as one of said officers, and make up his wages accordingly.

CDV.

Resolve on the petition of *Anne Bunell*. *February 11, 1782.*

On the petition of Anne Bunell, praying for liberty to go to her husband :

Resolved, That his Excellency the Governor, with advice of Council, be requested to permit *Anne Bunell*, wife of *Solomon Bunell*, with her six children, to go to *Long-Island*, agreeable to her request ; said *Bunell* not to return to this Commonwealth unless permitted by the General Court.

Resolve

CDVI.

Resolve on the petition of *John Maynard*, directing the Treasurer to recall the execution mentioned. February 11, 1782.

On the petition of John Maynard, setting forth, that the assessors of the town of Shrewsbury had an execution issued against them for neglect of duty, for not assessing two deficient classes in said town.---And whereas it appears to this Court that the said assessors did comply with their duty as soon as they had knowledge thereof: Therefore

Resolved, That the Treasurer be, and hereby is ordered and directed, to recall said execution without its being satisfied; and that no further process be made against said assessors for deficiency of duty, for which the said execution was issued.

CDVII.

Resolve on the petition of *Benjamin Gould*, directing the Treasurer to pay said warrants, and all others in similar circumstances. February 12, 1782.

On the petition of Benjamin Gould, who commanded a company of militia in the three months service in the year 1780, setting forth the inconvenience he laboured under, on account of having two warrants annexed to his muster-roll, the one directing the payment of the same to himself, the other to the men individually:

Resolved, That the Treasurer be, and he hereby is directed, to pay the whole of said warrants, and all others in the like circumstances, to the several Captains, or their respective orders, who commanded the companies of militia in said service, and have made up and subscribed their muster-rolls to the use of the soldiers borne on said rolls respectively, any act or resolve of the General Court to the contrary notwithstanding.

CDVIII.

Resolve on the petition of *Mary Miller*. February 13, 1782.

On the petition of Mary Miller, wife of Joseph Miller, now living in Monserat, in the West-Indies:

Resolved, That the administrators on the estate of William Read, late of Boston, Esq; deceased, intestate, be, and they are hereby authorized and empowered, to pay or deliver to said Mary Miller, all monies, or other property in their hands, belonging to the said Joseph Miller, as heirs at law to the estate of said William Read, taking her receipt for the same, which receipt shall be as good and valid in law as though it was given by the said Joseph Miller himself, and shall as fully discharge the said administrators, any law or usage to the contrary notwithstanding.

CDIX.

A grant of *nine pounds* to *William Baker*, messenger of the General Assembly, for the purpose of providing chairs. February 13, 1782.

Resolved, That there be allowed and paid out of the public treasury, to Mr. William Baker, nine pounds, for the purpose of providing chairs for the use of the General Court, and other necessary articles, he to be accountable for the expediture thereof.

CDX.

Resolve directing the committee appointed to methodize and state accounts to settle the accounts of *Oliver Phelps, Esq.* February 13, 1782.

Whereas Oliver Phelps, Esq; superintendant of this Commonwealth, is now ready to lay his accounts before a committee for settlement :

Resolved, That the committee appointed to methodize and state the accounts of this Commonwealth be, and they are hereby directed, to examine and settle the accounts of *Oliver Phelps, Esq;* and report the state of the same to the General Court as soon as may be.

CDXI.

Resolve on the petition of *John Hopkins*; deputy commissary of prisoners. February 13, 1782.

On the petition of John Hopkins, deputy commissary of prisoners, praying for a flag to be sent to Halifax, for redeeming a number of American prisoners, suffering there on board prison ships, and that Simon Baxter and family may have a passage in said flag to St. John's.

Resolved, That his Excellency the Governor with advice of Council, be requested to qualify a proper person to take the command of a suitable vessel, which may be provided by *John Hopkins*, deputy commissary of prisoners, to proceed as a cartel to *St. John's* and *Halifax*, and that the commissary general, be, and he hereby is directed, to furnish sufficient provisions for the voyage, and that the whole expence attending the same be charged to the United States; also, that *Simon Baxter* and family have a passage in said flag.

CDXII.

Resolve on the petition of *Josiah Waters, jun.* February 14, 1782.

On the petition of Josiah Waters, jun. praying that a mortgage to Robert Auchmuty, Esq; on said Waters distill-house, may be canceled. Whereas there is now due to the said Josiah Waters, from this Commonwealth, the sum of three thousand five hundred and ten pounds, seven shillings, which sum is certified to his Excellency the Governor and Council, for a warrant, agreeable to the orders of the General Court.

Resolved, That the Treasurer of this Commonwealth, be, and he is hereby directed, to cancel what remains due for the principal and interest of the mortgage aforesaid, on said *Waters* distill-house, in part pay for the warrant which said *Waters* may have, for the ballance due to him from the late Board of War.

CDXIII.

Resolve appointing Messieurs *Hugh Orr, Nicholas Baylies* and others, a committee fully authorized to dispose of the several furnaces and other buildings in the town of *Bridgewater*, excepting the air furnace, &c. February 14, 1782.

Resolved, That Messieurs *Hugh Orr, Nicholas Baylies* and *Israel Washburn* be, and they hereby are appointed a committee, with full power and authority to sell or lease, at Public Auction or private sale, as they shall judge most for the interest of the Commonwealth, the several furnaces and other buildings thereto belonging, the property of this Commonwealth, in the town of *Bridgewater*, and the said committee are also directed, to sell all the stock and materials thereto belonging, in the same way (except the brass and copper) first giving notice thereof, by advertising the same in the public news-papers, twenty days before the sale; said committee are likewise impowered to receive in payment, either money or government securities, that may be payable at the time of sale.

Provided

Provided nevertheless, The said committee are hereby impowered, to retain in their own hands for the use of government, the air furnace, the machine for boring cannon, and any other of the said articles, if they shall judge it to be most for the interest of the Commonwealth, and make report of their proceedings in said business to the General Court, on the second Tuesday of their next sessions.

CDXIV.

Resolve on the memorial of *Ephraim Hartwell* and *Timothy Ruggles*, late officers of the guards at *Rutland*. February 14, 1782.

On the memorial of Ephraim Hartwell and Timothy Ruggles, late officers of the guards at Rutland, in behalf of themselves and men under them, praying that they may have their continental pay and subsistence money, which shall appear to be due to them.

Resolved, That *Capt. Ephraim Hartwell*, make out a pay roll for himself and company, in specie, on the continental establishment, he deducting out the pay already received from the treasury of this Commonwealth, on a warrant dated *January 19, 1780*, according to the scale of depreciation, and lay his roll before the committee on rolls for examination and allowance, and the Governor with the advice and consent of Council, is requested to give a warrant on said roll, and that the Treasurer of this Commonwealth, be, and hereby is directed, to pay the same out of the last State tax, it being in full for said service, and charge the same to the United States:

CDXV.

Resolve on the petition of the selectmen of the town of *Weston*, prolonging the time to procure two men, and directing the Treasurer to stay his execution.

February 14, 1782.

On the petition of the Selectmen of the town of Weston, praying for further time to be allowed, for them to procure two three years men, which they are deficient, agreeable to the resolution of the General Court of the second of December, 1780.

Resolved, That the prayer of the petitioners be so far granted, as that the said town may have a further time, until the first day of *March* next, to procure said two men, and the muster master is hereby directed to muster, and the Superintendent to receive them, and the Treasurer is hereby directed to stay his execution on said town in the mean time, any law or resolve to the contrary notwithstanding.

CDXVI.

Resolve on the memorial of *Edward Grow*, in behalf of the selectmen of *York*, directing the Treasurer to pay said *Grow* the ballance due to *Thomas Bragdon*, and those men made up in said Roll. February 14, 1782.

On the memorial of Edward Grow, in behalf of the selectmen of York, setting forth, that he has an order on the Treasurer, from Capt. Thomas Bragdon, in favour of said selectmen for the pay of his rolls for himself and the men that belonged to York, who served in the eastern department, in the year 1780, as set forth in said memorial.

Resolved, That the Treasurer of this Commonwealth be, and hereby is directed to pay said *Edward Grow* what there is due to the said *Thomas Bragdon* and those men made up on said roll belonging to the town of *York*, he giving his receipt for the same, to be paid in receipts on the constables in the town of *York*, out of the last State tax, any law or resolve to the contrary notwithstanding.

CDXVII.

Resolve directing the Treasurer to pay the depreciation notes belonging to the officers and soldiers now in actual service, which became due last *March*, out of the last tax, observing the rules as provided in the resolve of *March 7, 1781. February 14, 1782.*

Whereas the provision made by a resolve of the 7th of March, 1781, for the payment of the depreciation notes payable in said March to the officers and soldiers in actual service, may not be sufficient seasonably to pay the same.

Therefore *Resolved*, That the Treasurer of this Commonwealth be directed; and he hereby is accordingly directed and empowered, to pay the depreciation notes belonging to the officers and soldiers now in actual service, which became due last *March*, out of the last tax, observing the same rules of proof as to the property of said notes as is provided in the said resolve of *March 7th, 1781.*

CDXVIII.

A grant of one thousand five hundred pounds to *John Lucas*, Commissary of pensioners, in Treasurer's certificates on the last tax. *February 15, 1782.*

On the petition of John Lucas Commissary of pensioners, setting forth that there was due on the 1st of January, 1781, one thousand pounds to said pensioners, and all their pay to this time, and praying for some immediate relief.

Resolved, That the prayer of the petition be so far granted, that there be paid to the aforesaid *John Lucas*, Commissary of pensioners, the sum of fifteen hundred pounds in Treasurer's certificates on the last tax, he being accountable for the same. And further *Resolved*, That the above sum of fifteen hundred pounds be charged to the United States, on the last requisition of Congress, on the Commonwealth of Massachusetts, for the year 1782.

CDXIX.

Resolve directing the Treasurer to discharge the warrants on the several pay rolls on past alarms, payable in the new emission, by giving receipts upon the constables and collectors upon the last State tax. *February 16, 1782.*

Whereas it appears that several of the pay rolls on past alarms and warrants annexed thereto, payable in new emission money, remain unsatisfied.

Therefore *Resolved*, That said warrants no longer remain payable in the said new money, but that the Treasurer of this Commonwealth be directed to discharge the same by giving receipts upon any of the present constables or collectors within the Commonwealth aforesaid, upon the last State tax, or in certificates, part of the fifty-one thousand pounds, lately directed to be issued by the Treasurer aforesaid, according to the rule of depreciation, any law or resolve to the contrary notwithstanding.

CDXX.

Resolve on the petition of *James Russell, Esq;* directing him to pay the balance due in government securities and in specie, and directing the Treasurer to discharge him from any demands on him as impost officer; and empowering him to recover the balance due. *February 16, 1782.*

Whereas James Russell Esq; late impost officer of the late Province now Commonwealth of Massachusetts, has received to the amount of sixteen hundred and fifty pounds, which monies are vested in government securities, and interest thereon to the amount of about four hundred pounds.

Resolved,

Resolved, That *James Russell*, Esq; be, and he is hereby directed, to pay the sum of *sixteen hundred and fifty pounds*, in government securities, into the public treasury of this Commonwealth, with the interest due thereon, also the sum of *forty two pounds ten shillings*, in specie, being the balance of his account, while impost officer, as aforesaid, taking duplicate receipts for the same, one of which receipts he is directed to lodge in the Secretary's office, and the Treasurer aforesaid, is directed to discharge the said *James Russell*, Esq; from any demands on him as impost officer, &c.

And whereas there are several outstanding debts due to government for impost.

Resolved, That the said *James Russell*, Esq; is hereby authorized and empowered to settle with, sue for, recover, and pay the same into the public treasury of this Commonwealth, as before directed, all such balances as are due for impost, and while the said *James Russell*, Esq; was in office, and lay his accounts for his trouble and expence, before the General Court for adjustment and payment.

CDXXI.

Resolve directing the committee on foreign affairs, to remit the balance due to Messrs *John de Neufville and Sons*, merchants in *Amsterdam*. February 16, 1782.

The committee appointed to examine the accounts of the committee on foreign affairs, have attended that business, and find that there is now due to Messrs John de Neufville and Sons, merchants in Amsterdam, three thousand two hundred and eighty-four guilders, nearly equal to four hundred pounds, and that there still remains in the hands of the said committee, a balance of sixteen pounds eighteen shillings and eleven pence.

Resolved, That the committee on foreign affairs be directed, and they are hereby directed, to purchase and remit to Messrs *John de Neufville and Sons*, a sum in bills of exchange, sufficient to discharge the balance due to those gentlemen, and that there be paid out of the treasury of this Commonwealth, to the said committee aforesaid, a sum in specie, equal to the cost of said bills, the balance of *sixteen pounds eighteen shillings and eleven pence*, being first deducted.

CDXXII.

Resolve directing the committee of supplies to supply *Seth Drew*, Captain in the 2d regiment of *Massachusetts* line of the army, with cloathing to the amount of *twenty pounds*. February 16, 1781.

On the petition of Seth Drew, a Captain in the 2d regiment of the Massachusetts line of the army.

Resolved, That *Ebenezer Wales*, Esq; and Capt. *Amasa Davis*, the committee of cloathing, be, and hereby are directed, to supply said *Drew* with cloathing to the amount of *twenty pounds*, and charge the same to the account of said *Drew*.

CDXXIII.

Resolve upon the representation of Mr. *Kollock*, in behalf of himself and others, a committee appointed to forward cannon, &c to camp. February 18, 1782.

Upon the representation of Mr. Kollock, in behalf of himself and others, a committee appointed to forward cannon, &c. to camp, setting forth that the Treasurer could not consistently answer the warrant in the committee's favor in specie for the said service :

Resolved, That the Treasurer be directed to pay said warrant to the said *Kollock* and others, in the certificates last ordered by the General Court, or in receipts upon constables for the late State tax.

CDXXIV.

Resolve directing the Secretary to transmit to *Robert Morris, Esq;* Superintendant of Finance, all acts and resolves of the Legislature of this Commonwealth, respecting the requisitions of Congress. *February 19, 1782.*

Whereas it is of importance to the public service that Robert Morris, Esq; Superintendant of Finance, should from time to time be well informed of the measures taken to promote the same in the several States in the union :

Therefore *Resolved*, That the Secretary of this Commonwealth, for the time being, is hereby directed to transmit from time to time to the said *Robert Morris*, Superintendant of Finance, all such acts and resolves of the legislator of this Commonwealth, as respect a compliance with or have relation to the requisitions of Congress on said Commonwealth; and also all acts by which the debts of the same have or may be contracted, as they are printed. And the said Secretary is directed to lay his accounts before the committee on accounts for examination and allowance, for any expence he may be put to in the execution of this resolve.

CDXXV.

Resolve on the petition of the selectmen of the town of *Lynn*, directing them to pay into the treasury by the first of *March* next, all such sums of money as were assessed upon the denomination of people called *Quakers*, as by a resolve of *December, 1780.* *February 19, 1782.*

On the petition of the selectmen of the town of Lynn, representing that in consequence of the resolve of the 2d December, 1780, for raising men to fill up the continental army, the denomination of people called Quakers, in the town of Lynn, were assessed for their proportionable part of the tax for raising said men, with an additional sum for defraying the charges as is therein directed, and that in consequence of the resolve of the 20th of October last, those people have been subjected to another tax, as a fine upon the town for neglect of duty.

Resolved, That the selectmen of *Lynn* be, and hereby are directed, to pay or cause to be paid into the treasury of this Commonwealth, by the first day of *March* next, all such sums of money as were assessed upon the denomination of people called *Quakers*, by the virtue of the resolve of *December* aforesaid, and take duplicate receipts therefor, one of which to be lodged in the Secretary's office, in which case the Treasurer shall be, and he hereby is directed, to discharge the collectors of the town of *Lynn*, such part of the tax ordered on said town, by the resolve of the 20th *October* last, as shall be made to appear to have been assessed upon those people called *Quakers*.

CDXXVI.

Resolve establishing the pay of the Hon. Council, Senate, and House of Representatives, during the present session, and appropriating certain money for payment. *February 19, 1782.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to each member of the Council, the sum of *eleven shillings* per day, to each member of the Senate, the sum of *ten shillings* per day, and to each member of the House of Representatives, the sum of *nine shillings* per day, for each days attendance on public business, in their respective departments, during the present sessions of the General Court.

It is further *Resolved*, That each member respectively be paid for one travel, reckoning ten miles travel from home equal to one days attendance.

And be it further *Resolved*, That the Treasurer be, and he is hereby directed, to apply the money arising by the taxes assessed upon the people called Quakers, in consequence of the late resolves for raising men, for the payment of the members, and that he replace the same, out of the money arising from the last tax.

It is also *Resolved*, That the Treasurer apply to the said purpose of paying the members, the money arising by the act for regulating public vendues, and also the money arising by the sale of the goods, sold by the committee for settling absentees estates, in the county of *Suffolk*, since the last sitting of the General Court, which goods it was then ordered should be sold for this purpose; and the Treasurer is further directed, to pay the said monies in as equal proportions as may be, according to what may be due on the last and present pay-rolls, and to discharge the remainder of said rolls, by giving receipts on the constable or collectors of their respective towns, provided the members chuse to take the same, any law or resolve to the contrary notwithstanding.

CDXXVII.

Resolve on the petition of Lieutenant *Andrew Bradford*. *February 19, 1782.*

On the petition of Lieutenant Andrew Bradford, praying that he may be supplied with sundry articles of cloathing, to the amount of twenty pounds.

Resolved, That the committee of supplies, be, and they are hereby directed, to supply Lieutenant *Andrew Bradford* with cloathing to the amount of *twenty pounds*, and lay an account of the same before the committee appointed to settle with the army, that the same may be deducted out of his pay for the year 1780.

CDXXVIII.

Resolve directing the Clerk of the Senate and the Clerk of the House of Representatives to furnish the Secretary with a list of collectors of excise, in order to their being notified. *February 19, 1782.*

Ordered, That the Clerk of the Senate and the Clerk of the House of Representatives furnish the Secretary with a list of the collectors of excise already chosen by the General Court, for the several counties in this Commonwealth; and that the Secretary be directed to notify the several collectors of excise of their appointment, and to publish their names in the *Boston* and *Worcester* newspapers.

CDXXIX.

Resolve requesting the Governor, with advice of Council, to issue his orders to proper officers to make search and enquiry after persons who have discovered an aversion to take the oath of allegiance, and to deal with them agreeable to law. *February 19, 1782.*

Whereas it has been represented to this Court, that there is a number of persons, subjects of the King of Great-Britain, within this Commonwealth, and others, who discover an aversion to taking the oath of allegiance, and may be justly esteemed to be persons dangerous to the community.

Therefore *Resolved*, That His Excellency the Governor, be, and he is hereby requested, with the advice and consent of Council, to issue his orders to proper officers, to make search and enquiry, and if persons who come within the before-mentioned description shall be found, then immediately to deal with them agreeably to the laws made and provided in such cases, that the republic may sustain no detriment by their means.

Resolve

CDXXX.

Resolve directing the Treasurer to make fair and distinct lists of the officers and soldiers of this State's quota, who have received one half of the three months pay, in the year 1780, and requesting the Governor with advice of Council, to grant warrants for the further sum of three-eighths, being the difference between paper money and specie. February 19th, 1782.

Whereas by a resolve of the General Court of the first inst. the Treasurer is directed to pay the ballances due to the officers and soldiers (of this State's quota of the Continental army) on account of their receiving one half of their last three months pay, in the year 1780, in paper money of the new emission, and the Treasurer not being authorized to pay the same by virtue of the warrants already granted, which have been discharged in full, by said officers and soldiers.

Therefore Resolved, that the Treasurer be, and he is hereby directed, to make fair and distinct lists of all those persons who have received one half of the three months pay aforesaid, in paper money, setting forth in distinct columns, their names, ranks and time engaged for, and the whole amount due to them for said three months service, as certified by the committee for settling with the army, and lay the same before the Governor and Council. And his Excellency the Governor with advice and consent of Council, is hereby requested to grant warrants for the further sum of three eighths of the whole amount of said lists (in specie) in full for said balances arising by the difference between the value of said new money and specie.

CDXXXI.

Resolve directing the Treasurer to pay the rolls for the six months men to the selectmen of the several towns. February 19, 1782.

Whereas a resolve passed the General Court, making the rolls for the six months men payable to the selectmen of the several towns, for which said men served. And whereas many of said rolls were made up, and warrants made out in favour of, and payable to the individuals borne on said rolls, prior to the passing said resolve, which must put the said men to very great expence:

To prevent which it is Resolved, That the Treasurer be, and he is hereby empowered and directed, to pay the contents of the said rolls to the selectmen of the several towns, any resolve to the contrary notwithstanding.

CDXXXII.

Resolve clearing up doubts that have arisen in consequence of an act passed the 5th day of July, 1781, making provision for the payment of the balance due to the officers and soldiers of the Massachusetts line of the army. February 19, 1782.

Whereas by an act of the General Court, passed the 5th day of July, 1781, making provision for the payment of the balances due to the officers and soldiers of the Massachusetts line of the army, it is enacted, that if the balance doth not exceed five pounds one note only shall be given; and if the balance is ten pounds, then two notes; and if fifteen pounds, then three notes; and doubts have arisen how many notes shall be given for any balance which may be between ten pounds and fifteen pounds:

Therefore Resolved, That if the balance that is due to any of the officers and soldiers as aforesaid is under ten pounds one note only shall be given; and if the balance is ten pounds, or between ten pounds and fifteen, two notes only shall be given; and that said act ought to have been so understood.

CDXXXIII.

Resolve excusing *Israel Clark, John Ayres* and others, from all cost and charge that have arisen, or may arise in the town of *Granby*, by a resolve of the 2d December last, respecting the filling up the continental army, with directions to the assessors of said town. February 19, 1782.

Whereas it appears to this court, that *Israel Clark, John Ayres, Noah Clark, John Birchard, Asabel Smith, Marcy Green, Robert Emmons, Aaron Ayres, Enos Clark, David Abbe, Eleazer Ayers, Eliphalet Green, and Jeremiah Butterfield*, all of *Granby*, in the county of *Hampshire*, in consequence of the resolve of the General Court, of the second of December last, did procure and hire one *Jared Green*, of said *Granby*, to serve as a soldier in the continental army, for the term of three years, at their own cost and expence, which soldier was more than their proportion of the seven men set to the town of *Granby*.

Therefore Resolved, That the aforesaid *Israel Clark, John Ayres, Noah Clark, John Birchard, Asabel Smith, Marcy Green, Robert Emmons, Aaron Ayres, Enos Clark, David Abbe, Eleazer Ayres, Eliphalet Green* and *Jeremiah Butterfield*, be, and hereby are excused from all cost and charge that has arisen or may arise in the town of *Granby*, in consequence of the resolve of the General Court of the 2d December last, respecting the filling up the continental army, or any subsequent resolve relative thereto; and the assessors of said town of *Granby*, be, and hereby are directed, to desist from assessing any sum or sums of money upon the aforesaid *Israel Clark* and others; and the collectors of said town be, and hereby are directed, to desist from collecting any assessment or assessments from the aforesaid persons, that have been made in consequence of the resolves aforesaid.

CDXXXIV.

Resolve exempting the inhabitants of the town of *Cape-Elizabeth* from certain assessments. February 19, 1782.

Whereas it appears, that in the valuation by which the assessment of 4000 men for the Continental army for three years or during the war, was apportioned on the several towns in this Commonwealth, according to a resolve of the General Court of the 2d of December, 1780, the selectmen of the town of *Cape-Elizabeth*, by some mistake, made a return of 100 rateable polls more than in reality belonged to said town, by which means an undue proportion of said men was apportioned on said town: And whereas it appears that the present circumstances of the said town are peculiarly distressing, occasioned by the great diminution of its inhabitants by repeated losses at sea, and the particular severity of the drought the last seasons: Therefore,

Resolved, That the inhabitants of the town of *Cape-Elizabeth* be, and they are hereby exempted from the payment of the average price of eighteen men assessed on them as their quota of the army for three years or during the war; and also from the payment of the fine of fifty per cent. for not procuring said men, agreeable to a resolve of the General Court of the 20th of October last.

And it is further Resolved, That six of the eighteen men, assessed on said town by said resolve of the 2d of December, 1780, be, and they are hereby abated the said inhabitants.

And it is further Resolved, That the said inhabitants are permitted to class themselves for the purpose of procuring the remaining twelve men assessed on said town as aforesaid; in order to which, the resolve of the 26th day of Feb. 1781, for classing, is hereby revived, so far as it respects the said town of *Cape-Elizabeth*.

And it is further Resolved, That the Treasurer of this Commonwealth is directed to stay execution against the said inhabitants for the average price of the said eighteen men assessed on said town, with the additional sum of fifty per cent.

they paying the costs of any executions that may already have been issued against them for said purpose, any thing in the said resolve of the 20th of *October* last, to the contrary notwithstanding. *Provided however*, That if the said inhabitants shall not procure and deliver to the superintendant appointed to receive them, the remaining twelve men aforesaid, on or before the 15th day of *April* next, the said Treasurer is directed to issue his executions against them for the average price of twelve men for the Continental army, with an additional sum of *fifty per cent*, in manner pointed out in the said resolve of the 20th of *October* last.

CDXXXV.

Resolve directing the town of *Rutland* to return the sum of *ninety pounds* to *Jabez Fairbanks* and his class, in the town of *Lancaster*, who is allowed a further time to procure another man; and directing the Treasurer to stay execution, provided, &c. *February 20, 1782.*

Whereas it has been represented to this Court, by the superintendant for the county of Worcester, that a class in the town of Lancaster, whereof Jabez Fairbanks is head, hired a soldier for the Continental army for three years, and liberated him from goal at the expence of one hundred pounds, supposing they had an undoubted right to said soldier; but afterwards said soldier was challenged for, and by the muster-master determined to belong to Rutland, whereby said class is deficient, and exposed to the fine annexed, therefore,

Resolved, That the town of *Rutland* be, and hereby is ordered and directed, immediately to return the sum of *ninety pounds* to *Jabez Fairbanks*, and his class is hereby allowed a further time of 30 days to procure another man; and the Treasurer is hereby ordered and directed to stay execution against said class for the aforesaid term. *Provided* nevertheless, if the aforesaid class shall neglect procuring, mustering and marching said soldier to *Springfield*, and procuring a receipt therefor, beyond the time limited, the Treasurer is directed to issue execution against said class for the fine incurred for neglect, any resolve to the contrary notwithstanding.

CDXXXVI.

Resolve granting a tax of *three hundred pounds* to be apportioned on the inhabitants of the county of *Bristol*. *February 20, 1782.*

Whereas it appears from an estimate of the Justices of the court of General Sessions of the Peace for the county of Bristol, that the sum of three hundred pounds will be necessary for defraying the charges of said county for one year next ensuing:

Therefore Resolved, That there be, and hereby is granted, a tax of *three hundred pounds*, to be apportioned and assessed on the inhabitants of said county, and estates lying within the same, and collected, paid and applied for the use of said county, according to the laws of this Commonwealth.

CDXXXVII.

Resolve on the petition of *Sarah Coombes*. *February 20, 1782.*

On the petition of Sarah Coombes, wife of Michael Coombes, an absentee, praying that some part of her husband's estate, lately confiscated to this Commonwealth, may be assigned to her for reasons set forth in her petition.

Resolved, That the prayer of the petition be granted, and the Judge for the Probate of Wills, &c. for the county of *Essex*, is hereby authorized and directed, to cause such part of the real and personal estate of the said *Michael Coombes*, to be assigned and set off to the said *Sarah*, as is by the laws of this Commonwealth in such cases provided.

Resolve

CDXXXVIII.

Resolve on several petitions, viz. *Jonathan Jones* and others, inhabitants of the southerly part of *Northampton*, appointing a committee to repair to certain towns mentioned, to hear the several parties, and view their several situations, and report. February 20, 1782.

On the several petitions, viz. *Jonathan Jones* and others, inhabitants of the southerly part of *Northampton*, praying to be incorporated with *Stephen Wright* and others, inhabitants of the northerly part of *Southampton*, into a distinct or separate town, and the said *Stephen Wright* and others petition, praying as above, and the petition of *Nathaniel Eaglestone* and *Stephen Bates*, inhabitants of the northerly part of *Westfield*, and southerly part of *Southampton*, praying for a committee to view their situation and circumstances.

Resolved, That the prayer of the several petitions be so far granted, that *John Hastings*, *Caleb Clark*, and *Benjamin Mills*, Esq's, be and they hereby are appointed, a committee to repair to the several towns, viz. *Northampton*, *Southampton* and *Westfield*, and hear the several parties, view their several situations, and report what is proper to be done in the premises, by the third Wednesday of the next session of the General Court, and that the town-clerks of the above said *Northampton*, *Southampton* and *Westfield*, be severally served by the committee aforesaid, with an attested copy of this resolve, and notified by them of the time and place of said committee's meeting for the purpose aforesaid, the cost and expence of said committee to be paid by the petitioners.

CDXXXIX.

Resolve on the petition of the selectmen of the town of *Hancock*. February 21, 1782.

On the petition of the selectmen of the town of *Hancock*, praying for an abatement of the fines set on said town in the tax-act of May last, for a deficiency of six months men for the year 1780, and likewise praying to be allowed for a three years man delivered to the Continental commissioner at *Springfield*: Whereas by the resolves of June the 5th and 23d, in the year 1780, the town of *Hancock* was called upon to raise fifteen men to serve for six months in the Continental army; and by a resolve of June the 21st, in the same year, the said town was abated one-third part of all taxes set on said town by the then present valuation: Nevertheless, the town did actually exert themselves so far as to raise fourteen of the men required, as appears by receipts from the muster-master of the county of *Berkshire*, and the pay-roll of the selectmen of said town; notwithstanding, the town of *Hancock* was fined in the tax-act of May last for not raising seven men for the said six months service: Therefore,

Resolved, That there be, and hereby is abated and allowed to the town of *Hancock*, the sum of twenty-eight pounds, being the fines set on said town for seven men, and the further sum of one hundred and forty-one pounds fifteen shillings and nine pence, being the average price of six men actually raised, and the same shall be allowed out of the tax granted in May last, and the Treasurer is hereby directed to allow the same accordingly.

And whereas *Caleb Gardner*, of said town of *Hancock*, hired one *Joseph Longworthy* to serve three years in the Continental army, for the class of which he is head, and had him mustered in the month of August last, but for want of money could not send him forward till after the 20th of December; and the superintendant supposing that he was not authorized to receive him after that time, he therefore delivered the said soldier to *Capt. Seth Bannister*, at *Springfield*, the Continental officer to receive soldiers, and obtained his receipt and a descriptive list for said soldier:

Resolved,

Resolved, That the superintendant of the county of *Berkshire* be, and he hereby is directed, to receive the receipt and descriptive list given by said *Banister*, and discharge the said *Caleb Gardner* and clafs from any further demands on account of a man ; and the Treasurer of this Commonwealth is hereby directed not to fend his execution againft the affeffors of said town for neglect of duty refpeeting the said clafs.

CDXL.

Resolve empowering *Oliver Phelps*, Esq; to difpofe of the beef at *Springfield* and *Great-Barrington*; and directing the superintendant to order the provision collected at *Falmouth*, *Charlestown* and *Roxbury*, to be delivered to the Commiffary-General. February 21, 1782.

Resolved, That *Oliver Phelps*, Esq; superintendant for purchafing beef, &c. be, and he is hereby authorized and empowered, to difpofe of the beef he now has on hand at *Springfield* and *Great-Barrington*, together with any he may receive on any contracts heretofore made, or from any towns for their beef-tax, (except fo much as may be neceffary to fupply the feveral pofts as is hereafter directed) on the beft terms he can, giving preference in the fale to purchafers for the ufe of the Continental army, and receive therefor Continental bank notes, or any other securities that will anfwer as part of the requifition of Congress for the prefent year ; and the said superintendant is alfo directed, to order the provision which he has collected at *Falmouth*, *Charlestown*, and *Roxbury*, to be delivered to the Commiffary-General of this Commonwealth, who is hereby directed to receive the fame, and take proper care thereof, and alfo to remove the beef now at *Falmouth*, to *Boston*, to be difpofed of as the General Court fhall hereafter direct.

And it is further *Resolved*, That the said Superintendant be, and he is hereby further directed, to fupply the feveral continental pofts in this Commonwealth with beef and flour, until provision fhall be made for that purpofe by Congress or their order.

And it is further *Resolved*, That the said Superintendant be, and he is hereby further impowered and directed, to receive of any town which is deficient in their beef tax, fuch a fum of money in lieu of an hundred of beef, as he fhall judge to be for the intereft of this Commonwealth.

CDXLI.

Resolve on the petition of *Jonathan Brown*, in behalf of the town of *Watertown*, directing the superintendant of the county of *Middlesex* to give the said town his receipt for fix men, and the town of *Wilmington* for one man, and directing the Treasurer to receive said receipts. February 21, 1782.

On the petition of Jonathan Brown, in behalf of the town of Watertown, praying that said town may be credited for fix men, which they have delivered to Capt. Seth Banister, a Continental officer commanding at Springfield :

Resolved, That the superintendant for the county of *Middlesex* be, and he hereby is directed, to give the said town of *Watertown* his receipt for the said fix men, and to the town of *Wilmington* his receipt for one man, mentioned and described in said *Banister's* receipt ; and the Treasurer of this Commonwealth is hereby directed to receive said superintendant's receipt in lieu of any fine said towns of *Watertown* and *Wilmington* may have fubjected themfelves to on account of said men, the said towns of *Watertown* and *Wilmington* paying the coft of any executions that may have been iffued againft them on account of said feven men, any resolve to the contrary notwithstanding.

Resolve

CDXLII.

Resolve lengthening out the time for *Jotham Howe* and his class in the town of *Shrewsbury*, in the county of *Worcester*, to procure a man for the Continental army; and in case of neglect. February 21, 1782.

Whereas it appears to this Court, that Joseph Young, who was hired as a soldier to serve three years in the Continental army by Jotham Howe and his class, in the town of Shrewsbury, in the county of Worcester, who deserted the service immediately after being delivered to the superintendent, was not such a soldier as came within the directions of the resolve of the second of December, 1780, wherefore said class is considered as deficient, and it being but reasonable that said class be allowed a further time to procure a man, therefore,

Resolved, That the said Jotham Howe and his class be allowed until the tenth day of March next, to procure another good and effective man as directed by the resolve of December 2, 1780, which man if provided and delivered as aforesaid, shall discharge said class from the fine which has been assessed upon them, but if the said Howe and class shall refuse or neglect to procure a man until the said tenth day of March next, then the Treasurer of this Commonwealth shall be, and hereby is directed, to issue his execution against the constable to whom the assessment was committed, in the same manner as by law is provided for delinquent towns and classes.

CDXLIII.

Resolve on the representation of *John Lewis, Esq;* Superintendent for the county of *Cumberland*. February 21, 1782.

On the representation of John Lewis, Esq; superintendent for the county of Cumberland, in relation to his receiving Continental soldiers after the 20th day of December last, for reasons mentioned.

Resolved, That the General Court do approve of his conduct in that regard, and that he be, and hereby is directed, to send them forward as soon as may be, and that the several towns, plantations or classes, who procured such soldiers, be and hereby are exempted from all penalties which they may have incurred for not procuring the same soldiers before the said 20th of December last, saving the expence which may have arisen in consequence of issuing executions, any law or resolve to the contrary notwithstanding.

CDXLIV.

Resolve on the petition of *Peter Thacher* and others, heirs to *Oxenbridge Thacher, Esq;* late of *Milton*, deceased. February 21, 1782.

Upon the petition of Peter Thacher, Thomas Thacher, Nathaniel Thacher, Judith Thacher, Mathew Meriam, and Elizabeth his wife, shewing that Oxenbridge Thacher, late of Milton, Esq; deceased, by his last will and testament, duly authenticated and approved, devised his whole real estate, in Milton, to the said Peter, Thomas, Nathaniel and Judith, the part or estate of the said Judith, so devised, in remainder to said Elizabeth Mariam, in case the said Judith shall die before she arrives to the age of twenty-one, or be married, and it appearing that part of said estate must be sold to pay the debts of said Oxenbridge, and the expence of selling his estate, and that the whole of said estate is so situated, and its several parts of such soil and quality, and hath such a natural dependence upon and connection each with the other, as that to sell part thereof will be very detrimental to the devisees, and the said Judith being now a minor, the aforesaid estate cannot be sold without the especial aid of the court.

Be it therefore *Resolved*, That *James Bojes*, of *Milton*, Administrator upon the estate of said *Oxenbridge*, with his said last will and testament annexed, be, and he hereby is fully authorized and empowered, to sell and convey the whole of the real estate, situate in *Milton* aforesaid, of which the said *Oxenbridge* died, seized in the same manner as the law has prescribed for the sale of real estate by Administrators, and to make and execute a good deed or deeds of the same to the purchaser or purchasers, to hold in fee simple, and of the monies arising from the sale thereof, to satisfy and pay the creditors of said estate their just demands, and the expence of settling the same, such amount as the Judge of Probate of Wills for the county of *Suffolk*, shall permit, and of the residue of said money to pay to the said *Peter*, *Thomas* and *Nathaniel*, each a just proportion according to the quantity of interest they severally have in said estate, each of them giving bonds to said Judge of Probate, to pay their equitable proportion of any debts that may after appear to be due, and the proportionate part of said money, belonging to the said *Judith*, to pay to her guardian, he giving bond to the said Judge to pay the principal sum to him, so paid to the said *Judith* when she arrives at the age of twenty-one years, or on the day of her marriage, the interest thereof to be retained and appropriated by said guardian to maintain the said *Judith*, and also to pay her equitable proportion of all debts that may after appear to be due; and in case it so happens that the said *Judith* die before she arrives to the age of twenty-one years, to pay the said principal sum to the said *Elizabeth Merriam*, her heirs or legal assigns.

CDXLV.

Resolve on the petition of *Samuel Leighton*, guardian to *Samuel Shapleigh*, empowering him to sell the parcels of land mentioned. February 21, 1782.

On the petition of Samuel Leighton, guardian to Samuel Shapleigh, a minor, praying for liberty to sell said minor's share, in six lots of unimproved lands, lying in the town of Berwick, for reasons set forth in his petition.

Resolved, That the said *Samuel Leighton*, in his said capacity of guardian, be, and he is hereby authorized and empowered, to sell the said parcels of lands for the most the same will fetch, and to give and execute good and sufficient deed or deeds to the purchaser or purchasers, he first giving bonds to the Judge of Probate for the county of *York*, that the monies arising from said sales shall be appropriated for the benefit of said minor, agreeable to law, the said guardian observing the rules and directions of the law respecting the sales of real estates by executors and administrators.

CDXLVI.

Resolve directing the Treasurer to discharge the town of *Charlemont* from the fines assessed said town for delinquency. February 21, 1782.

Whereas by a resolve of the General Court of the 25th of January, 1781, among other things it was resolved, that no fines be assessed on the town of Charlemont for the delinquency of two men in the six months and two in the three months service, notwithstanding said resolve, said town was assessed in two sums, one of eight pounds, the other six pounds eight shillings, as fines for the delinquency of said men. Therefore,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to discharge said town of *Charlemont* from the Fines aforesaid, being in the whole fourteen pounds eight shillings.

CDXLVII.

Resolve on the petition of Major *Seth Turner* and others, belonging to a class in the town of *Braintree*. February 21, 1782. On

On the petition of Major Seth Turner, in behalf of himself and others, belonging to a class in the town of Braintree.

Resolved, That the prayer of the petition be granted, and that the said class shall not be held and obliged to procure any other soldier in the room of the one by them procured, who was drowned after being mustered by the county muster-master, nor shall said class be held and obliged to pay the penalty incurred by delinquency in not procuring before the twentieth day of *December* last, said soldier to serve in the Continental army, three years or during the war; and all concerned in collecting or receiving said penalty are hereby required to govern themselves accordingly, any law or resolve to the contrary notwithstanding.

CDXLVIII.

Resolve on the petition of Seth Heywood. February 22, 1782.

On the petition of Seth Heywood, praying (for reasons set forth in said petition) for the interposition of the General Court relative to a judgment on an action commenced against him by Edward and Hepzibah Raymond, at the Court of Common Pleas held at Worcester, with and for the county of Worcester, on the first Wednesday of September last:

Resolved, That the prayer of the said petition be so far granted, that the said *Heywood* be admitted to a rehearing of said action at the said Court of Common Pleas, to be holden at said *Worcester*, within and for said county, on the last *Wednesday* of *March* next: And that the parties respectively be admitted to the same pleadings and privilege, as by law they were entitled to previous to any judgment or process had thereon; provided the said *Heywood* notify the said *Edward* and *Hepzibah* of the order, by serving them, or either of them, with an attested copy thereof, at least fourteen days before the said last *Tuesday* of *March* next.

CDXLIX.

A grant of sixty-seven pounds eight shillings to the selectmen of the town of Springfield, for attending a court martial. February 22, 1782.

On the petition of Gideon Burt, in behalf of the selectmen of the town of Springfield, praying for the sum of two hundred and twenty-four dollars sixty-three ninetieths and six-eighths, specie value, for attending a court-martial for the trial of Col. Mason and others:

Resolved, That there be allowed and paid out of the Treasury of this Commonwealth to the selectmen of *Springfield*, the sum of *two hundred and twenty-four dollars, sixty-three ninetieths, and six eighths, specie*, value being *sixty seven pounds eight shillings*, and that the same be charged to the United States, agreeably to a resolve of Congress of the 29th *May, 1781.*

CDL.

Resolve directing the committee of supplies to supply Capt. Thomas Seward with cloathing to a certain amount. February 22, 1782.

On the petition of Capt. Thomas Seward, praying that he may be supplied with sundry articles of cloathing to amount of twenty pounds.

Resolved, That *Ebenezer Wales* and *Amasa Davis*, Esq's. be; and they are hereby directed, to supply *Capt. Thomas Seward* with cloathing to the amount of *twenty pounds*, and lay an account of the same before the committee appointed to settle with the army, that the same may be deducted out of his pay for the year 1780.

CDLI.

Resolve directing the Treasurer to recall an execution issued against the town of *Sturbridge*, for delinquency. *February 22, 1782.*

Whereas the Treasurer of this Commonwealth hath issued execution against the town of Sturbridge, for recovering a penalty incurred by said town for a deficiency of one man to serve in the Continental army for three years: And whereas it appears to this Court that said town hath procured a man for two years, and sent him forward to the army: Therefore

Resolved, That the Treasurer be, and he hereby is directed, to recall the execution issued against the said town of *Sturbridge*, as aforesaid.

Provided notwithstanding, That the said town of *Sturbridge* shall be held to keep the said man, or some other one in his stead, in the army for the term of three years, from the time of said man's enlistment.

CDLII.

Resolve on the representation of the committee appointed to sell confiscated estates in the county of *Worcester*, directing the collectors to postpone the sales of certain lands mentioned. *February 22, 1782.*

Whereas it is represented to this Court, by the committee appointed to sell confiscated estates in the county of Worcester, that certain lands in the town of Barre, supposed to belong to the estate of John Murray, Esq; late of Rutland, an absentee, are advertised for sale for the payment of taxes, and that such sale may operate to the injury of this Commonwealth:

Therefore Resolved, That the collector or collectors, who have advertised said lands as aforesaid, be, and they hereby are directed, to postpone the sale thereof until the third *Wednesday* of the next session of the General Court; and that the committee aforesaid continue to make inquiry into said *Murray's* title thereto:-- And further, that no treasurer, to whom taxes assessed upon said lands are payable, issue executions against said collectors for delaying the payment of the taxes aforesaid, before the expiration of the aforesaid term.

CDLIII.

Resolve on the petition of the inhabitants of the town of *East-Sudbury*, allowing them a further time to procure a man for the continental army. *February 22, 1782:*

On the petition of the inhabitants of the town of East-Sudbury, setting forth, that by reason of one of their Continental soldier's being taken with a writ of habeas corpus, or repleven, as he was going from the county muster-master to the superintendant, by which means they are deficient one man to serve as a soldier in the Continental army for three years or during the war, as set forth in said petition:

Resolved, That the prayer of the petition of the inhabitants of the town of *East-Sudbury* be so far granted, as that they be, and are hereby allowed until the 20th day of *April* next, to procure an able bodied effective man, to serve as a soldier in the continental army, for three years, or during the war, from the time of passing this resolve, and the muster master for the county of *Middlesex*, is hereby empowered and directed, to muster said man when procured, and the superintendant of said county is hereby directed to make return thereof by the twentieth day of *April* next aforesaid, into the Secretary's office, and deliver said man in the same manner as is directed in the resolve for filling up the Continental army of the 2d *December, 1780*, and that the Treasurer of this Commonwealth

be,

be, and he hereby is directed, to stay his execution against the constable or collector of the town of *East-Sudbury*, for fine and deficiency of said man, until the 25th day of *April next*, and no longer.

CDLIV.

Resolve on the petition of the inhabitants of the town of *Springfield*, permitting them to bring in a bill for the purpose mentioned. *February 22, 1782.*

On the petition of the inhabitants of the town of Springfield, praying that a lottery might be granted for the purpose of erecting a bridge over Chicapee river, in said town, for reasons set forth in said petition:

Resolved, That the petitioners have leave, and hereby are permitted to bring in a bill for the purpose prayed for in their petition.

CDLV.

Resolve on the petition of *Ephraim Cary*. *February 22, 1782.*

Upon the petition of Ephraim Cary, praying that he may be allowed to discharge the ballance due from him to Government, in notes issued by the Treasurer of this Commonwealth:

Resolved, That Increase Sumner, Samuel Henshaw and Lemuel Kollock, Esq's. being the committee appointed to prosecute public defaulters, be, and hereby are directed, to receive of Ephraim Cary, of Bridgewater, the sum of forty-eight pounds six shillings, in Government securities, issued by the Treasurer of this Commonwealth, in February, A. D. 1777, in discharge of so much received by said Cary in the aforesaid year, for the purpose of purchasing blankets for the Continental army.

CDLVI.

Resolve on the petition of *Robinson Crocker*, a prisoner in *Boston Goal*. *February 22, 1782.*

On the petition of Robinson Crocker, a prisoner in Boston goal, praying he may have his tryal at the Supreme Judicial Court now held in and for the county of Suffolk, or be admitted to bail.

Resolved, That the prayer of the petition be so far granted, that the petitioner, Robinson Crocker, be permitted to have his tryal at the Supreme Court now held at Boston, in and for the county of Suffolk; and the Justices of the said Court are hereby authorised and empowered, to hear and try the said Robinson Crocker, give judgment, and order execution thereon, in the same manner as by law they ought, if the tryal was had in the county where the offence was committed, any law to the contrary notwithstanding.

CDLVII.

Resolve on the petition of *William Buckminster*. *February 22, 1782.*

On the petition of William Buckminster, praying that he may be accepted as a good citizen of the Commonwealth, and restored to his former place upon the list of pensioners.

Whereas by a resolve of the General Court of the seventh of February, in the year of our Lord, one thousand seven hundred and seventy-seven, the aforesaid William Buckminster was adjudged to have forfeited all claim to a place in the list of pensioners, as a wounded officer, it being in consequence of a complaint entered against him
for

for misbehaviour, and put under bonds for his good behaviour for one year, which resolve was directed to be transmitted to Congress. And whereas the said William Buckminster has since that time behaved himself with decency, and as a good citizen of the Commonwealth, as appears by a certificate from the selectmen and committee of safety of the town of Barre; and as he had the forgiveness of this Court for his past misbehaviour.

Be it therefore Resolved, That the said William Buckminster be, and he hereby is restored into the favour and friendship of the good people of this Commonwealth, and accepted as a good citizen thereof, and that his name be again placed on the list of pensioners, and be thereby intitled to the same privileges, from and after this date, that he was before intitled to.

Resolved, That it be, and it is hereby recommended to Congress, to restore the said William Buckminster to the favor and friendship of the United States, and admit him to a place on the pension list.

Resolved, That the Secretary be, and is hereby directed, to transmit a copy of this resolve to Congress as soon as may be.

CDLVIII.

Resolve on the petition of Isaac Tamsworth, in behalf of the selectmen of the town of Groton, granting twelve pounds for guarding public stores. February 22, 1782.

On the petition of Isaac Farnsworth, in behalf of the selectmen of the town of Groton, praying for an allowance for keeping guards in a case of special emergency, over the public stores deposited in said town:

Resolved, That there be allowed and paid out of the public Treasury to the selectmen of said Groton, the sum of twelve pounds, in full of their account for guarding the public stores aforesaid, from the 24th day of October last, to the 12th of November following.

CDLIX.

Resolve on the petition of Nathan Verry. February 22, 1782.

On the petition of Nathan Verry, praying that he may be allowed to return to the treasury of this Commonwealth, a certain number of State notes issued in the year 1775, to the amount of thirteen pounds four shillings, principal, and receive payment for the same.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive and consolidate all such notes as were issued in the year 1775, in the same manner as is provided in an act of this Commonwealth for consolidating other securities, any act or resolve to the contrary notwithstanding.

CDLX.

A grant of twenty pounds to William Baker, messenger, to enable him to purchase coal, candles, &c. February 22, 1782.

Resolved, That there be paid out of the treasury of this Commonwealth, to William Baker, messenger of the General Court, twenty pounds, for purchasing coal, candles, &c. he to be accountable for the expenditure of the same.

CDLXI.

Resolve on the petition of Isaac Phillips, permitting him to export provisions from this Commonwealth. February 22, 1782. On

On the petition of Isaac Phillips, praying for liberty to export to New-Spain one hundred and fifty barrels of flour and two hundred quintals of fish.

Resolved, That the prayer of the petitioner be granted, and that the naval officer of the port of *Boston* be, and he hereby is directed, to clear out for the *Havannah*, in the ship *Queen of Spain*, *Tristram Barnard* master, one hundred and fifty barrels of flour and two hundred quintals of fish, taking bond for the same of treble value of said goods, that they shall be delivered at a port friendly to the United States, the dangers of the seas and enemies excepted, any law or resolve to the contrary notwithstanding.

CDLXII.

Resolve directing the Treasurer to return to *Joseph and Elisha Vose*, their first depreciation notes; and directing *Samuel Henshaw*, Esq; to pay into the treasury seventy-nine thousand three hundred twelve and half dollars of the old emission of money, being deposited in his hands for certain purposes. *February 22, 1782.*

On the petition of Joseph Vose, in behalf of himself and Elisha Vose, officers from this Commonwealth in the Continental army, praying that their first depreciation notes delivered to the committee for the sale of absentees estates in the county of Suffolk, and by said committee delivered to the Treasurer, may be returned to them, for reasons set forth in their petition:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to return to the said *Joseph Vose* and *Elisha Vose*, their first depreciation notes, cancelling any receipts made by the said *Joseph* and *Elisha*, on the back of the same.

And it is further *Resolved,* That *Samuel Henshaw*, Esq; one of the committee aforesaid, pay into the Treasury of this Commonwealth, the sum of seventy-nine thousand three hundred twelve and half dollars, of the old currency, the same being deposited in his hands for the purpose of paying the notes delivered as aforesaid.

CDLXIII.

Resolve abating the town of *Templeton* ten pounds, being the extra price given by *Josiah Kendall*, of *Sterling*, for a soldier. *February 23, 1782.*

Whereas by a resolve of the General Court of the twenty-fifth of January last, the town of *Templeton* were ordered and directed immediately to pay the sum of one hundred pounds to *Josiah Kendall*, of *Sterling*, for the use and benefit of the class to which he belongs, it being for a soldier which said *Kendall* hired from *Templeton*, which was afterwards legally determined to belong to said *Templeton*. And whereas it is now made to appear to this Court, that the average price given by the town of *Templeton* was no more than ninety pounds, and as it appears that the town of *Templeton* have been put to considerable cost and trouble to prove their claims to hold the said soldier (although they cautioned said *Kendall* against hiring said man) therefore,

Resolved, That there be, and hereby is abated to the town of *Templeton*, the sum of ten pounds, it being the extra price given by said *Kendall*, above the price given by said town, and that they pay said *Kendall* the sum of ninety pounds, and no more, the aforesaid resolve notwithstanding.

Resolve

CDLXIV.

Resolve granting *thirty pounds* to *Seth Sumner*, for the use of the town of *Milton*.
February 22, 1782.

Whereas it appears to this Court, that on the 21st day of April, 1779, a warrant issued on the Treasurer of the late State of Massachusetts-Bay, for the sum of twelve hundred pounds, payable to Seth Sumner, for the use of the town of Milton, agreeable to a resolve of the General Court of the 21st of April, 1780, which warrant was never paid, and is now said to be lost.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to Seth Sumner, for the use of the town of Milton, out of the tax next hereafter to be granted by the General Court, the sum of thirty pounds, in specie, being the legal amount of the said warrant for twelve hundred pounds, and in full discharge of the same.

CDXLV.

A grant of *fifty pounds*, to *John Hopkins*, Deputy-Commissary of prisoners.
February 23, 1782.

On the petition of John Hopkins, D. C. of prisoners, praying for a sum of money to enable him to fit out a fly to go to Halifax.

Resolved, That that there be allowed and paid out of the public treasury of this Commonwealth, to John Hopkins, D. C. of prisoners, the sum of fifty pounds in Treasurer's certificates, for the purpose abovementioned, out of those certificates heretofore appropriated for the Commissary-General, and that the same be charged to the United-States, to be deducted out of the requisition of Congress, on the Commonwealth for the present year.

CDXLVI.

Resolve on the petition of *Samuel Harris* and *Mathew Fairservice*. February 23, 1782.

On the petition of Samuel Harris, and Mathew Fairservice, both of Watertown, praying that they may be allowed to keep a tavern.

Resolved, That the prayer of the petition be granted, and that the Court of General Sessions of the Peace for the county of Middlesex, be, and they are hereby authorized and empowered, to grant a licence to the said Samuel Harris and Mathew Fairservice, to keep a public tavern in Watertown, in the house where they now dwell, until the next sitting of the Court of General Sessions of the Peace for granting licences in said county of Middlesex, said Harris and Fairservice obtaining the approbation of the selectmen of Watertown, and recognizing to observe such rules and orders as the law in such cases require to be done and performed.

CDXLVII.

Resolve granting liberty to the town of *Dracut* to dispose of a certain tract of land lying in the State of *New-Hampshire*. February 23, 1782.

Whereas it appears to the General Court, that a certain tract of land originally lying in the town of Dracut, was reserved and assigned in the grant to the proprietors for the support of the gospel ministry in said town, and that when the line was run and ascertained between this Commonwealth and the State of New-Hampshire, said tract of land fell within the jurisdiction of New-Hampshire, by means of which the said town of Dracut is deprived in a great measure of the profits of said land:

Therefore

Therefore *Resolved*, That the said town of *Dracut* have liberty to sell and dispose of all the aforesaid tract of land lying in the State of *New-Hampshire*, provided the monies arising from the sale of the same, be expressly appropriated for the purpose of supporting the gospel ministry as aforesaid forever.

CDLXVIII.

Resolve on the petition of *Samuel Adams*, surgeon of the *Massachusetts* regiment of artillery. *February 23, 1782.*

On the petition of Samuel Adams, surgeon of the Massachusetts regiment of artillery :

Whereas it appears to this Court, that Samuel Adams, surgeon of the Massachusetts regiment of artillery, on the 11th day of May last, received of the committee for selling absentees confiscated estates in the county of Suffolk, a sum of money in Continental currency, estimated to be equal to one hundred and forty-five pounds in specie, at the rate of seventy-five for one, and on the 14th day of the same month he received of the committee of the county of Worcester, for and in behalf of Benjamin A. Upham, surgeon's mate of the same regiment, the sum of ninety-two pounds fourteen shillings and nine pence, specie, and in behalf of John Liswell, Lieutenant of said regiment, the sum of eighty-five pounds eight shillings and one penny, specie, in like currency, at the same rate, being for their first depreciation notes, payable in March last; but the said currency ceasing to circulate the very next day, whereby the two last mentioned sums were of no use to the persons for whom he received it, as also a sum equal to seventy-three pounds seventeen shillings and four pence, specie, being left of his own, which is also useless; and praying that he may be permitted to return the same into the treasury :

Resolved, That the said *Samuel Adams* be, and he hereby is permitted to return the money aforesaid into the treasury of this Commonwealth, and the Treasurer is hereby directed and authorized to receive the same, and to give receipt upon any constables who have the present tax to collect, to the amount of two hundred and fifty two pounds and two pence. *Provided* that said *Adams* shall make oath that the bills he shall return be the very identical bills that he received of the committees aforesaid.

CDLXIX.

Resolve on the petition of *Anna Bingham*, authorizing two Justices of the Peace in the county of *Berkshire* to licence her to keep tavern. *Feb. 23. 1782.*

On the petition of Anna Bingham, of Stockbridge, in the County of Berkshire.

Resolved, That whereas the said *Anna* having produced approbation of the selectmen of said *Stockbridge*, that any two Justices of the Peace of said county *quorum unus*, be and hereby are authorized and impowered to licence said *Anna* to keep a tavern in the house where she dwells, until the next term for granting licences in said county, taking bonds of her with sufficient sureties, for her keeping good rule and order in her house according to law.

CDLXX.

Resolve on the petition of *Solomon Stewart* and *Israel Gibbs*, constable and collector for the town of *Blanford*. *Feb. 25, 1782.*

On the petition of Solomon Stewart and Israel Gibbs, constable and collector for the town of Blanford, praying that the Treasurer of this Commonwealth may be directed to receive a sum of Continental money into the treasury of this Commonwealth, in discharge of taxes, for reasons set forth in said petition.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive of *Solomon Stewart*, constable of the town of *Blanford*, the sum of *three thousand eight hundred and thirty five pounds four shillings*. And also from *Israel Gibbs*, collector for said town of *Blanford*, the sum of *seven hundred and forty-eight pounds four shillings*, in discharge of so much taxes to them committed to collect for this Commonwealth.

CDLXXI.

Resolve directing the Judge of Probate for the county of *Suffolk* to call upon and adjust the accounts of *James Allen*, agent on the estate of *William Brattle*, late of *Cambridge*, absentee, and directing said agent not to proceed any further in his agency. *February 25, 1782.*

Resolved, That the Judge of Probate for the county of *Suffolk*, be, and he hereby is directed (as soon as may be) to call upon and adjust the accounts of *James Allen*, Esq; agent on the estate of *William Brattle*, Esq; late of *Cambridge*, absentee, and that the said agent be, and he hereby is directed, not to proceed any further in his agency in the mean time.

CDLXXII.

A grant of *nine pounds eighteen shillings*, to *Solomon Munger*. *February 25, 1782.*

On the petition of Solomon Munger, praying for an allowance for services done by him (as a soldier) as set forth in his petition.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *Solomon Munger*, the sum of *nine pounds eighteen shillings*, in full for his bounty and months advance pay, for finding himself a blanket, and for the use of his fire-arm, according to a resolve of the General Court passed the 25th day of *June, 1776.*

CDLXXIII.

Resolve on the petition of the assessors of the town of *Douglas*. *February 25, 1782.*

On the petition of the assessors of the town of Douglas :

Whereas an execution has been issued against said assessors by the Treasurer of this Commonwealth, in consequence of their having omitted seasonably to assess a certain sum of money on a particular deficient class in said town, agreeably to a resolve of the 20th of October, 1781 ; but it appears that said assessors did not seasonably receive their orders for making such assessment : Therefore,

Resolved, That the sheriff to whom said execution was committed, be, and he is hereby directed, to return the same not satisfied, said assessors paying the cost which has already arisen or may arise in consequence of the issuing thereof ; and that the Treasurer be, and he is hereby directed, to issue his warrant for collecting the sum of *one hundred and twenty-eight pounds nine shillings and six pence*, which is already assessed on said class ; and the collection whereof is committed to one of the constables of said town, requiring that the same be paid into the treasury on or before the 15th day of *March* next. *Provided nevertheless*, That if a certificate shall be given by the superintendant of the county of *Worcester*, before the said 15th day of *March* next, signifying that he has received a good and effective man, engaged to serve for three years or during the war, on behalf of said deficient class, the said certificate shall be received by the Treasurer in the room of the before-mentioned sum, any law or resolve to the contrary notwithstanding.

Resolve

CDLXXIV.

Resolve directing the Treasurer to credit the town of *Northampton* with the sum of twenty-seven pounds twelve shillings and six pence, for reasons mentioned. February 25, 1782.

On the representation of the committee on accounts, it appears to this Court, that the town of *Northampton* was fined four pounds for one six months man they had actually sent forward, and consequently the town was not credited the average price for said man: Therefore,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to credit the said town of *Northampton*, in the last State tax, the sum of twenty-seven pounds twelve shillings and six pence half penny, being the average price for one man and the fine, any resolve to the contrary notwithstanding.

CDLXXV.

Resolve directing the committee of supplies to deliver Captains *Hunt* and *Hobby*, and Lieut. *White*, cloathing to the amount of a certain sum. February 25, 1782.

On the petition of Captains *Hunt* and *Hobby*, and Lieut. *White*, officers belonging to the Massachusetts line in the Continental army, praying that they may be supplied with some articles of cloathing:

Resolved, That Mess^{rs}. *Wales* and *Davis*, committee of cloathing, be, and they are hereby directed, to deliver unto the said Captains *Hunt* and *Hobby*, and Lieut. *White*, any articles of cloathing they may have on hand, to the value of a sum not exceeding twenty-five pounds each, and lay an account of the same before the committee for settling with the army, that it may be deducted from their wages due for the year 1780.

CDLXXVI.

Resolve directing the Treasurer to exchange a sum of the new emission of money for *Edward Hutchinson Robbins*. February 25, 1782.

Whereas it appears that *Edward Hutchinson Robbins* has in his possession forty-four dollars, in bills of credit of the new emission, which are so defaced as to be unfit for circulation:

Therefore Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to exchange the same.

CDLXXVII.

Resolve on the petition of *John Elkins* and others, empowering the Judge of Probate of the middle district, to hear and determine the justice of the capture mentioned. February 25, 1782.

On the petition of *John Elkins*, *Hezekiah Russell*, *Henry Coffin*, *John Lock*, *Nathaniel Russell*, and *Gideon Drew*, libellants of the sloop *Good-Intent*, by them lately captured and brought into the southern district of this Commonwealth:

Resolved, That the prayer of said petition be granted, that the trial for the justice of said capture may be removed from the Maritime-Court in the southern district, and that the Judge of the Maritime-Court for the middle district, may be authorized and empowered to hear and determine the same at his next Maritime-Court---That said libellant have leave to alter the direction of their said libel, and direct it to the Judge of the middle district; and that the Judge of the middle

district be authorized and empowered to take cognizance of said libel, and consider it as having been filed before him, as Judge of the middle district; and that the said Judge be authorized and empowered to advertise the said trial amongst his other advertisements for the middle district; and to use all other process touching the same as fully and as absolutely as though said sloop had been bro't into said middle district.

CDLXXVIII.

Resolve permitting *Mary Hale* to go to *Halifax*. February 25, 1782.

Resolved, That *Mary Hale*, a minor, aged about thirteen years, be permitted to go to *Halifax*, to her parents, in the first cartel bound from hence to that place, agreeably to the prayer of her petition for that purpose.

CDLXXIX.

Resolve on the petition of *Joseph Hall*. February 25, 1782.

On the petition of Joseph Hall, relative to the house he occupies, being part of the estate of Charles Ward Apthorp, absentee.

Resolved, That the committee for selling absentees estates in the county of *Suffolk*, be, and are hereby authorized and empowered, to appoint three sufficient freeholders to appraise the estate of *Charles Ward Apthorp*, an absentee, now in the occupation of *Joseph Hall*, lying in *Cole-Lane*, in the town of *Boston*, who are to be under oath for said purpose; and the committee shall receive of said *Hall* the sum at which said house shall be appraised, and give a good and sufficient deed thereof, and pay the monies arising therefrom, after deducting the charge attending the same, into the treasury of this Commonwealth.

CDLXXX.

Resolve permitting *Samuel Nicholson*, Esq; commander of the *Dean* frigate, to inlist twelve men from the garrison at *Castle-William*. February 25, 1782.

On the letter from John Brown, appointed to conduct the naval department in this State, representing the difficulty of procuring men for the Continental frigate Dean:

Resolved, That *Samuel Nicholson*, Esq; commander of the Continental frigate *Dean*; be, and hereby is permitted, to inlist on board said ship not exceeding twelve men from the garrison at *Castle-William*, and to return them at said garrison when the cruise is up, if required.

CDLXXXI.

Resolve allowing the accounts of the Treasurer of the county of *Barnstable*. February 26, 1782.

The committee on the accounts of the Treasurer of the county of Barnstable, report.

Whereas it appears, upon examination of the within accounts, that all the monies granted and allowed to be paid by the Court of General Sessions of the Peace for the said county, for the years 1778, 1779, and 1780, were for such purposes and appropriations as the said Court is empowered by law to grant: Therefore,

Resolved, That said accounts be allowed.

CDLXXXII.

Resolve directing the committee for settling with the army, not to charge interest on the cloathing to the officers of the army, delivered since *January, 1777*.
February 26, 1782. On

On the representation of the committee for settling with the army, setting forth a great difficulty in charging the interest on the amount of cloathing the officers of the army have received of this Commonwealth, since the year 1777 :

Resolved, That the committee for settling with the army be, and they hereby are directed; in charging the cloathing to the officers of the army belonging to this Commonwealth, delivered since January 1, 1777, not to charge any interest on the same, any resolve to the contrary notwithstanding.

CDLXXXIII.

Resolve repealing a resolve of the 15th October, 1778, so far as it respects pay and rations of Col. William Burbeck, and establishing his pay as comptroller of the laboratory, and directing Caleb Davis, Esq; to dispose of certain articles. February 26, 1782.

Whereas by a resolve passed the General Court the 15th day of October, 1778, William Burbeck was appointed as comptroller of the laboratory, and allowed the pay and rations of a Colonel in the Continental army, since which time the business in the laboratory is greatly decreased, and he has also been appointed Captain-Lieutenant of the Castle : Therefore,

Resolved, That the resolve aforesaid, of the 15th day of October, so far as it respects the pay and rations of Col. William Burbeck, as comptroller or superintendant of the laboratory, be, and it is hereby repealed and made null and void.

But as it is necessary for the present to continue Col. Burbeck to superintend and direct the works at the laboratory :

Resolved, That until the further order of the General Court, there be allowed and paid to Col. William Burbeck, as comptroller of the laboratory, three pounds per month, over and above his pay as Captain-Lieutenant of the Castle, but no rations, except what he draws as an officer of the Castle aforesaid.

And it is further *Resolved*, That the several articles contained in the schedule hereto annexed, be delivered into the hands of Caleb Davis, Esq; Agent for this State, who is hereby directed to sell the same, and in such manner and at such time, as he shall judge most for the interest of this Commonwealth, and pay the proceeds thereof into the public treasury, taking duplicate receipts therefor, one of which to be lodged into the Secretary's office.

And whereas it is represented to this Court, that there is a quantity of iron and some other articles at the Castle, and the other forts in the harbour of Boston, which are of no use where they now are :

Resolved, That his Excellency the Governor, be requested to order any such articles to be brought to the town of Boston, and delivered to said Caleb Davis, Esq; who is hereby directed to sell the same, in manner before directed, except such as the Governor shall judge necessary for the use of the laboratory, and order to be appropriated to that purpose.

CDLXXXIV.

Resolve requesting the Governor to order a list of articles wanted at the Castle and other forts, to be laid before the General Court. February 27, 1782.

It being represented to this Court, that there is a great deficiency of stores at the Castle and the other forts in and about the harbour of Boston :

Resolved, That his Excellency the Governor be, and he is hereby requested, to order a list of all the articles now wanted to put the Castle and other forts in and about the harbour of Boston, into a proper state of defence, to be laid before the General Court.

CDLXXXV.

Resolve making an establishment for the Captain of the Castle. *February 27,*
1782.

Resolved, That the Captain of the Castle be allowed, out of the treasury of this Commonwealth, *twelve pounds* per month, till the further order of this Court.

CDLXXXVI.

Resolve granting *ten thousand pounds* to *Jabez Hatch*, Esq; D. Q. M. G. part of which to be paid in certificates, and the other part by orders, &c. on collectors and constables. *March 1, 1782.*

On the letter of the Hon. General Lincoln, requesting the sum of ten thousand pounds, to enable the Quarter-Master-General to pay for the transportation of a quantity of Continental stores :

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *Jabez Hatch*, Esq; D. Q. M. G. the sum of *ten thousand pounds*, *one thousand pounds* of which the Treasurer is directed to pay in certificates issued on the tax now collecting, which are to be a part of the *fifteen thousand pounds* granted to *Oliver Phelps*, Esq; to purchase beef, &c. and the other *nine thousand pounds* by orders and receipts on collectors or constables; the said *Hatch* to be accountable for the above sums, by procuring an order on the Treasurer of this Commonwealth from the Hon. *Robert Morris*, Esq; superintendant of finance, for a like sum, as part of the requisition for the present year.

CDLXXXVII.

Resolve requesting General *Lincoln* to cause a new muster of the recruits at *Boston, Springfield* and *Rutland*, raised by a resolve of the 2d *December, 1780*, and appointing Captains *Lincoln* and *Carpenter* to muster said men, and to discharge those unfit for duty, and directing the committee of supplies to cloath the retained men. *March 1, 1782.*

Whereas it has been represented to this Court, that some of this State's recruits now at or near Boston, Springfield and Rutland, that were raised the last year to fill the Continental army, and were then rejected on account of their being too young, or for other reasons, might now be accepted as Continental soldiers :

Therefore *Resolved,* That the Hon. Major-General *Lincoln* be requested to cause the said men to be mustered again, and that such of them as are found of sufficient ability may be forwarded to the Continental army on account of this State.

And be it further *Resolved,* That Capt. *Amos Lincoln* be, and he hereby is appointed, to muster the remainder of said men at or near *Boston*: And Capt. *John Carpenter* be, and he hereby is appointed, to muster the remainder of said men at *Springfield* and *Rutland*; and that all that are found unfit for garrison duty at each of said places be discharged by said *Lincoln* and *Carpenter* respectively; and that those that are fit to do garrison duty be retained under the command of his Excellency the Governor for that purpose; and that the said *Lincoln* and *Carpenter* make a return of the men so by them retained, to his Excellency the Governor, and also Messieurs *Wales* and *Davis*, cloathiers for this State, who are hereby ordered immediately to furnish said retained men with proper and suitable cloathing.

CDLXXXVIII.

Resolve directing all persons belonging to this Commonwealth, to give into the clerks of their respective towns, &c. an account of the sum or sums of the Continental bills of the old emission in their hands; and directing said clerk to transmit to the Secretary of said Commonwealth an account thereof before the last *Wednesday* in *May* next. *March 1, 1781.*

Whereas it appears that this State's proportion of the Continental bills of the old emission have, agreeable to a resolve of Congress of March 18, 1780, been called in and delivered to the loan-officer; and that there still remains in the hands of individuals, as well as in the several treasuries within this Commonwealth, bills of said emission to a considerable amount, which ought to be redeemed by the United States; and that the measures taken by this Court to obtain an exchange of them may be more effectually prosecuted, and injury to the holders of said bills prevented:

Be it therefore *Resolved*, That all persons belonging to this Commonwealth be, and they hereby are directed, to give in to the clerks of their respective towns, districts or plantations, a true account of the sum or sums of the Continental bills of the old emission, now in their hands, and that said clerks be, and they hereby are directed, to transmit to the Secretary of this Commonwealth, on or before the last *Wednesday* in *May* next, an account of the whole amount of said bills which shall have been given into them respectively as aforesaid.

And the several clerks aforesaid are hereby directed, to post a copy of this resolve in some conspicuous place within their respective towns, districts and plantations, that all persons concerned may be duly notified of the same.

CDLXXXIX.

Resolve directing the committee of supplies to supply Capt. *Samuel Hendley* with cloathing to the amount of *twenty pounds*. *March 1, 1782.*

On the petition of Capt. Samuel Hendley, praying that he may be supplied with cloathing to the amount of twenty pounds:

Resolved, That the prayer of the petition be granted, and that Mess^{rs} *Wales* and *Davis*, the committee of supplies be, and they are hereby directed, to supply Capt. *Samuel Hendley* with cloathing to the amount of *twenty pounds*, and lay an account of the same before the committee for settling with the army, that the same may be deducted out of his pay for the year 1780.

CDXC.

Resolve on the petition of the town of *Alford*, and the answer from the town of *Great-Barrington*. *March 1, 1782.*

The committee of both houses appointed to consider the petition of the town of Alford, and the answer from the town of Great-Barrington accompanying the same, have attended that service, and it appears to said committee that the assessors of the said town of Great-Barrington have taxed, and continue to tax John Adams, jun. Ichabod Pope and others, who with their polls and estates were set off from the town of Great-Barrington, and annexed to the town of Alford, by an act of the General Court, passed February 11, 1779.

Therefore *Resolved*, That the assessors of the town of *Great-Barrington*, be, and they are hereby directed, to desist from laying any further taxes on the inhabitants of said district.

And it is further *Resolved*, That the assessors of the town of *Great-Barrington* be, and they are hereby directed, to abate all taxes which they have assessed on
the

the said inhabitants for beef or money, since their being set off to the town of *Alford* as aforesaid, which remains due and unpaid; and that the Treasurer of the town of *Great-Barrington* reimburse to the said inhabitants, all monies which they have paid to *Great-Barrington* taxes as aforesaid, since their being annexed to the town of *Alford* as aforesaid.

CDXCI.

Resolve directing the committee for settling with the army, to make good the depreciation of the wages of officers in the staff department. *March 1, 1782.*

Whereas by a resolve of the General Court, of the 8th of April, 1780, the committee for settling with the army were directed, in making good the depreciation of sundry officers in the staff department, to do it only to such as are doing duty in camp: And whereas sundry staff officers are doing duty at Springfield and other places, by particular directions of Congress and General Washington, and ought to be considered as if doing duty in camp: Therefore,

Resolved, That the committee for settling with the army be, and they hereby are directed, to make good the depreciation of the wages of all such officers, according to their pay in the staff, in the same manner as they have done to those who are doing duty in camp, any resolve to the contrary notwithstanding.

CDXCII.

Resolve on the petition of *Jeduthan Rawson*, in behalf of *Asa Graves*, Ensign in the 6th *Massachusetts* regiment. *March 2, 1782.*

On the petition of Jeduthan Rawson, in behalf of Asa Graves, Ensign in the 6th Massachusetts regiment, praying that he may be supplied with a suit of cloathing:

Resolved, That Messrs. *Wales* and *Davis*, committee of supplies, be, and hereby are directed, to supply *Asa Graves* with cloathing, not exceeding *twenty pounds*, and lay an account of the same before the committee for settling with the army, that the same may be deducted from his pay for the year 1780.

CDXCIII.

Resolve on the petition of *William Todd*, permitting him to go to *Jamaica* with a cartel, under certain restrictions. *March 2, 1782.*

On the petition of William Todd, praying for leave to go to Jamaica with a cartel, in order to bring some property from thence, and also to bring as many prisoners as can be obtained:

Resolved, That the prayer of the petition be so far granted, that the said *Todd* be permitted to go to *Jamaica* with a cartel, to bring as many American prisoners as he may be able to obtain, and land them on the island of *Hispaniola*; said *Todd* giving bonds, in the sum of *two thousand pounds*, to the Treasurer of this State, that he will not bring any thing from said island of *Jamaica*, unless it be specie, and to be under such other direction, with respect to the intended voyage, as his Excellency the Governor, with the advice of Council, shall direct.

CDXCIV.

Resolve on the petition of *Asbel Wheeler*, in behalf of the town of *Sudbury*, in the county of *Middlesex*. *March 2, 1782.*

On the petition of Asbel Wheeler, in behalf of the town of Sudbury, in the county of Middlesex, praying that the superintendant of said county may be directed to credit the said town for one James Demanders, an inhabitant of said town, who enlisted in
Col.

Col. Green's regiment, in the Rhode-Island line of the Continental army. Whereas it appears that the said James Demanders, an inhabitant of said town of Sudbury, has enlisted in Col. Green's regiment, of the Rhode-Island line of the army for three years, but that the said town of Sudbury has not been at any expence for the enlistment of said soldier.

Therefore *Resolved*, That the superintendant of said county of *Middlesex*, be, and he hereby is directed, to credit the said *Demanders* to the said town of *Sudbury*, as one of said town's quota for filling up the Continental army.

Provided nevertheless, That the said town shall not be intitled to, nor receive the benefit of the average price allowed to towns, for enlisting soldiers for three years or during the war.

And it is further *Resolved*, That the Treasurer of this Commonwealth, be, and he hereby is directed, to recall his execution issued against said town of *Sudbury*, for one man deficient of their quota, the said town paying all charges that shall have arisen in consequence of such execution.

CDXCV.

Resolve for collecting taxes, whether town, district, &c. made in paper money, and yet outstanding, in specie only, and empowering the constables and collectors to receive the same, and directing said constables, &c. to account with the several Treasurers, and empowering them to issue executions in certain cases. March 2, 1782.

Whereas it is represented to this Court, that there remain considerable sums now due upon old paper money assessments, for county, town, district and precinct taxes, in the hands of the several constables and collectors within this Commonwealth to collect; and as by a resolve of the General Court of the sixth of July, A. D. 1781, the said constables and collectors are empowered and directed to demand and receive the said taxes in bills of the new emission, at the rate of one dollar of the new for forty of the old emission: And as the said bills of the new emission will not answer the purpose for which said taxes were originally granted:

Therefore it is *Resolved*, That all and every tax, whether town, district, precinct or county tax, made in paper money, and yet outstanding, shall be collected in specie only. And the said constables and collectors in the several towns and districts in this Commonwealth, are hereby empowered and directed, to demand and receive of all and every delinquent person or persons, the sum or sums they or either of them are set at in the several rate-bills committed to them, the full value of the several sums which remain still to be collected, in specie, according to the scale of depreciation, computing from the time such taxes became payable, except in cases where towns, districts or precincts have voted and ordered the taxes of such towns, districts or precincts to be otherwise paid, in which cases the said constables and collectors are directed to observe such votes and orders in their respective collections.

And the constables and collectors aforesaid are hereby directed, to account with the several Treasurers with whom their warrants respectively directed them to account; and are further empowered and directed, to distrain for the taxes aforesaid in the same manner as if they were originally assessed in specie.

And it is further *Resolved*, That the several Treasurers to whom the above-said taxes are payable, be, and they hereby are directed, to receive the said taxes in manner as above expressed, and account with and discharge the collectors of the same accordingly. And in case said collectors, or either of them, shall neglect to collect and pay the said taxes, the said Treasurers are empowered and directed, to

issue their executions against such delinquent constables or collectors for specie, agreeable to the rate above-mentioned.

CDXCVI.

Resolve on the petition of the town of *Gloucester*, respecting an abatement in the number of Continental soldiers required by a resolve of the 2d *December*, 1780, and lengthening the time for procuring the residue. *March 4*, 1782.

On the petition of the town of Gloucester, praying for an abatement in the number of Continental soldiers required of them on account of their distressing circumstances:

Resolved, That the prayer thereof be so far granted, as that the said town be, and hereby is abated, one quarter of the soldiers required of them by the resolve of the General Court passed the 2d day of *December*, 1780, that the said town and classes thereof be exempted from all penalties which they may have incurred for delinquency in not procuring and delivering the quota of soldiers required of them by said resolve, before the 20th of *December* last.

And it is further *Resolved*, That the time for procuring the residue of their soldiers be, and hereby is lengthened out to the first day of *April* next; and in the mean time all executions against said town, or the several classes thereof, shall be stayed; and that the selectmen of said town be empowered and directed, forthwith to class the inhabitants of said town for the purpose of procuring the residue of said soldiers, having due regard to services rendered by such as have advanced money or other articles for having such soldiers, as have been already procured by said town in consequence of said resolve. And the several classes which may be formed in consequence of this resolve, who shall neglect to procure and deliver to the superintendant of the county of *Essex* a good and effective soldier, enlisted to serve in the Continental army three years or during the war, till the first day of *April* next, shall be subjected to the same penalties and forfeitures which the delinquent classes in any other towns within this Commonwealth were subjected to by the resolve of the 20th day of *October* last, in case of delinquency after the 20th day of *December* last.

CDXCVII.

Resolve directing the committee to supply *Samuel Adams*, surgeon, and *William Andrews* with cloathing, not exceeding twenty pounds each. *March 5*, 1782.

On the petition of Samuel Adams, surgeon, and William Andrews, Lieutenant, praying that they may be supplied with cloathing to the amount of twenty pounds:

Resolved, That Messieurs *Wales* and *Davis*, committee of supplies, be, and hereby are directed, to supply *Samuel Adams* and *William Andrews* with cloathing, not exceeding twenty pounds each, and lay an account of the same before the committee for settling with the army, that the same may be deducted from their pay for the year 1780.

CDXCVIII.

Resolve repealing a resolution of the General Court of the 12th *February* last, on the petition of *Benjamin Gould*, and directing the Treasurer to pay the sums due on the rolls for the three months service in 1780, to the men borne in the same or to their order. *March 5*, 1782.

Whereas it appears that certain unforeseen inconveniences and embarrassments will attend the operations of a resolution of this Court of the 12th of February last, on the petition of Capt. Benjamin Gould, directing the Treasurer to pay the whole of the warrants to the several Captains of militia companies in the three months service, in the year 1780.

It is therefore *Resolved*, That the said resolution of the 12th of *February* last, be, and hereby is in every part thereof repealed and made void, and the Treasurer is hereby directed, to pay the several sums due on said rolls to the men borne on the same or to their order, without any witness to test the same, and where it shall appear that any of the towns in this Commonwealth have payed the men by them raised for the aforesaid service, and are justly intitled to receive their wages, every such town producing receipts or other proper vouchers from the men so payed, that they have received the same, shall have the benefit of their wages, and the Treasurer is hereby directed, to pay the same to the selectmen of such town or to their order, any law or resolve to the contrary notwithstanding.

CDXCIX.

Resolve making the Hon. *Samuel Adams*, Esq; accountable for the house he now occupies at certain rents. *March 5, 1782.*

Resolved, That the Hon. *Samuel Adams*, Esq; who has occupied the house now in his possession one year and six months, to the 1st *October* last, be, and hereby is accountable therefor in the sum of *forty-five pounds* specie, and from that time at the rate of *thirty pounds*, per annum, until the further order of the General Court.

D.

Resolve on the petition of *Nathaniel Jennison*. *March 5, 1782.*

On the petition of *Nathaniel Jennison*, representing that he has entered an appeal against one *Quork Walker*, at the *Supreme Judicial Court*, holden at *Worcester* in *September* last; that he, the petitioner, confided in his council to produce the papers from the *Court of Common Pleas*, necessary for the trial at the *Supreme Court*, which papers the said council failed to produce, by means whereof the said *Nathaniel* became defaulted, and judgment was rendered against him: and therefore praying that he may be empowered and admitted to enter his appeal against the said *Quork Walker*, at the next *Supreme Judicial Court*, to be held at *Worcester* on the *Tuesday* next preceeding the last *Tuesday* of *April* next:

Resolved, That the petitioner serve the adverse party with an attested copy of the said petition and this order thereon, ten days at least before the first *Thursday* of the next sitting of this Court, that he may shew cause (if any he has) why the prayer of the said petition should not be granted, and that execution be stayed in the mean time.

DI.

Resolve directing the committee of supplies to supply *Col. Ezra Badlam*, with cloathing to the amount of *twenty pounds*. *March 6, 1782.*

On the petition of *Col. Ezra Badlam*:

Resolved, That the prayer of the petition be so far granted, that Mess^{rs} *Wales* and *Davis* are hereby empowered and directed, to deliver *Col. Bedlam*, cloathing not exceeding *twenty pounds* in value, charging the amount of the same to the said *Col. Bedlam*, provided he has not been settled with for the year 1780.

DII.

Resolve directing the Treasurer to recall his executions issued against the several towns in the county of *Plymouth*, for deficiency of men. *March 6, 1782.*

Resolved,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to recall any executions he may have issued against the several towns the county of *Plymouth*, for a greater deficiency of men for filling up the Continental army than it appears the several towns in said county are deficient, by a return of the superintendant, made *February 21, 1782*; provided said deficient towns shall produce to the Treasurer of this Commonwealth, within fifteen days from the passing this resolve, receipts from the superintendant of said county signifying, that the men for the deficiency whereof said executions may have been issued, were delivered before the said 21st of *February, 1782*; and provided said towns shall pay the expence that hath arisen or may arise in consequence of issuing said executions.

DIII.

Resolve directing the committee of supplies, to supply *Isaac Barber, George L. and John Meacham*, with cloathing to the amount of *twenty pounds*. *March 6, 1782.*

On the petition of Lieut. Barber, and other officers in the Massachusetts line of the army, praying for sundry articles of cloathing, to enable them to proceed to camp:

Resolved, That *Ebenezer Wales* and *Amasa Davis, Esq's.* be directed to deliver to *Isaac Barber, George Webb, and John Meacham*, officers in the *Massachusetts line* of the army, sundry articles of cloathing, to the amount of *twenty pounds* each, and charge the same to their respective accounts, that it may be deducted from their wages, which became due to them in the year *1780*.

DIV.

Resolve for settling *David Drury*, a soldier enlisted in the Continental army by the town of *Middleborough*, to the quota of the town of *Framingham*, and directing the Treasurer to give credit to said town. *March 6, 1782.*

Resolved, That *David Drury*, a soldier enlisted in the Continental army by the town of *Middleborough*, be set to the quota of the town of *Framingham*, he being enlisted by the town of *Middleborough* notwithstanding; and that the Treasurer of this Commonwealth give credit to the town of *Framingham*, by discharging of them on his execution for one man's deficiency; provided the committee of the town of *Framingham* pay unto the selectmen of the town of *Middleborough*, the sum of *eighty-seven pounds*, in twenty days from the passing this resolve, and produce a certificate to the Treasurer of their so doing, which shall be the Treasurer's sufficient warrant for his discharging accordingly.

DV.

A grant of *four thousand pounds* to the committee for allowing and passing accounts. *March 6, 1782.*

Resolved, That there be paid out of the treasury of this Commonwealth, to the committee for allowing and passing accounts, the sum of *four thousand pounds*, they to be accountable for the same: And the Governor, with advice and consent of Council, is hereby requested to grant a warrant for that purpose.

DVI.

Resolve directing the Treasurer to pay notes issued on the supply-bill of *May 15, 1781*, and directing him to pay the interest now due on loans. *March 6, 1782.*

Whereas

Whereas the Treasurer of this Commonwealth was impowered, by a supply-bill of May 15, 1781, to issue his warrants for the levying of fifteen thousand pounds on the polls and estates of the inhabitants of this Commonwealth, some time in the month of February, 1782, for the payment of monies loaned on said supply-bill, unless this Court should agree and conclude upon some other method for paying the same: Therefore,

Resolved, That the Treasurer aforesaid be, and he hereby is directed, to pay and discharge the notes issued on said supply-bill, and payable on the first day of May next, out of the monies arising from the tax granted in October last.

Provided nevertheless, That the holders of such notes shall receive four per cent. premium on all sums which they shall chuse to loan, is provided for the other creditors of this Commonwealth.

And whereas the interest arising on monies loaned to this Commonwealth, on the supply-bills of February 17th, and May 15th, 1781, may be due before monies shall arise from the excise-act, appropriated for the payment of said interest: Therefore,

Resolved, That the Treasurer aforesaid be, and he is hereby directed, to pay all such interest as may arise and grow due on such loans before there shall be monies received from said excise, out of the tax aforesaid. Provided, That all those to whom interest shall become due shall have liberty to loan the same as aforesaid.

DVII.

Resolve directing the several agents for collecting cloathing, not to receive any articles of cloathing from any towns, &c. after the first day of April, and empowering the committee of supplies to settle the accounts of said agents, and to deliver cloathing to Caleb Davis, Esq; agent; and further directing Ezra Lunt to deliver the cloathing in his hands to the order of General Lincoln, and requesting General Lincoln to take measures that this State may have credit for the cloathing required by Congress. March 6, 1782.

Whereas Congress have altered the mode of supplying the Continental army with cloathing: It is therefore unnecessary for this Commonwealth to continue the supplies of the aforesaid-articles: Therefore,

Resolved, That the several agents for collecting cloathing, be, and they are hereby directed, not to receive any articles of cloathing from any towns, districts, &c. in this Commonwealth, after the first day of April; and that the agents aforesaid be directed, immediately to transport all the cloathing they shall have collected before the said first day of April, agreeable to the resolve of the General Court, passed June 22, 1781.

It is further Resolved, That Ebenezer Wales, Esq; and Capt. Anas Davis, the committee of supplies, be, and they are hereby impowered and directed, to settle the accounts of the agents for charge of collecting and transporting said cloathing, and make such allowance as is just and reasonable: And the said committee after having received the cloathing from the several agents, are hereby directed to deliver into the hands of the Hon. Caleb Davis Esq; agent for this Commonwealth, all such articles of cloathing as will be suitable for the army that they may have on hand, taking receipts for the same. And all such articles, as by damage or otherwise are become unfit for the use of the army, be sold by said committee to the best advantage; and the money arising therefrom be paid into the treasury of this Commonwealth, taking duplicate receipts, one of which to be lodged in the Secretary's office; and said committee are directed to lay their accounts before the General Court for settlement as soon as may be.

And it is further Resolved, That Major Ezra Lunt, sub-cloathier for this Commonwealth, at head-quarters, be directed to deliver all the cloathing he has

in his possession to the order of General *Lincoln*, Secretary of war, taking duplicate receipts for the same, one of which to be lodged with the committee for stating and methodizing public accounts; and that he, the said sub-clothier, discharge his store, assistants, &c. and repair to *Boston*, and lay his accounts before the General Court as soon as possible for settlement.

Resolved, That the Hon. General *Lincoln* be, and he is hereby requested, to take the necessary measures that this Commonwealth may have credit on the requisitions of Congress for the present year, for all such cloathing as may be delivered him or his order in conformity to the resolves aforesaid.

DVIII.

Resolve directing the Treasurer to calculate one year's interest on all such sums as may be returned due to officers and soldiers for the year 1780, &c. and to give his notes to the amount, bearing date 1st *January*, 1782. *March 6, 1782.*

Whereas an act passed the General Court on the 5th of July last, empowering the Treasurer to issue his notes for the payment of the wages due to the officers and soldiers of this Commonwealth for the year 1780: And whereas the dating said notes when the money became due, will be attended with many inconveniences, and it is but just and reasonable that the said officers and soldiers should receive an allowance for the use of their money:

Therefore be it *Resolved*, That the Treasurer of this Commonwealth, be and he hereby is directed, from and after the passing of this resolve, to calculate one years interest on all such sums as may be returned to him due to such officers and soldiers, and to give his notes for the amount, including said interest, and his Excellency the Governor, with the advice and consent of Council, is requested to give his warrant accordingly; the notes aforesaid to bear date *January 1st*, 1782, and payable as directed by the act aforesaid, passed *July 5th*, 1781, and on all such notes as have been already issued for the purpose aforesaid, the Treasurer is directed to pay two years interest on the first day of *January*, 1783.

And it is further *Resolved*, That the Treasurer be, and he is hereby directed to publish these resolves in *Willis's* paper, together with the number of such notes as have already been issued, and on which the first of *January* next there will be two years interest due.

DIX.

Resolve allowing pay to the discharged officers of the Continental army, and to the soldiers, in consequence of the new arrangement, three months wages for their services in 1780, and directing how officers and soldiers are to procure certificates, and how the Treasurer is to pay them. *March 6, 1782.*

*Whereas by a resolve of the General Court, passed the 17th day of October last, the several balances due to the discharged officers and soldiers, for their respective services in the Massachusetts line of the Continental army, in the year 1780, are ordered and directed to be paid by securities, which is represented as being inconsistent with the agreement made with the army, which was to pay them three months wages in specie, on condition of loaning the residue. And whereas it appears, from the representation of Col. *Bayley* and others, by their petition, that the said officers and soldiers are in great want of their wages, for the purpose of paying their taxes, &c. Therefore,*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to each of the said discharged officers, among whom are included the officers of the said line of the army who retired in consequence of the new arrangement

arrangement of the army, and also to each of said soldiers, to the amount of three months wages, due to them respectively for their services in the year 1780, any law or resolve to the contrary notwithstanding.

Provided nevertheless, That previous to the granting any warrant for the payment of any officer or soldier as aforesaid, such officer or soldier shall procure a certificate from the committee for settling with the army that the amount of three months wages is due to him for his service in the said line of the army for the year 1780, which certificate the said committee are hereby impowered and directed to grant, in all cases where wages to that amount are due as aforesaid, and deduct the same from the notes to be given them respectively.

And it is further *Resolved,* That if the Treasurer should be unable to pay the three months wages aforesaid for want of money in the treasury for that purpose, that he be, and hereby is directed, to pay them by giving orders or receipts in favour of such officers and soldiers, on the constables or collectors of their several respective towns.

DX.

Resolve settling the valuation upon the several towns in this Commonwealth.

March 6, 1782.

Resolved, That the several towns and plantations within this Commonwealth, be taxed to a thousand pound in any future tax that may be granted, the sum therefore annexed to each particular town and plantation, until a new valuation shall be taken and agreed to by the General Court.

County of <i>Saffolk.</i>			£.	s.	d.		£.	s.	d.		
BOSTON	56	10	0	Ipswich	12	16	0	Sherburne	2	17	8
Roxbury	8	18	6	Marblehead	7	7	0	Sudbury	3	15	6
Dorchester	8	1	1	Gloucester	7	15	4	Malden	2	16	10
Milton	4	6	7	Lynn	6	6	9	Weston	3	4	6
Weymouth	4	6	1	Andover	10	8	4	Medford	3	18	6
Hingham	5	19	0	Rowley	5	18	6	Hopkinton	3	1	10
Braintree	9	10	9	Haverhill	6	14	0	Westford	3	9	10
Brookline	3	10	6	Topsfield	3	2	7	Stow	2	10	9
Dedham	8	4	3	Salisbury	5	2	5	Groton	5	6	8
Needham	3	9	7	Almsbury	4	13	5	Shirley	1	12	4
Medfield	2	15	0	Boxford	3	18	3	Pepperrell	2	17	8
Stoughton	6	10	4	Bradford	4	8	5	Waltham	3	3	9
Wrentham	4	10	0	Methuen	3	15	4	Townsend	2	8	11
Walpole	2	16	0	Wenham	1	19	0	Dracutt	2	10	7
Stoughtonham	2	14	8	Manchester	1	3	5	Bedford	2	4	6
Cohasset	2	8	5	Middleton	2	12	3	Holliston	2	19	10
Franklin	3	5	0					Acton	2	6	0
Medway	3	3	4		153	0	0	Dunstable	2	8	10
Bellingham	1	15	0	County of <i>Middlesex.</i>				Lincoln	2	7	3
Hull	0	14	0	Cambridge	6	18	1	Wilmington	1	19	8
Chelsea	2	16	6	Charlestown	2	2	1	Tewksbury	2	6	7
Foxborough	1	8	7	Watertown	3	12	1	Littleton	3	2	2
				Woburn	5	8	11	Ashby	1	7	4
				Concord	4	10	5	Natick	1	17	5
	147	13	2	Newton	4	15	2	Carle	1	16	0
County of <i>Essex.</i>				Reading	5	5	3	Stoneham	1	4	9
Salem	22	2	0	Marlborough	6	1	6	East-Sudbury	2	15	5
Danvers	7	15	0	Billerica	4	1	0				
Newbury	11	1	0	Framingham	5	0	0				
Newbury-Port	13	11	0	Lexington	3	4	10				
Beverly	10	19	0	Chelmsford	3	9	10				
								127	9	3	
								County			

	£.	s.	d.		£.	s.	d.		£.	s.	d.
North-Yarmouth	4	11	2	Pittston	0	12	9	Stockbridge	2	13	9
Scarborough	3	14	4	Hallowell	1	0	0	Pittsfield	3	12	3
Brunswick	1	16	6	Winthrop	0	12	9	Richmond	3	3	1
Harpwell	1	19	7	Vassalborough	0	13	6	Lenox	2	12	4½
Cape Elizabeth	2	8	0	Winslow	0	13	6	Lancsborough	4	2	9
Gorham	3	1	0	Waldoborough	1	10	0	Adams	3	4	6
Windham	1	17	0	Boothbay	1	4	0	Williamstown	2	18	10
New Gloucester	1	15	2	Bristol	2	1	6	Egremont	1	12	5
Gray	0	16	0	Edgecomb	1	1	7	Becket	1	4	11
Pearfontown	1	3	5	St. George's	0	16	10	West Stockbridge	1	6	8
Royalborough	0	16	6	Medumcook	0	4	0	Ashawelet-Equivalent	0	19	6
Raymondtown	0	8	4	Warren	0	12	0	Alford	0	18	½
Berkstown	0	7	0	Thomaston	0	12	0	New-Ashford	0	10	4
Syvester	0	7	0	Walpole	0	5	6	New-Marlborough	2	14	7½
Bridgetown	0	9	3	Howardstown	0	4	6	Tyringham	2	3	11
				Norridgewalk	0	2	6	Mount-Washington	0	10	6
	30	9	8	Sterlington	0	2	6	Loudon	0	7	2
County of Lincoln.				Lewistown	0	6	0	Windfor	1	13	3
Pownalborough	2	3	9	Balltown	0	3	0	Partridgefield	1	2	9
Georgetown	2	3	9	Wales.	0	1	6	Sandisfield	2	17	13
Newcastle	1	7	0					Hancock	2	0	4
Woolwich	1	8	3		23	2	7	Lee	1	6	9
Bath	1	4	0	County of Berkshire.				Washington	0	16	0
Topsham	1	0	1	Sheffield	5	8	4½				
Bowdoinham	9	15	0	Great Barrington	3	2	3				
									53	3	3

Sums total to each County.

	£	s	d.		£.	s.	d.
The county of Suffolk	147	13	2	The county of Dukes-County	6	16	9
The county of Essex	153	0	0	The county of Nantucket	10	10	7
The county of Middlesex	127	9	3	The county of Worcester	146	4	9
The county of Hampshire	108	16	6	The county of Cumberland	30	9	8
The county of Plymouth	66	11	3	The county of Lincoln	23	2	7
The county of Barnstable	23	16	3	The county of Berkshire	53	3	3
The county of Bristol	62	7	2				
The county of York	39	18	10				
					£.1000	0	0

DXI.

Resolve for raising one hundred men, in the county of *Lincoln*, for the immediate defence of the said county, allowing a bounty, and making provision for their support. *March 7, 1782.*

WHEREAS it appears from the petition and memorial of the hon. Thomas Rice, Esq; and others in behalf of the inhabitants of the county of *Lincoln*, that the said inhabitants from various causes mentioned in said petitions, are reduced to a situation peculiarly distressing; but more especially from their being constantly exposed to the ravages and depredations of the enemy:

Therefore Resolved, That one hundred effective men, including non-commissioned officers, be immediately raised by voluntary enlistment in the county of *Lincoln*, for the immediate defence of the same, to continue in the service of said Commonwealth until the first day of *December* next, unless sooner discharged; that said troops shall be properly armed and equipped; that they shall compose two companies of fifty men each, including non-commissioned officers; that when raised they shall be on the continental establishment in every respect, agreeable to a resolution of Congress; that the whole shall be commanded by a field-officer; that they shall be mustered by the muster-master hereafter to be appointed, and officered by the Governor; and that they shall be employed as ranging companies within said county, and be under the direction of the Governor, who is hereby empowered by and with the advice of Council, to order the said troops, or any

part of them in cases of emergency, to march into any part of the counties of *York, Cumberland and Lincoln.*

And it is further *Resolved*, That the officer who shall be appointed to command said men, be and he is hereby appointed to muster the said troops, and pay them the bounties hereafter granted by this resolve.

And as a further encouragement to such persons as may be disposed to enlist in said service, in defence of their country and the persons and property of themselves and neighbours.

It is further *Resolved*, That a bounty of *three pounds* per man, in specie, shall be allowed and paid to each non-commissioned officer and private soldier, who shall enlist in said service, on his passing muster; and for the immediate procurement of a sum of money adequate to said purpose.

It is further *Resolved*, That the sum of *three hundred pounds* be assessed on the several towns and plantations within the said county, in the following proportions, agreeable to the last valuation, viz. On the town of

	£.	s.	d.	q.		£.	s.	d.	q.
<i>Pownalborough,</i>	28	8	10	3	<i>Balltown,</i>	1	18	10	3
<i>Georgetown,</i>	28	8	10	3	<i>Waks,</i>	0	19	5	2
<i>Newcastle,</i>	17	15	2	1	<i>Norridgwalk,</i>	1	17	4	3
<i>Woolwich,</i>	18	10	0	1	<i>Sterlington,</i>	1	12	4	3
<i>Topsham,</i>	14	11	3	1	<i>Bath,</i>	13	15	3	0
<i>Pittston,</i>	8	5	4	1	<i>Bowdoinham,</i>	9	16	4	3
<i>Wintthrop,</i>	9	5	4	1	<i>Hallowell,</i>	12	19	5	1
<i>Vassalborough,</i>	8	18	5	3	<i>Boothbay,</i>	13	15	3	0
<i>Winslow,</i>	8	15	5	3	<i>Waldoborough,</i>	19	9	1	1
<i>Bristol,</i>	26	18	3	2	<i>Edcombe,</i>	13	19	11	3
<i>St. Georges,</i>	10	18	4	1	<i>Medumcook,</i>	2	11	10	1
<i>Warren,</i>	8	0	7	2	<i>Walpole,</i>	3	11	4	0
<i>Thomaston,</i>	8	0	7	2					
<i>Howardston,</i>	2	18	5	3					
<i>Lewiston,</i>	3	17	9	3					
						£.300.	0	0	0

And it is further *Resolved*, That the select men and assessors of the several towns and plantations aforesaid, are hereby required without delay to assess their several towns and plantations in the sums set against them respectively in the above schedule, and make return of said assessments to the Treasurer of the said county on or before the 15th day of *April* next, and issue their warrants to the constable or collectors of their respective towns or plantations, requiring them to pay the sums respectively committed to them to collect to the said Treasurer, on or before the 10th day of *May* next, who in case of delinquency in any constable or collector in not paying in the sum or sums committed to him or them to collect as aforesaid, is hereby empowered and directed to issue his execution or executions against them in manner provided by law in case of delinquency in collecting county taxes.

And it is further *Resolved*, That the said Treasurer is directed to pay the sums by him received in pursuance of this resolve to the said Muster-Master, taking his receipts therefor, for the expenditure of which the said Muster-Master shall be accountable.

And it is further *Resolved*, That the said Muster-Master is empowered and directed to pay to each non-commissioned officer and soldier aforesaid, the bounty to which they are respectively intitled by this resolve, on their passing muster, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

And

And it is further *Resolved*, That the several towns and plantations aforesaid are exempted from raising any part of their respective quotas of 1500 men for the Continental army, assessed on the several towns and plantations within this Commonwealth, by a resolve of the first day of *March* current.

And it is further *Resolved*, That the demand for men for the army agreeable to a requisition of the General Court of the second day of *December*, 1780, so far as it respects the said towns and plantations, is suspended until the further orders of the General Court; provided notwithstanding, that such men as have been raised by any of the said towns and plantations by virtue of the last mentioned resolve, shall be held to join the army, as though this resolve had never passed.

And whereas it is absolutely necessary for the good of the service, that the said troops should have an early, constant and adequate supply of provision, and warlike stores:

It is therefore further *Resolved*, That on application made by the commanding officer aforesaid to the Commissary-General of this Commonwealth, for provision and warlike stores for the use of the troops under his command, the said Commissary is directed to lay such application before the General Court, if sitting, that such order may be taken thereon as may by said Court be deemed expedient; and if any such application should be made to the said Commissary-General during the recess of the General Court, he is directed to lay the same before the Governor and Council, and the Governor is requested to issue such immediate orders to the said Commissary-General for procuring and forwarding such articles of provisions or warlike stores, or any part thereof, to said county, as he with the advice of Council may from time to time judge expedient for the good of the service, which supplies shall be charged to the United States.

And it further *Resolved*, That the Agent of this Commonwealth is directed to procure and forward to said commanding officer, as soon as may be, five good whale-boats for the use of said troops, and that the same be charged to the United States; and if the said Agent should judge it expedient to procure said boats or any of them in the counties of *Lincoln* or *Cumberland*, the Treasurer of said Commonwealth is directed to issue his receipts on any of the constables or collectors of said counties respectively, in favour of such person or persons with whom the said Agent may contract for the purpose aforesaid, to the amount of the sum or sums to contracted for, if the said Agent shall judge it expedient, the said Agent procuring a warrant agreeable to the constitution therefor.

And whereas it is probable that the beef collected for the use of the continent in the county of Cumberland, may be wanted for the use of the troops to be raised by this or any subsequent resolve in the eastern counties:

It is therefore further *Resolved*, That the said beef be retained in said county until the further order of the General Court, any resolve to the contrary notwithstanding; and the Agent for the said county is directed to secure the same in some place of safety, any resolve to the contrary notwithstanding.

And it is further *Resolved*, That if any of the selectmen or assessors of the said towns or plantations, shall neglect to make the assessments required by this resolve, or shall neglect to make return of the same as aforesaid, they shall respectively forfeit and pay to the use of this Commonwealth, the sum of *fifty pounds*, to be recovered by action of debt, by such person as the General Court may hereafter appoint for said purpose.

And it is further *Resolved*, That the Secretary be directed to procure twenty-seven printed copies of this resolve, and to take the earliest opportunity to forward one to each town and plantation in said county.

DXII.

Resolve for raising fifteen hundred men to reinforce the Continental army for three years or during the war, being to compleat the quota of the Massachusetts line. March 7, 1782.

WHEREAS it appears that the number of four thousand two hundred and forty men apportioned on the several towns and plantations within this Commonwealth in December, 1780, was not sufficient to compleat the quota of the Massachusetts line, by nearly one thousand men, and by reason of mortality and other casualties, it is found by the returns from the army that it will require at least fifteen hundred men now to supply the deficiency of the Massachusetts line; and it being absolutely necessary, in order to enable the Commander in Chief to open the campaign with vigour, and reasonable prospects of success, that the several regiments serving in the Continental army should be compleatly filled up, according to their establishment: Therefore,

Resolved, That there be immediately raised within this Commonwealth, fifteen hundred men to serve for three years, or during the present war; and the several towns and plantations within this Commonwealth are hereby directed to raise the number of men respectively affixed to them in the following schedule.

SCHEDULE

For raising FIFTEEN HUNDRED MEN.

County of Suffolk.		County of Middlesex.		County of Hampshire.	
	No. of Men.		No. of Men.		No. of Men.
BOSTON	85	Bradford	7	Dracut	4
Roxbury	13	Wenham	3	Bedford	3
Dorchester	11	Manchester	2	Holliston	4
Milton	6	Methuen	6	Acton	3
Weymouth	6	Boxford	6	Dunstable	4
Hingham	9	Middleton	4	Lincoln	4
Braintree	14			Carlisle	3
Brookline	5	Total	232	Tewkesbury	2
Dedham	12	County of Middlesex.		Total	190
Needham	5	Cambridge	10	County of Hampshire.	
Medfield	4	Charlestown	3	Springfield	10
Stoughton	10	Watertown	5	West-Springfield	9
Wrentham	7	Woburn	8	Wilbraham	5
Walpole	4	Concord	7	Northampton	9
Stoughtonham	4	Newton	7	Southampton	3
Cohasset	4	Reading	8	Hadley	5
Franklin	5	Marlborough	9	South Hadley	2
Medway	5	Billerica	6	Amherst	4
Bellingham	3	Frammingham	7	Granby	5
Hull	1	Lexington	5	Hatfield	4
Chelsea	4	Chelmsford	5	Whately	2
Foxborough	2	Sherburne	4	Williamsburgh	2
Total	219	Sudbury	6	Westfield	6
County of Essex.		East-Sudbury	4	Deerfield	5
Salem	33	Malden	4	Greenfield	3
Danvers	11	Weston	5	Shelburne	2
Ipswich	19	Medford	6	Conway	4
Newbury	17	Littleton	5	Sunderland	2
Newbury-Port	20	Hopkington	5	Montague	3
Marblehead	11	Westford	5	Northfield	3
Lynn	10	Waltham	5	Brimfield	5
Andover	16	Stow	4	South-Brimfield	3
Beverly	16	Groton	8	Monson	3
Rowley	9	Shirley	2	Pelham	3
Salisbury	8	Pepperrell	4	Greenwich	2
Haverhill	10	Townsend	4	Blanford	4
Gloucester	12	Ashby	2	Palmer	3
Topsfield	5	Stonham	2	Granville	6
Almsbury	7	Wilmington	8		
		Natick	3		
				New-Salem	

No. of Men.		No. of Men.		No. of Men.	
New-Salem	4	Easton	4	Limerick and Brownfield	} 1
Belchertown	4	Berkeley	3	in equal proportion	
Colerain	3			Littlefalls	1
Ware	2			Total	59
Warwick	3	County of Worcester.		County of Cumberland.	
Barnardston	3	Worcester	9	Falmouth	7
Curryfield	2	Lancaster	6	North-Yarmouth	7
Charlemont	2	Mendon	5	Scarborough	6
Northfield	3	Brookfield	12	Brunswick	3
Northampton	3	Oxford	4	Harpwell	3
Hutesbury and Ervingshire	2	Charlton	6	Cape-Elizabeth	4
Hesterfield-Gore	1	Sutton	12	Gorham	5
Duckland	1	Leicester	4	Windham	2
Southwick	3	Spencer	6	New-Glocester	3
Northwich	1	Paxton	3	Gray	1
Dudlow	1	Rutland	6	Perfountown	2
Hesterfield	3	Oakham	2	Royalborough	1
Everett	1	Hubbardston	3	Raymonstown	1
Westhampton	1	New-Braintree	3	Bakerstown	1
Meridenfield	1	Southborough	4	Sylvester	1
Plantation No. 7	1	Westborough	4	Bridgetown	1
Montgomery	1	Northborough	3	Total	49
Amherst	2	Shrewsbury	9	Dukes-County.	
Total	164	Lunenburg	5	Edgartown	3
County of Plymouth.		Uxbridge	5	Chilmark	4
Falmouth	6	Harvard	6	Tisbury	3
Sturbridge	11	Dudley	4	Total	10
Royalborough	4	Barre	7	County of Nantucket.	
Northfield	5	Bolton	6	Nantucket	16
Wardwater	22	Upton	3	County of Lincoln.	
Middleborough	16	Sturbridge	6	Pownalborough	3
Northampton	7	Leominster	4	Georgetown	3
Northampton	5	Hardwick	7	Newcastle	2
Northampton	7	Western	4	Woolwich	2
Northampton	3	Holden	4	Bath	2
Northampton	6	Douglas	3	Topsham	2
Northampton	4	Grafton	4	Bowdoinham	1
Northampton	3	Petersham	6	Pittston	1
Northampton	3	Fitchburgh	4	Hollowell	1
Total	102	Royalston	2	Winthrop	1
County of Barnstable.		Westminster	5	Vassalborough	1
Northampton	8	Athol	4	Winflow	1
Northampton	6	Templeton	4	Waldoborough	2
Northampton	6	Princeton	4	Boothbay	2
Northampton	3	Ashburnham	2	Bristol	3
Northampton	1	Winchendon	2	Edgecomb	2
Northampton	2	Northbridge	2	St. George's	1
Northampton	4	Ward	3	Meduncock	0
Northampton	4	Sterling	6	Warren	1
Northampton	2	Milford	4	Thomaston	1
Total	36	Total	217	Walpole	0
County of Bristol.		County of York.		Howardston	0
Northampton	12	York	9	Noridgewalk	0
Northampton	14	Kittery	10	Sterlington	0
Northampton	8	Wells	8	Lewistown	0
Northampton	22	Berwick	12	Balltown	0
Northampton	5	Arundel	4	Wells	0
Northampton	4	Biddeford	3	Total	32
Northampton	4	Pepperelborough	3	County of Berkshire.	
Northampton	9	Lebanon	2	Sheffield	8
Northampton	5	Sanford	2	Great-Barrington	5
Northampton	6	Buxton	2	Stockbridge	4
Northampton	4	Fryeburgh	1	Pittsfield	5
Northampton	4	Coxhall	1	Richmond	5
		Massabesc	1		

of the constable or constables, collector or collectors, and the sums committed to them respectively to collect, on or before the first day of *May*: And the said Treasurer is hereby required and directed, upon receiving the aforesaid returns, to issue his warrant, without the least delay, to such constables or collectors, in the usual form for collecting taxes; and if the amount of the said assessments shall not be paid on or before the 16th day of *May* next, then the Treasurer is hereby directed to issue his execution against such deficient constables or collectors, returnable in twenty days from the date thereof. *Provided nevertheless*, That when any class shall be deficient and assessed as aforesaid, and shall notwithstanding procure a man, to the acceptance of the Continental muster-master, and produce a receipt from the muster-master of the delivery of such man before the execution shall be returnable, the Treasurer of this Commonwealth is hereby directed to credit any constable or collector to whom any assessment may have been committed as aforesaid for such receipt, to the amount of the average price, and *twenty per cent.* added thereto. And the several constables and collectors to whom any assessment shall be committed in consequence of these resolves, shall credit each individual in each class the amount of their assessments, provided such class shall deliver to such constable or collector a receipt of the delivery of a man as aforesaid, unless it shall appear that there are some particular person or persons in such class who have not paid their proportions in hiring said man; in that case the constable or collector shall not credit such person, but shall proceed to collect the same, and pay it to those persons in such class who have advanced the money to procure the said man.

And it is further *Resolved*, That all the money which shall be paid into the treasury in consequence of these resolves, shall be appropriated for the purpose of hiring soldiers.

Be it further *Resolved*, That if any one or more persons in any class or classes shall procure a man, agreeable to these resolves, on or before the tenth day of *April* next, and one or more of the said class shall refuse or neglect to pay their proportion of all the charges that shall arise in procuring and mustering said man, that the assessors of such town shall upon application for that purpose, assess each neglecting individual in such class or classes, to the full amount of their proportion of all the charge of procuring the said man with ten per cent. added thereto, and deliver such assessment to a constable or collector of their respective towns to collect, with a warrant in the usual form for collecting town taxes, made payable to the treasurer of said town, and certify the treasurer of their doing therein; and if the assessment is not paid in twenty days from the date of said assessment, the treasurer of such town is directed to issue his execution returnable in twenty days, against such constable or collector, and the money that shall be collected in consequence of the said assessment shall be paid in proportion to those in such class who have advanced the money, except two per cent. which the constable or collector is to take for his trouble.

And it is further *Resolved*, That if any assessors or committees shall refuse or neglect to perform the duties required of them by these resolves, each and every of them shall be liable to a fine of *fifty pounds* for every neglect either to class their respective towns, or to assess the deficient classes.

And it is further *Resolved*, That the men who shall be raised pursuant to these resolutions shall be reckoned to the credit of the town or plantation wherein they resided last, for the term of three calendar months before their enlistment, unless such town or plantation shall have raised their proportion of men assigned them in this resolve, and in such case a certificate from the continental muster-master, that such town or plantation have raised the number assigned them, shall be a sufficient voucher for the same. And

And it is further *Resolved*, That no deductions be made from the bounties or reward of lands, wages, cloathing and refreshments engaged by Congress to such soldiers as may enlist as aforesaid, on account of any bounties or encouragements given to such soldiers either by particular towns or individuals; and every such soldier shall be exempted from all taxes on his poll during his continuance in the public service, and also from all taxes on his personal estate, for the purpose of raising men for the army.

And it is further *Resolved*, That no prisoner or deserters, nor any person who is an inhabitant of any other State in the union, or of the territory called Vermont, shall be reckoned to the credit of any town or plantation whatever.

And it is further *Resolved*, That where any dispute may arise about different towns or plantations claiming the same soldier, one or more Justices of the Peace, upon application being made, who may not be interested in the event of such claim and determination, shall cause the selectmen of such towns or committees of such plantations to be notified to appear by themselves, or such persons as they shall respectively appoint, at such time and place as the Justice or Justices shall judge most proper and convenient; and after a full hearing of the parties appearing, shall determine to what town or plantation such soldier properly belongs; and no town or plantation shall suffer by means of such determination who was not properly notified.

And it is further *Resolved*, That if it should so happen that an individual's share should be to procure more than one man, in every such case the class may be reduced in conformity thereto, any thing in the foregoing resolutions to the contrary notwithstanding.

And it is further *Resolved*, That such parts of towns as have been set off to other places, and are become incorporated with other towns since the returns for the last valuation and were not considered in the settlement of said valuation, shall be reckoned to the town from whence they were taken, and be classed with them accordingly, as though they had not been set off.

And it is further *Resolved*, That the following be the form of the enlistment, viz.

I the subscriber, do hereby voluntarily enlist myself into the service of the United States of America, to continue in the said service unless sooner regularly discharged, and to be under such regulations in every respect as are or may be provided for the army of the United States.

And it is further *Resolved*, That there shall be four places of rendezvous at which the Continental muster master shall reside to receive the men that shall be raised for the army, viz. One at *Boston*, one at *Worcester*, one at *Springfield*, and one at *Wells*.

DXIII.

Resolve instructing the Delegates of this Commonwealth, in Congress, respecting the liberation of American prisoners, with directions to the Commissary of prisoners. March 7, 1782.

Whereas it appears that many of the inhabitants of this Commonwealth are prisoners in England, and the island of Jamaica, and that there is a considerable balance due from this Government, in favor of the British posts of New-York and Halifax, where they are suffering all the miseries usually incident to a close confinement in prison-ships, at this inclement season:

Therefore *Resolved*, That the Delegates of this Commonwealth, in Congress, be instructed to use their best endeavours, that some speedy and efficacious measures be adopted by Congress for the liberation of such American prisoners as are prisoners in *Great-Britain, Jamaica, or elsewhere.* *And*

And for the more speedy relief of those who are prisoners in New-York: It is further

Resolved, That John Hopkins, Esq; D. C. G. of prisoners, be, and he is hereby directed, to collect as many as he can of the enemy, who are prisoners in our hands, and send them in a flag to New-York, as speedily as possible, that they be exchanged for the like number and rank of our people, prisoners at that place.

And it is further Resolved, That the Secretary of this Commonwealth is directed to transmit a copy of this resolve to our delegates in Congress.

DXIV.

Resolve respecting demands on absentees estates, directing the Judges of Probate in the several counties, and commissioners, in such cases. *March 7, 1782.*

Whereas it has been represented to this Court, that many of the good subjects of this Commonwealth have just demands against the estates of conspirators and absentees, and from various circumstances have been prevented from exhibiting their claims to the commissioners appointed to examine and allow the same, until they have been foreclosed an opportunity for that purpose:

Therefore Resolved, That the Judges of Probate in the several counties within this Commonwealth be, and they hereby are authorized and directed, to renew the commissions heretofore granted on said estates, in all instances where said Judges are convinced that the same will tend to the furtherance of justice, any certificate of the whole amount of the demands on such estates being made notwithstanding.

And be it further Resolved, That the commissions so renewed shall continue in force for the term of three months.

And it is further Resolved, That every creditor who shall exhibit any account to the commissioners as aforesaid, shall take the following oath or affirmation:

I, A. B. creditor to C. D. a conspirator or absentee, do hereby declare and make solemn oath, that the demands now exhibited by me against the said C. D. are just and true, and not antedated, and that I have not, directly or indirectly, by myself or by any other person for or under me, received any part of said demand; and that I know of no debt or demands whatever of said C. D. against me, more than the sum or articles I have credited said C. D. for, and now exhibited. And I do further swear, that none of the claims or demands now exhibited by me, have been brought from any place within the dominions of the King of Great-Britain, nor from any place in the power or possession of his fleets or armies, since the 19th of April, 1775. So help me G O D.

And the commissioners are hereby impowered and authorized to administer the said oath to such claimants, and to interrogate them in such way and manner as they shall think proper, or to administer any other oath that may appear to them to be necessary for the discovery of truth.

And it is further Resolved, That the Judges of Probate in the several counties shall authorize and impower such commissioners as have been already appointed, or others in their room, to examine any claims where they have just reason to suspect that further discoveries may be made by administering the aforesaid oath; and if they shall find that there has been any fraud or deceit in the settlement, they are hereby impowered to make a new adjustment of such claims, and certify the same to the Judge of Probate, who shall make his allowances accordingly, any former settlement notwithstanding.

Provided always, That in all instances where the commissioners on any of said estates shall have satisfactory evidence, that the demand made or claim exhibited

was originally due or payable to any person as guardian, that in such case said commissioners are hereby authorized to suspend requisites of oaths by this resolve made necessary, and to allow the same in the same manner as though this resolve had not been passed.

DXV.

Resolve ordering the managers of the *Massachusetts* lottery not to proceed any further in the prosecution of the business, and directing the managers to return the money, and granting *forty pounds six shillings* to the managers for their services. *March 7, 1782.*

Whereas it appears to this Court, that the act which was passed in the year of our Lord, one thousand seven hundred and eighty-one, intitled, "An act for instituting a lottery for the sole purpose of cloathing the Massachusetts part of the Continental army," has not met with that approbation from the public, which was expected at the time of passing said act, nor is it likely to answer the design of the Court in passing the same :

Therefore *Resolved*, That the managers of said lottery be, and they are hereby ordered and directed, not to proceed any further in prosecuting their commission for carrying on said lottery, but shall immediately, in the most cheap and expeditious way they can, notify all persons whom they have entrusted with tickets to sell, to return all tickets they may have on hand to themselves, without loss of time.

And it is further *Resolved*, That the said managers, and such others as they have entrusted to sell tickets, be, and hereby are directed, to return all monies that they have received by the sale of any of said tickets, to those persons who purchased the same, provided said purchasers shall apply for the same within six months, and if not applied for as aforesaid, then such trustees shall return the money to the managers of said lottery, and the managers shall forthwith return the same into the treasury of the Commonwealth, taking duplicate receipts therefor, one of which shall be lodged in the Secretary's office.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to the managers of said lottery, the sum of *forty pounds six shillings*, in full for their services of numbering and signing tickets, calculations, writings, &c. and paying printers.

DXVI.

Resolve making an establishment for the honorable committee appointed to revise the laws of this Commonwealth. *March 7, 1782.*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to each member of the committee for revising the laws, the sum of *eleven shillings* per day, for every day's attendance that they have respectively attended on that service, likewise the sum of *nine shillings* for every ten miles travel from their respective homes to the place of meeting to do the services, provided that they charge but one travel for each time of general meeting ; and they are hereby directed to make up a pay-roll agreeable to this resolve, and lay it before the General Court, for examination and allowance.

DXVII.

Resolve on the petition of *John Buffington*, authorizing him to file the claim mentioned, at the next Supreme Judicial Court. *March 7, 1782.*

On the petition of John Buffington :

Resolved,

Resolved, That the prayer of the petition be granted, and that the petitioner be, and he hereby is authorized, to file a claim to the prize schooner *Lark*, and her cargo, at the next Supreme Judicial Court to be held at *Salem*, in the middle-district, and to appeal thereto from the decree given at the maritime-court in the eastern-district, and that such proceedings may be had on the said appeal, as if the same had made, in due form of law, to any Supreme Judicial Court in the eastern-district, the petitioner giving proper notice to the adverse party, twenty days at least before the time of trial, any law or resolve to the contrary notwithstanding.

DXVIII.

Resolve on the petition of *Elizabeth Belcher*, directing the Judge of Probate in the county of *Suffolk*, to approve the will mentioned. *March 7, 1782.*

Upon the petition of Elizabeth Belcher, shewing that the only witness by whose testimony the validity of the last will and testament of Mary Louisa Belcher, late of Milton, deceased, can be established, is now absent from the United States, and beyond probability of return:

Therefore *Resolved*, That the Judge of Probate of wills for the county of *Suffolk*, be, and he hereby is authorized and empowered, to allow of and approve in the usual official manner, the said last will and testament of said *Mary Louisa*, the validity of the same, being established by the oaths of two credible disinterested persons, swearing to the hand writing of each of the witnesses to said will, and to that of the testatrix in the same manner as is usually practised in courts of law to give force to written evidences.

And it is further *Resolved*, That the said last will and testament with the probate thereof, in manner as prescribed by this resolve, shall forever hereafter be taken and deemed in the law to all intent and purposes, as the last will and testament of the said *Mary Louisa Emelia Belcher*.

DXIX.

Resolve for mending the windows of the State House, directing the agent in this case. *March 7, 1782.*

Resolved, That *Thomas Dawes*, Esq; be, and he is hereby directed, to make such alterations in the windows, or otherwise of the State-House, as will be for the comfort and health of the Members of the General Court, and the agent of this Commonwealth is hereby directed to supply *Thomas Dawes*, Esq; aforesaid, with a sufficient quantity of lead and lines for said purpose.

DXX.

Resolve on the petition of Col. *Paul Revere*, and others, directing the Treasurer to fund their notes, agreeable to an act of the General Court. *March 7, 1782.*

Resolved, That the notes which the Treasurer is directed to give by a resolve passed *January 25, 1782*, on the petition of Col. *Paul Revere*, and others, be funded on and issued according to the act of this State, passed in the year of our Lord, one thousand seven hundred and eighty-two, intitled, "An act to empower the Treasurer to receive government securities on loan, to the amount of eight hundred thousand pounds."

DXXI.

A grant of seventy-five pounds to *Andrew Henshaw*, clerk to the Supreme Judicial Court. *March 7, 1782.*

Whereas

Whereas the fees allowed by law to Andrew Henshaw, Esq; one of the clerks of the Supreme Judicial Court, are inadequate to his services : Therefore,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the said Andrew Henshaw, Esq; the sum of seventy-five pounds ; and Ordered, That the petitioner be, and he hereby is directed, to keep an account of the fees received in his office, in order that he may be enabled to lay an account of the same before the General Court, when required, he to be accountable for the same.

DXXII.

Resolve directing John Robbins to return a warrant into the Secretary's office, and the Secretary to give a certificate to entitle him to a pension from the time of his being wounded. March 7, 1782.

Whereas a resolve passed the General Court the 17th of April last, respecting pensioners---on which a warrant has issued in favour of Mr. John Robbins, for twenty-six pounds thirteen shillings and four pence, for two years pension, which pension should have been paid by the commissary of pensioners, in order that the same might be charged to the United States, agreeable to a resolution of Congress : Therefore,

Resolved, That the said Robbins be, and he is hereby directed, to return said warrant into the Secretary's office, and take a certificate thereof, which the Secretary is hereby directed to give ; and on said Robbins, or any person on his behalf, producing to the commissary of pensioners said certificate, the commissary is hereby directed to pay the pension due to said Robbins, and to enter said Robbins as entitled to a pension from the time of his being wounded, any resolve to the contrary notwithstanding.

DXXIII.

A grant of one hundred pounds to the Hon. Benjamin Austin, Esq; and Samuel Barret, Esq; a committee on the Treasurer's accounts. March 7, 1782.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Hon. Benjamin Austin, Esq; and Samuel Barret, Esq, two of the committee for auditing the Treasurer's accounts, the sum of one hundred pounds each, they to be accountable for the same.

DXXIV.

Resolve directing the committee for sale of absentees estates in the several counties within this Commonwealth, to lease any of said estates the ensuing year. March 7, 1782.

Resolved, That the committees for sale of absentees estates in the several counties within this Commonwealth, be, and they hereby are directed, forthwith to examine into the circumstances of said estates, and where it shall appear to said committees to be for the advantage of government to lease any of said estates for the ensuing year, they are in that case hereby empowered and directed, to proceed in all respects, with regard to leasing said estates, as shall appear to them most for the public interest.

DXXV.

A grant of fifty pounds to William Baker, messenger of the General Court. March 7, 1782.

On the memorial of William Baker, messenger of the General Court :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to Mr. William Baker, the sum of fifty pounds, in specie, in full for his services as messenger to the General Court, to the 25th of February last. Resolve

DXXVI.

Resolve establishing the pay of the Hon. President of the Senate and Speaker of the House of Representatives, and granting *forty pounds* to each of the clerks.

March 7, 1782.

Resolved, That there be granted and paid out of the public treasury of this Commonwealth, to the Hon. *Samuel Adams*, Esq, President of the Senate, the sum of *seven shillings* per day, and also to the Hon. *Nathaniel Gorham*, Esq; Speaker of the House of Representatives, the sum of *seven shillings* per day, for each day of their attendance on the General Court the present session, over and above their respective pay as members of the General Court.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to *Samuel Henshaw*, Esq; clerk of the House of Representatives, and also to Mr. *William Baker*, jun. clerk of the Senate, the sum of *forty pounds* each, in part for their services as clerks to the General Court the present year.

DXXVII.

Resolve on the petition of the selectmen of *Roxbury*, directing the collectors of said towns to pay the whole sums collected. March 7, 1782.

On the petition of the selectmen of Roxbury, praying that the collectors in said town may be directed to pay into the town treasury such sum or sums of money as has been assessed upon the inhabitants of said town, in consequence of said town's deficiency in not procuring their full number of men by the time established by law.

Resolved, That the prayer of said petition be granted, and that the collectors of said town be, and they hereby are directed, to pay the whole sums which they have or may collect upon said assessment, into the treasury of said town, and the assessors and Treasurer of said town, are hereby respectively authorized and empowered to enforce and compel, as is prescribed by law for compelling the payment of town taxes, any law or resolve to the contrary notwithstanding.

DXXVIII.

Resolve on the petition of *Desire Cessit*, empowering *John Turner*, and others, guardians to the *Plymouth* Indians, to make sale of the lands mentioned.

On the petition of Desire Cessit, praying that she may be empowered to make sale of some part or the whole of about two hundred acres of poor pine land, lying and being in the town of Plympton, in the county of Plymouth, or that she might be relieved in some other way :

Resolved, That *John Turner*, Esq; *David Kingman*, gentleman, and *John Nelson*, Esq; guardians to the *Plymouth* Indians, so called, be and hereby are empowered, to make sale of so much of the aforesaid two hundred acres of pine land belonging to the said *Desire*, as may be sufficient to discharge her just debts, and to support her in her advanced age, they the aforesaid guardians to account for the proceeds that may arise upon such sale, agreeable to the law in that case made and provided.

DXXIX.

Resolve on the petition of *Anna Dorr*, directing the Commissioners to examine the claims of *Nathaniel Dickerson's* estate, to allow the account mentioned.

March 7, 1782.

On the petition of Anna Dorr, praying that she may be allowed her account, against the estate of Nathaniel Dickerson, an absentee :

Resolved, That the Commissioners appointed to examine the claims of the creditors to the estate of Nathaniel Dickerson, late of Deerfield, in the county of Hampshire, an absentee, be, and they are hereby authorised and directed, to examine and allow what they may find justly due on the account of Anna Dorr, administratrix to the estate of Joseph Dorr, late of Boston, deceased, the debt being contracted since the 19th of April, 1775, notwithstanding.

DXXX.

Resolve directing the proprietors of the lands, known by the name of Green and Walkers, to pay the taxes assessed into the treasury, agreeable to appraisement, and appointing David Smead, David Sexton and Robert Willson, Esq's. a committee for that purpose. March 7, 1782.

Whereas it appears that the lands commonly known by the name of Green and Walkers, or Fort-Shirley lands, have been from time to time assessed and taxed by the township of Colerain, and at present the town of Charlemont have also assessed and taxed said lands, on one and the same tax, which double taxation the proprietors of said lands think themselves not obliged to pay; and in order to cure this practice in future.

Resolved, That the proprietors of said lands pay the taxes assessed on said lands into the hands of Henry Gardner, Esq; treasurer, for the use of this Commonwealth, according to the appraised value thereof, and that David Smead, David Sexton and Robert Willson, Esq's. be a committee to appraise the same, and make report to this Court.

DXXXI.

Resolve on the petition of Ezekiel Pattee, Esq; directing the Treasurer to issue receipts on the collectors of the town of Winslow, in the county of Lincoln, for a certain sum mentioned. March 8, 1782.

Whereas it appears that Ezekiel Pattee, Esq; of Winslow, in the county of Lincoln, in order to preserve the peace of that and the neighbouring settlements, did, at the united request of a number of the Penobscot Indians, and a French priest, who resides amongst them, supply the said Indians with a quantity of provisions the last winter, for which he has been able to obtain no satisfaction from the said Indians : Therefore,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to issue receipts on the collectors of said town of Winslow, in favor of the said Pattee, for the sum of sixteen pounds six shillings and ten pence half penny, to be paid out of the last tax assessed on said town as their quota of three hundred thousand pounds, granted and assessed on the inhabitants of said Commonwealth, which, when received by the said Pattee, shall be a full satisfaction for the provisions supplied the Indians as aforesaid.

DXXXII.

Resolve directing the selectmen of those towns where the enemy have made depredations, to cause an account thereof to be transmitted to the Secretary's office. March 8, 1782.

Resolved, That the selectmen of those towns within this Commonwealth, where in the enemy have made wanton destruction of property, be, and they hereby are required, to cause to be transmitted to the Secretary's office, within sixty days from the date hereof, a fair and just return of the damage thereby done, which
damage

damage (particularly that to real property) is to be ascertained by the affidavits of people of known good character, and if possible to be accompanied with a short recital of the conduct of the enemy in each transaction.

DXXXIII.

Resolve directing one of the committee appointed to repair to the army to pay the gratuity voted to the non-commissioned officers and soldiers, to repair to *Boston*, and to remain to the 1st of *April* next, for the purpose of paying the balance to said men who shall apply. *March 8, 1782.*

Whereas Major-General Warner and Col. John Ashby were appointed as a committee to repair to the army to pay the gratuities voted to the non-commissioned officers and soldiers of this Commonwealth; and it appears that said committee have nearly perfected their business, and would have compleated it, but that part of the troops had gone to Virginia. And whereas it is represented that some of said soldiers to whom money remains due on said gratuities have attained furloughs and others have drawn orders for the same.

Be it therefore *Resolved*, That one of the committee aforesaid repair forthwith to *Boston*, and there remain until the first day of *April* next, for the purpose of paying the balances that may be due to such non-commissioned officers and soldiers as may apply for the same; and the said committee are further directed to pay such balances to the order of any such non-commissioned officer or soldier, any resolve to the contrary notwithstanding.

Resolved, That the committee aforesaid be, and they are hereby directed, to pay the monies which may remain in their hands on the 2d day of *April* next, into the treasury of this Commonwealth, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office; and they are also directed to lay their accounts before the General Court on the second Tuesday of the next sessions for settlement.

And be it further *Resolved*, That the committee insert advertisements in two of the *Boston* news-papers, notifying the said non-commissioned officers and soldiers of the time and place where they shall attend to pay the balances aforesaid.

DXXXIV.

Resolve directing the accounts of the hon. *James Lovell*, to be delivered to the committee for methodizing accounts, and establishing his pay as a member of Congress. *March 8, 1782.*

Whereas it appears, that the Hon. James Lovell, Esq; delegate in Congress, hath, by his accounts, received more money than the amount of his expences: Therefore,

Resolved, That the said accounts be delivered to the committee for stating and methodizing public accounts, to be entered in their books, the balance of which accounts being *three hundred thirty-one pounds nineteen shillings and nine pence*, they are hereby directed to place against his services as delegate aforesaid, which services are to be by them credited, at *twelve shillings* per day from the 8th day of *January, 1777*, to the 30th day of *April, 1780*, and at *twenty shillings* per day from the 1st day of *May, 1780*, to the 7th day of *February, 1782*, the said 8th day of *January, 1777*, and 7th day of *February 1782*, inclusive. And for the balance due to *Mr. Lovell*, the committee aforesaid are directed to give their certificate, on which certificate his Excellency the Governor, by and with the advice and consent of Council, is requested to issue his warrant on the Treasurer of this Commonwealth.

DXXXV.

Resolve on the petition of *Joshua Hardy*, giving him leave to go to *Halifax* under certain restrictions. March 8, 1782.

On the petition of Joshua Hardy :

Resolved, That *Joshua Hardy* have leave to go to *Halifax* in the next cartel, with his wife and child, for reasons set forth in said petition, he first giving sufficient bonds to the naval-officer of the port of *Boston*, to the amount of *two hundred pounds*, that he will not do or say any thing to the prejudice of this Commonwealth, or carry any letters to any persons residing there, or articles, more than his necessary furniture and stores sufficient for his passage to *Halifax*; and the said naval officer is directed to inspect the articles above referred to in this resolve. And the said *Hardy* is not to return again to this State, unless leave be first obtained from the General Court for said purpose.

DXXXVI.

Resolve appointing *Oliver Phelps*, Esq; to repair to *Philadelphia*, and contract with the superintendant of finance for certain articles, to a certain amount, and directing the Secretary to furnish him with a copy of this resolve. March 8, 1782.

Whereas Congress have lately made a requisition on this Commonwealth for a large sum of money, for defraying the expences of the war this present year: And whereas it appears to this Court highly improbable that the sum required could be levied and collected in such season as will fully answer the designs of Congress: And whereas this Court apprehend, that a permission to supply such specific articles as the army may stand in need of, would afford great relief to the inhabitants of this Commonwealth, and the design of Congress be fully answered thereby :

Resolved, That *Oliver Phelps*, Esq; be, and he is hereby authorized and empowered, upon the best terms he can obtain, in behalf of this Commonwealth, to contract with *Robert Morris*, Esq; superintendant of finance, to supply him with any quantity of beef, rum, salt, or other articles, which he may want for the support of the army, to a sum not exceeding *one hundred and fifty thousand pounds*, and this State do hereby insure the punctual performance of any such contract by the said *Oliver Phelps*, Esq; so made.

And it is further *Resolved*, That the Secretary be directed to furnish *Oliver Phelps*, Esq; with a copy of this resolve, without loss of time; and Mr. *Phelps* is hereby requested to repair to *Philadelphia* in the execution of his commission as soon as possible.

DXXXVII.

Resolve permitting the honorable committee for revising laws to lay their accounts of attendance before the Governor and Council, the resolve of the 7th inst. notwithstanding. March 8, 1782.

Whereas by a resolve passed by the General Court upon the 7th inst. it is provided, That the committee for revising the laws should be allowed eleven shillings a day for their service; and that they should lay their accounts before the General Court for examination; but as the Court are now about rising, the same accounts cannot be received and examined.

Resolved, That the said committee may lay an account of their attendance upon the said business before the Governor and Council, who are hereby empowered to examine the same, and to grant a warrant upon the treasury in behalf of the members of said committee respectively, for what may be due to them.

Resolve

DXXXVIII.

Resolve directing the Justices of the Supreme Judicial Court, to liquidate the principal and interest of the soldiers notes by the returns of the several counties already made, taking into consideration whatever certain information they may be able to obtain from other parts of the State. *March 8, 1782.*

Whereas the Justices of the Supreme Judicial Court, are appointed to adjust the principal and interest due upon the notes given to make up the depreciation of the money to the army, and are directed to liquidate the same according to the returns from the several parts of the State of the average price of sheeps-wool, sole-leather, Indian-corn and beef; but said returns being not all made, and it being necessary that said principal and interest due on said notes the first of March current should be settled: Therefore,

Resolved, That said Justices proceed to liquidate the said principal and interest by the returns already made, taking into consideration at the same time, whatever certain information they may be able to obtain from those parts of the State from whence no returns are made.

DXXXIX.

Resolve that no recruit for the Continental army shall be enlisted in future within this Commonwealth for a drummer and fifer. *March 8, 1782.*

Whereas Congress have determined that drummers and fifers shall hereafter be taken from the soldiers of the corps:

Resolved, That no recruit for the Continental army shall in future be enlisted within this Commonwealth to serve as a drummer or fifer: And the Secretary is hereby directed to cause the above to be printed with the resolves for raising fifteen hundred men.

DXL.

Resolve on the petition of General *Lovell*, directing him to return the warrant mentioned, and to make out a new abstract. *March 8, 1782.*

Upon the petition of General Lovell.

Resolved, That he be directed to return his warrant to the Secretary's office, and be permitted to make out a new abstract, agreeably to the Continental establishment; and the committee upon muster-rolls are hereby directed to make up and allow said abstract accordingly.

DXLI.

Resolve on the petition of *Isaac Mosely*, in the town of *Pittsfield*, allowing him a further time to procure a man. *March 8, 1782.*

On the petition of Isaac Mosely, head of a class in the town of Pittsfield, for raising a three years man:

Resolved, That the class which *Isaac Mosely* is head, in the town of *Pittsfield*, for raising a three years man, agreeable to a resolve of the General Court, passed in *December, 1780*, in consideration of their having had the misfortune to lose one man by desertion (which they had hired) be allowed till the 15th day of *April* next to procure a man to serve for said class; and the Treasurer of this Commonwealth is hereby directed to postpone sending execution against said class till the time is expired which is allowed them by this resolve to procure the said man; and the muster-master and superintendent for the county of *Berkshire*, are hereby allowed and directed, to muster and receipt for a man offered by said class, in

the same manner as if he had been procured within the time limited for raising men, by the resolve aforesaid, and the Treasurer of this Commonwealth is hereby directed, to receive said Superintendants receipt, in full for any sum of money assessed on said clats for their delinquency, any resolve to the contrary notwithstanding.

DXLII.

Resolve on the petition of a number of inhabitants of *Sanford*, appointing a committee to make enquiry into the circumstances of the land mentioned, and to view said lands and take plans of the same, and directing the committee for sale of confiscated estates to suspend the sale of lands and prosecutions against the present possessors. *March 8, 1782.*

Whereas it appears, from the representations of Ebenezer Hall and other petitioners, inhabitants of the town of Sanford, in the county of York. that some years ago they settled upon certain lands in said town which belonged to the late Governor Hutchinson, and have made considerable improvements thereon, in expectation of obtaining a good title to the same. Whereas the said lands are by confiscation now become the property of this Commonwealth, and the committee for selling confiscated estates in said county are empowered to dispose of those lands as well as other lands confiscated, to any person or persons indiscriminately: And whereas the petitioners have applied to the General Court for an exclusive right of purchasing said lands for a reasonable consideration:

Therefore Resolved, That *John Hill, Nathaniel Wells, and John Frost, Esquires,* be, and hereby are appointed a committee to make full inquiry into the circumstances of the settlement of said lands, who are hereby directed, at the request and expence of the petitioners, to view and estimate said lands, at such price as the same would have been worth in a state of nature, and take, or cause to be taken, such plan or plans, and prepare such descriptions thereof, as may be requisite as preparatories to a grant of the same to the said petitioners, and make report of their doings in consequence of this resolve, to the General Court, as soon as may be: And the said committee for selling confiscated estates, are hereby directed, to suspend the sale of said lands and prosecutions against the present possessors thereof 'till the further order of the General Court, any law or resolve to the contrary notwithstanding.

DXLIII.

Resolve directing the committee for sale of confiscated estates in the county of *Cumberland* to suspend the sale of said lands till further order. *March 8, 1782.*

Resolved, That the committee for selling confiscated estates in the county of *Cumberland*, be, and they are hereby directed, to suspend the sale of any lands in said county, until the further order of the General Court.

DXLIV.

Resolve for receiving bank notes, and such notes or certificates as have been issued by *Robert Morris, Esq;* superintendant of finance, in all payments. *March 8, 1782.*

Whereas it will be convenient and beneficial to the public in the present scarcity of specie, to encourage the circulation of the bank notes, and such as have been or may be issued by Robert Morris, Esq; as superintendant of finance, for the public use, and on the credit of the public.

Resolved, That the bank notes, and such notes or certificates as have been or may be issued by *Robert Morris, Esq;* superintendant of finance, for the public use, and on the credit of the public, be and hereby are made receivable in all payments of the tax of three hundred thousand pounds, levied upon the inhabitants of this Com-

monwealth in *October* last, and also in discharge of the tax for *two hundred thousand pounds*, voted the present session of the General Court, any law or resolve to the contrary notwithstanding; and the treasurers, collectors, and all others concerned herein, are directed to govern themselves accordingly.

DLXV.

Resolve directing the Judges of the Supreme Court, and Judges of the Inferior Court, to prevent creditors unreasonably distressing their debtors, and to continue actions. *March 8, 1782.*

Resolved, That the Judges of the Supreme Judicial Court of this Commonwealth, and the Justices of the Inferior Court of Common Pleas in the several counties within the same respectively, be and hereby are directed, in all cases where they shall judge it reasonable, in order to prevent creditors from unreasonably distressing their debtors, or taking any undue advantage of them in the present critical and difficult situation of affairs, as they in their wisdom and prudence shall judge best, to continue any action commenced, or which may be commenced, or which is or may be pending in said courts respectively, until the next term in their respective courts.

DLXVI.

Resolve authorizing towns, districts, and plantations, to apply to their use such sum or sums of money as have been assessed in consequence of a resolve of the 20th *October* last, for delinquency in procuring men, after discharges received from the treasurer and executions satisfied; and empowering the treasurer of said towns, &c. to demand of all such collectors the monies they have received, and to compel them to finish their collections. *March 8, 1782.*

Resolved, That such towns, districts, and plantations as have been assessed in consequence of a resolve of the General Court of the 20th of *October* last, for delinquency in procuring their quota of Continental men, and did before the 20th of *December* last procure the men for which they were assessed, or did afterwards procure them by permission of the General Court, and have received discharges in full from the Treasurer of this Commonwealth, agreeable to the aforesaid resolve of the 20th of *October*, or have otherwise satisfied in full the executions issued against the constables or collectors to whom said assessments were committed, such towns, districts and plantations shall have full power and authority to apply to their use such sum or sums of money as shall have remained after discharges received from the treasurer and executions satisfied as aforesaid, in the hands of said collectors or constables, or is due upon the assessment to them respectively committed to collect. And that the treasurers of the several towns and districts, and the assessors of plantations be, and they are hereby empowered to demand of all such collectors or constables, the monies they have received as aforesaid, and compel them to finish their collections, and pay the same into their respective treasuries, in like manner as treasurers of towns and districts would by law have been empowered to do if said assessments had been made for monies granted by the inhabitants of towns at a legal town meeting.

DLXVII.

A grant of *one hundred and fifty pounds* to each of the delegates of Congress who shall go to Congress on or before the next sitting of the General Court. *March 8, 1782.*

Resolved,

Resolved, That there be paid out of the public treasury of this Commonwealth, to each of the members of Congress that shall go on before the next sitting of the General Court, the sum of *one hundred and fifty pounds*, they to account for the same.

DLXVIII.

Resolve directing the committee for fortifications, to compleat the works at the *Castle and Governor's-Island*, and directing the agent to furnish the military stores wanted, agreeable to the schedule laid before the Court by the Governor. *March 8, 1782.*

Resolved, That the agent for this Commonwealth be, and he is hereby impowered and directed, to furnish the military stores wanted for the *Castle* and forts, in *Boston* harbour, as soon as may be, agreeable to the schedule laid this day before the General Court by the Governor.

Resolved, That the committee for fortification, or any three of them, are directed to compleat the works on the *Castle and Governor's-Island*, as soon as may be, agreeable to the representation of the Governor, accompanied with his message.

DLXIX.

Resolve referring the petition of *La Juniper Barbuaine*, a French teacher, resident with the *Penobscot* tribe of Indians, to the Governor and Council. *March 8, 1782.*

On the petition of La Juniper Barbuaine Recollect, as French teacher, resident with the *Penobscot* tribe of Indians, charging Col. Brewer with various instances of mal-conduct, as truck-master at Fort-Halifax, and with his having purchased fat cattle, for the use of the enemy at *Penobscot*.

Resolved, That the said petition be referred to the Governor and Council, and that the Governor be requested to take such order thereon, as he, with the advice of Council shall think expedient.

DLXX.

Resolve repealing a resolve, passed *March 6*, inst. providing that officers and soldiers deranged from the army, should receive three months pay for the year 1780. *March 8, 1782.*

Whereas difficulties are likely to arise by the operation of a resolve of the 6th of this inst. March, providing that officers and soldiers deranged from the army, should receive three months pay for the year 1780, in money:

Therefore *Resolved*, That the said resolve be, and hereby is repealed and declared null and void.

DLXXI.

Resolve on the petition of *John Sluman*, directing the pay of his first depreciation note, and also three months pay in 1780. *March 8, 1782.*

On the petition of John Sluman, praying that an order may pass for the payment of his first depreciation note, and three months pay for the year 1780, for the reasons set forth in said petition:

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to Capt. *John Sluman*, the amount of his first depreciation note, and also three months pay due to him for service in the year 1780.

DLXXII.

DLXXII.

Resolve on the petition of *James Wesson* and *David Cook*, directing the Treasurer to pay the three months advanced wages, in receipts on constables and collectors, and directing the Treasurer to receive said receipts. March 8. 1782.

On the petition of James Wesson and David Cook, officers on the half-pay establishment :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to pay to Col. *James Wesson*, and Capt. *David Cook*, the three months advanced wages which they have not received, by giving them a receipt or receipts upon any constables or collectors of the last State tax, the Treasurer taking their receipts therefor; and the Governor is hereby requested, with the advice of Council, to issue his warrant for the payment of said wages accordingly, said officers producing to the Governor a certificate from the committee for settling with the army, that the said three months advanced wages are to them due.

DLXXIII.

Resolve for the settlement of the accompts of *Caleb Davis*, Esq; and allowing him a premium on certain businesses. March 8. 1782.

Whereas the accounts of Caleb Davis, Esq; agent for this Commonwealth, have been found, on examination, to be right cast and well vouched, and there appears due from said Davis to this Commonwealth, twenty-nine pounds fourteen shillings half penny specie, eight hundred ninety-one pounds nine shillings new emission money, and two hundred seventy-four pounds ten shillings three farthings in certificates :

Resolved, That the committee for stating and methodizing public accounts, be, and they are hereby directed, to enter the said *Davis's* accounts in their books, and charge him in a new account with the several balances aforesaid, of *twenty-nine pounds fourteen shillings half penny specie, and eight hundred ninety-one pounds nine shillings new emission money, and two hundred seventy-four pounds ten shillings three farthings in certificates*; also with the outstanding debts, amounting, as per his account, to *two thousand six hundred thirty-three pounds twelve shillings and nine pence specie, two thousand seven hundred sixty pounds ten shillings in money of the new emission, and two thousand one hundred ninety-five pounds five shillings and eight pence in certificates*, for all which sums the said *Davis* is to be accountable.

And it is further *Resolved*, That said *Davis* deliver into the treasury of this Commonwealth, the sum of *eight hundred ninety-one pounds nine shillings new emission money*, taking duplicate receipts therefor, expressing the sum on which interest has not been paid, one of which receipts to be lodged in the Secretary's office, the other to serve as his discharge with the committee for stating and methodizing public accounts; and the said committee are also directed to credit the said *Davis* with all such sums as he may have advanced to *Richard Deven*, Esq; commissary-general, and *Charles Miller*, Esq; purchasing-commissary, and charge their respective accounts with the same, the said *Davis* producing sufficient vouchers for that purpose.

And whereas the said Davis had a warrant on the Treasurer of this Commonwealth, dated March 22, 1781, for four thousand pounds new emission money, part of which only has been received :

Be it *Resolved*, That the Treasurer give said *Davis* a certificate of the sum remaining unpaid on said warrant, for which certificate the committee aforesaid is hereby directed to credit said *Davis*, and charge the Treasurer.

And be it further *Resolved*, That the committee aforesaid be, and they are hereby authorized, to allow said *Davis* a commission of *five per cent.* on all

outfits of vessels ; *one and a half per cent.* on all prizes and prize goods, and on all monies he may receive on the balances due to the late Board of War, also *half a per cent.* on all the balances due from the said Board, which he has paid or may pay and discharge ; and the several commissions aforesaid shall in future be allowed the said *Davis* on all the business he may transact for this Commonwealth.

DLXXIV.

Resolve on the petition of the assessors of *Springfield*, for discharging the execution against said assessors. *March 9, 1782.*

On the petition of the assessors of West-Springfield :

Resolved, That the prayer of said petition be granted, and that the execution against said assessors be discharged, on the payment of the cost of the execution, and the Sheriff's fees for travel thereon.

DLXXV.

Resolve recommending to Col. *Jabez Hatch*, D. Q. M. G. to pay a number of teamsters who afforded their assistance in the transportation of cloathing in *August* last. *March 9, 1782.*

Whereas it appears to this Court, that a number of teamsters afforded their assistance to Col. Hatch, the deputy-quarter-master-general, in August last, agreeable to the recommendation of the Governor and Council, to transport a quantity of Continental cloathing to Springfield, and from thence to the North-River, and no provision has been made for the payment of said service :

Therefore,

Resolved, That it be, and it is hereby recommended to *Jabez Hatch*, Esq; deputy-quarter-master-general, to pay those teamsters who transported the Continental cloathing for him in *August* last (and have not yet received payment) out of the monies lately ordered into his hands for the payment of those teamsters who transported the military stores to *Springfield*.

DLXXVI.

[*The following resolve passed January 26, 1782.*]

Resolve empowering the Governor and Council to give orders to the commissary-general to deliver to the selectmen of *Boston*, articles necessary for the hospital at *Ransford's-Island*, to a certain amount, and appropriating the State yatch to the use of said hospital.

Resolved, That the State yatch (so called) be delivered to Capt. *Laba*, for the use of the State hospital within the harbour of *Boston*, and that Capt. *Knox* deliver the same to that purpose, until the further order of the General Court, the said *Laba* to give his receipt therefor.

And it is further *Resolved,* That the Governor and Council be empowered and requested, from time to time, to give orders to the commissary-general to deliver to the selectmen of *Boston* (upon application therefor) such articles as may be necessary for the use of said hospital, not exceeding the amount of *two hundred pounds* in value ; the said selectmen to be accountable.



R E S O L V E S
O F T H E
G E N E R A L C O U R T
O F T H E

Commonwealth of *Massachusetts,*

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Thirtieth Day of *May*, *Anno Dòmini*, 1781; and from thence continued, by Prorogation and Adjournment, to Wednesday the 10th Day of *April*, 1782, and then met at the same Place, being the fourth Session of said Court.



DLXXVII.

Resolve requesting the Hon. *John Lowell*, Esq; to proceed to Congress. *April 16, 1782.*

R E S O L V E D, That the Hon. *John Lowell*, Esq; be desired to proceed to Congress as soon as may be; and that his Excellency the Governor be requested to make out his commission in the usual form.

DLXXVIII.

Resolve on the petition of Major *Seth Turner*, making an establishment for certain services. *April 16, 1782.*

On the petition of Major Seth Turner, of Braintree:

Resolved, That he be allowed and paid out of the public treasury of this Commonwealth, at the rate of *six pounds* per month, for four months service as a Captain of one of the independent companies stationed at *Hull*, and the further sum of *one pound* per month for his extraordinary service, he having been Captain commandant of the companies stationed there during that space of time, amounting in the whole to *twenty-eight pounds*.

And it is further *Resolved*, That he lay his account of expence for procuring a drum, &c. before the committee of accounts, for examination, allowance and payment.

DLXXIX.

Resolve granting a tax of *two hundred pounds*, to be assessed on the inhabitants of the county of *York*, for defraying the charges of said county. *April 16, 1782.*

H h

Whereas

Whereas it appears, from an estimate of the Justices of the Court of General Sessions of the Peace for the county of York, that the sum of two hundred pounds will be necessary for defraying the charges of said county for one year next ensuing :

Therefore Resolved, That there be and hereby is granted, a tax of two hundred pounds, to be apportioned and assessed on the inhabitants of said county and estates laying within the same, and collected, paid and applied for the use of said county, according to the laws of the Commonwealth.

DLXXX.

Resolve directing the Treasurer to pay the roll made up by Capt. Adam Henry, to the individuals borne on said rolls. April 17, 1782.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay the roll made up by Capt. Adam Henry, for service done at the barracks at Rutland, guarding the prisoners there in the year 1779, to the individuals borne on said roll, or to their order, any resolves to the contrary notwithstanding.

DLXXXI.

Resolve permitting William Young to enjoy the privileges of a subject of the Commonwealth. April 17, 1782.

On the petition of William Young, praying to be permitted to have the privileges of a subject of this Commonwealth :

Resolved, That William Young, who has made his escape from Halifax, and arrived in the town of Boston, be, and he is hereby permitted to take the oath of allegiance to this Commonwealth, a certificate of which shall intitle him to the privileges of a liege subject of the same.

DLXXXII.

Resolve on the petition of Jonathan Wheeler, directing the committee for selling the estates of absentees, &c. in the county of Suffolk, to suspend all proceedings in the premises. April 17, 1782.

On the petition of John Wheeler, setting forth that a certain estate lying in Boston, and belonging to him, was by him mortgaged before the 19th of April, 1775, to David Propert, an absentee, for one eighth part of its real value, and that by reason of the embarrassments he is subjected to in consequence of the war, and debts due to him from his principal, the commissary-general of issues, for services as his deputy, he is at this time unable to discharge the same and therefore praying relief.

Resolved, That the committee for selling the estates of absentees and recovering debts due to them, within the county of Suffolk, be, and they hereby are directed, to suspend all proceedings in the premises, until the first day of September next, in order that the petitioner aforesaid may have opportunity to close his accounts and make payment.

DLXXXIII.

Resolve empowering Jonathan Heald, administrator on the estate of Edward Brown to make sale of the real estate mentioned. April 17, 1782.

On the petition of Jonathan Heald, administrator on the estate of Edward Brown, yeoman, deceased, praying for licence to make sale of the whole of said deceased's real estate for the reasons in his petition mentioned :

Resolved, That this petition be revived, and the prayer thereof granted, and that the petitioner Jonathan Heald, be, and he hereby is empowered, to make sale

of the real estate in his petition mentioned, for the most the same will fetch, and execute a good deed or deeds to the purchaser or purchasers, he observing the rules and directions of the law, for the sale of real estates by executors and administrators, first giving bond to the judge of probate for the county of *Middlesex*, that the proceeds of said sale after deducting the charge of sale, shall be applied for the payment of the just debts, and the remainder shall be put on interest for the benefit of the heirs, and paid to them, as they severally arrive to lawful age in legal proportion.

DLXXXIV.

Resolve directing the agent of this Commonwealth to hire a suitable vessel for the reception of naval prisoners, and granting *thirty pounds* to Major *John Hopkins*, deputy-commissary of prisoners. *April 17th, 1782.*

On the petition of John Hopkins, D. C. G. of Prisoners:

Resolved, That the agent of this Commonwealth, he, and he is hereby directed, to hire a suitable vessel for two months, on the best terms he can, for the reception of the naval prisoners that have or shall be committed to the care of the said commissary.

And it is further *Resolved*, That there be allowed and paid out of the public treasury, to Major *John Hopkins*, D. C. G. the sum of *thirty pounds*, agreeable to, and for the purposes mentioned in his petition, and that the same be charged to the United States, in part of the requisition of money for the present year.

DLXXXV.

Resolve empowering *Isaac Dodge* and *Daniel Rogers*, to make sale of the lands and buildings mentioned in their petition. *April 19th, 1782.*

On the petition of Isaac Dodge and Daniel Rogers, praying for licence to make sale of certain real estate in their petition mentioned, for reasons therein set forth:

Resolved, that the prayer of the petition be granted, and that the petitioners be, and they are hereby impowered, to make sale of the land and buildings in said petition mentioned, for the most the same will fetch, and execute a good deed or deeds thereof to the purchaser or purchasers, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving bond to the Judge of Probate for the county of *Essex*, that the proceeds of said sale after paying the just debts, shall be applied to the benefit of the heirs in legal proportion.

DLXXXVI.

Resolve establishing a separate line between the first and third parishes in the town of *Dedham*. *April 19, 1782.*

On the petition of Ebenezer Battelle, agent for the first parish in Dedham, shewing that there is no known established separating line between the first and third parishes in said Dedham; and praying that a line may be established between said parishes:

Resolved, That the following be a separating line between the first and third parishes in said *Dedham*, beginning at the cross roads (so called) near the house of *Ebenezer* and *Samuel Gay*, and from thence running a straight line northwardly to the northwest corner of a wood-lot belonging to the church in the said first parish, where it meets with *Medfield* road, at the northeast corner of *Eliphalet Baker's* land, and continuing the same straight course to *Rachfield* road, and then running in said road westerly to the bridge at the cedar swamp, and so on in said road until it meets with *Springfield* parish, in *Dedham*.

And be it further *Resolved*, That the persons, families and estates of *Nathaniel Kingsbury*

Kingsbury and Timothy Fisher, lying within the third parish, shall belong to the first parish as heretofore; and also all the lands laying in the third parish belonging to the church in the first parish, shall continue to belong to the said first parish; and if any person or persons in his or their proper right, doth or shall have or own any land in either of the said parishes, to which said owner or owners do not belong, and in which he or they do not reside, that then all such lands shall be taxed to all parish taxes in the parish to which such owner or owners do belong or reside, and not in the parish in which such lands lay.

DLXXXVII.

Resolve on the representation of the representatives of the county of York, making those classes in said county not liable to fines, who have procured men before the 20th December, 1781, and directing the Treasurer to stay execution.
April 19, 1782.

Whereas it appears by the returns of the Superintendant of the county of York, that the said county have raised nearly the whole number of men assigned them by a resolve of this Court of December 2d, 1780, but that part of them were not procured until after the 20th day of December last; and whereas it also appears to this Court, that the delay in not raising a part of their men until after the said 20th day of December, did not arise from any wilful or careless neglect, but from circumstances to which the said county has been reduced by the capture of their vessels and the loss of their fish and lumber trade:

Therefore Resolved, That those classes in the county of York, who have procured their men since the 20th day of December last, shall not be liable to any fine for not raising them before that time, and the Treasurer is hereby directed, to stay his executions, and if any is issued to recall such execution against any constable or collector in said county, to whom any assessment has been committed, in consequence of a deficiency of not raising said men on the said 20th day of December last, in all instances where it shall appear by a receipt from the Superintendant that a good and effective man has been procured, any resolve to the contrary notwithstanding.

DLXXXVIII.

Resolve on the petition of *Samuel Thompson*, directing the Treasurer to recall the execution issued against *John Foot*, one of the collectors of *Georgetown*, and to furnish *Caleb Davis*, Esq; with a receipt for the sum due. April 19, 1782.

On the petition of Samuel Thompson, praying the tax due from Georgetown may be discounted in part pay for a vessel he has furnished the agent, and that the execution may be recalled.

Resolved, That the Treasurer be, and he is hereby directed, to recall the execution issued against *John Foot*, one of the collectors of the town of *Georgetown*: for the sum of ninety pounds thirteen shillings, on said *Foot*, or any person in his behalf, paying the cost of said execution; and the Treasurer is further directed to furnish *Caleb Davis*, Esq; the agent of this Commonwealth, with a receipt for the above sum due from said *Foot*, to be endorsed on said *Davis's* warrant, and paid to the said *Samuel Thompson*, in part for the above vessel, &c.

DLXXXIX.

Resolve granting six thousand pounds to the committee appointed to concur and pay accounts. April 20, 1782.

Whereas it appears to this Court, that the money which has been appropriated for the payment of such accounts as have been allowed by the committee for examining and passing accounts, is expended; and as it is necessary that a further sum should be appropriated for that purpose: Therefore,

Resolved, That the sum of six thousand pounds be paid out of the treasury of this Commonwealth, to the committee appointed for allowing and passing accounts, out of the monies to be drawn in by the State tax of October last, the said committee to be accountable for the expenditure of the money they shall receive.

DXC.

Resolve on the petition of Robinson Crocker, permitting him to be exchanged as a prisoner of war. April 20, 1782.

Whereas Robinson Crocker, prisoner in Boston goal, has petitioned this Court that he may be exchanged as a prisoner of war; and whereas the Attorney-General has certified, that upon considering all circumstances of the matter referred to in said Crocker's petition, it is in his opinion best that the said Crocker should be exchanged as a prisoner of war:

Therefore Resolved, That the prayer of said petition be granted, and that the commissary of prisoners be, and he is hereby directed, to effect the exchange of said Crocker, by sending him in the first cartel to New-York, or any other port of the enemy, any resolve to the contrary notwithstanding.

DXCI.

Resolve on the petition of Hannah Foster, empowering her to sell the real estate mentioned. April 20, 1782.

On the petition of Hannah Foster, praying for licence to make sale of the real estate in her petition mentioned, for reasons therein set forth:

Resolved, That the prayer of said petition be granted, and that the petitioner be, and hereby is empowered, to make sale of the real estate in the petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of Essex, that the proceeds of said sale shall be applied in manner following, viz. that the interest of one third part thereof be annually paid to the widow of the deceased, during her natural life, and the remainder of the other two thirds, if any there be, after the just debts are paid, and deducting the charges of sale, be put on interest for the benefit of the heirs, and paid them in legal proportion, as they respectively arrive at lawful age, and that the other third (what of it shall remain after the just debts are paid) shall be paid the said heirs in like proportion, immediately after the death of the said widow, if they then shall be of lawful age; but if it should so happen that any of the said heirs should then be minors, in that case the same shall be paid them in legal proportions, as they shall severally arrive at lawful age.

DXCII.

Resolve on the petition of Robert Foster, directing the Commissary-General to deliver his rations. April 22, 1782.

On the petition of Robert Foster, praying that he may receive the back rations due to him as quarter-master of the troops at Machias, and his retained rations while he acted as D. Q. M. G. at that place:

Resolved,

Resolved, That the prayer of the petition be granted, and the Commissary is hereby directed, to deliver to the said *Robert Foster*, the rations due to him as quarter master of the troops at *Machias*, from the 23d day of *January*, 1778, to the 16th day of *May* following, it being 112 days, and also his retained rations while he acted as assistant deputy quarter master general, from *May* 5th, 1780, to the 31st day of *January*, 1781, it being 271 days, the same to be charged to the United States, in part of the requisitions for money for the present year.

DXCIII.

Resolve on the petition of *Mary Baird*, permitting her to go to *New-York*, for certain purposes mentioned, under certain restrictions. *April* 23, 1782.

On the petition of Mary Baird :

Resolved, That the said *Mary Baird* have leave, at her own expence, to go to *New-York*, in the first cartel, in order to obtain a sum of money in the hands of an attorney, the property of her late husband, *James Baird*, deceased, and to return again as soon as said business shall be accomplished, provided the said *Mary Baird* give bonds to the naval officer for the port of *Boston*, to the amount of *four hundred pounds*, that she will not carry any letters to, or bring any letters from *New-York*, but such as shall be inspected by the committee of inspection and safety for the town of *Boston*, before any such letters shall be delivered ; provided also, that before her departure she make oath before said naval officer (who is hereby empowered to administer the same) that she will not say or do any thing, directly or indirectly, prejudicial to this or any of the United States, and that she will not carry any thing with her, or bring any thing from thence, more than may be necessary for her voyage, that she will bring no goods from *New-York*, either for herself or for any person whatever.

DXCIV.

Resolve on the petition of *John Jenkins*, directing the petitioner to notify all persons concerned to shew cause, on the second Wednesday of the next session of the General Court. *April* 23, 1782.

On the petition of John Jenkins, praying that the Judge of Probate for the county of Suffolk, may be directed to grant him letters of administration upon the estate of Robert Jenkins, his father, late of Boston, deceased, and that the copy referred to in said petition, may be established as the last will and testament of the said Robert Jenkins :

Resolved, That the petitioner aforementioned publish a copy of his petition, and of this order thereon, in *Willis's* news-paper, three weeks successively, that any person or persons concerned, may shew cause (if any they have) on the second Wednesday of the next session of the General Court, why the prayer of said petition should not be granted.

DXCV.

Resolve directing the Treasurer to issue notes in any sum not less than *three pounds*.

April 23, 1782.

Whereas it appears to this Court, that many individuals have in their hands government securities of less sums than ten pounds, and are willing to loan the same to government, having their securities consolidated, but are prevented from so doing by reason that the Treasurer of this Commonwealth is restricted, by an act passed the 15th day of May, 1781, intituled, " An act to empower the Treasurer to receive government securities on loan, to the amount of eight hundred thousand pounds," promising his notes for not less sums than ten pounds : Therefore, to prevent said difficulty in future,

Resolved

Resolved, That the said Treasurer be, and he hereby is empowered and directed, to issue his notes consolidating government securities in any sum not less than *three pounds*, when thereto requested by any individual whose government securities do not amount to the sum equal to *ten pounds*, the restrictions in said act notwithstanding.

DXCVI.

Resolve adding *Nathaniel Wells, Esq;* and *Capt. Moses Greenleaf*, to the committee appointed by a resolution of the 21st of *September, 1780*, granting certain lands to *Arthur Lee, Esq;* empowering them to lay out said land, and return a state thereof to the General Court, for confirmation. *April 24, 1782.*

Whereas the General Court, by a resolution dated the 21st of *September, 1780*, granted to the *Hon. Arthur Lee, Esq;* six thousand acres of unappropriated lands in this state, lying eastward of *Saco-River*, to be laid out either in one or two pieces, adjoining to some other grant or grants, in full compensation for his services as mentioned in the said resolution; and the *Hon. Benjamin Chadbourne, Esq;* and *Moses Little, Esq;* were appointed a committee to lay out the same, at the expence of this State, and return a plan of the same as soon as may be: And whereas, by the bodily indisposition of the said *Moses Little*, which he still labours under, the said land hath not yet been laid out agreeable to the said resolution: Therefore,

Resolved, That *Nathaniel Wells, Esq;* and *Capt. Moses Greenleaf*, be, and they are hereby added to the said committee; and the said committee, or the major part of them, are empowered and directed, to lay out the said land in pursuance of the resolution of the 20th of *September* aforesaid, and return a plan thereof, by a surveyor and chainman, under oath, to the General Court, for confirmation, as soon as may be.

DXCVII.

Resolve on the petition of *Benjamin Cooper*, empowering the Court of General Sessions in the county of *Middlesex*, to licence him to keep a tavern in *Cambridge*. *April 24, 1782.*

On the petition of *Benjamin Cooper*, praying that two or more *Justices of the Peace* for the county of *Middlesex*, may be empowered to grant him a licence to keep a tavern in the town of *Cambridge*:

Resolved, That the Court of General Sessions of the Peace for the county of *Middlesex*, be, and hereby is authorized and empowered, to grant licence to the said *Benjamin Cooper*, to keep a public tavern in the town of *Cambridge*, in the house in which *Thomas Farrington, Esq;* now dwells, until the next term established by law for granting licences in said county of *Middlesex*, said *Cooper* obtaining the approbation of the selectmen of the said town of *Cambridge*, agreeable to law; and recognizing as the law directs, to keep good rule and order, the time appointed by law for granting licences as aforesaid in said county being elapsed notwithstanding.

DXCVIII.

Resolve respecting what money loaned to government, was intended to be exempted from taxation, agreeably to the late acts for loaning. *April 26, 1782.*

Whereas doubts have arisen in the minds of many of the assessors within this Commonwealth, respecting what money loaned to government was intended to be exempted from taxation, by virtue of an exception contained in the late tax act, for apportioning and
assessing

assessing a tax of two hundred thousand pounds," which exception is expressed in said act in these words, viz. "Excepting such monies as are lent to government, and by an act of government exempted from taxation." Therefore, in order to remove any doubts on that subject,

Resolved, That the said exemption includeth, and is to be considered by all the assessors of this Commonwealth, as including all monies, securities, debts or other property whatsoever, loaned to this government, for which the Treasurer of this Commonwealth has given or shall give his notes, commonly called consolidated notes, issued by virtue of one act passed February 17, 1781, intituled, "An act to supply the treasury with the sum of four hundred thousand pounds money," and of another act, passed the 15th of May, 1781, intituled, "An act to empower the Treasurer to receive government securities on loan, to the amount of eight hundred thousand pounds," and of another act passed the 19th of October, 1781, intituled, "An act in addition to an act, intituled, "An act to empower the Treasurer to receive government securities on loan, to the amount of eight hundred thousand pounds," and the exemption aforesaid is not to be extended to any other government securities whatsoever.

DXCIX.

Resolve recommending to General Glover to appoint suitable muster-masters to muster the men raised in consequence of a resolve of the 7th March, for raising 1500 men. April 26, 1782.

Whereas by a resolve of this Court, of the 7th of March, the towns of Boston, Worcester, Springfield and Wells, were designated as the places of rendezvous at which the Continental muster-masters should reside to receive the men, which by said resolve were ordered to be raised for the Continental army, pursuant to a resolution of Congress of the 18th of December last; and it is represented to this Court, that only one such muster-master has yet been appointed, who is directed to reside at Boston: And whereas it is absolutely necessary that the other appointments be immediately made:

Resolved, That it be recommended to General Glover, immediately to appoint a judicious, faithful officer, to reside at each of the towns of Worcester, Springfield and Wells, to muster the recruits which shall be sent to these towns respectively, and to perform the duties which by the aforesaid resolution of Congress of the 18th of December, are required of such officers; and to give the earliest notice of such appointments to his Excellency the Governor, who is hereby requested immediately thereupon to give information to the commander in chief, of the muster-masters who are acting in this Commonwealth, of the manner of their appointment, and the reasons therefor, with a request that such appointment may as soon as possible be approved or superceded, as he shall judge best.

Resolved further, That the selectmen of the towns of Worcester and Wells procure sufficient provisions and quarters, if not otherwise provided, for such men as shall be received in their respective towns by the muster-masters aforesaid, and exhibit their accounts of the charges arising therefor, with proper vouchers, to the General Court, in order for allowance: And that his Excellency the Governor be requested to give orders that the men mustered at Boston may be transported and received into the barracks at Castle-William.

Resolved further, That the oath of allegiance be administered to each recruit by the respective muster-masters aforesaid, who are hereby empowered to administer the same, or by some magistrate in the vicinity of the place of rendezvous where such recruit shall be mustered.

Whereas on account of delay in the appointment of muster-masters as aforesaid,

it is requisite that the time allowed by the resolutions aforesaid, for procuring the men, should be prolonged : Therefore,

Resolved, That the time for procuring men agreeable to the resolutions aforesaid, be, and hereby is lengthened and prolonged to the tenth day of *May* next, after the expiration of which time every class which shall have neglected to procure and deliver a man to the muster-master, to serve for the term of three years or during the war, shall be subject to the same penalty, and proceeded with in the same manner, as classes which were deficient after the tenth day of *April* would have been subjected to and proceeded with in case this resolution had not passed.

Provided, That the time for making returns into the Secretary's office of deficient classes, shall be extended to the fifteenth day of *May* next, the time for committing the assessments upon deficient classes to the collectors, shall be extended to the first day of *June* next ; and the time for issuing executions against delinquent collectors, shall be extended to the sixteenth day of *June* next.

And it is further *Resolved*, That any person or persons who shall procure their men, and have them mustered previous to the return of execution, he or they shall have a like remedy against delinquents in their respective classes, to all intents and purposes, as is provided in said resolve of the 7th of *March* last, in case of delinquency before the 10th day of *April* instant.

DC.

Resolve directing the Treasurer to pay Lieut. *Edward Phelon* his depreciation note, payable the first day of *March* last. April 26, 1782.

On the petition of *Edward Phelon*, a Lieutenant in the Massachusetts line, representing his distressed circumstances, arising from his wounds and sickness :

Resolved, That the Treasurer be directed to pay to the said *Phelon* the money due to him on the note given him by the State, commonly called a depreciation note, and payable the first day of *March* last.

DCI.

Resolve on the petition of *William Putnam*, and others, a committee for the town of *Sterling*. April 26, 1782.

On the petition of *William Putnam*, and others, committee for the town of *Sterling*, setting forth, that a difficulty has arose with regard to an assessment made by the assessors of *Sterling*, on a number of inhabitants annexed to *Shrewsbury*, for State taxes, laid on *Lancaster* before the last valuation took place, which sums assessed is the proportion of said taxes charged to *Sterling* : Therefore,

Resolved, That the prayer of the petition be so far granted, as that the assessment made by the assessors of *Sterling*, on the persons and lands of those who were set off from *Lancaster* to *Shrewsbury*, for taxes granted before the last valuation took place, be considered as good and valid, to all intents and purposes, as though the assessment had been made by the assessors of *Lancaster*, provided said assessment does not include any person or lands save those only who are included in the agreement made by the selectmen and assessors of *Lancaster* and *Sterling*, with regard to each town's proportion ; and the constables or collectors of the town of *Sterling*, to whom the assessments are committed, are hereby fully authorized and empowered to collect said assessments, in manner and form as by law is provided, any law or resolve to the contrary notwithstanding.

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DCII.

DCII.

Resolve on the petition of the Hon. James Warren, Esq. April 26, 1782.

On the petition of the Hon. James Warren, Esq; praying for a warrant on the treasury to discharge a bill drawn by the United-States on Henry Gardner, Esq; Treasurer of this Commonwealth, for thirty-two thousand five hundred and fifty-three dollars and two ninetieths, old continental currency, dated January 30, 1781, which according to the scale of depreciation, amounts to one hundred and thirty-one pounds, nineteen shillings and six pence, specie.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Hon. James Warren, Esq; one hundred and thirty-one pounds, nineteen shillings and six-pence, to discharge said draft of Congress.

DCIII.

Resolve for repealing a resolve passed April 29, 1779, making an alteration in a certain act, intituled, "An act to empower the inhabitants of the town of Newbury-Port, belonging to the several religious societies within the same, to raise money for ministerial and necessary charges, and reviving the clauses in said act." April 26, 1782.

Whereas a certain resolve which passed the General Assembly on the 29th day of April, A. D. 1779, making an alteration in a certain act, intituled, "An act to empower the inhabitants of the town of Newbury-Port, belonging to the several religious societies within the same, to raise money for defraying ministerial and necessary charges," which alteration is not only generally disagreeable to the societies which the said act respects, but appears upon the whole to be disadvantageous to them: Therefore,

Resolved, That the said resolve of April 29, 1779, and every part of it be, and the same is hereby repealed, and that the clauses in said act which were altered or repealed by said resolve, be, and they are hereby revived, and shall hereafter be considered as in full force, provided always that nothing herein contained shall be construed to annul the force of the said resolve, antecedent to the repeal thereof, but all acts done under it shall be considered as good and valid.

DCIV.

Resolve upon the petition of the committee of East-Sudbury. April 26, 1782.

Upon the petition of the committee of East-Sudbury: Whereas the town of East-Sudbury, was in the year 1780, set off from Sudbury, and incorporated as a town, and there being no separate valuation of the same town that year; the General Court in their resolve of the 2d of December, 1780, for completing this States quota of the continental army, apportioned twenty-eight men to the town of Sudbury, intending that the town of East-Sudbury should raise a proportionate part of them, but did not apportion any upon the said East-Sudbury, whereupon the said town of East-Sudbury agreed to raise thirteen of the said twenty-eight men, and have actually raised and marched twelve of them, and have been at great expence in a law suit with the thirteenth, wherein the opinion of the Judges of the Supreme Judicial Court was given, "That as the town of East-Sudbury was omitted, they were under no obligation to raise any men, nor could act under the direction of the resolve aforesaid," by means whereof some doubts may arise whether proceedings of their meetings were legal:

It is therefore Resolved, That all the proceedings of the said town of East-Sudbury, in town-meetings, respecting their raising the men aforesaid, and of their committees chosen at such meetings, be, and hereby are ratified, confirmed and
made

be valid, in the same manner as they would have been if the said thirteen men had been in the resolve aforesaid apportioned to the said town, and that all their proceedings, so far as they might have been justified in any town named in said resolve, shall be adjudged good and valid in them, their not being named in said resolve notwithstanding.

And it is also *Resolved*, That the Treasurer be, and he hereby is directed, not to execute his warrant or execution against either the town of *Sudbury* or *East-Sudbury*, for the said deficiency on one man.

DCV.

Resolve making an establishment for Col. *John Jacobs* and Col. *John Tyler*, and the officers and soldiers who served in the State of *Rhode-Island* in the year 1779. April 26, 1782.

Resolved, That there be paid to Col. *John Jacobs*, and to Col. *Tyler*, and the officers and soldiers contained in their regiments, who served in the State of *Rhode-Island* in the year 1779, who have not received their Continental pay, and all others, under similar circumstances, the same rations and subsistence as are allowed to those who served in the Continental army in the same year, agreeable to a resolution of Congress of the 18th day of *August*, 1779; and that the committee on pay-rolls be, and they are hereby directed, to receive their rolls for examination and allowance; and that they allow them in specie the value of the sums due to each man, as Continental wages, according to the scale of depreciation at the time of their entering the service, any resolve to the contrary notwithstanding.

DCVI.

Resolve directing the commissioners for the examination and allowance of the claims against the estates of absentees, in the county of *Middlesex*, to examine *Margarett Newman's* claim against the estate of *Jeremiah Dummer Rogers*, an absentee. April 26, 1782.

Whereas it is suggested that Jeremiah Dummer Rogers, an absentee, who went off with the British troops at the evacuation of Boston, in 1776, carried with him the property of Margarett Newman, in household furniture, goods, wares and merchandize, to a large amount, which must be attended with ruinous consequences to the said Margarett, unless prevented by the favourable interposition of the General-Court.

Therefore *Resolved*, That the commissioners for the examination and allowance of the claims of creditors, against the estates of absentees, in the county of *Middlesex*, be, and they are hereby directed, to examine the said *Margarett's* claim against the said *Rogers's* estate in *Littleton*, in said county, for his unjustly depriving her of her property aforesaid, and to allow the same so far as it shall appear to be just and reasonable, and the committee for the sale of absentees' estates in the same county, are also directed to pay the said *Margarett* such sum as may be allowed her as aforesaid, out of the money arising from the sale of the said *Rogers's* real estate, in *Littleton* aforesaid, having respect to the claims of other creditors according to law.

DCVII.

Resolve empowering *Supply Clap*, guardian to *Caleb Clap*, a minor, to make sale of said minor's real estate mentioned. April 27, 1782.

On the petition of Supply Clap, guardian to Caleb Clap, a minor, praying for license to make sale of certain real estate in his petition mentioned, for reasons therein set forth:

Resolved,

Resolved, That the prayer of the petition be granted, and that the petitioner, in her said capacity, be, and she is hereby fully empowered, to make sale of the said minor's real estate in said petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, she observing the rules and directions in the law for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the county of *Hampshire*, that the proceeds of said sale shall be applied for the purposes in her petition mentioned, and the overplus (if any there be) be put upon interest for the benefit of said minor, and both principal and interest paid to him when he arrives to lawful age.

DCVIII.

Resolve discharging the committee appointed to concur and pay accounts, of the sum of *eleven thousand nine hundred seventy-six pounds nineteen shillings*. April 27, 1782.

Whereas by the representation and report of the committee for settling public accounts, dated March 7th, last, it appears to this Court, that the Hon. Jabez Fisher, Esq; and others, a committee appointed by the General Court to examine and pay accounts, have received of the Treasurer of this Commonwealth, by warrants of his Excellency the Governor, with the advice of Council, dated October 18, 1781, for three thousand pounds, and November 16, nine thousand pounds, and have produced good and sufficient vouchers for the expenditure of eleven thousand nine hundred seventy-six pounds nineteen shillings, which leaves a ballance due from the said committee, on the warrants aforesaid, of twenty-three pounds one shilling :

Therefore *Resolved*, That the said *Jabez Fisher, Esq; and others*, the committee aforesaid, be, and they are hereby discharged of the sum of *eleven thousand nine hundred seventy-six pounds nineteen shillings*, expended and vouched as aforesaid, being part of the sum of *twelve thousand pounds*, received out of the treasury of this Commonwealth, and that said committee hereafter account for the ballance of *twenty-three pounds one shilling*, remaining in their hands.

DCIX.

Resolve granting *one hundred sixty-eight pounds* to *George Stillman, Esq;* for inlisting men at *Machias*. April 27, 1782.

Whereas by a resolve of Congress of 15th February, 1781, this Commonwealth was requested to make the necessary provision for the fort at Machias, and Indian department, now under the superintendance of John Allan, Esq. And whereas in conformity to said resolve, the General Court, by their own resolve of 24th April, 1781, did empower the Governor and Council to compleat the raising an artillery company, to be stationed at Machias, on Continental establishment ; and the Governor and Council having directed Col. Allen to effect the raising said artillery company upon the best terms possible :

Therefore *Resolved*, That there be allowed and paid out of the public treasury, to *George Stillman, Esq;* or order, the sum of *one hundred and sixty-eight pounds*, in discharge of ten bounty certificates given by said *Allan*, for inlisting ten men upon Continental establishment, during the war, and upon which the money was advanced by said *Stillman* and others; which sum of *one hundred and sixty-eight pounds* shall be charged to the United States, as paid *Col. Allan*, for which he is accountable to Congress.

DCX.

Resolve on the petition of *John Lowder* and *John Lowder, jun.* April 27, 1782.

On the petition of John Lowder, and John Lowder, jun. praying the interposition of this Court in behalf of Chandler Lowder :

Resolved, That his Excellency the Governor be, and he hereby is requested, to discharge the said *Chandler Lowder* from the service of this Commonwealth, and Capt. *Amos Lincoln* is likewise hereby directed to make up the said *Chandler Lowder* in his muster-roll for the time which he has served in his company, deducting the sum he received as a bounty, and upon his receiving the same, to pay it to the said *Chandler Lowder*, or his order.

DCXI.

Resolve on the petition of *Richard Dummer*, guardian to *Edmund Greenleaf*, a minor. April 27, 1782.

On the petition of Richard Dummer, guardian to Edmund Greenleaf, a minor, praying for licence to make sale of the said minor's share and interest in an old house, and about three rods of land in his petition mentioned, for reasons therein set forth :

Resolved, That the prayer of the petition be granted, and that the said *Richard Dummer* be, and he is hereby empowered, to make sale of the said minor's share and interest in the house and land aforesaid, for the most the same will fetch, and execute a good deed or deeds thereof to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving bonds to the Judge of Probate for the county of *Essex*, that the proceeds of said sale (after deducting the charge of sale) shall be put on interest for the benefit of said minor, and both principal and interest be paid to him when he arrives to lawful age.

DCXII.

Resolve on the petition of *Hannah Newell*, administratrix of the estate of *David Newell*, deceased. April 29, 1782.

On the petition of Hannah Newell, administratrix of the estate of David Newell, praying for licence to make sale of certain real estate in her petition mentioned, for reasons therein set forth :

Resolved, That the prayer of said petition be granted, and that the petitioner, in her said capacity, be, and she is hereby fully empowered, to make sale of the real estate in her petition mentioned, for the most the same will fetch, she observing the rules and directions of the law for the sale of real estates by executors and administrators, she first giving bond to the Judge of Probate for the county of *Middlesex*, that the proceeds of said sale (after deducting the charge of sale) shall be applied for the benefit of the widow and heir, according to law.

DCXIII.

Resolve entitling *Abel Wood* to a pension as a soldier, to commence the 1st of *January*, 1776. April 29, 1782.

On the representation of John Lucas, Commissary of pensioners, in behalf of Abel Wood, a soldier in Col. Woodbridge's regiment, and was wounded by a ball through his thigh, while in the service of the United States of America, the 17th of December, 1775, on Leachmore's-Point, by which means, as it appears to this Court by a certificate of this Court, he is rendered incapable of constant labour :

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Resolved,

Resolved, That the said *Abel Wood* be allowed a pension of one quarter pay as a soldier, to commence the 1st day of *January*, 1776, the time of his discharge, and to continue until the further order of the General Court.

DCXIV.

Resolve on the petition of *Edward Mitchell, jun.* of *Bridgewater*, guardian to *Samuel Jennings*. *April 29, 1782.*

On the petition of Edward Mitchell, jun. of Bridgewater, guardian to Samuel Jennings of Bridgewater, a person non compos mentis, praying for licence to make sale of part of the real estate of the said Jennings, for reasons set forth in his petition.

Resolved, That the prayer of the petition be granted, and that the said *Edward Mitchell* be, and he hereby is impowered, to make sale of so much of the said *Samuel Jennings's* real estate as will amount to *eighty pounds*; and make and execute a good and sufficient deed or deeds to the purchaser or purchasers, he observing the rules of the law for the sale of real estates by executors and administrators, and giving sufficient security to the Judge of Probate for the county of *Plymouth*, that the proceeds of said sale shall be applied for the payment of the said *Jennings's* just debts and taxes, and the remainder to the further support of the said *Jennings*.

DCXV.

Resolve on the petition of *John Smith, Ephraim Wright, and Gideon Clark*, selectmen of the town of *West-Hampton*. *April 29, 1782.*

On the petition of John Smith, Ephraim Wright, and Gideon Clark, selectmen and assessors of the town of West-Hampton:

Resolved, That the execution issued against the town of *West-Hampton*, for the deficiency of one man for the Continental army, required by a resolve of the General Court of *December 2, 1780*, for the reasons set forth in said petition, be discharged and considered as full satisfied, the petitioners paying the costs that have arisen thereon.

DCXVI.

Resolve on the petition of *Lieut. Lewis Frederick Delesdernier*. *April 29, 1782.*

On the petition of Lieut. Lewis Frederick Delesdernier, praying for liberty to draw one ration for himself from the stores in this Commonwealth, for ten months, for reasons set forth in his petition:

Resolved, That the Commissary-General of this Commonwealth be directed to deliver to *Lieut. Lewis Frederick Delesdernier*, one ration of provisions for ten months, commencing from the first day of *July* last, and that the same be charged to the United States, in part of the requisitions of the present year.

DCXVII.

Resolve on the petition of *Col. John Allen*, Continental agent for Indian affairs in the eastern department. *April 29, 1782.*

On the petition of Col. John Allan, Continental agent for Indian affairs in the eastern department, praying for liberty to remove part of the artillery and ordinance stores now at the port of Machias to the River-Schoduck, in Passamaquoda, also a quantity of stores, for the use of the Indian business, for reasons set forth in his petition:

Resolved, That the Commissary-General of this Commonwealth, be directed to deliver to *Lieut. Lewis Frederick Delesdernier*, agent for *Col. John Allan*, for the use

of the Indian business, two months rations for twenty-five persons, two barrels of powder, eight hundred weight of shot and ball, five hundred flints, one hoghead of tobacco, one pipe of small wine, one hoghead of rum, one hoghead of molasses, ten axes, and fifty bushels of Indian corn.

And it is further *Resolved*, That there be paid out of the treasury of this Commonwealth, to *Lieut. Lewis Denfeldner*, for the use of *Col. John Allan*, one hundred pounds, for contingencies and other debts, contracted in eastern department, and that the said articles and monies be charged to the United States, in part of the requisitions of the present year; and his Excellency the Governor is desired to give such orders, with respect to moving part of the cannon and ordinance stores from the post of *Macbias*, to the *River-Schoduck*, in *Passamaquoday*, or any other place within *Col. Allan's* department, as he shall judge most for the interest of this and the United States.

DCXVIII.

Resolve on the petition of *Caleb Davis*, Esq; recommending to the Navy-Board to lend him sundry articles mentioned in his petition. *April 30, 1782.*

On the petition of *Caleb Davis*, agent for this Commonwealth, praying an order may pass recommending to the Hon. Navy-Board to lend him several articles necessary for the service of this Commonwealth.

Resolved, That it be, and is hereby recommended to the Hon. Navy-Board, to lend *Caleb Davis*, for the use of this Commonwealth, ten 4-pound cannon and appurtenances, one large iron hearth and copper, and one large anchor; said articles to be returned in a seasonable time, or paid for at such price as shall be agreed on between the Navy-Board and said *Davis*.

DCXIX.

Resolve on the petition of *Marcy McGinnis*. *April 30, 1782.*

On the petition of *Marcy McGinnis*:

Resolved, That the late clerk to *John Foster Williams*, Esq; late commander of the ship *Protector*; have leave to make up a pay-roll for *John McGinnis*, a late armourer on board said ship (now in captivity) setting forth in said roll what the said *John* hath received for his services due while on board said ship, and the balance due to him at the time of his captivity, and exhibit the same to the committee on pay-rolls, for allowance; and when said roll is compleated and allowed, the money that shall appear to be due thereon to the said *John McGinnis*, shall be paid to the petitioner, *Marcy McGinnis*, out of the public treasury.

DCXX.

Resolve on the petition of *Foster Swift*. *April 30, 1782.*

On the petition of *Foster Swift*, praying that he may have his account and expences allowed him for attending the sick prisoners, as set forth in his petition:

Therefore *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to *Foster Swift*, the sum of twenty pounds sixteen shillings in full of his account.

DCXXI.

Resolve making an act for altering the dividing line between the town of *South-Hadley* and *Granby* to abide in full force, the resolve of the 18th *October* last notwithstanding. *April 30, 1782.*

Whereas

Whereas the act intituled " An act for altering the dividing line between the towns of South-Hadley and Granby was suspended by an order of the General Court the 18th of October last, and the reasons therefor no longer existing.

Therefore Resolved, That the act aforesaid, with every clause thereof, abide in full force as if said order had never passed.

Provided nevertheless, That the time assigned in said act for persons to remove themselves with their estates to either town, shall be, and hereby is lengthened till the first day of October next, any law or resolve to the contrary notwithstanding.

DCXXI.

Resolve on the petition of *William Winsor* and *Samuel Whitman*, guardian to *John Mason*, of *Rehoboth*, empowering them to make and execute a good and lawful deed of the house, ferry, and land mentioned in their petition. April 30, 1782.

On the petition of *William Winsor* and *Samuel Whitman*, guardians to *John Mason*, of *Rehoboth*, in the county of *Bristol*, a non-compos, setting forth, that on said guardians settling the account of said non-compos, with the Judge of Probate for the county aforesaid, they find the said *John's* estate largely in debt, and they obtained an order of the Court of Common Pleas for said county to sell the said *John's* real estate, to the amount of three hundred and forty pounds, silver money, and in February last they sold the house and ferry, and about six acres of land, belonging to the said *John*, which sold for eighty-two pounds eleven shillings and nine pence more than at present will pay the said *John's* debts, and pray that they may be empowered to give legal conveyance of the whole of said house, ferry and land :

Resolved, That the prayer of the petition be granted, and the aforesaid guardians be, and hereby are empowered, to make and execute a good and lawful deed of all the aforesaid house, ferry and land, to the purchaser or purchasers of the same, they the said guardians first giving bond, with sufficient sureties, to the Judge of Probate for the county of *Bristol*, that the sum of eighty-two pounds eleven shillings and nine pence, arising by said sale, shall be put to interest, which, together with the principal, shall remain for the use of the said *John*, and that they will account with said Judge of Probate for the expenditure of said sum, when thereunto required.

DCXXII.

Resolve directing the Judge of Probate of Wills, for the county of *Worcester*, to hold his Court in certain towns at fixed times. April 30, 1782.

Whereas in the constitution of this Commonwealth it is declared, that the Judges of Probate of Wills, and for granting letters of administration, shall hold their Courts at such place or places, on fixed days, as the convenience of the people shall require it : Therefore,

Resolved, That the Judge of Probate of Wills, &c. for the time being, for the county of *Worcester*, be, and he is hereby directed, to hold his Court at the town of *Worcester*, in said county, the first Tuesday of every month.

At the town of *Templeton*, in said county, the third Tuesday of *January*, *May*, and *September*.

At the town of *Brookfield*, in said county, in the West-Parish, the third Tuesday of *February*, *June*, and *October*.

At the town of *Lancaster*, in said county, the third Tuesday of *March*, *July*, and *November*.

At the town of *Uxbridge*, in said county, the third Tuesday of *April*, *August*, and *December*.

At such convenient place in each of said towns, as the Judge of Probate for the time being shall appoint; and the said Judge is hereby directed to make such appointment as soon as may be, and to advertize the same in the *Worcester* newspaper.

And it is further *Resolved*, That the said Judge of Probate of Wills, &c. shall hold his Court on each and every day, as mentioned in the preceeding resolve, any law or usage to the contrary notwithstanding.

DCXXIII.

Resolve on the representation of *Caleb Davis, Esq;* respecting the ship *Tartar* and sloop *Wintrop*, and appointing a committee to settle the accounts of the late Board of War; and granting *five thousand pounds* to said *Caleb Davis, Esq.*
May 1, 1782.

On the representation of Caleb Davis, Esq; agent for this Commonwealth:

Resolved, That the said agent be, and he is hereby directed, to fit with all possible dispatch, the ship *Tartar* and sloop *Wintrop* for sea, to be employed for the protection of the coasts of this Commonwealth; and the said agent is also directed to suspend the procuring and fitting of any other vessels for the above purpose, until the further order of the General Court; any order or resolve to the contrary notwithstanding.

And in order the more expeditiously to man the said vessels:

Resolved, That the agent aforesaid be, and he is hereby empowered and directed, to pay each of the non-commission officers, seamen and mariners, one month's pay advance before sailing, to be deducted from the pay-roll when made up.

And in order that the accounts of the late Board of War may be speedily and finally settled:

Resolved, That a committee of three persons be appointed for that purpose, either two of whom may proceed on said business, and the said committee are directed to observe the directions given to the former committee for that purpose.

And whereas the agent aforesaid has represented to this Court, that he has not been furnished with the accounts of those persons who are indebted to the late Board of War; so as to give them notice thereof:

Resolved, That the time for putting those accounts in suit be, and it is hereby postponed until the first day of *August* next, at which time the agent is directed to proceed agreeably to the former directions.

And in order to enable the agent aforesaid to carry into effect the orders of the General Court:

Resolved, That there be paid out of the public treasury, to *Caleb Davis, Esq;* the agent aforesaid, the sum of *five thousand pounds*, he to be accountable for the expenditure of the same.

DCXXIV.

Resolve on the petition of *Ephraim Wales*, guardian to *Moses, Samuel and Susanna Wales*, empowering him to make sale of the lands mentioned in his petition.
May 1, 1782.

On the petition of Ephraim Wales, guardian to Moses, Samuel and Susanna Wales, minors, praying for licence to make sale of certain lands in his petition mentioned, belonging to said minors, for reasons therein set forth:

Resolved, That the prayer of said petition be granted, and that the petitioner, in his said capacity, be, and he is hereby empowered, to make sale of said lands for

the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, he observing the rules and directions in the law for the sale of real estates by executors and administrators, he first giving security to the Judge of Probate for the county of *Suffolk*, that the proceeds of said sale (after deducting the charge of sale) shall be put on interest for the benefit of said minors, and both principal and interest paid to them in legal proportion, as they respectively arrive at lawful age.

DCXXV.

Resolve on the petition of *David Poor*, directing the Treasurer to pay his depreciation notes, due to first *March*, 1781. May 1, 1782.

On the petition of David Poor, setting forth, that he was a prisoner in New-York upwards of four years, and that he has not received any money or cloathing, and praying that two depreciation notes may be paid him, to enable him to pay his taxes :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to pay to *David Poor* his depreciation note, that became due on the first day of *March*, 1781.

DCXXVI.

Resolve on the petition of *Capt. Thomas Whipple*, for allowing his pay-roll to be paid in specie. May 2, 1782.

On the petition of Capt. Thomas Whipple, in behalf of himself and company under his command, guards at Rutland, in the year 1780 :

Resolved, That the pay-rolls exhibited by *Capt. Thomas Whipple*, be allowed and paid in specie ; and his Excellency the Governor, with advice of Council, is desired to issue a warrant for the payment thereof accordingly.

DCXXVII.

Resolve respecting new money, directing the Treasurer to give notice to delinquent collectors to settle the tax of *May* last immediately, and to issue executions against delinquent constables and collectors. May 2, 1782.

Whereas it appears to this Court, that a large proportion of the bills of credit of the new emission are yet outstanding, and a large proportion of the tax which was granted in May last, and appropriated for bringing in the aforesaid bills, still remains unpaid :

Therefore Resolved, That the Treasurer of the Commonwealth be, and he hereby is directed, forthwith to give notice to all delinquent collectors to settle the tax of *May* last immediately.

Resolved, That the Treasurer be, and he hereby is directed, to issue his executions, to be returned within thirty days after the issuing thereof, against all delinquent constables and collectors who shall not, on or before the 20th day of *June* next, settle and discharge the tax granted in *May* last.

DCXXVIII.

Resolve on the petition of *Sarah Davis*, administratrix of the estate of *Reuben Davis*, late of *Charlton*, deceased, empowering her to make sale of the land mentioned in her petition. May 3, 1782.

On the petition of Sarah Davis, administratrix of the estate of Reuben Davis, late of Charlton, deceased, praying for licence to make sale of the deceased's real estate, lying in said Charlton, in her petition mentioned, for reasons therein set forth :

Resolved,

Resolved, That the prayer of said petition be granted, and that the petitioner, and she is in her said capacity fully empowered, to make sale of the lands in her petition mentioned, for the most the same will fetch, the observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving bond to the Judge of Probate for the county of *Worcester*, that the proceeds of said sale, after deducting the charge arising thereon, shall be put in interest, one third part thereof for the use of the aforesaid widow, and the remainder, together with the reversion, shall be for the use and benefit of the heirs at law, in the same manner and proportion as they would have enjoyed the aforesaid real estate, if it had not been sold.

DCXXIX.

Resolve on the petition of *William Lyman*, allowing him pay as an assistant, during the time he acted as commissary of cloathing for the line of the army.
May 4, 1782.

On the petition of *William Lyman*, setting forth, that no establishment has been made for his pay during the time that he acted as commissary of cloathing and small stores for the *Massachusetts* line of the army:

Therefore *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to *William Lyman*, the sum of fifteen pounds per month, and two rations per day, in full for his services during the time he continued to act as commissary; and the pay and rations of a Lieutenant in the Continental army, during the time he served as assistant to *Levi Shephard*, Esq; commissary, and that the committee for settling with the army, be directed to settle with him accordingly.

DCXXX.

Resolve on the petition of *Joshua Whiting*, administrator on the estate of *Joshua Whiting*, late of *Dedham*, deceased. May 4, 1782.

On the petition of *Joshua Whiting*, administrator on the estate of *Joshua Whiting*, late of *Dedham*, deceased, shewing, that one *Jeremiah Whiting*, late of said *Dedham*, died seized of considerable real estate, leaving sundry heirs, which heirs released said estate to *Joshua Whiting*, one of said heirs; which said *Joshua*, by agreement with his brother, *Samuel Whiting*, one of the releasors, did engage to re-convey to him, the said *Samuel*, one moiety thereof, for a valuable consideration received by the said *Joshua*, and praying that he may be empowered to convey one moiety to the said *Samuel*, in fee:

Resolved, That the prayer of the petition be granted, and the said *Joshua*, in his said capacity, be, and hereby is empowered, to execute and give unto the said *Samuel Whiting*, to hold to him, his heirs and assigns, forever (on account of the aforesaid consideration) a good and lawful deed of the premises.

DCXXXI.

Resolve directing *Lemuel Kollock*, Esq; relative to a partition of part of an estate belonging to *William Brown*, an absentee. May 4, 1782.

Whereas there is a tract of land lying partly in the town of *Oxford*, and partly in *Charlton*, in the county of *Worcester*, a part of which belongs to this Commonwealth, as being lately the estate of *William Brown*, Esq; and layeth in common and undivided with the proprietors of the remaining part, and a partition of the same is necessary, for the obtaining of which a law-suit may be necessary:

Resolved,

Resolved, That *Lemuel Kollock*, Esq; be, and he hereby is empowered, to commence any action or actions that may be necessary, in the name and behalf of the Commonwealth separately, or in conjunction with other proprietors, necessary to obtain a partition of the same, according to law; and the same to prosecute to final judgment and execution, with power of substitution.

DCXXXII.

Resolve empowering *Lemuel Kollock*, Esq; to join with the other proprietors of a tract of land in *Oxford* and in *Charlton*, in the county of *Worcester*, formerly the estate of *Hon. William Stoughton*, Esq. May 4, 1782.

Resolved, That *Lemuel Kollock*, Esq; be impowered, and he is hereby impowered, on behalf of the Commonwealth, to join with the other proprietors of the tract of land situate partly in *Oxford*, and partly in *Charlton* in the county of *Worcester*, containing six thousand acres, be it more or less, formerly the estate of the *Hon. William Stoughton*, Esq; to make partition of said tract of land between the Commonwealth, *Joseh Blaney*, Esq; and the heirs of *John Danfortb*, Esq; and *Elizabeth* his wife, and the proprietors holding under them; and to join in making and executing all deeds and conveyances necessary for compleating such partition, so that the Commonwealth and proprietors aforesaid may hold their respective parts in severalty.

DCXXXIII.

Resolve on the petition of *William Lyman*, repealing a resolve passed this day respecting him, May 4, 1782.

Whereas a resolution passed this day on the petition of *William Lyman*, making an establishment for him during the time he acted as commissary of cloathing and small stores. And *whereas* the said *Lyman* is indebted to this Commonwealth, and no provision being made in said resolve for the settlement of his account:

Therefore *Resolved*, That the resolution passed as aforesaid be, and hereby is made null and void.

Resolved, That the committee for stating and methodizing public accounts be, and hereby are directed, to settle the account the said *Lyman* stands chargeable with to this Commonwealth, and credit him agreeable to the following establishment:

Resolved, That there be allowed and paid to *William Lyman*, during the time he acted as an assistant to *Levi Shepard*, Esq; Commissary of cloathing and small stores, the same pay and rations as a Lieutenant in the Continental army; and during the time he acted as commissary of cloathing and small stores, the sum of fifteen pounds per month, and the same rations as a Captain in the Continental army; and to each of his assistants the same pay and rations as a Lieutenant in the Continental army, deducing the rations already received.

DCXXXIV.

Resolve directing the Treasurer to call upon all the Sheriffs to whom execution have been committed against deficient towns, by a resolve of *December 2, 1780*, to make immediate returns. May 4, 1782.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to call on all the Sheriffs to whom executions have been committed against deficient towns or classes, for raising their quotas of men for the Continental army for three years or during the war, by a resolve of *December 2, 1780*, to make immediate.

immediate returns of the same; and where executions have not been issued, the Treasurer is hereby directed to issue them forthwith, except where the General Court have especially ordered them to be stayed.

And be it further *Resolved*, That where executions have or shall be returned not satisfied, and the men not procured, the Treasurer is hereby directed to make out alias executions, and direct the respective Sheriffs to extend the same immediately, and make return of the same into his office, within twenty days next after they shall be issued.

DCXXXV.

Resolve upon the petition of *William Taylor*. May 4, 1782.

Upon the petition of *William Taylor*, praying that the time of redemption of certain lands in said petition mentioned, may be extended further than by law is already provided:

Resolved, That the prayer of said petition be granted, and that the right of redeeming any lands situated in the county of *Lincoln*, and mortgaged by *William Taylor*, now of *Milton*, in the county of *Suffolk*, Esq; to *Thomas Lane*, late of *London*, merchant, and which lands have been sold for the payment and discharge of taxes assessed thereon, the equity of redeeming which is in the said *William*, be, and hereby is continued and extended to him the said *William*, his heirs and assigns, until the first day of *December* next, the time limited for the redemption thereof expiring, before notwithstanding.

And be it further *Resolved*, That all persons holding said lands be, and they hereby are holden and compellable to release said lands to him the said *William*, his heirs or assigns, at any time until the said first day of *December* next, in the same manner as they, by law are holden for the term of three years from said sale, the said *William*, his heirs or assigns, complying with all pre-requisites of law, any law to the contrary notwithstanding.

DCXXXVI.

Resolve on the petition of the selectmen of the town of *Pelham*, directing the Treasurer to stay execution for the deficiency mentioned. May 4, 1782.

On the petition of the selectmen of the town of *Pelham*, praying that the Treasurer may be directed to stay execution for the deficiency of one man, required of said town by a resolve of the General Court, passed *December*, 1780:

Resolved, That the prayer of the petition be granted, and that the Treasurer be, and he hereby is directed, to stay execution against the town of *Pelham* for said deficiency, until the first day of *July* next, that said town may have further time to procure a certificate from *Noah Goodman*, Esq; late superintendant for the county of *Hampshire*, that they have procured said man, which certificate shall be received by the Treasurer in lieu of one hundred and twenty-eight pounds nine shillings and four pence.

DCXXXVII.

Resolve on the petition of *John Winthrop*. May 4, 1782.

On the petition of *John Winthrop*, praying that the agent of this Commonwealth may be directed to suspend a settlement with him, for reasons set forth in said petition:

Resolved, That the prayer of said petition be so far granted, as that *Caleb Davis*, Esq; agent of this Commonwealth, be, and he hereby is directed, to take said *John Winthrop's* note for the ballance due to the Board of War, payable to said *Caleb Davis*, Esq; as agent of this Commonwealth, but not to be demanded until further order of this Court.

Resolve

DCXXXVIII.

Resolve directing the Treasurer to recall an execution issued against the assessors of the town of *Warwick*, in the county of *Hampshire*. May 4, 1782.

Whereas by a mistake, the town of Warwick, in the county of Hampshire, was returned to the Treasurer one man deficient of their quota of men, which were to be raised by a resolve of December 2, 1780, as will appear by the superintendant's receipt; in consequence of said mistake execution was issued against the assessors of said town:

Therefore Resolved, That the Treasurer be, and he hereby is directed, to recall said execution, and discharge the same, free of cost to said assessors.

DCXXXIX.

Resolve directing the Treasurer to recall his execution against the town of *Wrentham*, for a deficiency of one man. May 4, 1782.

Whereas it appears to this Court by a representation in favour of the town of Wrentham, that a soldier named Ariel Bragg, belonging to said Wrentham, who was hired by the town of Berkley to serve in the Continental army for three years or during the war, but afterwards was given up the town of Wrentham by agreement, and is now in actual service for said town; notwithstanding, through some mistake or misinformation, an execution has been issued against said town of Wrentham for deficiency of said man:

Therefore Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to recall said execution without service: And provided the same shall have been served on said town, and any sum or sums of money been collected in consequence thereof, that the sum be returned, and the town fully discharged from said executions, any resolve or order of the General Court to the contrary notwithstanding.

DCXL.

Resolve requesting his Excellency the Governor to appoint a suitable person to receive of Col. *Badlam*, at *Rutland*, such men as will answer the purpose of garrison duty. May 4, 1782.

On General Lincoln's letter, recommending that some person be appointed to receive such men, now doing duty at Rutland, as may answer the purpose of garrison duty:

Resolved, That his Excellency the Governor be, and he hereby is requested, to appoint a suitable person to receive of Lieut. Col. *Badlam*, at *Rutland*, such men as will answer the purpose of garrison duty, and order them to such post within this Commonwealth, as he may think proper.

DCXLI.

Resolve on the petition of *Nathaniel Glover*, of *Boston*. May 6, 1782.

On the petition of Nathaniel Glover, of Boston, praying he may have liberty of obtaining payment of a bond given to John Simpson, by Ephraim and Josiah Bacon, of Dedham, as set forth in his petition, for one hundred pounds:

Resolved, That the prayer of said petition be granted, and that the said *Nathaniel Glover* have liberty, and he hereby is empowered, to bring an action in his own name in the Inferior Court of Common Pleas in the county of *Suffolk*, on the bond aforesaid, for the recovery of the same due thereon, to his own use, and the same action to pursue to final judgment and execution, any law or usage to the contrary notwithstanding.

Resolve

DCXLII.

Resolve directing *Caleb Davis, Esq;* to settle the account of Messieurs *John Cripps and May.* May 6, 1782.

Whereas by a letter from Messieurs John Cripps and May, dated Philadelphia, April 10, 1782, it appears, that there is in their hands a sum of old Continental money, which they received on the sale of sundry materials belonging to the ship Live-Oak, which was the property of this Commonwealth: Therefore,

Resolved, That Caleb Davis, Esq; agent of this Commonwealth, be, and he hereby is directed, to settle and account with Messieurs *John Cripps and May,* in such a manner as he shall think consistent with justice, any ballance having been settled or consolidated by the committee on the books of the Board of War notwithstanding.

DCXLIII.

Resolve empowering *Edward Rumney, Caleb Hopkins, and Ebenezer Wells,* to make sale of one half of the old house and barn, and one half of the farm, in the town of *Chelsea,* mentioned in their petition. May 6, 1782.

On the petition of Edward Rumney, Caleb Hopkins, and Ebenezer Wells, guardians to Bellingham Watts, Samuel Watts and Hannah Watts, all minors, and children of one Hannah Watts, late of Boston, praying for leave to make sale of one half of an old house and barn, and half of the farm, in said town of Chelsea, which liberty was granted to the said Hannah, mother to the above-said minors, by a resolve of the General Court of October 25, 1781, but before the said Hannah had made sale of the premises, she died: Therefore,

Resolved, That the prayer of the petition be granted, and that the petitioners, Edward Rumney, Caleb Hopkins, and Ebenezer Wells, be, and are hereby empowered, to make sale of the one half of the old house and barn, and one half the farm in the town of Chelsea, mentioned in their petition; for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers thereof, they observing the rules and directions of the law for the sale of real estates by executors and administrators, and giving bonds to the Judge of Probate for the county of Suffolk, that the proceeds of said sale (after deducting the charges of the sale) applied to the use and benefit of said minors; in legal proportion, as they shall severally arrive at lawful age.

DCXLIV.

Resolve directing the committee for the sale of absentees estates in the county of *Berishire,* to suspend the sale of certain lands in the town of *Adams,* belonging to *Elisha Jones and John Murray,* till said town shall establish their claims. May 6, 1782.

Whereas it is suggested to this Court, that there is due to that part of the town of Adams, formerly called East-Hoosuck, from the confiscated estates lately belonging to Elisha Jones and John Murray, six-ninths of two sixty-third parts of said township, which is the proportion of the original shares of said Jones and Murray, which was excepted and reserved in the grant made by the late province of the Massachusetts-Bay, of said township, to Col. Elisha Jones, John Murray, and others, for the use of the ministry and schools in said town, and which by the report of the committee appointed to inquire into the matter, has never been allotted for that purpose:

Resolved,

Resolved, That the committee for the sale of absentees estates in the county of *Berkshire*, be, and they hereby are authorized and directed, to suspend the sale of six-ninths of two sixty-third parts of that part of the town of *Adams*, formerly called *East-Hoosuck*, from the confiscated in said town, lately belonging to *Elisha Jones* and *John Murray*, till the said town shall have a reasonable time, in due course of law, to establish their claims to all lands that may be due to them from the said estates.

DCXLV.

Resolve granting *sixty pounds* to the committee of fortification, for the purpose of repairing the barracks at the *Castle*, for the reception of the recruits. *May 7, 1782.*

On the representation of Col. Badlam, muster-master for recruiting the army in the department of Massachusetts :

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of *sixty pounds*, into the hands of the committee for repairing the forts, &c. in *Boston* harbour, for the sole purpose of immediately repairing the barracks at the *Castle*, for the reception of the recruits raising for reinforcing the battalions of this Commonwealth.

DCXLVI.

Resolve on the petition of *Patrick Merry*, permitting him and family to come from *Cape-Perdue* to *Boston*, and admitting him to take the oaths of allegiance. *May 7, 1782.*

On the petition of Patrick Merry, late of the county of Tipperary, in Ireland, praying that he may be admitted to the oaths of allegiance, and be recognized as a subject of this Commonwealth, and also that a permit may be granted him for his wife and family to come to Boston from Cape-Perdue, or wherever they may be :

Resolved, That the prayer of the petition be granted, and that the said *Merry* be admitted the oaths of allegiance to this and the United States of *America*, and be recognized as a subject of this Commonwealth ; and permission is hereby granted to said *Merry* to bring his family from *Cape-Perdue*, or wherever they may be, to *Boston*, agreeably to his request.

DCXLVII.

A grant of *two thousand pounds* to the committee appointed to concur and pay accounts. *May 7, 1782.*

Upon the representation of the committee on accounts :

Resolved, That there be paid out of the treasury of this Commonwealth, to the committee on accounts, the sum of *two thousand pounds*, to the uses of their appointment, said committee to be accountable for the expenditure of the same.

DCLXVI.

Resolve on the petition of *Ephraim Woodbury*, directing the commissary of prisoners to suspend the exchange of said *Woodbury* till further order. *May 7, 1782.*

On the petition of Ephraim Woodbury, of Anapolis-Royal, setting forth, that he had recognized before a Justice of the Peace to give evidence before the Supreme Judicial Court, to be held in the month of August next, of what he knows relating to the treasonable practices of one Silas Newcomb, and also that he may not be exchanged as a prisoner of war, and that he may be admitted to the oath of allegiance :

Resolved,

Resolved, That the prayer of the petition be so far granted, that the commissary of prisoners be, and he hereby is directed, to suspend the exchange of said *Woodbury* until the further order of the General Court.

DCXLVIII.

Resolve on the petition of *Joseph Craft*, guardian to *Sarah, Betty, Joseph, and Ebenezer Craft*. May 7, 1782.

On the petition of Joseph Craft, guardian to Sarah, Betty, Joseph, and Ebenezer Craft, praying for licence to make sale of about ten acres of land in Brookline, belonging to said minors, for reasons set forth in said petition:

Resolved, That the prayer of the petition be granted; and that the petitioner, in his said capacity, be, and he is hereby fully empowered, to make sale of the ten acres of land aforesaid, for the most the same will fetch, and make and execute a good deed or deeds thereof, to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the county of *Middlesex*, that the proceeds of said sale shall be put on interest for the benefit of the heirs, and both principal and interest paid to them, as they respectively arrive at lawful age, in legal proportion.

DCXLIX.

Resolve respecting executions for the beef-taxes. May 7, 1782.

Whereas the provision that hath been heretofore made for indemnifying the town Treasurers and principal inhabitants of particular towns and plantations in this Commonwealth (against whom distress hath been made by the superintendant for purchasing beef, on account of any deficiencies of said towns or plantations in procuring the quantity of beef set on said towns respectively, in either of the two first beef-taxes) is found to be insufficient, by means whereof said Treasurers and inhabitants are exposed to be equally injured: It is therefore,

Resolved, That where execution hath been levied and satisfied, by distress, on any town Treasurer, or principal inhabitant or inhabitants of any town or plantation in this Commonwealth, for either of the two first beef-taxes set on such town or plantation, in such case the assessors of such town or plantation be, and hereby are directed, within ten days after being required thereto by such town Treasurer or principal inhabitant or inhabitants as aforesaid, to assels, in due course of law, on such delinquent town or plantation, or on any delinquent individuals of such town or plantation, a sufficient sum of money to discharge said execution, together with all damages, charges and expences arising in consequence thereof, and to commit such assessment to the constable or collector of such town or plantation, within the time limited as aforesaid, together with their warrant to collect the same.

And it is further *Resolved*, That the said constables and collectors of towns shall; within twenty days after receiving warrants as aforesaid, pay the sums set forth in said warrants, into the treasury of their respective towns, and the collectors of plantations to the assessors of said plantations respectively, on failure thereof the said town Treasurers and assessors (as the case may be) are hereby directed to issue their executions against such delinquent constables or collectors, in the same manner as town Treasurers are by law authorized to do for town taxes returnable in twenty days. And all monies so collected by said constables or collectors, shall be immediately paid in due proportion, to such person or persons by whom the execution of the said superintendant hath been satisfied and discharged.

And it is further *Resolved*, That if any Treasurer of any town, or any assessors, constables or collectors of any town or plantation within this Commonwealth, shall neglect or refuse to comply with the duties by these resolves required of them respectively, such Treasurer, assessor, constable or collector, shall severally forfeit and pay a fine of *thirty pounds* monthly, so long as he or they shall continue in such neglect or refusal, to be recovered by bill, plaint or information, in any Court of record proper to try the same, one half to him that shall sue for the same, the other half to the use of the poor of the town or plantation to which the person or persons neglecting or refusing as aforesaid belong.

DCL.

Resolve on the petition of Mr. Savary, in behalf of Peter Penet, giving him liberty to re-enter the action mentioned, at the next Inferior Court in the county of Suffolk. May 7, 1782.

Upon the petition of Mr. Savary, in behalf of Peter Penet, suggesting, that at an Inferior Court for the county of Suffolk, on the third Tuesday of April, 1780, James Thomson recovered judgment against the effects of the said Penet, in the hands of the Board of War of this Commonwealth, and the said Penet was then absent from America, and is now in Europe, and had no knowledge of any such action against him; and the said Thomson being dead, and his executors having been notified of this petition, and heard thereon:

Resolved, That the said Savary have liberty to re-enter the said action at the next Inferior Court for the county of Suffolk, and that the said default be taken off, and that the same proceedings be had in all respects, as if the said action had been regularly continued from the Court when the same was defaulted, and that the said Penet, by the said Savary, be authorized to defend the said action, as if the same had not been defaulted, provided he cause Edward Carnes, Esq; executor of the will of the said Thomson, to be served with a copy of this resolve, fourteen days before the sitting of the next Inferior Court, so that he may take upon himself the prosecution of said action, if he shall see fit.

DCLI.

Resolve on the account of Hugh Orr, Esq; granting five thousand five hundred twenty-one pounds six shillings and four pence, being a ballance due to him as director, hiring labour and materials, supplied the State furnace. May 8, 1782.

On the accounts of Hugh Orr, Esq; director of this State's furnace, there appears a balance of five thousand five hundred twenty-one pounds six shillings and four pence, due to said Orr: Therefore,

Resolved, That there be paid out of the public treasury of this Commonwealth, to Hugh Orr, Esq; the sum of five thousand five hundred twenty-one pounds six shillings and four pence, in full for the balance due to him for his time as director, hiring labour and materials, supplied the State furnace, two thousand five hundred pounds of the above sum to be paid out of the present tax, by receipts on collectors or constables, and the remaining sum of three thousand twenty-one pounds six shillings and four-pence, to be paid out of the next tax that shall be granted to defray the expences of this Commonwealth, or in government securities on the loan of four hundred thousand pounds, at the election of the said Orr; and his Excellency the Governor, with advice of Council, is requested to grant his warrants accordingly. And in case the said Orr shall receive the above sum, or any part thereof, in securities as aforesaid, the Treasurer is hereby authorized and directed, to date them the first day of May, 1782.

Resolve

DCLII.

Resolve upon the representation of *Nathaniel Fish*, one of the constables for the town of *Sandwich*, directing the assessors of said town to deliver copies of the several tax-bills lost by him, as mentioned. *May* 8, 1782.

Upon the representation of Nathaniel Fish, one of the constables for the town of Sandwich, setting forth, that several tax-bills upon the inhabitants of said town, delivered him by the assessors of said town, were, by an unavoidable accident, destroyed :

It is therefore *Resolved*, That the assessors of the town of *Sandwich* be, and hereby are directed, to make out and deliver to *Nathaniel Fish*, one of the constables for said town for the year 1781, attested copies of the several tax-bills lost by him, as mentioned in his petition, *viz.* one bill for a State-tax, made and delivered to him in *May*, 1781 ; one ditto for a town and county tax, made and delivered at the same time ; one ditto for the quakers proportion of money, in lieu of men, made and delivered to him in *June*, 1781 ; one ditto State-tax, made and delivered in *February*, 1782 ; which copies, so made out and attested, shall be valid to all intents and purposes that the original bills were designed for.

And it is further *Resolved*, That when, and so often as disputes shall arise between said constable and any person or persons named in any of said bills made out and delivered to him as aforesaid, with respect to his, her or their having paid to said constable any part or the whole of the sum or sums at which they severally stand assessed in any of said bills, in all such cases the party whose name is mentioned in said tax-bills, shall have liberty to make oath before some Justice of the Peace in said town, that he, she or they had paid and discharged the whole or part of the sum or sums at which he, she or they stand assessed in any of said bills, previous to their being destroyed as aforesaid, and upon taking such oath, shall be discharged of the whole, or such part of such sum or sums, as they shall swear so to have paid as aforesaid. And the Treasurer of this Commonwealth is hereby directed to issue his warrants to said constable agreeable to such returns as have heretofore been made into his office by the assessors of said town of *Sandwich*, of the same tenor of those lost by him, upon application from said constable therefor.

DCLIII.

Resolve permitting the Register of Deeds for the county of *Suffolk*, to remove the records to the town of *Boston*. *May* 8, 1782.

Whereas the Register of Deeds for the county of Suffolk, was directed to remove the records of said county out of the town of Boston ; and whereas the reason for ordering said removal does not now exist : Therefore,

Resolved, That *Joshua Henshaw*, Esq; Register of Deeds for the county of *Suffolk*, be, and he is hereby permitted, to remove the said records into the town of *Boston*, any resolve to the contrary notwithstanding.

DCLIV.

Resolve for effectually preventing great injuries sustained and ruin threatened to this Commonwealth, by an illicit trade carried on with the enemies of the United States, directing naval officers respecting their duty. *May* 8, 1782.

Notwithstanding the persevering and unremitting cruelty of our enemies hath been sufficient to excite the highest resentment, and to banish all ideas of intercourse with them ; yet divers persons residing within this Commonwealth, seduced by avarice, regardless of its liberties, honor, peace and safety, and in direct violation of the laws of the land, have, for some time past, carried on an illicit trade with the enemies of the United States, which, if persisted in, must prove of the most dangerous consequences : Therefore

Therefore *Resolved*, That the several naval officers within this Commonwealth be, and they hereby are directed and enjoined, forthwith to comply with their duty, as pointed out to them in an act made and passed in the year of our Lord, one thousand seven hundred and eighty-one, entitled "An act for preventing all commerce and illegal correspondence with the enemies of the United States of America," and to appoint one or more deputies or persons under them for the purpose therein mentioned; and shall direct and require the deputies by them respectively to be appointed, to make diligent enquiry into all offences against the laws respecting illegal commerce and correspondence with the enemies of the United States—to maintain a strict watch over all persons suspected of trading or corresponding with the subjects of the king of Great-Britain; and upon probable cause appearing, to complain of all offences against said laws, and to prosecute the same to final judgment and execution. And all deputies so appointed shall have the same power and authority as naval officers have, by law, to go on board of and search any vessel, boat or lighter, suspected of having on board any goods, wares or merchandize, imported from any place under the dominion of the king of Great-Britain; and to seize such vessels as shall be found to contain any goods, wares or merchandize illegally imported, as well as the goods, wares or merchandize, found in such vessels.

And it is further *Resolved*, That all seizures of vessels, goods, wares or merchandize, made by the naval officers, or their deputies appointed as aforesaid, which shall be adjudged to be forfeit, and shall be condemned, the costs and charges of the prosecution shall be borne by the officer or person prosecuting; but in case the same shall not be adjudged to be forfeit, and no condemnation thereon shall be had, the costs and charges of such prosecution shall be paid to the officer or person prosecuting by this Commonwealth.

And it is further *Resolved*, That all vessels or boats under twenty Tuns, and above five tons burthen, or which have no registers, going from one port to another within this Commonwealth, or any of the neighbouring States, the master or owner of such vessel or boat shall, previous to their taking on board any goods or merchandize, except wood and lumber, obtain permission from the naval officer, if there is any such officer within the town or port where such goods or merchandize are taken on board, and where no such officer resides, from the selectmen or some Justice of the peace within the same: And such master or owner shall, at the expiration of the voyage, or within four months from the time of his taking such goods or merchandizes on board, produce to such naval officer, selectmen or Justice, a certificate from some naval officer, selectmen or Justice, that the said goods or merchandize were landed in some port or place under the jurisdiction of this or some of the United States; and any master or owner who shall refuse or neglect to produce to the person who gave such permission a certificate as aforesaid, shall forfeit and pay to the use of the person prosecuting the same, double the value of said goods or merchandize, to be recovered in any court proper to try the same. And any vessel or boat of the above description, on board of which shall be found any goods or merchandize, having no such permission, shall, with such goods or merchandize, be forfeited to any person who shall make seizure of the same. And the fees for such permission and certificate shall be *one shilling* each, and no more.

And be it further *Resolved*, That no prisoner shall be permitted to reside on parole in any of the sea-ports in this Commonwealth, nor shall any person be permitted to go on board any cartel or flag (other than the Commissary of Prisoners) without a special permit from the Governor of this Commonwealth, with advice of Council, nor shall any person belonging to any cartel or flag, from an enemy's port, being a subject of the king of Great-Britain, come on shore on

any pretence whatever, on pain of being considered as a spy, and proceeded with according to the nature of the offence.

And for the further protection of trade, and detecting such base minded persons as are carrying on an illicit trade with the enemies of the United States.

Resolved, That the Hon. Caleb Davis, Esq; agent of this Commonwealth, be, and he is hereby directed, to provide a small vessel, from six to eight guns, to be stationed at *Wood's-Hole*, or ports adjacent, to be placed under the command and direction of such person as his Excellency the Governor shall appoint and commission for that purpose, with such number of men on board said vessel as the service shall require, who shall be allowed and paid in the same manner and at the same rate as other officers and men employed in vessels guarding the coasts are allowed and paid.

And whereas the increase of the illicit trade has been in a great measure owing to negligence in not carrying the laws already made into execution :

Be it therefore *Resolved,* That all naval officers, committees of inspection and safety, and all other good subjects of this Commonwealth, be, and they hereby are called upon and directed, as they regard the success of our common cause, to use their utmost efforts to detect and bring to justice all persons trading or corresponding with the enemies of the United States, and as far as lies in their power to carry the laws against such illegal commerce and correspondence into strict execution.

And for the more easy detection and condemnation of such goods as are illegally imported and brought into the remote parts of this Commonwealth :

It is further *Resolved,* That all goods, wares and merchandize, which may at any time hereafter be seized in either of the counties of *Hampshire* or *Berkshire*, on suspicion of being illegally imported, shall be libelled and tried before the Justices of the Court of General Sessions within each of the said counties respectively, under the same restrictions and regulations as though such goods, wares and merchandize were libelled and tried at a Maritime-Court, an appeal being allowed to the libellant or claimant, from the judgment of said Courts of General Sessions of the Peace, to the Supreme Judicial Court, as in other cases, any law or usage to the contrary notwithstanding.

DCLV.

Resolve appointing Messieurs *Alexander Hill, Thomas Ivers, and Peter Rae Dalton*, a committee to settle the accounts of the late Board of War. *May 8, 1782.*

Resolved, That Messieurs *Alexander Hill, Thomas Ivers and Peter Rae Dalton* be, and they hereby are appointed, a committee to settle the accounts of the late Board of War, agreeable to a resolve of this Court passed the 1st inst.—And that said committee be severally allowed *ten shillings* per day for each day's attendance on the said business.

DCLVI.

Resolve directing the Treasurer to issue his executions against all delinquent collectors of the tax granted in *October* last, and that shall be wanting the 1st of *August* and 10th of *September* next; and appropriating *eighty thousand pounds* for redeeming the certificates issued. *May 8, 1782.*

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to issue his executions against all delinquent collectors of the tax granted in *October* last, for the sums that shall be wanting to compleat the payment of the first moiety of said tax on the first day of *June* next; and for the sum that shall be wanting to compleat the payment of the last moiety of said tax on the 15th day

day of July next, except in the counties of York, Cumberland and Lincoln, whose singular circumstances, by reason of the great embarrassments of their lumber trade and the loss of their fishery, require consideration. And the Treasurer is hereby directed to issue his executions against the delinquent collectors in those counties for the sums that shall be wanting to compleat the payment of the first moiety of said tax the 1st of August next; and for the sum that shall be wanting to compleat the payment of the second moiety of said tax on the 10th of September next. And the Treasurer is hereby directed to cause the foregoing resolve to be printed as soon as may be in *Willis's* and the *Worcester* news-paper.

And to provide effectually for the redemption of the certificates issued upon the credit of the before-mentioned tax,

Resolved, That the sum of eighty thousand pounds out of said tax be appropriated for redeeming said certificates; and the Treasurer is hereby enjoined to reserve that sum for this purpose.

And the Treasurer is hereby further directed, neither to issue any more of said certificates, nor to re-issue any that shall be brought into his office, on any pretence whatever.

DCLVII.

Resolve empowering the committee to settle the Treasurer's accounts, to examine and audit the said accounts to the 30th day of May, 1782. May 8, 1782.

Whereas by a resolve of the 5th of July, 1781, Benjamin Austin, Richard Cranch and Samuel Barrett, Esqrs. were appointed a committee to examine and credit the accounts of the Treasurer of this Commonwealth, from the time of the last settlement thereof to the 30th day of May, 1781. And whereas it is necessary, in order to ascertain the state of the treasury of this Commonwealth, that further provision be made for examining and auditing said accounts:

Resolved, That the said committee be empowered and directed to examine and audit the said accounts to the 30th day of May, 1782; and that for this purpose they be, and hereby are vested with all the powers given them by the resolve of the 5th of July, 1781.

DCLVIII.

Resolve establishing the pay of the honorable Members of the General Court. May 8, 1782.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to each Member of the honorable Council, the sum of ten shillings for each day that they have respectively attended; or may attend in Council, from the 10th day of April last, to the 29th day of May current; and to each member of the honorable Senate, the sum of nine shillings for each day that they have respectively attended in Senate the present session; and to each Member of the House of Representatives, the sum of eight shillings for each day that they have respectively attended in the House of Representatives the present sessions; and that their travel be paid in proportion according to former custom.

DELIX.

Resolve directing the Treasurer to pay the Hon. Members of the General Court, out of any monies not specially appropriated. May 9, 1782.

Resolved, That the committee for selling confiscated estates in the county of Middlesex, be, and they are hereby directed, forthwith to pay into the treasury of this Commonwealth, all monies now in their possession, arising from the leasing of any absentees estates.

And

And it is further *Resolved*, That the Treasurer be, and he is hereby directed, to pay the Members of the General Court, for their travel and attendance the present session, out of any monies that now are or may be in the treasury, not specially appropriated, as equally as may be, in proportion to the sums due to the said Members respectively; the remainder to be paid by Treasurer's receipts on the several constables or collectors of the last State tax, if any of the said Members shall chuse to receive their pay in that way.

DCLX.

Resolve on the petition of *Eucy Damon*, guardian to *Esther and Sarah Damon*, empowering her to make sale of the land mentioned. May 9, 1782.

On the petition of *Lucy Damon*, guardian to *Esther and Sarah Damon*, praying for licence to make sale of about fifteen acres of land, belonging to said minors, for reasons set forth in said petition:

Resolved, That the prayer of the petition be granted, and that the petitioner, in her said capacity, be, and she is hereby fully empowered, to make sale of said fifteen acres of land, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the county of *Middlesex*, that the proceeds of said sale shall be put on interest for the benefit of said *Esther and Sarah*, and both principal and interest paid to them in legal proportion, as they respectively arrive at lawful age.

DCLXI.

Resolve authorizing *John Hastings, Esq;* and *Ephraim Wright, Esq;* to dispose of lands mentioned in a resolve of *February 19, 1781*, on certain conditions. May 9, 1782.

Whereas *John Hastings, Esq;* and *Mr. Ephraim Wright*, were by a resolve of the General Court, of *February 19, 1781*, appointed a committee for the purpose of making enquiry concerning certain tracts of land belonging to this Commonwealth, and for disposing of the same (if not already granted) at public auction, on certain terms therein prescribed; and it being apprehended that an alteration of said terms, and an allowance of a longer period for the payment of the money for which said lands may be sold, might conduce to the advantage of this Commonwealth: Therefore,

Resolved, That the aforesaid committee be authorized to dispose of said lands at public auction, on the following conditions, viz. That ten per cent. be paid in hand as earnest money, and the remainder within twelve months from the sale thereof, such earnest money to be forfeited provided that said remainder be not fully paid within twelve months from the time of sale. And the said committee are directed to advertise the sale of said lands, and to pay the money arising therefrom according to the directions contained in said resolve of *February 19, 1781*.

DCLXII.

Resolve on the petition of *Isaac Parmenter*. May 9, 1782.

On the petition of *Isaac Parmenter*, shewing, that he engaged on the 11th day of *March, 1777*, in the *Continental service*, for three years, in *Capt. Reed's company, Col. Alden's (now Brook's) regiment*; that he was taken prisoner by the enemy at *Cherry-Valley, the 11th of November, 1778*, and returned home from his captivity in *Canada*, and that he received nothing from these States while in captivity, nor any considerable cloathing the whole of the said three years and eight months, and praying for allowance for his wages, cloathing and sufferings:

Resolved,

Resolved, That there be paid out of the treasury of this Commonwealth, to the late Isaac Parmenter, sixteen pounds, in full for said eight months wages, after the expiration of his three years, and for his two years suffering and cloathing while in captivity. And his Excellency the Governor is hereby desired to give his warrant on the Treasurer for payment accordingly.

DCLXIII.

Resolve on the petition of Samuel Pelten, directing the Treasurer to deliver new notes for those lost by fire. May 10, 1782.

On the petition of Samuel Pelten, praying that the Treasurer may be directed to give him new notes of the same tenor and date of the notes which he lost by fire, as set forth in his petition :

Resolved, That the prayer of said petition be granted, and that the Treasurer of this Commonwealth be, and he hereby is directed, to make out and deliver to the said Samuel Pelten, two ten pound notes, dated February 15, 1777, one of said notes to have an endorsement of four pounds ten shillings, for guns and accoutrements, and likewise to deliver to the said Pelten, in depreciation notes, to the amount of one thousand four hundred twenty-six pounds nine shillings and seven pence, of the same dates as the former depreciation notes, in full compensation for notes which he lost by fire.

DCLXIV.

Resolve on the petition of John Goodwin, guardian to John Goodwin, the third, a person non compos mentis. May 10, 1782.

On the petition of John Goodwin, guardian to John Goodwin, the third, a person non compos mentis, praying for licence to make sale of so much of the said non compos's real estate as will amount to the sum of two hundred and twenty-one pounds, for reasons in his petition set forth :

Resolved, That the prayer of the petition be granted, and that the petitioner be, and he is hereby fully empowered, to make sale of so much of the said non compos's real estate as will amount to the aforesaid sum of two hundred and twenty-one pounds, and charge of sale, and execute a good deed or deeds thereof, he first giving security to the Judge of Probate for the county of Middlesex, that the proceeds of said sale shall be applyed to the purpose in his petition mentioned.

DCLXV.

Resolve on the petition of Nathaniel Barber, jun. May 10, 1782.

On the petition of Nathaniel Barber, jun. praying that his pay as Commissary may be at the rate of sixty dollars per month :

Resolved, That the committee for settling with the army be, and they hereby are directed, to make the same allowance to said Nathaniel Barber, as has been allowed to other officers for service in a like capacity.

DCLXVI.

Resolve empowering Nathan Swan and Ithamar Biglow, to make sale of the real estate mentioned in their petition. May 10, 1782.

On the petition of Nathan Swan and Ithamar Biglow, praying for licence to make sale of the real estate in their petition mentioned, for reason therein set forth :

Resolved, That the prayer of the petition be granted, and that the petitioners be, and they hereby are empowered, to make sale of the real estate in said petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, they observing the rules

rules and directions of the law for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the county of *Worcester*, that the proceeds of said sale shall be applied in manner following, *viz.* the interest of one third part thereof shall be annually paid to the widow of the deceased, during her natural life; the remainder (after paying the just debts, and deducting the charge of sale) shall be put on interest for the benefit of the heirs, and paid to them in legal proportion, as they respectively arrive at lawful age, and at the decease of said widow, that part of the proceeds of the said sale allotted to her by this resolve, with the interest thereon (if any there shall be) shall be paid to the heirs aforesaid, as they shall respectively arrive at lawful age.

DCLXVII.

Resolve on the petition of Capt. *Isaac Hathaway*, directing the Treasurer to recall his execution against the assessors of the town of *Adams*. *May 9, 1782.*

On the petition of Capt. Isaac Hathaway, head of a class in the town of Adams, for raising a three years man:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to recall his execution against the assessors of the town of *Adams*, and that he direct the Sheriff of the county of *Berkshire* to return the same fully satisfied, for reasons set forth in his petition.

DCLXVIII.

Resolve on the petition of the Selectmen of the town of *Falmouth*, in the county of *Barnstable*. *May 9, 1782.*

On the petition of the Selectmen of the town of Falmouth, in the county of Barnstable, praying that an allowance may be made to said town for the expence of keeping up a guard of thirty-two men, in the year 1781, for about two months:

Resolved, That the selectmen of the town of *Falmouth*, be empowered to make up a muster-roll for the thirty-two men who did duty as guards in said town the last year, and present the same on oath to the committee upon muster-rolls, for examination and allowance.

And it is further *Resolved,* That there be allowed and paid to the Selectmen, for the use of said soldiers who have done duty as aforesaid, the sum of *one pound fifteen shillings* per month, for the time they have been in actual service. And the Treasurer of this Commonwealth is hereby directed to discharge said muster-roll by receipts upon the deficient collectors of said town.

DCLXIX.

Resolve on the petition of *Jonathan Loring Austin, Esq;* *May 9, 1782.*

On the petition of Jonathan Loring Austin, Esq; late agent for this Commonwealth for procuring a loan in Europe:

Resolved, That there be allowed and paid to *Jonathan Loring Austin, Esq;* the sum of *eight hundred and forty pounds two shillings and eleven pence*, lawful money, due to him for money expended in *Europe*, and also including the sum engaged him for prosecuting said business when he was appointed, and in consideration of his being detained in *Europe* ten months longer than was expected, and also being obliged to advance his own money for his expences.

Resolved, That there be a further sum of *one hundred and twenty-one pounds eight shillings and eleven pence*, allowed and paid him out of the public treasury; and the agent of this Commonwealth is hereby directed to discharge the said *Jonathan Loring Austin*, from the sum of *seventy-eight pounds eleven shillings and one penny*, charged him for freight of goods in the ship *Mars*. The above sums to be in full consideration of balance due to him for his expences and service as aforesaid.

DCLXX.

A grant of fifty-pounds to *William Baker*, messenger of the General Court. May 9, 1782.

On the petition of William Baker, the messenger of the General Court, praying for a grant for his last three months service.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, unto *William Baker*, messenger of the General Court, the sum of fifty pounds, for his last quarter's service, up to the 25th of this instant, *May*, which sum shall be in full for his said service.

DCLXXI.

Resolve continuing the post from *Portsmouth* to *Falmouth*, and empowering *Samuel Freeman*, Esq; in this case. May 9, 1782.

Whereas Ebenezer Hazard, Esq; Post-Master-General for the United States, has by his letter of the 25th February, to Samuel Freeman, Esq; Post-Master at Falmouth, signified the discontinuation of the post from Portsmouth to Falmouth, aforesaid. And whereas the situation and circumstances of that part of the Commonwealth, having all certain communication by water cut off, and being contiguous to the enemy, which renders troops in that quarter necessary, with whom communication must be kept up; therefore,

Resolved, That the post from *Portsmouth* to *Falmouth* be still continued, and that *Samuel Freeman*, Esq; be, and he hereby is impowered and directed, to engage *Joseph Barnard*, the former rider on that route (if he will engage, if not, some suitable person) to continue riding till further orders from this Court, or from Congress.

And it is further *Resolved*, That the Governor be, and he hereby is requested, to write to Congress on the subject, acquainting them with the doings of this Court thereon, and desiring that said post may be still continued, as necessary to the public good.

DCLXXII.

Resolve on the petition of *Nathan Watkins*. May 9, 1782.

On the petition of Nathan Watkins, praying that he might be permitted to pay government securities to the committee for selling absentees confiscated estates in the county of Berkshire, for a certain tract of land lying in said county, late the estate of Governor Bernard, which he contracted for before the present war, and had a bond for a deed from said Bernard.

Resolved, That the said *Nathan Watkins* be, and he hereby is allowed, to pay to the committee for selling absentees estates in the county of *Berkshire*, Government securities at their consolidated value, the premium of four per cent. excepted, the amount of the bond given by him to the late Governor *Bernard*; and the committee are hereby directed to make and execute a good deed of the said land to the said *Nathan Watkins*, any law or resolve to the contrary notwithstanding.

DCLXXIII.

Resolve on the petition of *Stephen Hardison* and others, inhabitants of *Frenchman's-Bay*. May 9, 1782.

On the petition of Stephen Hardison and others, inhabitants of Frenchman's-Bay, who have perseveringly adhered to their fidelity to the United States, and are now reduced to distress, praying for some assistance and relief.

Resolved, That there be granted for the relief of said petitioners, being about twenty in number, and for the relief of others of like fidelity, and in distress, at *Frenchman's-Bay*,

DCLXXIV.

Frenchman's-Bay, to be delivered to the care of Messrs. *Stephen Hardison, John Bane* and *William Gatecomb*, by them to be forwarded and distributed among the distressed, one hundred bushels of Indian corn, one hoghead of molasses, and one barrel of coffee, also one dozen of fishing lines, and half a gross of hooks, to enable said inhabitants to procure fish for subsistence; those who receive any proportion of the above articles, to be accountable for the same; and to pay therefor in proportion as they receive them, when their circumstances shall admit of it.

And it is further *Resolved*, That the Commissary-General of this Commonwealth be, and he hereby is directed, to furnish the above articles and deliver them to the aforesaid *Hardison, Bane* and *Gatecomb*, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

DCLXXV.

Resolve requesting the Governor to assign the barracks at *Wheeler's-Point* for the reception of the new recruits. May 9, 1782.

On the message of his Excellency the Governor of the 9th inst.

Resolved, That the Governor be, and he hereby is impowered and requested, to assign the barracks at *Wheeler's-Point* for the reception of the new recruits now mustering by Col. *Badlam*, for the Continental army, and which are now occupied by the invalids, any law or resolve to the contrary notwithstanding.

DCLXXVI.

Resolve on the petition of *Isaac Stone, Esq;* in behalf of the town of *Oakham*. May 10, 1782.

On the petition of Isaac Stone, in behalf of the town of Oakham, shewing, that said town supplied their soldiers families agreeable to the resolves of the General Court, the years 1777, 1778, and 1779, which accounts have been allowed, and the same deducted from their soldiers wages:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to allow and pay to the selectmen of *Oakham*, the sum of *twenty-six pounds fifteen shillings and eleven pence*, being the sum deducted from said soldiers wages for such supplies; also, ten per cent. in addition thereto, for the selectmen's trouble; as has been allowed to other towns, in full for said town of *Oakham's* supplying soldiers families since the beginning of the year 1777; any part thereof which hath been received by said selectmen to be accounted as part of said sum.

DCLXXVII.

Resolve directing the selectmen of the town of *Rutland* to furnish provisions to the rejected recruits, on their march to *Boston*; and the agent to provide cloathing for said men. May 10, 1782.

On the letter of Col. Ezra Badlam:

Resolved, That the selectmen of the town of *Rutland* be, and they are hereby directed, to furnish a sufficient quantity of provisions to the recruits who were rejected last year, and are now in that town, to enable them to march to *Boston*, and lay their accounts, together with Col. *Badlam's* certificate, that the aforesaid recruits have been furnished with such supplies, before the committee of accounts for allowance and payment.

And whereas it may be necessary that some of the Continental troops in this Commonwealth should be furnished with cloathing:

Resolved, That the Agent of this Commonwealth be, and he is hereby directed, to furnish such cloathing as he has on hand, and as may be ordered for said men by Major General *Lincoln*, or any other person properly authorized to give such order, so as the same may be charged to the United States, which shall be on account of the requisitions of Congress for the present year. And

And it is also further *Resolved*, That the agent aforesaid be, and he is hereby directed, to supply the rejected troops (which are detained to do garrison duty) with such cloathing as he has on hand, in the same manner as the committee of supplies were directed to supply them by a resolve passed the first day of *March*, 1782.

DCLXXVIII.

Resolve on the petition of *Samuel Cookson*, empowering *Hannab Church* to make and execute a good deed of the tract of land mentioned. *May 10, 1782.*

On the petition of Samuel Cookson, setting forth, that he bought a tract of land lying in Ashburnham, in the county of Worcester, of Benjamin Church, late of Boston, deceased, and prays that Hannah Church, Widow, and Executrix to the testament of the said Benjamin, may be impowered to give him a deed of the said land.

Resolved, That the prayer of the petition be granted, and the aforesaid *Hannab Church* in her said capacity be, and hereby is fully impowered, to make and execute a good and lawful deed of the aforesaid tract of land unto the aforesaid *Samuel Cookson*, he compleating the payment for said land to the aforesaid executrix to her satisfaction.

DCLXXIX.

Resolve on the petition of *Thomas Williston*, in behalf of himself and a number of the inhabitants of the towns of *Springfield* and *West-Springfield*. *May 10. 1782.*

On the petition of Thomas Williston, in behalf of himself and a number of the inhabitants of the towns of Springfield and West-Springfield :

Resolved, That *Thomas Williston*, one of said petitioners, notify the non petitioners, by posting an attested copy of the petition and this order thereon, in one or more public place or places in each of the towns of *Springfield*, and *West-Springfield*, at least twenty days before the third *Thursday* of the next sessions of the next *General Court*, then to shew cause, if any they have, why the prayer of said petition should not be granted.

DCLXXX.

Resolve granting extra pay to the honorable President of the Senate, and Speaker of the House of Representatives, a grant of *twelve Pounds* to the Chaplain, and *fifty-five Pounds* to each of the Clerks of the General Court, and establishing the pay of the committee on accounts, and on muster-rolls. *May 10, 1782.*

Resolved, That there be granted and paid out of the public Treasury of this Commonwealth to the honorable *Samuel Adams*, Esq; President of the Senate, the sum of *six shillings* per day ; and also to the honorable *Nathaniel Gorham*, Esq; Speaker of the House of Representatives, the sum of *six shillings* per day for each day of their attendance on the General Court the present session, over and above their respective pay as Members of the General Court.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to the Rev. Mr. *John Clark*, as chaplain to the General Court, from the 29th day of *May*, 1781, to the 29th day of *May*, 1782, the sum of *twelve pounds* in full of his service.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to *Samuel Henshaw*, Esq; clerk of the House of Representatives ; and also to *William Baker*, jun. clerk of the Senate, the sum of *fifty-five pounds* each, which, with the sums already granted, shall be in full of their services as clerks to the General Court from the 29th day of *May*, 1781, unto the 29th day of *May*, 1782.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to each of the members of the committee on accounts and on muster-rolls, *one shilling and six pence* per day for each day's attendance on that service, over and above their pay as members of the General Court.

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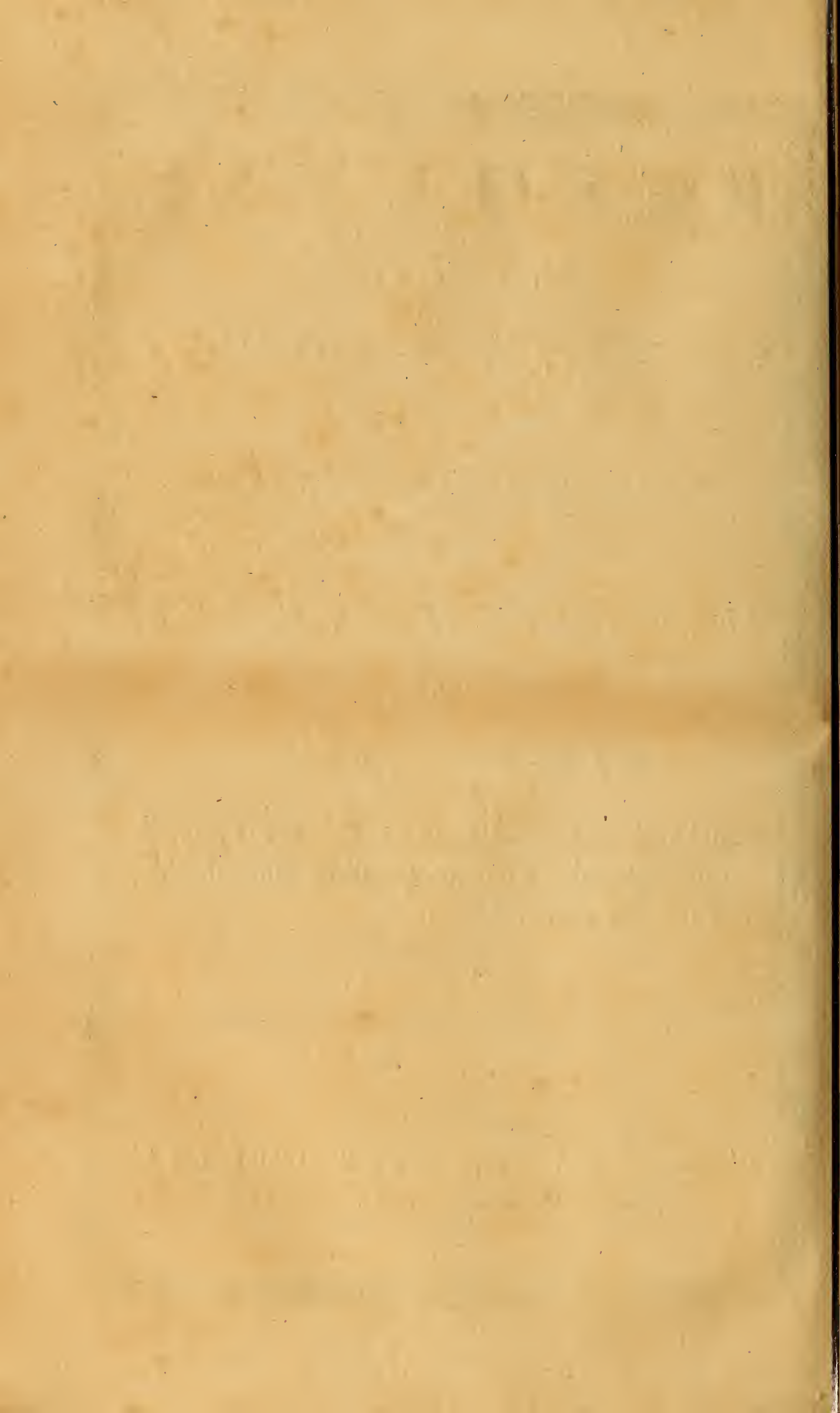
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RESOLVES
OF THE
GENERAL COURT
OF THE
COMMONWEALTH
OF
MASSACHUSETTS,
IN
NEW-ENGLAND ;

Begun and held at *Boston*, in the County of *Suffolk*,
on Wednesday the Twenty-ninth Day of *May*,
Anno Domini, 1782.

B O S T O N :
Printed by NATHANIEL WILLIS,
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G E N E R A L C O U R T

O F T H E

Commonwealth of *Massachusetts*,

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday
the Twenty-Ninth Day of *May*, Anno Domini, 1782.



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West-Stockbridge,

Alford, Mr. John Adams.

New-Ashford,

Ashawelut-Equiva'ent,

Adams, Enos Parker, Esq.

New-Providence,

Lee,

Tauonick-Mountain.

By the return of the Votes of the qualified Electors in the several Towns within the Commonwealth, it appeared, that

H. Excellency JOHN HANCOCK, Esq;

Was chosen GOVERNOR, and

H. Honor THOMAS CUSHING, Esq; Lieutenant-Governor,

By a Majority of Votes.

The two Branches of the General Court made choice of the following Gentlemen, Councillors, to advise the Governor for the Current Year, viz,

Hon. Jeremiah Powell,
William Seaver,
Walter Spooner,

Benjamin Chadbourne,
James Prescott,
Samuel Holten,

Moses Gill,
Azor Ornt,
Joseph Hawley, Esq's:

and JOHN AVERY, Esq; was elected Secretary.

The Honorable the Senate made choice of Mr. WILLIAM BAKER, jun. for their Clerk, and the Honorable House of Representatives made choice of Mr. G. R. MOTT, to be their Clerk.

I.

Resolve for adjourning the Maritime Court, to the 25th June inst. June 16
1782.

WHEREAS it appears to this court, that it will be inconvenient to the parties concerned and interested in the causes pending at the Maritime Court, of the middle district, to be held at Salem, upon the 11th day of June instant, to attend at that time: Therefore,

Resolved, That the Maritime Court, appointed to be holden at Salem, upon the 11th day of June next, be, and hereby is adjourned and put off to the 25th day of the same Month, then to be holden at said Salem, in the county of Essex; and all causes now pending therein, or notified for trial thereupon, the said 11th day, shall be heard, tried and determined in the same manner, on the said 25th, as they could be upon the said 11th day, and all depositions and other proceedings taken for the same Court, shall be received upon the said 25th day, in the same manner as it they were taken to be there used.

II.

Resolve on the petition of Sarah Henderson and others, granting them liberty to go to Halifax. June 1, 1782.

On the petition of Sarah Henderson, Mary Angitt, Sarah Burrill, Naomi Bangs and Rebecca Bangs:

Resolved, That Sarah Henderson, Mary Angitt, Sarah Burrill, Naomi Bangs, and Rebecca Bangs, have leave to go to Halifax in the next cartel, not to return again unless leave therefor be first obtained from the General Court, for reasons set forth in their petitions; and that the commissary of prisoners be, and he hereby is directed, to take especial care to prevent the aforesaid persons from conveying any letters of intelligence to the enemies of the United States.

III.

Resolve empowering the Justices of the Court of General Sessions of the Peace, for the county of Berkshire, to assess six hundred and forty-five pounds, to discharge the debts due from said county, and to defray the necessary expences thereof. June 3, 1782.

On the representation from the Court of General Sessions of the Peace, for the county of Berkshire:

Resolved, That the Justices of the Court of the General Sessions of the Peace for the said county of Berkshire, be, and the said Justices hereby are enabled and empowered, to direct an assessment of the sum of six hundred and forty five pounds, lawful money, to discharge the debts due from the said county, and to defray the necessary expences thereof, agreeable to the laws of this Commonwealth, and that the Secretary of this Commonwealth transmit this resolve to the clerk of the said Court.

IV.

Resolve granting ninety pounds to John Hopkins, Commissary of prisoners, to fit out the sloop Duxborough, as a cartel. June 3, 1782.

On the petition of John Hopkins:

Resolved, That John Hopkins, be, and he is hereby directed, to fit out the sloop Duxborough, as a cartel, and to send in her to New-York, as many nay prisoners now in his possession, for the purpose of having them exchanged with Americans, as she will conveniently carry. And

And be it further *Resolved*, That in order to enable the said *Hopkins* to effect the same, the sum of *ninety pounds* be paid him out of the treasury of this Commonwealth; the said *Hopkins* to be accountable for the same.

V.

Resolve permitting *Mary Hathaway* and *Wealthy Ruggles*, to go to *New-York*.
June 3, 1782.

On the petition of *Mary Hathaway* and *Wealthy Ruggles*, praying for liberty to go to their husbands, at *New-York* :

Resolved, That the prayer of the petition be so far granted, that they have liberty to go to *New-York*, in the first cartel, provided they go at their own expence, and do not return again without leave from lawful authority; and the commissary of prisoners is hereby directed to provide against the said petitioners carrying with them any letters or other papers, dangerous to the safety of the United States.

VI.

Resolve on the memorial of *Samuel Wood*, of *Northborough*. June 3, 1782.

On the memorial of *Samuel Wood*, of *Northborough* :

Resolved, That there be paid out of the treasury of this Commonwealth, to *Samuel Wood*, the sum of *eleven pounds four shillings and nine pence*, being the sum allowed to said *Wood* for his being agent for the estates of *Michael Martyn*, *James Eager*, and *John Eager*, as allowed by the Judge of Probate for the county of *Worcester*, there being no personal estate in the hands of said agent, and the real estate being taken out of his hands by the committee for selling absentees estates in said county, agreeably to a resolve of the General Court for said purpose.

VII.

Resolve granting *thirty-six pounds seven shillings and ten pence*, to *John Cunningham*.
June 4, 1782.

On the petition of *John Cunningham* : Whereas the commissioners of the county of *Worcester*, have rendered their accounts to the Judge of Probate for said county, are now discharged as commissioners, and the monies arising from the sales of the estate of *John Chandler*, Esq; an absentee, are paid into the treasury : Therefore,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *John Cunningham*, *thirty-six pounds seven shillings and ten pence*, being so much due from *John Chandler*, Esq; an absentee, for furniture received, provided that the effects of said *Chandler* amount to a sufficient sum to pay all the other creditors demands against said *John Chandler*.

VIII.

Resolve appointing a committee to receive, examine and pass upon all accounts, as also upon pay-rolls. June 4, 1782.

Resolved, That *Abraham Fuller* and *Ephraim Starkweather*, *Seth Washburn*, *Joseph Noyes*, and *Miles Greenwood*, Esquires, be, and they are hereby appointed a committee, whose business shall be to receive, examine and pass upon all accounts (not otherwise ordered) which shall be exhibited to them for allowance, for services done in pursuance of any resolve or order of the General Court, provided such accounts be properly vouched and authenticated; and the doings of the said committee, agreeably to any vote or resolve of the General Court respecting such

such accounts, or any three of the committee, who are hereby constituted a quorum, shall be valid, as well during the recess as the sitting of the said Court.

And it is further *Resolved*, That said committee shall keep a particular record, expressing the names of the persons whose accounts they shall allow, the towns to which they belong, for services done, and the sums allowed and paid to them respectively, which record shall be laid before the General Court once in every session, for their inspection.

And it is further *Resolved*, That said committee, or any three of them, as aforesaid, shall be authorized to pay any such accounts as shall be exhibited to them, that appears properly vouched and authenticated, as above-mentioned, and shall apply to the General Court from time to time for money for that purpose.

And it is further *Resolved*, That the above committee examine and pass upon the pay-rolls of such troops as are or may be raised in the pay of this Commonwealth. And his Excellency the Governor, with advice of Council, is hereby requested to draw warrants for the payment of such rolls as they the committee shall allow, provided that the rolls so passed shall be agreeable to the resolves and orders of the General Court.

IX.

Resolve entitling *Joshua Gray* to a pension of *ten shillings* per month, from the 11th of *October*, 1776, to the 11th of *April*, 1781. June 4, 1782.

On the representation of John Lucas, commissary of pensioners, in favour of Joshua Gray :

Resolved, That *Joshua Gray* be entitled to a pension of *ten shillings* per month, from the 11th day of *October*, 1776, the time he was wounded, until the 11th day of *April*, 1781, being four years and six months, and then to cease, he being after the last mentioned time fit for military duty.

X.

Resolve granting *forty-five pounds* to *Ross Wyman*, for 1 four pound cannon delivered in 1775. June 5, 1782.

On the petition of Ross Wyman, praying for payment for 1 four pound cannon, which he delivered to Capt. Foster, of the Artillery Park, in the year 1775, as set forth in his petition.

Resolved, That the prayer of the petition be granted, and that there be allowed and paid out of the treasury of this Commonwealth, the sum of *forty-five pounds*, in full compensation for said cannon.

XI.

Resolve on the petition of *Capt. Thomas Hovey*. June 5, 1782.

On the petition of Capt. Thomas Hovey, praying to be empowered to draw certain monies out of the treasury that he has advanced to soldiers under his command.

Resolved, That the prayer be so far granted, that the Treasurer be, and is hereby directed, to pay out of the public treasury, to *Capt. Thomas Hovey*, the sum of *thirty-five pounds three shillings and three pence*, upon his delivering to the Treasurer the receipts for the several sums set against the respective names, in the annexed schedule, any law or resolve to the contrary notwithstanding.

XII.

Resolve on the petition of *Capt. Job Sumner*. June 5, 1782.

On the petition of Job Sumner, Captain of the third Massachusetts regiment in the

the Continental army; praying that his first depreciation note and also that the first depreciation notes of several soldiers (mentioned in a schedule accompanying said petition) may be paid them.

Resolved, That the Treasurer be, and he hereby is directed, to pay the said Job Sumner, the sums due to him, and the soldiers referred to in his petition, their first depreciation notes, together with the interest, in orders or receipts upon such persons as the said Job Sumner shall name to him, having in their hands monies belonging to the Commonwealth.

XIII.

Resolve on the petition of Larkin Thorndike. June 5, 1782.

On the petition of Larkin Thorndike, setting forth that he has lately purchased part of the estate of Lendell Bowland, Esq; an absentee, and that by misfortunes at sea and government's not paying him his just demands on them, he is at present unable to make payment for said estate, agreeable to his contract, therefore prays he may have the credit of government for four hundred pounds, for one year :

Resolved, That the committee for the sale of absentees estates in the county of Essex, be, and they hereby are directed and impowered, to take Larkin Thorndike's promissary note of hand for the sum of four hundred pounds, payable to the Hon. Henry Gardner, Esq; Treasurer and Receiver-General of this Commonwealth, or his successor in said office, for the use of government, in one year from the date of this resolve, with interest for the same till paid, which shall be received by said committee in part pay towards said estate, any law or resolve to the contrary notwithstanding.

XIV.

Resolve on the petition of Capt. Amos Lincoln, intitling him and his company to the same privileges as the officers and soldiers of the Continental army, as far as respects their depreciation notes, and directing the Commissary to settle with the said company, and allow them their back rations. June 6, 1782.

On the petition of Capt. Amos Lincoln, praying that the officers and soldiers in his company may have their first depreciation notes paid them, also representing that he is taxed for his poll by the assessors of the town of Boston, which he conceives to be unjust :

Resolved, That the prayer of the petition be so far granted, that the said Capt. Lincoln and his company shall be entitled to the same privileges as the officers and soldiers of the Massachusetts line of the Continental army, as far as respects the payment of their depreciation notes.

And it is further *Resolved*, That the Commissary be directed to settle with the said Capt. Lincoln and officers under him, and allow them their back rations up to this time, and continue to issue them in future, agreeable to the establishment on which said company were raised.

XV.

Resolve on the memorial of Stephen Longfellow, directing the sheriff or deputy to return not satisfied the execution against the town of Gorham, issued by the Treasurer of this Commonwealth, June 7, 1782.

On the memorial of Stephen Longfellow.

Resolved. That the sheriff of the county of Cumberland, his under sheriff or deputy be, and hereby is directed, to return not satisfied the execution against the town of Gorham, issued by the Treasurer of this Commonwealth, on account of the deficiency of said town in procuring one of the quota of Continental soldiers assigned them by the resolve of the second of December, 1780 ; that forty

days from this time be allowed for determining the dispute between the said town and the town of *Newbury-Port*, respecting the soldier mentioned in said memorial, and if the said town shall within the said forty days produce a certificate from the muster-master, who may decide said dispute that the said soldier belongs to the said town of *Gorham*, and deliver the same to the said Treasurer, then the Treasurer is hereby directed to discharge the said town of the sum required on account of said deficiency, but if the town of *Gorham* shall neglect to produce and deliver such certificate to the said Treasurer, within the space of time aforesaid, then the said Treasurer is hereby directed to issue alies executions against said town of *Gorham*, for said sum, with the cost of former execution.

And it is further *Resolved*, That executions against said town of *Gorham* for the beef taxes be, and hereby are directed, to be stayed for the space of two months from this time, any law or resolve to the contrary notwithstanding.

XVI.

Resolve on the petition of the Selectmen of the town of *Barnstable*. June 7, 1782.

On the petition of the selectmen of the town of Barnstable, praying that the whole public demand of the Treasurer of this Commonwealth, on Benjamin Goodspeed, constable for the town of Barnstable, be paid and discharged out of the money due from this Commonwealth to the town of Barnstable, for the six months soldiers wages paid by said town in the year 1780 :

Resolved, That the sum of three hundred fifty-four pounds thirteen shillings and nine pence, due from said Benjamin Goodspeed to the Treasurer of the said Commonwealth, be deducted from the sum of four hundred eighty-four pounds twelve shillings, due to the said town of *Barnstable* from the said Commonwealth ; and the said Treasurer is hereby directed and ordered to discount the said sum due from the said Goodspeed, out of the money due to said town accordingly.

XVII.

Resolve on the petition of *Edward Martyn*. June 7, 1782.

On the petition of Edward Martyn, praying that a small real estate, given by will to him and others in shares, may be settled without a division of the land, for reasons mentioned in the petition.

Whereas it appears to this Court, that a division of said land will be attended with considerable loss to said heirs :

Therefore,

Resolved, That the Judge of Probate of wills for the county of *Worcester*, be, and he is hereby fully authorized and empowered, to make a distribution and settlement of the real estate of *John Martyn*, late of *Northborough*, innholder, deceased, to and among his children, legatees, in the same proportions mentioned in said will, without a division of said land, in the same manner as if said deceased had died intestate, the said will or any law to the contrary notwithstanding.

XVIII.

Resolve relating to fire-arms delivered by a resolve of the 20th September, 1777. June 10, 1782.

Whereas the General Court, by a resolve passed the 20th September, A. D. 1777, directed the Commissary-General to furnish the eight months soldiers with fire-arms and accoutrements, the same to be charged to their respective towns, and to be paid for by them, unless returned : And whereas in many instances such soldiers were compelled to deliver said fire-arms and accoutrements to the keeper of the Continental store, previous to their departure from the army :

Therefore,

Resolved,

Resolved, That in all instances where it shall be made to appear to the committee for settling with public defaulters, by sufficient vouchers, that such fire-arms and accoutrements were delivered to the keeper of said stores, that said committee be, and hereby are directed, to discharge such towns of all demands for the same.

And it is further *Resolved*, That the said committee be, and hereby are directed, to deliver the committee for stating and methodizing public accounts, a list of all such fire-arms, with the vouchers for the delivery of the same, to the keeper of the said stores, in order that the same may be charged to the United States.

XIX.

Resolve on the petition of *Thomas Flynt* and others. June 10, 1782.

On the petition of Thomas Flynt and others:

Resolved, That his Excellency the Governor, with advice of Council, be requested to give a passport to *Benjamin Browne*, *James Kelley* and *Thomas Flynt*, to return to their habitations in *Nova-Scotia*.

Also *Resolved*, That the Commissary-General furnish the said petitioners twelve days rations for sixty-five men.

Also *Resolved*, That the naval officer for the port of *Salem*, inspect all the letters and papers they may carry with them.

XX.

Resolve on the petition of *Ebenezer Crosby*, directing the committee for the sale of absentees estates in the county of *Suffolk*, to receive certain depreciation notes of said *Crosby*. June 10, 1782.

On the petition of Ebenezer Crosby, praying relief in case therein stated.

Resolved, That the committee for the sale of estates of absentees in the county of *Suffolk*, be, and they hereby are empowered and directed, to receive of the said *Ebenezer Crosby*, certain depreciation notes paid to him by the Treasurer of this Commonwealth, for services as surgeon in the Continental army, and made payable on the first day of *March*, A. D. 1781, so far as may be sufficient to discharge a certain mortgage executed by *Joseph Crosby*, Esq; deceased, to *Isaac Winslow*, Esq; an absentee, on the 5th of *August*, 1768, as security for the payment of one hundred pounds, lawful money, with interest thereon, and that on receipt thereof, the said committee on the behalf of this Commonwealth, give a proper and legal discharge to the said *Crosby*, and cancel the said mortgage at the registers office in the county of *Suffolk*, aforesaid.

XXI.

Resolve on the petition of Lieutenant *William Andrews*. June 10, 1782.

On the petition of Lieutenant William Andrews,

Resolved, That there be paid out of the treasury of this Commonwealth, the amount of the second depreciation note belonging to Lieutenant *William Andrews*, agreeable to the scale for adjusting said notes, for reasons set forth in his petition, any law or resolve to the contrary notwithstanding.

XXII.

Resolve directing the commissary-general to procure certain articles, on the petition of *John Lane*, in behalf of the *Amescoggin* Indians. June 10, 1782.

On the petition of John Lane, in behalf of the Amescoggin Indians, praying to be supplied with a number of articles.

Resolved,

Resolved, That the Commissary-General be, and he is hereby directed, to procure the following articles (and send them to some suitable person who resides near where said Indians live, to be disposed of to said Indians at a reasonable price, and receive the pay therefor in skins or furs, which the Commissary is directed to receive on account of this Commonwealth) *viz.* two dozen fish-hooks, five guns, twenty-six pounds gun-powder, one hundred pound buck-shot and musket-ball, thirty-three blankets, one hundred sewing needles, thirteen Indian knives, cloth sufficient for thirteen pair Indian stockings, ten dozen flints, fourteen yards stuff for Indian petticoats, twenty pounds tobacco, two pounds vermilion, thirty-three shirts and shifts, or cloth sufficient to make them; and the Commissary aforesaid is directed to deliver such of the foregoing articles as he shall judge necessary, to the two Indians who are now in *Boston*.

And it is also *Resolved*, That such of the aforesaid articles as the Commissary-General has not on hand, the Agent of this Commonwealth is directed to supply, provided he has them on hand.

XXIII.

Resolve on the petition of the selectmen of *Rehoboth*, directing the sheriff of the county of *Bristol* to return the execution unsatisfied. *June 10, 1782.*

On the petition of the selectmen of Rehoboth, praying that the execution from the Treasurer of this Commonwealth, against said town, for seventeen men, ordered to be raised for filling up the Continental army, agreeably to a resolve passed in March last, be recalled without cost to the said town, for reasons set forth in the said petition:

Resolved, That the prayer of the petition be so far granted, that the sheriff of the county of *Bristol* be, and he hereby is directed, to return the said execution wholly unsatisfied, and that the Treasurer of the Commonwealth be directed not to issue an alias execution against said town, until the 15th day of *July* next, which time is given to the said town of *Rehoboth* to compleat their returns of their quota of the men to be raised agreeably to a resolve of *March* last, for filling up the Continental army. And in case the said town shall make a regular return of their quota as aforesaid, by the time above-mentioned, the said town shall not be subjected to any cost on account of the execution aforesaid, otherwise shall be holden to pay all the costs that have arisen or may arise by reason of their neglect.

XXIV.

Resolve directing the Treasurer to deliver the Commissary-General all the pearl and pot-ash in his hands, and to dispose of the same, together with a quantity of beef and lead. *June 10, 1782.*

On the letter from the Commissary-General to his Excellency the Governor, representing his want of sundry stores:

Resolved, That the Hon. *Henry Gardner*, Esq; Treasurer of this Commonwealth, be, and he hereby is directed, to deliver to *Richard Devens*, Commissary-General, all the pearl and pot-ash belonging to this Commonwealth, now in his hands, taking his receipt for the same.

Resolved, That *Richard Devens*, Commissary-General, sell, on the best terms he can, all the pearl and pot-ash he shall receive of the Treasurer aforesaid; also that he sell five tons of lead, and between two and three hundred barrels of beef, and that with the proceeds he purchase such articles for the Commonwealth, as shall enable him to comply with the orders of government, he to be accountable for the same.

XXV.

A grant of twenty-five pounds to John Brock. June 10, 1782.

On the petition of John Brock :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the said John Brock, the sum of twenty five pounds, in order to support him in his very advanced age.

XXVI.

A grant of six thousand pounds, to the committee appointed for allowing and passing accounts June 10, 1782.

Whereas it appears to this Court, that a sum of money is necessary to be appropriated for payment of such accounts as have or may be allowed by the committee for examining and passing accounts.

Therefore Resolved, That the sum of six thousand pounds be paid out of the treasury of this Commonwealth to the committee appointed for allowing and passing accounts, out of the monies to be drawn in by the State tax of October last ; the said committee to be accountable for the expenditure of the money they shall receive.

XXVII.

Resolve appointing the Hon Increase Sumner, Nathaniel Gorham, and Seth Washburne, Esq's. to repair to the county of Barnstable, for the purpose mentioned in a resolve passed 30th January, 1782. June 10, 1782.

Whereas by a resolve of the General Court, made and passed the 30th day of January, 1782, Noah Goodman, Abner Holden, and John Fessenden, Esq's. were appointed a committee to repair to the county of Barnstable, and view the circumstances thereof, and hear all persons concerned and report thereon : And whereas upon application from the several towns in the county of Barnstable, representing the distressful circumstances of the inhabitants of said county in general, and their inability to comply with the requisitions of government for supplying their quota of men and beef for the Continental army, February 2, 1782 :

It is further Resolved, That Noah Goodman, Abner Holden, and John Fessenden, Esq's. appointed a committee by the said resolve of the 30th of January aforesaid, to go into the towns of Yarmouth, Harwich, Eastham and Chatham, in the county of Barnstable, were directed to go into all the other towns in said county, for the purposes mentioned in said resolve, and make their report accordingly.

And whereas the said Noah Goodman, Abner Holden, and John Fessenden, Esq's. have not attended that service : Therefore,

Resolved, That the Honorable Increase Sumner, Nathaniel Gorham, and Seth Washburne, Esq's. be a committee to be joined with such other person as the honorable Senate shall see fit to join, instead of the said Noah Goodman, Abner Holden, and John Fessenden, Esq's. to repair to the county of Barnstable, and view the towns therein, and report thereon, agreeable to the said resolves, any thing in the aforesaid resolves notwithstanding.

XXVIII.

Resolve on the petition of Nathaniel Glover. June 11, 1782.

On the petition of Nathaniel Glover :

Resolved, That the resolve of the General Court of the sixth of May last, empowering the said Nathaniel Glover to bring an action against Ephraim and Jo-

fiab Bacm. for obtaining the payment of a sum of money due on a bond given to *Jonathan Simpson* for one hundred pounds, and to pursue the same action to final judgment and execution, any law or usage to the contrary notwithstanding.

XXIX.

Resolve making an establishment for the staff and field officers and commissioned officers, who marched in the alarm in *October* last, from the county of *Berkshire*. *June 11, 1782*

Resolved, That all staff and field officers, and commissioned officers, commanding companies who marched on the alarm in *October* last, from the county of *Berkshire*, by order of *General Fellows*, make up their rolls for allowance, agreeable to the Continental establishment, for themselves and companies, and that said rolls, after being examined and allowed by the committee on muster-rolls, be paid, and the same charged to the Continent.

XXX.

Resolve authorizing *Elizabeth Freeman* to make sale of three pieces of marsh mentioned in her petition. *June 13, 1782.*

On the petition of Elizabeth Freeman, wife of Isaac Freeman, of Boston, praying that she may be enabled to make sale of three small pieces of marsh, belonging to the estate of the said Isaac, for reasons mentioned in said petition:

Resolved, That the prayer of said petition be granted, and that the said *Elizabeth* be, and hereby is fully authorized, to sell the above-said pieces of marsh on the best term she can, and make and execute a good and lawful deed or deeds of the said marsh, to any person or persons who shall purchase the same, and apply the money arising by the said sale to the purposes mentioned in said petition.

XXXI.

Resolve on the petition of *Rebecca Munro*. *June 13, 1782.*

On the petition of Rebecca Munro, praying that she may receive the payment of monies due to her late husband, Capt. Edmund Munro, for reasons set forth in said petition:

Resolved, That there be paid out of the public treasury, to the said *Rebecca Munro*, the monies due upon two depreciation notes, which were given to her late husband, *Capt. Edmund Munro*, and became payable the one on the first day of *March, 1781*, and the other on the first day of *March, 1782*.

Further Resolved, That the executors or administrators of such officers and soldiers as have been slain in battle, or have died in actual service, be, and hereby are placed in the same situation for receiving the payment of the depreciation notes given to such officers and soldiers, as they themselves would be in were they still living and in actual service.

XXXII.

Resolve empowering *Nathaniel Gorham, Esq;* to make sale of the land mentioned in his petition. *June 13, 1782.*

On the petition of Nathaniel Gorham, Esq; praying for licence to make sale of certain lands in his petition mentioned, for reasons therein set forth:

Resolved, That the prayer of the petition be granted, and that the petitioner be, and he is hereby fully empowered, to make sale of the land in his petition mentioned, for the most he same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, he observing the rules

rules and directions of the law for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the county of *Worcester*, that the proceeds of said sale shall (after deducting the charge of sale, and paying the deceased's just debts) be paid to the deceased's heir.

XXXIII.

A grant of *sixty pounds* to *Charles Cushing, Esq;* clerk of the Supreme Judicial Court. June 13, 1782.

On the petition of Charles Cushing, Esq; residing clerk of the Supreme Judicial Court :

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to said *Charles Cushing*, the sum of *sixty pounds*, in full compensation for his services as clerk of the Supreme Judicial Court of said Commonwealth, from the 6th of *March*, 1781, to the 6th of *March* last.

XXXIV.

Resolve on the petition of *Col. Thomas Marshall.* June 14, 1782.

On the petition of Col. Thomas Marshall :

Resolved, That the Treasurer of this Commonwealth be directed, and he is hereby accordingly directed, to receive of *Col. Thomas Marshall*, his depreciation now due in *March*, 1781, in part for what may be due from said *Marshall* to the committee for selling absentees estates in the county of *Middlesex*.

XXXV.

Resolve on the petition of *Gilbert Dench*, in behalf of the tenants of Harvard-College, in the towns of *Hopkinton* and *Upton.* June 15, 1782.

On the petition of Gilbert Dench, in behalf of the tenants of Harvard-College, in the towns of Hopkinton and Upton :

Whereas many and great inconveniences have arisen to the tenants of lands in the towns of Hopkinton and Upton, held by lease from the trustees appointed by the Court of Chancery, to purchase lands, for perpetuating the charity of Edward Hopkins, Esq; to Harvard-College, and the grammar-school in Cambridge, and also much difficulty to the said trustees from the present mode of collecting the quit-rents from the said tenants : Therefore,

Resolved, That for the term of seven years next ensuing, all the lands held by lease from the trustees aforesaid, together with the polls, buildings and personal estates of the holders thereof, in the aforesaid towns of *Hopkinton* and *Upton*, shall be assessed in all taxes to be levied on the estates and polls of the inhabitants of this Commonwealth, as fully and in the same manner and proportions, as though the said lands were held in fee simple, by the possessors thereof; and that the collectors or constables of the said towns be, and they hereby are empowered and directed, to pay out of the sum by them received for taxes assessed as aforesaid, such quit-rents as may from time to time become due to the trustees aforesaid, into the hands of their Treasurer for the time being, taking duplicate receipts for the same. And the Treasurer of this Commonwealth is hereby directed, on receiving one of those duplicate receipts, to discharge the said constable or collector of so much of the tax or taxes committed to him to collect, in the said town of *Hopkinton* and *Upton*, on any general assessment on the inhabitants of this Commonwealth : And in case the constables or collectors of the said towns, or either of them, shall refuse or neglect to pay the quit-rents aforesaid, to the Treasurer of the said trustees as aforesaid, the Treasurer of this Commonwealth

monwealth is hereby directed, to issue his executions for the same, and on receipt thereof, to pay the amount of the said quit-rents into the hands of the Treasurer of the said trustees, taking duplicate receipts for the same, one of which to be deposited in the Secretary's office, any act or resolve of the General Court to the contrary notwithstanding.

XXXVI.

Resolve requesting the Governor, with advice of Council, to remove *Abel Dunsmore* and others from *Northampton* goal, to the goal in *Bolton*, and to pursue vigorous measures for the apprehending other rioters in the county of *Hampshire*. June 17, 1782.

Whereas Samuel Ely, before the Supreme Judicial Court holden at *Northampton*, within and for the county of *Hampshire*, on the last Tuesday of April last past, was convicted of high crimes and misdemeanors, and was thereupon sentenced to confinement for a term not yet elapsed: And whereas a large number of disorderly and seditious persons, on the 12th day of June current, riotously assembled, did violently break the goal in *Springfield*, in the said county, where the said Ely was confined, and thereupon set the said Ely at large, and perpetrated many other great and dangerous enormities, threatening the subversion of the constitution, and the ruin of our liberties, and *Abel Dunsmore*, *Perez Bardwell*, and *Paul King*, are now confined as being concerned in the said riotous conduct:

Resolved, That his Excellency the Governor, by and with the advice and consent of Council, be, and he hereby is requested, to issue his warrant, directed to the sheriff of the said county, to remove the said *Abel Dunsmore*, *Perez Bardwell*, and *Paul King*, under such guard as the said sheriff shall judge necessary, from the goal in *Northampton*, where they are now confined, to such goal as in the said warrant may be expressed, there to remain in said custody until the said *Samuel Ely* shall be returned to goal, and until the said *Abel Dunsmore*, *Perez Bardwell*, and *Paul King*, shall give assurances of future quiet and good behavior; and when the said *Samuel Ely* shall be returned to prison, and they shall give such assurances, the Governor, with the advice and consent of Council, shall be and hereby is empowered and requested, to release and discharge them respectively from their said confinement. And his Excellency the Governor, with the advice and consent of Council, is hereby requested to adopt and pursue such vigorous, effectual, and energetic measures, as may be necessary to reduce to subjection, and bring to condign punishment, the authors and perpetrators of the said tumult, and any person or persons who may oppose the due execution of law within the said county.

And it is further *Resolved*, That it is the indispensable duty of the good people of this Commonwealth, to give their aid to such measures as may be necessary for the purposes aforesaid, and to support the executive authority herein, with their lives and fortunes. And if the said *Ely* shall be returned to confinement, according to his said sentence, that the Governor, with the advice and consent of Council, be, and he is hereby empowered and requested, to cause him the said *Ely* to be removed to such place of safe confinement as they shall direct, in some common goal within this Commonwealth.

And it is further *Resolved*, That all persons who have heretofore aided the sheriff of the said county in support of the constitutional authority of this Commonwealth, and who shall hereafter aid him therein, shall be allowed and paid a reasonable sum therefor, their names, together with their rank they respectively hold in the militia, together with the time and nature of the service, being made known to the General Court by the said sheriff.

And

And it is further *Resolved*, That his Excellency the Governor be, and he is hereby requested, to make known to *Elisha Porter*, Esq; the said sheriff, the high estimation in which the Assembly hold the important services he has rendered the government in the execution of the duty of his office, in the time of danger; and that he request the said sheriff to present the thanks of the General Court to the well-disposed inhabitants of the said county, to whose patriotic exertions the government is so much indebted, and particularly to *Wareham Parks*, Esq; Brigadier of the said county, for his zeal and firmness on an occasion so important, and to *Capt. Solomon Allen*, for his cool, gallant and spirited conduct on this and former emergencies.

XXXVII.

Resolve on the petition of *John Webber*. June 17, 1782.

On the petition of *John Webber*, of Wells, setting forth, That he enlisted into the Continental service for three years, in January, 1777, and at the retreat at Ticonderoga, was captured by the enemy, and sent to Quebec, from thence to Great-Britain, where he remained a prisoner in goal until the 15th of December, 1781; then being exchanged, went to France, from whence he returned home to Wells, the 28th of April last,--praying he may be allowed his wages, &c. until he returned home:

Resolved, That the prayer of the petitioner be so far granted, that the committee for settling with the army be, and hereby are directed, to settle with said *Webber* to the 31st of December, 1780, in the same manner as they settle with other soldiers in the Continental army for this State's quota, the same to be charged to the United States.

XXXVIII.

Resolve on the petition of *Robert Orr*, guardian to *Matilda*, *Stephen* and others, children of *Stephen Whitman*, empowering him to sell the upland and buildings mentioned. June 17, 1782.

On the petition of *Robert Orr*, guardian to *Matilda*, *Stephen*, *Independence* and *Mary*, children of *Stephen Whitman*, deceased, praying for liberty to sell the real estate of said *Whitman*, containing thirty-nine acres of upland with buildings thereon, lying in *Bridgewater*, in the county of *Plymouth*, for the benefit of said children, minors, for reasons set forth in his petition:

Resolved, That the prayer of said petitioner be granted, and that the said *Robert Orr* be, and he is hereby empowered and directed, to make sale of said thirty-nine acres of upland, with the buildings thereon, for the most it will fetch, and to make out and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules and directions of law for the sale of real estates by executors and administrators, he first giving bonds to the Judge of Probate for the county of *Plymouth*, for the expenditure thereof.

XXXIX.

Resolve empowering the selectmen of the town of *Cambridge*, to make such alterations in the great-bridge in *Cambridge*, as shall be thought most beneficial to the public. June 17, 1782.

On a representation to this Court, that in the year 1775, at the request of the commander in chief, the construction of the great bridge in *Cambridge*, over *Charles-river*, was such, that the leaves of the same bridge might be drawn up in a perpendicular direction, for the purpose of preventing the access of the British army to the said town, which is now found very inconvenient to the adjacent towns, and to the public:

E

Therefore.

Therefore *Resolved*, That the selectmen of the town of Cambridge be, and they are hereby empowered, to discontinue the leaves of the said bridge, and construct the same in such manner as shall be thought most beneficial to the public.

XL.

A grant of *sixty-seven pounds ten shillings*, to *Alexander Hill*. June 18, 1782.

Resolved, That there be allowed and paid out of the public treasury, unto *Alexander Hill*, *sixty-seven pounds ten shillings*, in full for his service from the first day of *November*, 1781, to the twentieth day of *March*, 1782, inclusive, as one of the committee for settling the accounts of the late Board of War.

XLI.

Resolve empowering *Samuel Fish*, guardian to *Elisha Cox*, a minor, to make sale of the land mentioned in his petition. June 18, 1782.

On the petition of Samuel Fish, guardian for Elisha Cox, a minor, praying for liberty to sell a tract of land, for reasons set forth in his petition :

Resolved, That the prayer of his petition be granted, and that he the said *Samuel Fish*, in his capacity of guardian, is hereby authorized and empowered, to make sale of the said lands, for the most the same will fetch, and to make and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules and directions of law for the sale of real estate by executors or administrators, he first giving bonds to the Judge of Probate for the county of *Middlesex*, that the money arising by the sale shall be appropriated agreeable to the rules and directions of law.

XLII.

Resolve upon the petition of *Joseph Lee*, of *Marblehead*. June 18, 1782.

Upon the petition of Joseph Lee, of Marblehead, in the county of Essex, merchant, agent for the estate of Joseph Hooper, late of the same Marblehead, gentleman, an absentee :

Resolved, That the actions mentioned in said petition, viz. an action commenced by *Robert Hooper*, of the same *Marblehead*, Esq; against said *Joseph Hooper*, and an action commenced by said *Robert Hooper*, *Robert Hooper* the third, and *Sweet Hooper*, against said *Joseph Hooper*, at the Inferior Court of Common Pleas held at *Salem*, within and for said county of *Essex*, on the second Tuesday of *July*, A. D. 1775, which actions were re-entered in that Court on the second Tuesday of *July* last, agreeably to a former resolve of the General Court, and have been there further prosecuted and appealed to the Supreme Judicial Court, and now stand continued therein, be considered as if the same had been commenced against said *Joseph Lee* in his said capacity of agent, and had been regularly continued from said term of *July*, A. D. 1775, to the term of *July*, A. D. 1781, when the same were re-entered; and said agent, in his said capacity, may defend the same as if commenced as aforesaid, and the demand made in said actions, and all other demands against said *Joseph Hooper's* estate, shall be liquidated and adjusted according to the laws of this Commonwealth, concerning the estates of absentees, and the payment of debts due from them; and said agent shall have advantage in his said defence of all the laws and resolves of this Commonwealth, which have at any time passed concerning absentees estates, and the payment of debts due from them, any former resolve of this Court notwithstanding.

XIII.

Resolve on the petition of *Jonathan Pettibone*, administrator on the estate of *Joseph Keeler*, late of *Lanesborough*, in the county of *Berkshire*, deceased. June 20, 1782.

On the petition of Jonathan Pettibone, administrator on the estate of Joseph Keeler, late of Lanesborough, in the county of Berkshire, deceased, praying for liberty to make and execute a deed of a certain lot of land to David Burton, for reasons set forth in his petition :

Resolved, That the prayer of his petition be granted, and the said Jonathan Pettibone, in his capacity of administrator, be, and he is hereby fully empowered, to make and execute a good and lawful deed of the lands in his petition mentioned, to David Burton, he first giving bonds to the Judge of Probate for the county of Berkshire, that the proceeds of said sale shall be applied agreeable to the rules and directions of law.

XLIV.

Resolve on the petition of Elizabeth Hall and John Freeland. June 18, 1782.

On the petition of Elizabeth Hall and John Freeland, praying for licence to make sale of certain land, &c. in their petition mentioned, for reasons therein set forth :

Resolved, That the prayer of the petition be granted, and that the petitioners be, and they are hereby fully empowered, to make sale of said land and building in their petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, they observing the rules and directions of the law, for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the county of Middlesex, that the proceeds of said sale shall be applied in manner following, viz. the whole be put on interest for the benefit of the widow and heirs of the deceased, and the interest of one third part thereof paid annually to the deceased's widow, as dower, the other two thirds, both principal and interest, to be paid to the several heirs in legal proportion, as they respectively arrive at lawful age, and the principal of that part, the interest of which is assigned to said widow, as dower, at her decease, to be in like manner and in like proportion to said heirs.

XLV.

Resolve on the petition of Samuel Sewall, and Abigail his wife. June 18, 1782.

On the petition of Samuel Sewall, and Abigail his wife, praying for licence to make sale of sundry lots of land in their petition mentioned, for reasons therein set forth :

Resolved, That the prayer of said petition be so far granted, as that the petitioners be, and hereby are empowered, to sell one lot of said land, viz. No. 124, containing about one hundred acres, and lying on Presumpscutt river, and that a deed of said lot, executed in common form by said Samuel and Abigail, shall be valid and effectual to pass the same, the nonage of said Abigail notwithstanding.

XLVI.

Resolve directing Col. William Burbeck, to inspect all the powder belonging to this Commonwealth, and make return to the Commissary General. June 18, 1782.

Resolved, That Col. William Burbeck, Inspector of powder, be, and he hereby is directed, to inspect all the powder belonging to this Commonwealth, as soon as may be, and make a return of the same to Richard Devens, Esq; Commissary General, and that on the receipt thereof, the said Commissary General be, and he hereby is directed, to get all the damaged powder work'd over as soon as possible.

XLVII.

Resolve on the petition of *Samuel Hixson*. June 18, 1782.

On the petition of Samuel Hixson, guardian to two of his children, viz, Chloe and Zilphe, intitled to an estate of seventeen acres of land by their mother, deceased, praying for liberty to sell the same for the benefit of said children, as set forth in his petition:

Resolved, That the prayer of the petitioner be granted, and that he the said *Samuel Hixson*, is hereby authorized and impowered, to make sale of, and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules and directions of law, for the sale of real estates by executors and administrators, he giving bonds to the Judge of Probate, for the county of *Middlesex*. for the security of the proceeds of such sale, for the benefit of the said children.

XLVIII.

Resolve on the petition of *Seth Barnes*, of *Yarmouth*. in the province of *Nova-Scotia*. June 19, 1782

Upon the petition of Seth Barnes, of Yarmouth, in the province of Nova-Scotia.

Whereas it appears to this Court, that the inhabitants of Yarmouth, in Nova-Scotia, have in a variety of instances shewn a disposition of the most pacific and friendly tendency to the subjects of the United States, and have not taken an oath of allegiance to the crown of Great-Britain, and ought to be held as in amity with this State:

And whereas certain persons in the private armed schooner Dart, on the night of the 26th of April last, took a schooner loaded with fish, and owned by the petitioner, then lying without sails in the harbour of said Yarmouth, and in the most outrageous manner, broke into the house of the petitioner, and took and carried off a variety of property, contrary to the true intent and spirit of their commission, and to the dishonour of the government under which they held their commission.

Therefore Resolved, That the said *Seth Barnes*, be, and he hereby is authorized and empowered, to appear in any Maritime Court, and claim any property taken as aforesaid, and institute and pursue to final judgment and execution, such suits in the Courts of common law, as may enable him to recover and receive all such property; and that in all Courts, whether of a maritime or common law jurisdiction, he be, and hereby is empowered, to exercise all the rights and privileges, as far as shall respect such property, as fully as if he was an inhabitant of this Commonwealth; and the Courts aforesaid are hereby required and authorized, to allow him all the advantages and rights of a party in the said Courts, the same as if said *Seth Barnes* was a liege subject of this Commonwealth, any law or resolve to the contrary notwithstanding.

XLIX.

Resolve on the petition of *John Hunt*. June 20, 1782.

On the petition of John Hunt, setting forth, That at an Inferior Court of Common Pleas, last held at Boston, in and for the county of Suffolk, he commenced a suit against David Ropes, on which the said David made default, and that judgment by mistake was thereupon rendered for a sum less than the just debt or damage:

Resolved, That the prayer of the same be to far granted, as that the judgment and execution therein mentioned be, and hereby is annulled and reverted, and that the Inferior Court of Common Pleas to be held at *Boston*, in and for the county of *Suffolk*, on the second Tuesday of *July* next, be, and hereby is authorized and empowered, to enter a new judgment on said action, and award execution.

tion thereon, in the same manner and form as if the same action had been entered at the said term; the said *Ropes* to be notified thereof, by serving him with a copy of this resolve, at least fourteen days before any further proceedings be had thereon, and the said *John* to pay the costs thereof, unless he recover a greater sum in damages than what was obtained on the last judgment.

L.

A grant of *thirteen pounds and one penny*, to Col. *David Brewer*, for supporting several Indians. June 20, 1782.

The committee appointed to enquire into the cause of the Indians at Col. *Brewer's* not returning home, have attended that service, and find that the said Indians are indebted to Col. *Brewer* for support, and for a Doctor for one of them while sick: Therefore,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to Col. *David Brewer*, the sum of *thirteen pounds one penny*, in full for his supporting said Indians, and the further sum of *four pounds* in full for the Doctor's bill.

LI.

Resolve allowing pay to *Lewis de Maresquelle*, for the time he was absent in France. June 20, 1782.

On the petition of *Lewis de Maresquelle*, praying that he may be allowed his salary for the time that he was absent in France, it being by permission from the General Court:

Resolved, That the prayer of the petition be granted, and that he be allowed pay for the time he the said *Maresquelle* was absent in France.

LII.

Resolve granting pay to *Levi Shephard*, Esq; for sundry services. June 20, 1782.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Levi Shephard*, Esq; by a note, payable in the year 1785, the sum of *two hundred and six pounds ten shillings and four pence*, being the balance due to him, for pay while a Commissary of small stores, cloathing, &c. from the 4th day of *June*, 1777, to the 4th day of *May*, 1779 inclusive, including his back rations.

And also the further sum of *one hundred pounds sixteen shillings and five pence*, being the balance which appears to be due to the said *Levi*, for pay and rations for *Aaron Pardy*, an assistant to the said *Levi*, from the 15th of *October*, 1777, to the 31st *March*, 1779, including rations due to the said *Pardy*, to be paid in the same manner as above mentioned.

Also, a further sum of *seventy-five pounds sixteen shillings and four pence*, to be paid in like manner as above, being the balance which appears to be due to the said *Levi*, for the service of *Edmund Gale*, his assistant, from *June*, 1778, to *April*, 1779, including rations, and the aforesaid sums be in full for the balance due from this Commonwealth to the said *Levi*, for himself and his assistants, exclusive of a resolve of the 7th of *October*, 1779, for *one thousand and thirty eight pounds*, which sum not having been paid to the said *Levi*, the said last mentioned resolve is hereby repealed and made null and void.

LIII.

Resolve on the petition of the town of *Buxton*. June 21, 1782.

On the petition of the town of Buxton, setting forth, that there is a dispute between said town of Buxton and the town of Beverly, about a soldier for the Continental army on the requisition of the 2d of December, 1780.

Resolved, That the Sheriff of the county of York, his under Sheriff or Deputy, that has or may have an execution against the said town of Buxton, for a deficient soldier upon the requisition of the 2d of December, 1780, be, and hereby is directed, to return the same not satisfied, and if the said town of Buxton shall, within forty days, produce a certificate from the muster master, who may determine the same that said soldier belonged to said Buxton, then the Treasurer of this Commonwealth is hereby directed, to discharge said town of Buxton from said deficiency, otherwise to issue an alias execution against said town therefor.

LIV.

Resolve making valid the notes issued by the Treasurer, to pay the balances due to the officers and soldiers of this State's quota of the army, signed by one of the committee. June 21, 1782.

Whereas by an act passed the 10th January, 1780, to provide for the security and payment of the balances due to the officers and soldiers of this State's quota of the Continental army, it is enacted, "That Thomas Dawes and Richard Cranck, Esq's, be a committee to sign the notes issued out by the Treasurer to pay the said balances." And whereas many inconveniences and delays have arisen, occasioned by the sickness or absence of one or other of the said committee, to remedy which, Resolved, that said notes may be signed by one of the said committee only, and such notes so signed, shall to all intents and purposes be as valid as if signed by both.

LV.

Resolve on the petition of *William Warner*, directing the Treasurer to pay the interest due on his second depreciation note. June 21, 1782.

On the petition of William Warner, setting forth, that by reason of great losses sustained while in the Continental service, he is reduced to very distressing and perplexing circumstances, and therefore praying for payment of his second depreciation note, as some relief under his unhappy circumstances.

Resolved, That the prayer of the petitioner be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to pay unto the said William Warner, the interest due on his second depreciation note, which became payable last March, any law or resolve to the contrary notwithstanding.

LVI.

Resolve for lengthning the time for the several towns in this Commonwealth, to make return of the Continental bills of the old emission, into the Secretary's office. June 21, 1782.

Whereas it appears that the resolve passed the first of March last, directing all persons belonging to this Commonwealth, to give into the clerk of their respective towns, an account of the sum or sums of the Continental bills of the old emission, in their hands, and directing said clerks to transmit to the Secretary of this Commonwealth, an account thereof, before the last Wednesday in May last, has not tully answered the desired end.

Resolved

Resolved, That the time for making return of the sum or sums of said bills that may still remain in the hands of individuals in this Commonwealth, be, and is hereby extended to the fifteenth day of September next; and that the several town clerks in this Commonwealth, to whom such returns may be made, conform to the directions of laid resolve of March last; and the Secretary is hereby directed to publish this resolve in *Willis's* paper.

LVII.

Resolve granting *four hundred ninety pounds eight shillings* to Edward Tuckerman, and *two hundred twenty-six pounds twelve shillings* to John Jenkins, for a quantity of flour delivered for the use of the Continent. June 21, 1782.

On the petition of Edward Tuckerman and John Jenkins, setting forth, that they have lent for the use of the Continent, two hundred and forty barrels of flour, containing four hundred and seventy-eight hundred weight:

Resolved, That they be allowed and paid out of the public treasury, the following sums, viz. to Edward Tuckerman, *four hundred and ninety pounds eight shillings*, and to John Jenkins, *two hundred and twenty-six pounds, twelve shillings*, amounting in the whole to *seven hundred and seventeen pounds*, in full for said flour, which (aggregate) sum is to be charged to the United States, and deducted out of the first moiety of the Continental tax.

LVIII.

Resolve on the petition of James Nichols and Anna Hay, empowering them to make sale of so much of each legatee's right in said deceased's real estate as will answer the purpose mentioned. June 22, 1782.

On the petition of James Nichols and Anna Hay, executors to the last will and testament of James Hay, late of Stoneham, deceased, praying for licence to make sale of so much of said deceased's real estate as will be sufficient to pay his just debts and funeral charges, for reasons set forth in said petition:

Resolved, That the prayer of said petition be granted; and that the said petitioners be, and hereby are fully empowered, in their said capacity, to make sale of so much of each legatee's right in said deceased's real estate as will amount to his or her proportion of the just debts and funeral charges of the said deceased's (and charges of sale) and make and execute a good and lawful deed or deeds thereof, to the purchaser or purchasers, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving bond to the Judge of Probate for the county of Middlesex, that the proceeds of said sale shall be applied to the purposes mentioned in said petition.

LIX.

Resolve granting *one hundred and fifty pounds and seven pence*, to Samuel Ballard and Benjamin Blake, for inspecting cloathing. June 21, 1782.

On the petition of Samuel Ballard and Benjamin Blake, praying for an allowance for inspecting 81,775 garments for the United States of America:

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of *one hundred and fifty pounds and seven pence*, to Samuel Ballard and Benjamin Blake, in full for inspecting 81,775 garments for the use of the Continental army; and the same be charged to the United States.

Resolve

LX.

Resolve empowering *Caleb Davis*, Esq; Agent, to make sale of cloathing and other public stores not wanted; and empowering the Commissary-General to sell a quantity of beef and gun-powder; and granting said agent *six hundred pounds* out of said sales for compleating the ship *Tartar* for sea. June 22, 1782.

Upon the memorial of the Hon. *Caleb Davis*, Esq; Agent for this Commonwealth: Resolved, That he be, and hereby is empowered and directed, to make sale of such cloathing and other public stores, not immediately wanted, and which are now in his possession, in such manner as he may judge most for the benefit of the Commonwealth.

Also Resolved, That the Commissary-General be, and hereby is empowered and directed, to sell, in like manner, one hundred and fifty barrels of salt beef, and fifty barrels of gun-powder, the sums arising by the sales of the articles mentioned in these resolves, to be paid into the hands of the Treasurer, said Agent and Commissary taking duplicate receipts therefor, one of which for each of the sums so deliverd to the Treasurer, to be lodged in the Secretary's office.

And it is further Resolved, That the Treasurer be, and he is hereby directed, to pay into the hands of *Caleb Davis*, Esq; out of the money arising by the above said sales, the sum of *six hundred pounds*, by him to be applied to the purpose of compleating the ship *Tartar* for sea; the said *Davis* to be accountable; and the remainder of the money to be applied to such purposes as the General Court shall hereafter order.

LXI.

Resolve intitling *John Duncan* to one-third pay from January 1776. June 22, 1782.

Upon the representation of *John Lucas*, Commissary of pensioners, in behalf of *John Duncan*, a soldier in Col. *Doolittle's* regiment, in *Adam Wheeler's* company, who was wounded in his arm in the battle of *Bunker-Hill*, on the 17th June, 1775, which renders him unable to get his livelyhood:

Resolved, That the said *John Duncan* be intitled to one-third part of pay from January 1, 1776, and till he shall be fit for service.

LXII.

Resolve on the petition of *Katherine Wendall*, permitting her to continue on the estate mentioned. June 22, 1782.

On the petition of *Katherine Wendall*, praying that she may be permitted to continue on the estate formerly belonging to *William Brattle*, Esq; at Cambridge:

Resolved, That the prayer of the petition be granted; and that she be, and hereby is permitted to continue on said estate, till the further order of the General Court.

LXIII.

Resolve on the petition of *Jacob Davis*. June 24, 1782.

On the petition of *Jacob Davis*:

Resolved, That the prayer of his petition be granted; and that *Richard Devens*, Esq; Commissary-General, be, and hereby is directed, to receive of *Jacob Davis*

one hundred and forty-four pounds in certificates, in discharge of the debt mentioned; he the said Richard to be accountable for the same.

LXIV.

Resolve on the petition of the assessors of the town of Dighton. June 24, 1782.

On the petition of the assessors of the town of Dighton, praying that the Treasurer's executions against said town, for the monies it is charged with, by reason of its neglecting seasonably to procure and deliver two Continental soldiers to the superintendant for the county of Bristol, may be stayed; and said town discharged of the same for reasons mentioned in said petition. And whereas it appears to this Court that said soldiers were enlisted and mustered before the 20th day of December last, but through the inattention of said assessors, were not timely delivered to said superintendant and properly received for:

Resolved, That the executions of the Treasurer of this Commonwealth aforesaid, for said monies, be stayed; and said town of Dighton be discharged thereof, paying such charges and costs as have arisen thereon. And the Treasurer of this Commonwealth, and the Sheriff of said county of Bristol, are hereby directed to receipt said town accordingly.

LXV.

Resolve on the petition of Timothy Lyman, granting him six pounds nine shillings.

June 24, 1782.

On the petition of Timothy Lyman, setting forth, That he was employed by Elifha Porter, Esq; Sheriff of the county of Hampshire, to bring certain letters from the said Sheriff and Brigadier General Parks, to his Excellency the Governor, and praying allowance for his time and expences:

Resolved, That there be allowed and paid out of the public treasury, to the aforesaid Timothy Lyman, the sum of six pounds nine shillings, in full for his time and expences in performing the business, as set forth in said petition.

LXVI.

Resolve empowering Gideon Burt, of Springfield, to make sale of the estate mentioned in his petition. June 24, 1782.

On the petition of Gideon Burt, of Springfield, in the county of Hampshire, guardian to Electa Allis, a minor, praying for liberty to sell a lot of common and undivided land, lying in West-Springfield, in the county of Hampshire, for reasons in his petition mentioned:

Resolved, That the prayer of the petition be granted, and that the petitioner, Gideon Burt, be, and he is hereby empowered, to make sale of the estate mentioned in his petition, and to make and execute good and sufficient deed or deeds to the purchaser or purchasers, he first giving bonds to the Judge of Probate for the county of Hampshire, that the proceeds of said sale shall be paid to the said Electa, when she comes to the age of twenty-one years, in case she arrives to that age, otherwise that the same shall be paid to the heirs at law of the said Electa, in the same proportion as the said estate would have descended if no sale thereof had been made.

LXVII.

Resolve on the petition of Bethuel Baker, in behalf of himself and others, belonging to the class in the town of Lanesborough. June 24, 1782.

G

On

On the petition of Bethuel Baker, in behalf of himself and others, belonging to the class in the town of Lancaster, setting forth that said class, agreeable to the resolve of the General Court, of December 2, 1780, procured a man during the war for the Continental army, which man is now in actual service; notwithstanding said class is fined for a deficiency of a man:

Resolved, That Bethuel Baker, and others, belonging to said class, be, and hereby are released and acquitted from said fine; and the execution issued against the assessors of the town of Lancaster, for the deficiency of a man in said Baker's class, be discharged and considered as fully satisfied, the petitioners paying the cost that hath arisen thereon, for reasons set forth in said petition.

LXVIII.

Resolve on the petition of Joseph Trumbull, of Worcester, empowering the committee for the sale of confiscated estates in said county, to sell and convey the moiety of the shop mentioned. June 24, 1782.

On the petition of Joseph Trumbull, of Worcester, praying that the committee for the sale of confiscated estates in the county of Worcester, may be empowered to sell and convey to him, one moiety of a shop, situated in Worcester, in said county, mentioned in said petition:

Resolved, That the prayer of said petition be granted, and that John Fessenden, Caleb Ammidown, and Jonathan Warner, Esq's. the committee aforesaid, be empowered and directed to sell and convey, for a reasonable price, the moiety of said shop, formerly the property of Dr. William Paine, to said Joseph, and a good and sufficient deed thereof, in fee, to make and execute to him; and the monies from thence arising to account for, as for other monies arising from the sale of confiscated estates in said county.

LXIX.

Resolve on the petition of Richard Devens, Esq. June 24, 1782.

On the petition of Richard Devens, Esq.

Resolved, That the Committee appointed for the sale of the estates of conspirators and absentees, within the county of Suffolk, be, and they hereby are directed, to cause the estate in the town of Boston, late the property of Margaret Draper, an absentee, now in the occupation of the said Richard Devens, Esq; by special order of government, to be appraised by three disinterested, judicious freeholders, under oath; and that they give a good and sufficient deed of the premises, in fee, to the said Devens, at the appraised value, upon his paying to the said committee a sum in specie adequate to the payment of such debts as shall be certified to them, by the Judge of Probate for the county aforesaid, to be due from the said estate; and in case the appraised value thereof shall exceed the said debts, the balance in such government securities as were given to him for monies, loaned by him for the use of government.

LXX.

Resolve empowering Prudence Gilbert, of Brookfield, to make sale of the land mentioned. June 24, 1782.

On the petition of Prudence Gilbert of Brookfield, in the county of Worcester, praying for liberty to make sale of a small tract of land lying in Brookfield aforesaid, for reasons set forth in her petition:

Resolved,

Resolved, That the prayer of the petition be granted; and that the said *Prudence Gilbert*, in her said capacity of guardian, is hereby fully authorized and empowered to make sale of the lands in her petition mentioned, for the most the same will fetch; and make and execute a good and sufficient deed or deeds of the same to the purchaser or purchasers; she observing the rules and directions of law for the sale of real estates by executors or administrators, and giving bonds to the Judge of Probate for the county of *Worcester*, that the proceeds of said sales shall be laid out in purchasing real estate, which, when purchased, shall be for the use and benefit of the widow and heirs at law of *Jedediah Gilbert*, jun. late of *Brookfield*, deceased, in the same manner and proportion that they would have enjoyed the above-mentioned real estate, if it had not been sold.

LXXI.

Resolve directing the Secretary to transmit a copy of a letter, directed to the Delegates of this Commonwealth in Congress, relating to the journals of Congress. June 24, 1782.

Ordered, That the Secretary be, and hereby is directed, to transmit an authentic copy of the following letter, to the Delegates of this Commonwealth in Congress.

GENTLEMEN,

Great inconveniences have arisen to this Commonwealth, by reason that the General Court has not been regularly supplied with the journals of Congress: You are therefore hereby directed, to forward three compleat sets thereof, directing them to the Secretary, for the use of the General Court, and to continue to send them as they shall in future be printed.

To the Honorable *J. Lowell* and *S. Osgood*, Esq's.

LXXII.

Resolve on the petition of *Nathaniel Phillips*, of *Marshfield*, liberating him from certain restrictions, he taking an oath of allegiance to this Commonwealth.

June 24, 1782.

On the petition of Nathaniel Phillips, of Marshfield, praying that he may be liberated from certain restrictions, laid on him by the General Court, in the year 1775:

Resolved, That the prayer of the petition be granted, and that the said *Nathaniel Phillips* be set at liberty, and enjoy the privileges of other citizens of this Commonwealth, any resolve to the contrary notwithstanding, provided said *Phillips* take an oath of allegiance to this government.

LXXIII.

Resolve on the petition of *John Stone* and *William Grow*, of *York*, in the county of *York*, granting eight pounds seventeen shillings and four pence, to *John Hopkins*, Esq; Deputy Commissary General of prisoners. June 24, 1782.

On the petition of John Stone and William Grow, of York, in the county of York, praying to be paid for sundry necessaries delivered a cartel going from Boston to Penobscot:

Resolved, That there be paid out of the treasury of this Commonwealth to *John Hopkins*, Esq; Deputy Commissary General, for the use of the said *John Stone* and *William Grow*, the sum of eight pounds seventeen shillings and four pence, for sundry necessaries delivered a cartel bound from Boston to Penobscot as aforesaid, the said *Hopkins* to be accountable for the same.

LXXIV.

LXXIV.

Resolve declaring valid the doings of any two of either of the committees appointed in the several counties of this Commonwealth for sale of conspirators and absentees estates. *June 24, 1782.*

Whereas by reason of sickness and other necessary impediments, it is frequently impracticable that more than two of the committee appointed in the counties of this Commonwealth respectively, for the sale of estates of conspirators and absentees lying within the same, should be together for the purpose of transacting the business assigned them:

Resolved, That any two of either of the said committees be a quorum for transacting business, and all deeds and releases which may have been already executed by any two of either of the said committees, or which may be by them executed in other respects conformable to the laws and the resolves made and passed for the regulation of the said committees, be, and they hereby are considered and declared valid to all intents and purposes, as though the same had been executed by the whole number appointed as a committee in the respective counties as aforesaid.

LXXV.

Resolve on the petition of *Juniper Barthiaume*, recollect missionary to the Penobscot tribe of Indians. *June 25, 1782.*

On the petition of Juniper Barthiaume, recollect missionary to the Penobscot tribe of Indians.

Resolved, That his Excellency the Governor, be, and he is hereby requested, with the advice of Council, to provide for and accommodate the said *Juniper*, agreeably to his petition, in such manner as shall by his Excellency be judged most proper.

And it is further *Resolved,* That the Governor be empowered, with the advice of Council, to draw such sum of money out of the public treasury as may be necessary for the purpose aforesaid, provided the sum thus drawn do not amount to more than the value of the wages and rations which are already become due to the said *Juniper*, together with the additional sum of *thirty shillings*, to defray the said *Juniper's* expences during his present stay in the Town of *Boston*.

LXXVI.

Resolve on the petition of the Selectmen of the towns of *Chesterfield* and *Goshen*. *June 25, 1782.*

On the petition of the Selectmen of the towns of Chesterfield and Goshen, praying that the one quarter part of the sum set to the town of Chesterfield, in the last valuation, may be set to the town of Goshen.

Resolved, That the prayer of the petition be granted, and that the one quarter part of the sum set to the town of *Chesterfield*, in the last valuation, be taken from said town and set to the town of *Goshen*.

LXXVII.

Resolve directing the Sheriff of the county of *Suffolk* to discharge *John Vincent*, an Indian, from his confinement in goal. *June 26, 1782.*

Whereas it appears to this Court, that John Vincent, an Indian, who is not a subject of this Commonwealth, and who lately came hither to transact with the said Commonwealth

Commonwealth the public affairs of the nation to which he belongs, is now confined in the goal in Boston at the suit of a private person in violation of the law of nations.

Resolved, That the Sheriff of the county of Suffolk be, and he hereby is directed and required forthwith to discharge the said John Vincent from his confinement in the said goal.

LXXVIII.

Resolve on the petition of Mr. Samuel Partridge. June 27, 1782.

On the petition of Mr. Samuel Partridge, praying for remedy against injury he has sustained in consequence of his receiving Government Securities to the amount of one hundred and seventy pounds, bearing date the 24th day of February 1777. in payment for two ships sold to the board of war for the use of Government; which securities according to the promise of the said board, ought to have been dated the 6th day of December 1776.

Resolved, That the Treasurer be and he hereby is directed to proceed in the same manner in consolidating Government securities to the amount of twelve hundred and seventy pounds bearing date the 24th day of February, 1777, and given in favour of Mr. Samuel Partridge, as if said securities had been dated the 6th day of December, 1776.

LXXIX.

Resolve for extending the term for the several classes in this Commonwealth, by a resolve of the 7th of March last, to make returns into the Secretary's office and permitting the delinquent classes to procure men from other towns and requesting the Governor to appoint militia officers in any deficient Regiment and repealing a resolve passed the 20th June instant. June 27, 1782.

Whereas by the resolves of the General Court of the 7th of March and the 26th of April last, the several towns and plantations within this Commonwealth were required and directed to raise their several proportions of the number of fifteen hundred men to serve in the Continental army for the term of three years, or during the war; and it appears to this Court from the returns made into the Secretary's office, that several classes in many of the towns and plantations aforesaid, are still deficient. And whereas General Washington has earnestly requested this Commonwealth immediately to furnish their quota of the army to enable him to put a period to the war, and establish their independence. And as these important objects cannot be attained unless the men are furnished agreeable to the General's request: Therefore;

Resolved, That the time fixed by the resolves aforesaid for the several classes to furnish their men, be, and hereby is extended to the fifteenth day of July next, and the time for making returns into the Secretary's office to the twentieth of the same July, the time for committing the assessment upon deficient classes to the Collectors to the twenty-fifth day of the same July. And that the time for issuing execution against delinquent Collectors be extended to the fifth day of August, and no longer; at which time the Treasurer is hereby directed to issue his executions according to the resolves aforesaid.

And to prevent further delay and to facilitate the raising the men according to the aforesaid resolves, It is further

Resolved, That the delinquent classes be, and hereby are permitted to procure their men from any town or plantation within this Commonwealth, provided the men so procured have not been previously engaged to serve for some other

town or class, any law or resolve to the contrary notwithstanding. And that the militia of this Commonwealth may be in the greatest possible readiness to co-operate with General *Washington* and our *Allies* in concluding the present war:

Resolved, That his Excellency the Governor, be, and he hereby is requested to appoint militia officers in any deficient regiment or counties, and issue his orders to officers commanding Brigades within this Commonwealth, that they immediately take order that their several Brigades be forthwith equipped in all respects according to the militia law. And it is further

Resolved, That the Secretary be, and he hereby is directed to publish these resolves in Willis's news paper: And it is further resolved, that the resolves of the 20th of June instant on this subject, be, and are hereby repealed.

LXXX.

Resolve directing Mr. *Moses Church* and Mr. *Thomas Williston* to receive a quantity of Beef of *Oliver Phelps*, Esq; at *Springfield*, and *West-Springfield*, and to dispose of the same for the use of this Commonwealth. June 27, 1782.

Resolved, That Mr. *Moses Church* and Mr. *Thomas Williston*, be, and they hereby are authorized to receive the barrel beef belonging to this State in the towns of *Springfield* and *West-Springfield*, from *Oliver Phelps*, Esq; and to dispose of the same in the best manner they can, giving preference in the sale to purchasers for the use of the Continental army, and to receive therefor any securities that will answer as part of the requisitions of Congress for the present year, or to send the said beef to *Connecticut* or the *West-Indies*, or any other place for market at the risque of this State, or otherwise, as shall appear to them to be most prudent, and most for the benefit of this State: They the said *Church* and *Williston* to pay the neat proceeds of the sale of said beef to the Treasurer of this Commonwealth as soon as may be.

LXXXI.

Resolve on the petition of *David Strout*, and other matrosses of *Cape Elizabeth* and *Falmouth*. June 27, 1782.

On the petition of *David Strout* and other matrosses of *Cape Elizabeth* and *Falmouth*, under the command of *Brigadier-General Wadsworth* praying that they may be allowed the same wages as were allowed to the soldiers under his command.

Resolved, That the prayer of the petitioners be granted, and that the Committee on pay rolls, be, and they hereby are directed to make addition to the pay rolls already made out by said petitioners, so as to make the same equal to the Continental establishment for men that did duty in the eastern parts of this Commonwealth under the command of said General; agreeable to a resolve of the General Court of June 20th 1780, the same to be charged to the account of the United States.

LXXXII.

Resolve on the petition of *Simon Frye*, in behalf of the town of *Frybough*, directing the Treasurer to cause a return of the execution against said town for delinquency of men. June 28, 1782.

On the petition and memorial of *Simon Frye* in behalf of the town of *Fryburgh* praying for relief, an execution being sent against the town of *Fryburgh* for the hard money tax so called, and also for the fines of two delinquent men both of which executions appear to be double what they ought to have been: Therefore

Resolved,

Resolved, That the Treasurer of this Commonwealth, be, and he hereby is directed to cause the execution against the town of *Fryburgh* for the hard money tax so called to be returned satisfied, they paying one half the sum set against said town and the cost of execution; and the Treasurer is also directed to recall the executions against said town for the fines of two delinquent men, said town of *Fryburgh* procuring and delivering to the Continental officer one good effective man within forty days, any resolve to the contrary notwithstanding.

LXXXIII.

Resolve appointing *Thomas Crafts*, Esq; Messrs. *John Simpkins*, *Samuel Ruggles* and *John Lowell* managers of Boston long wharf Lottery, in the room of *Joseph Jackson*, Esq; and others, who have declined. June 29, 1782.

On the petition of Giles Alexander, Clerk and agent to the proprietors of long wharf in Boston, setting forth, that, Joseph Jackson Esq; Oliver Wendall Esq, Samuel Austin Esq; and Mr. Henry Hill, who were appointed some of the managers of the Lottery granted in the year 1779, for the repair of said wharf, do not incline to continue any longer in that trust, and praying that four others may be appointed in their room, in order that the business of said Lottery may not be retarded.

Resolved, That *Joseph Jackson*, *Oliver Wendall*, *Samuel Austin* Esquires, and *Mr Henry Hill*, be, and are hereby excused from the further management thereof: and that *Thomas Crafts*, Esq; Messieurs *John Simpkins*, *Samuel Ruggles* and *John Lowell*, be, and are hereby appointed to that trust in their room, and invested with all the powers, and subjected to the same restrictions as the said managers heretofore were; any law or resolve to the contrary notwithstanding.

LXXXIV.

Resolve directing the Treasurer to stay executions against the Collectors in the Counties of *York*, *Cumberland* and *Lincoln*, for the ballance due upon the first moiety of the tax of *three hundred and three thousand pounds* granted in *October* last. June 29, 1782.

Whereas it appears to this Court that the Counties of York, Cumberland and Lincoln, are greatly embarrassed in their Lumber Trade, and have suffered greatly in their fishery, in consequence of the enemy's retaining possession of Penobscot:

Therefore Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed to stay his executions against the Collectors in the aforesaid Counties for the ballance that may be due from them upon the first moiety of the tax of *three hundred and three thousand pounds* granted in *October* last, untill the first day of *September* next, and for the last moiety of the said tax, untill the first day of *November* next.

LXXXV.

Resolve for the settlement of the accounts of the Committees for the sale of estates of conspirators and absentees appointing the committee for methodizing public accounts commissioners for this purpose then vesting them with certain powers. June 29, 1782.

Whereas it is necessary that there should be a settlement as early as possible with the several committees appointed to make sale of the estates of conspirators and absentees,

Resolved, That *John Deming*, *Peter Boyer*, and *Stephen Gorham* Esquires, the committee for stating and methodizing the public accounts, be and hereby are appointed commissioners for the purpose aforesaid, any two of them to be a quo-

rum, to do, execute, perform and exercise the several powers, trusts, and businesses hereafter particularly mentioned, expressed, set forth and committed to the said commissioners, which commissioners shall as early as possible bring forward an adjustment and final settlement with the several and respective committees aforesaid, respecting the negociation and sale of the said estates of conspirators and absentees, and the payment disposition and disbursement of the money arising from the sales of the said estates by them severally made. And the said commissioners shall be, and hereby are impowered and authorized to call before them the said committees, and any person or persons belonging to the said committees or either of them from time to time, as the said commissioners shall return necessary to know, investigate and discover any matters by the said committees, or person or persons members of said committees done and performed in the execution of the duties assigned them, and all their conduct and management in consequence of being appointed of the committees aforesaid. And that they call and bring before them any member or members of the said committees, and that they examine the person or persons so to be brought before them, respecting their conduct, management and performance of the duties which have been devolved on them in the premises; and shall examine such person or persons by interrogatories on oath, which oath the said commissioners are hereby authorized and impowered to administer or otherwise as they may think will tend most effectually to discover and know the truth.

And be it further *Resolved*, That all or any of said committees shall when required by said commissioners, render an account under oath of all their doings in the execution of their trust as aforesaid.

And if any one or more of said committees shall refuse upon requisition of said commissioners to render an account under oath as aforesaid, and thereof convicted before the supreme judicial Court he shall be rendered incapable of holding any office either civil or military within this Commonwealth for a space not exceeding seven years. And it shall be the duty of the Attorney General by information to lay before the justices of the supreme judicial Court to be holden within the county where such delinquent person or persons dwell, such fact or facts as may be transmitted to him by the said commissioners and the said justices thereupon shall proceed to the trial thereof as in other cases is provided by the Laws.

And the said commissioners are hereby authorized and impowered in their names to commence and prosecute to final judgment and execution, any suit or action at law against any person or persons, committee or committees, whom they shall think to be delinquent in the premises, and the Attorney General is hereby directed to commence or cause to be commenced such action or actions as may be necessary for the purpose of bringing to justice any such delinquent person or persons committee or committees as he shall be requested by the said commissioners.

And it is hereby further *Resolved*, That the said commissioners shall be and hereby are impowered to call and bring before them any person or persons to give evidence in the premises.

And to enable the said commissioners fully to execute and perform the trust hereby committed to them:

It is further *Resolved*, That they be, and hereby are impowered and authorized to issue their precepts, that is to say summons in the first instance, and if the same shall be ineffectual a *capias* or attachment (the said precepts being under their

their hands and seals) to summon and cause to come before them any person or persons within this Commonwealth, and the command or commands contained and expressed in such precepts shall be observed, obeyed and executed by the several sheriffs, their deputies and constables within the said Commonwealth.

And it is further *Resolved*, That the said commissioners shall from time to time receive any balances which may be found in the hands of any committee or committees, or any person or persons belonging to said committee or committees, and shall give receipts therefor, which shall be good vouchers for the sum or sums expressed in such receipts to the person or persons, committee or committees of whom received, and the money so received by the said commissary shall be by them forthwith paid into the treasury of this Commonwealth, taking proper receipts therefor; and the said commissioners shall whenever thereto directed, make a true and just report to the General Court of their proceedings in consequence and by virtue of this appointment, and shall be accountable to such agent or agents, commissioner or commissioners, auditor or auditors, as the General Court shall appoint.

LXXXVI.

Resolve directing the committee for methodizing and settling public accounts to settle the accounts of Messieurs *Wales* and *Davis*, a committee of supplies for the army. June 29, 1782.

Resolved, That the committee for methodizing and settling public accounts, be directed to receive, examine and settle the accounts of Messieurs *Wales* and *Davis*, committee of supplies for the army, as soon as may be, and in completing such settlement to report the same to the General Court. And the aforesaid committee of supplies are also directed to attend the committee for methodizing and settling public accounts, with all vouchers and papers necessary for the purposes aforesaid.

LXXXVII.

Resolve granting *Two hundred thousand pounds* to Honorable *James Lovell*, Esq; receiver of the continental taxes levied and raised within this Commonwealth. June 29, 1782.

Resolved, That there be granted and paid out of the public treasury unto the Honorable *James Lovell*, Esq; receiver of the continental taxes levied and raised within this Commonwealth, the sum of *Two hundred thousand pounds*, specie, being the sum granted by the General Court to and for the use of the United States, in, and by an act made and passed at their session in *February* last, intitled "An act for apportioning and assessing a tax of *Two hundred thousand pounds*."

LXXXVIII.

Resolve directing the committee appointed to settle with the committee of sequestration, to proceed to a final settlement of the business. June 29, 1782.

Resolved, That *Increase Sumner*, *Lemuel Kollock*, and *Samuel Henshaw*, Esq's, the committee appointed by this Court to settle with the committee of sequestration, be, and they are hereby directed, in the most speedy manner, to proceed to a final settlement of the business of their commission, and that they make report of their doing to this Court, on the second Tuesday of the next session.

LXXXIX.

Resolve requesting his Excellency the Governor to take suitable measures to procure, once in every six months, a regular return of the *Massachusetts* line of the army. June 29, 1782.

Whereas many inconveniencies and disadvantages have happened to this Commonwealth, for the want of a regular return of the Massachusetts line of the army :

Therefore Resolved, That his Excellency the Governor be, and he is hereby requested, to take proper measures to procure, once in every six months, a return of the *Massachusetts* line of the army, specifying the names of the men, the towns and counties for which they are in service, the date of their enlistment, and the time for which they are severally enlisted, and the regiment and company to which they belong, and the same to be from time to time laid before the General Assembly for their inspection.

XC.

Resolve for continuing an action commenced by *Nathan Mitchell*, against *Briggs Thomas*. June 29, 1782.

Whereas the demand on which an action was brought by Nathan Mitchell, against Briggs Thomas, is public property, and attended with some peculiar circumstances :

Resolved, That the action commenced by the said *Nathan Mitchell*, against the said *Briggs Thomas*, at the Inferior Court of Common Pleas held at *Plymouth*, on the second Tuesday of *April* last, be continued to the second Tuesday of *October* next ensuing; and the Justices of the said Court are hereby directed to continue the same cause accordingly.

And it is further Resolved, That the petitioner notify the said *Nathan Mitchell* to appear at this Court, on the second Wednesday of the next sessions, and shew cause (if any he hath) why the prayer of said petition should not be granted.

XCI.

Resolve relative to pensioners. July 1, 1782.

Whereas many persons, by reason of their having met with misfortunes while engaged in public service, have become pensioners; and whereas the reason on which such pensions were granted, in some instances have ceased :

Resolved, That if any freeholder within this Commonwealth, an inhabitant of the town where any such pensioner usually dwells, shall by writing under his hand give information to the Justices of the Court of General Sessions of the Peace, that in his opinion there is no reason why such pension should be longer continued, in any such case the said Justices shall issue a notification to such pensioner, of such obligation, and notify his attendance before them, and the said Justices shall thereupon proceed to an examination thereof, and if in their opinion there is no reason why such pension should be continued, the said Justices shall cause their clerk to certify the same into the Secretary's office, who is hereby directed to lay such certificate before the General Court, as soon as may be after receiving the same.

XCII.

Resolve admitting *Silas Newcomb*, a prisoner in *Boston* goal, to bail. July 1, 1782.

On the petition of Silas Newcomb, now a prisoner in the common goal in Boston, in the county of Suffolk, praying that he may be discharged or admitted to bail :

Resolved

Resolved, That the prayer of the petition be so far granted, that the said *Silas Newcomb* be admitted to bail; and that *Joseph Gardner*, Esq; one of the Justices of the Peace for the said county, be, and he is hereby empowered and directed, to admit said *Silas Newcomb* to bail accordingly, he the said *Silas* entering into recognizance to this Commonwealth, in the sum of *one thousand pounds*, lawful money, with two sufficient sureties, in the sum of *five hundred pounds* each, for his personal appearance before the Justices of the Supreme Judicial Court, to be holden at *Boston*, in said county, on the fourth Tuesday of *August* next, and to answer to such matters as shall be charged against him, and abide the judgment thereof.

XCIII.

Resolve establishing the pay of the honorable Council, Senate and House of Representatives. July 1, 1782.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to each member of the honorable Council, the sum of *eight shillings* for each day that they may respectively attend in Council; and to each member of the honorable Senate, the sum of *seven shillings and six pence* per day that they respectively attend in Senate the present sessions; and to each member of the House of Representatives, the sum of *seven shillings*, for each day that they have respectively attended in the House of Representatives the present session: and that their travel be paid in proportion, according to former custom, and but one travel be allowed to each session of the General Court.

XCIV.

Resolve intitling *George Bacon*, to one-third pay as a seaman. July 1, 1782.

Upon the representation of John Lucas, Commissary of pensions, in behalf of George Bacon, on board the Continental ship Warren, Dudley Saltonstall Commander, who was wounded in his right arm, July, 1779.

Resolved, That the said *George Bacon* be intitled to one third part of pay, from the time his pay ceased till the further order of this Court or Congress.

XCV.

Resolve directing the Agent for this Commonwealth to supply Lieutenant-Colonel *John Popkins*, with certain articles of cloathing. July 2, 1782.

On the representation of Lieutenant-Colonel John Popkins, that the rejected recruits have been re-mustered, and nine have been accepted, as fit for the Continental army; and are detained for the want of cloathing; and requesting they may be supplied:

Resolved, That *Caleb Davis*, Esq; Agent for this Commonwealth, be, and he hereby is directed, to supply Lieutenant-Colonel *John Popkins* with nine hats, nine shirts, nine frocks, nine pair over-alls, nine pair shoes, and nine pair stockings, for the use of the aforesaid men; and that the same be charged to the United States.

XXVI.

Resolve authorising the committee for settling with the army, to settle the accounts of *Jonathan Warner* and *John Ashkey*, Esq's.

Resolved, That *Samuel Austin*, *Thomas Walley* and *Loammi Baldwin*, Esq's. the committee for settling with the army, be, and hereby are authorized and appointed, to settle the accounts of *Jonathan Warner* and *John Ashkey*, Esq's. relative to the monies by them carried forward to the army.

LXXXV.

XCVII.

Resolve on the petition of *Edward and Hepzibah Raymond*. July 2, 1782.

On the petition of Edward and Hepzibah Raymond, relative to a judgment of Court they obtained against Seth Heywood, in the capacity as administrators on the estate of Jothem Bush :

Resolved, That the petitioners be directed to serve the said *Seth Heywood* with an attested copy of their said petition ; and notify him to appear at this Court, on the third Wednesday of its next sessions, to shew cause, if any they have, why the prayer of said petition should not be granted : And that all proceedings upon the action and judgment, in the said petition mentioned, be stayed in the mean time.

XCVIII.

Resolve for adjourning the Court of General Sessions of the Peace, and Inferior Court of Common Pleas, to be holden at *Great-Barrington*, in the county of *Berkshire*, to the second Tuesday of *September* next. July 2, 1782.

Whereas the Court of General Sessions of the Peace, and Inferior Court of Common Pleas, by law appointed to be holden at Great-Barrington, within and for the county of Berkshire, on the third Tuesday of August next, will be in a very busy season of the year, and thereby render it peculiarly inconvenient for persons having business at said Courts to attend the same at that time :

Therefore Resolved, That the Court of General Sessions of the Peace, and Inferior Court of Common Pleas, which by law is to be holden at *Great-Barrington*, within and for the county of *Berkshire*, on the third Tuesday of *August* next, be, and hereby is adjourned to the second Tuesday of *September* next, then to be holden at *Great-Barrington*, within and for the county aforesaid : And that all appeals, writs, recognizances, warrants, and other processes already issued, taken and depending in the said Courts, or either of them, or that may hereafter be duly issued, taken and depending in said Courts, or either of them, which should have been returned or proceeded upon ; and all matters and things which might be heard and determined by the said Courts at *Great-Barrington* as aforesaid, be valid, and stand good, to all intents and purposes, in law ; and shall be returned and proceeded upon, heard and determined by the said Courts, at the time appointed by this resolution for the holding of said Courts, any law to the contrary notwithstanding.

XCIX.

Resolve on the petition of *James Avery*. July 2, 1782.

On the petition of Jame Avery, praying that the committee for settling with the army may be directed to settle with him as an officer in Col. Allan's corps in the eastern department, in the same manner as officers of his rank in the Continental army are settled with :

Resolved, That the committee for settling with the army be, and they are hereby directed, to settle with the officers of Col. *John Allan's* corps in the same manner as officers in the Continental army are settled with.

Provided nevertheless, That the said officers shall receive Treasurer's notes for the whole amount of the balance that shall be found due to them.

Resolve

RESOLVES, July 1782.

C.

Resolve authorizing a committee to repair to the county of Hampshire; and to take measures that shall appear eligible to enquire into the grounds of dissatisfaction; and to remove groundless jealousies, in said county; and report.

July 2, 1782.

Whereas it hath been represented to the General Court, that an uneasiness has lately taken place in the minds of some of the inhabitants of the county of Hampshire; and it is of importance still to preserve the union which has so remarkably prevailed:

Resolved, That a committee be appointed to repair to the county of Hampshire, who are hereby authorized and directed to take such measures as to them shall appear eligible to call before them such persons in the said county as they shall think proper, to enquire into the grounds of dissatisfaction---to correct mis-informations---to remove groundless jealousies; and to make report to the General Assembly (or in case they should not be sitting, to the Governor and Council) of their doings, and what further measures are necessary to be taken in the premises.

CI.

Resolve directing the committee on accounts to allow the accounts of the several towns in this Commonwealth, for the supply of soldier's families, agreeable to a resolve of November 13, 1780.

Whereas by a resolve of the General Court, of November 13, 1780, the several towns in this Commonwealth were directed to supply the soldier's families, agreeable to a former resolve, wherein it was provided that said families should be supplied to the amount of one half their wages, at the stipulated price of the articles supplied, they lodging said half of their wages in the hands of the committee appointed for that purpose: And as it is apprehended that many towns have supplied said soldier's families to a much larger amount than they were limited to by said resolve, without receiving any part of the wages of said soldiers, and have neglected to exhibit their accounts by the time directed in said resolve of 13th November, 1780; and as said soldiers are nearly all now settled with, and the allowing said accounts will be wholly lost by the Commonwealth: Therefore,

Resolved, That the committee on accounts beg and they thereby are directed, to allow such accounts as were exhibited agreeable to resolves aforesaid, and no other, any law or resolve to the contrary notwithstanding.

CII.

Resolve abating four shillings in the thousand to the town of Ward, in all future taxes during the present valuation, and apportioning the four shillings on other towns mentioned. July 2, 1782.

Whereas it appears, that by a clerical mistake the town of Ward is assessed thirty-six shillings on the thousand by the last valuation, when the proportion on said town should have been but thirty-one shillings and eleven pence:

Therefore Resolved, That four shillings on the thousand be abated said town of Ward, in all future taxes during the present valuation; and said four shillings be apportioned in manner following, on the towns in the county of Worcester, hereafter named, viz:

- On the town of Worcester, one shilling,
- Spencer, one shilling,
- New-Braintree, two pence,
- Royalston, six pence,
- Oakham, six pence,
- Oxford, six pence,

CIII

Resolve granting *forty pounds* to *Andrew Henshaw, Esq;* clerk of the Supreme Judicial Court, for past services. July 3, 1782.

On the petition of Andrew Henshaw, Esq; clerk of the Supreme Judicial Court, setting forth, that in performing the duties of his office for the year 1781, as far as the month of May in that year, and afterwards untill the bills of the new emission ceased to circulate, he received the fees of his office either in bills of the old emission, or in bills of the different States, in the new emission, to his great loss and disappointment; and prays for relief from this Court for his past services and losses.

Therefore Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *Andrew Henshaw, Esq;* the sum of *forty pounds*, in full compensation for his past services to this day, and the losses mentioned in his petition.

And it is further Resolved, That this, and all former grants made to either of the clerks of the Supreme Judicial Court, are hereby declared to be made from the necessity of the present times; and ought never hereafter to be drawn into precedent; but the fees of that office are to be considered as the only emolument annexed thereto.

CIV.

Resolve on the petition of *William Gray*, directing the liberation of *William Arnold*. July 3, 1782.

On the petition of William Gray, of Salem, in behalf of William Arnold, a native of Providence, in the State of Rhode-Island:

Resolved, That the prayer of the said petition be granted, and that the Commissary of Prisoners be, and he is hereby impowered and directed to set the said *William Arnold* at liberty accordingly.

CV.

Resolve directing the committee for methodizing accounts, to examine the tax act, passed since the 1st *January*, 1780, and to report a general account to the committee appointed to go into the western counties. July 3, 1782.

Resolved, That the committee for methodizing the public accounts, be, and hereby are directed, to examine into the number and amount of the several tax acts that have been passed by the General Court since the first day of *January*, 1780, for what purposes those taxes were raised, how the money has been applied, and for what particular services, grants or debts payment has been made, and to what amount, and report a general account of the same to the committee appointed to go into the western counties of this Commonwealth.

CVI.

Resolve allowing extra pay to the Hon. President of the Senate, and Speaker of the House of Representatives, and granting *thirty pounds* to each of the Clerks of the General Court. July 3, 1782.

Resolved, That there be paid out of the treasury of this Commonwealth, to the Hon. *Samuel Adams, Esq;* President of the Hon. Senate, the sum of *five shillings and eight pence*, per day, over and above the pay of the members, and to the Hon. *Nathaniel Gorham, Esq;* *five shillings and eight pence* per day, over and above the pay of the members of the House of Representatives,

And it is further Resolved, that the sum of *thirty pounds* be paid to Mr. *William Baker, jun.* clerk of the honorable Senate; and *thirty pounds* to Mr. *George Richards Minot*, clerk of the House of Representatives, they to be accountable.

Honorable

Honorable Samuel Adams, Nathaniel Gorham, and Artemas Ward, Esquires, appointed a committee to repair to the county of Hampshire, for the purposes mentioned in the resolve passed the 2d inst. July 3.

Ordered, That the Hon. Samuel Adams, Nathaniel Gorham and Artemas Ward, Esquires, be a committee to repair to the county of Hampshire, for the purposes expressed in a resolve of the General Court of the 2d instant; and report, as in the said resolve is mentioned.

CVII.

Resolve on the petition of the town of Beverly, respecting their valuation.

July 3, 1782.

On the petition of the town of Beverly, sitting forth that said town on the last valuation, was set at £. 10. 19s. in a thousand pound, considerably above its due proportion.

Resolved, That sixteen shillings and six pence, in a thousand pound, be deducted from, and taken off of the town of Beverly, and apportioned upon the other towns in the county of Essex, according to the first Schedule hereto annexed, agreed on by said county: And that said town of Beverly, instead of £. 10. 19s. stand at Ten pounds two shillings and six pence, in a thousand pound, on said valuation, and that the other towns in said county stand charged, and pay in all taxes and assessments, appointed on said valuation, according to the second Schedule, hereto annexed.

First Schedule.

Second Schedule.

	£.	s.	d.	f.
Salem,	0	2	6	$\frac{3}{4}$
Danvers,	0	0	10	$\frac{3}{4}$
Newbury,	0	1	3	$\frac{3}{4}$
Newbury-Port,	0	1	6	$\frac{3}{4}$
Ipswich,	0	1	5	$\frac{3}{4}$
Marblehead,	0	0	9	$\frac{3}{4}$
Glocester,	0	0	10	$\frac{3}{4}$
Lynn,	0	0	8	$\frac{3}{4}$
Andover,	0	1	2	$\frac{3}{4}$
Rowley,	0	0	8	$\frac{1}{4}$
Haverhill,	0	0	9	$\frac{1}{4}$
Topsfield,	0	0	4	$\frac{1}{4}$
Salisbury,	0	0	7	$\frac{1}{4}$
Almsbury,	0	0	6	2 4
Boxford,	0	0	5	2 4
Bradford,	0	0	6	
Methuen,	0	0	5	1 4
Wenham,	0	0	2	3 4
Manchester,	0	0	2	
Middleton,	0	0	3	2 4
<hr/>				
£.	0	16	6	0

	£.	s.	d.	f.
Salem,	22	4	6	2 4
Danvers,	7	6	10	2 4
Newbury,	11	2	3	3 4
Newbury-Port,	13	12	6	2 4
Beverly,	10	2	6	
Ipswich,	12	17	6	3 4
Marblehead,	7	7	9	3 4
Glocester,	7	16	2	2 4
Lynn	6	7	5	3 4
Andover,	10	9	6	2 4
Rowley,	3	19	2	1 4
Haverhill,	6	14	9	2 4
Topsfield,	3	2	11	3 4
Salisbury,	5	3	0	1 4
Almsbury,	4	13	11	2 4
Boxford,	3	18	8	2 4
Bradford,	4	8	11	
Methuen,	3	15	9	$\frac{1}{4}$
Wenham,	1	19	2	
Manchester,	1	3	7	
Middleton,	2	12	6	2 4
<hr/>				
£	153	0	0	0

CVIII.

Resolve directing the Treasurer to issue his warrant to Ebenezer Turrill to collect and pay the sum of £. 128 9 6 being for the deficiency of a class in the town of Lenox, and directing execution to be returned unsatisfied, and in discharging the assessors. July 3, 1782.

Whereas it appears that William Wells, Luther Bateman and Stephen Britton assessors for the town of Lenox in the county of Berkshire, for the year 1781, did sometime in the month of December the same year, make and deliver to Ebenezer Turrill, then Constable of said Lenox, a tax or assessment on a class in said town, of which Colonel Caleb Hyde was head, amounting to the sum of One hundred twenty eight pounds, nine shillings and six pence, said class then being deficient of an able bodied effective man to serve in the continental army for three years or during the war, and made a certificate of the same, addressed to the Treasurer of this Commonwealth, which certificate (by accident) has failed of being delivered to said treasurer. And whereas the said treasurer hath since issued an execution against the said William Wells, Luther Bateman and Stephen Britton for the not assessing the class aforesaid, which execution is now in the hands of the Sheriff of said county of Berkshire, in force against them.

Therefore Resolved, That the treasurer of this Commonwealth be, and he hereby is directed to issue his warrant to the said Ebenezer Turrill, to collect and pay in to him or his successor the aforesaid sum One hundred twenty eight pounds, nine shillings and six pence agreeable to the resolves of the General Court of the 20th of October 1781, for the collecting and payment of any rate made in obedience to the same resolves, saving in far as relates to the time of payment to be made to the treasurer, which shall be on the first day of September next.

And it is further Resolved, That if the amount of said assessment is not paid into the treasurer on or before the first day of September next, then the Treasurer shall be, and hereby is directed and required to issue his execution against said Ebenezer for the whole of said sum or such part thereof as shall then remain due, returnable in thirty days from the date thereof.

And be it further Resolved, That the execution aforesaid be returned wholly unsatisfied, & the said assessors finally discharged therefrom, they paying the legal costs incurred on the same, any law or resolve to the contrary notwithstanding.

CIX

Resolve expressive of the determination of this Commonwealth to adhere firmly to the cause of the United States of America July 4. 1782.

Whereas the King of Great Britain despairing to effect the subjugation of the United States of North-America by menaces and the violence of a cruel and vindictive war entertains the idea of effecting his purpose by artfully disseminating the seeds of disunion among ourselves, and detaching some of these United States, or some bodies of men therein from the common cause, and from a connection with our illustrious Ally.

Resolved Unanimously, That every idea of deviating from the treaty of the United States with his Most Christian Majesty in the smallest article, or of listening to proposals of accommodation with the Court of Great Britain in a partial and separate capacity, shall forever be rejected by us with the greatest abhorrence and detestation. And as we engaged in the present war with a solemn determination to secure if possible the rich blessings of freedom to the present and future generations, a determination which we are firmly persuaded was suitable to the dignity of our nature and the precepts of our religion and which we therefore reflect on with the highest satisfaction: so we will persevere in our utmost exertions to support the just and necessary war we are engaged in and with the aid of that Almighty and most merciful Being who has ever appeared for us in our distresses, we will prosecute the war with unremitting ardor until the independence of the United States shall be fully recognized and established.

Resolved,

CX.

Resolve permitting *Seth Barnes* to return to *Yarmouth* in *Nova-Scotia*,
July 4, 1782.

On the petition of Seth Barnes.

Resolved, That the said *Seth* have, and he hereby has permission to return to *Yarmouth* in *Nova-Scotia* in any vessel to whom a safe conduct may be granted, and to take with him one barrel of flour, one of rum, and one of coffee.

CXI.

Resolve on the memorial of *Abel Wilder*, directing the committee on accounts to receive the accounts mentioned, and to examine and allow the same.

July 4, 1782.

On the memorial of Abel Wilder, praying that the committee on accounts may be empowered to receive the accounts set forth in said memorial for examination and payment.

Resolved, That the committee on accounts, be, and they are hereby empowered to receive the aforesaid accounts for examination allowance and payment, any order or resolve to the contrary notwithstanding.

CXII.

Resolve on the petition of *Seth Haywood*, directing the justices of the inferior Court for the County of *Worcester*, to proceed in the hearing and determination of the action mentioned.

July 4, 1782.

On the petition of Seth Haywood, setting forth that certain mistakes had taken place in a resolve of this Court of the 28th of February last, the word Wednesday being twice mentioned by mistake in the said resolve, in the place of Tuesday.

Therefore *Resolved*, That the justices of the inferior Court of common pleas for the county of *Worcester*, be, and they are hereby directed to proceed in the hearing and determination of the action in the said resolve mentioned, any mistake or want of form in the said resolve, or the proceedings thereon notwithstanding.

CXIII

Resolve directing the judges of probate to call to account all agents for the estates of absentees, and authorizing them to receive such sums of money as they have received.

July 4, 1782.

Whereas sundry resolves have passed the General Court of this Commonwealth, calling upon agents on the estates of absentees, to pay into the public treasury, all such sums of monoy as they have received in their said capacity; notwithstanding which several of the said agents have retained large sums of money in their hands to the present time, whereby the Commonwealth will sustain great loss, unless measures are adopted to prevent the same.

Therefore *Resolved*, That the judges of probate in the several counties in this Commonwealth, be, and they are hereby directed without loss of time, to call to account all persons who have been nominated and appointed by themselves, or their predecessors in office, agents for the estates of absentees, and who have hitherto neglected fully to account for, and pay into the treasury of this Commonwealth, the monies received in their said capacity, and the said judges of probate are hereby severally authorized and directed to receive of the agents so appointed in their respective counties, such sums of money as shall be equal in value by the scale of depreciation, to the sums so received by the said agents, and still remaining in their hands, and transmit the same as soon as may be to the treasurer of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office. And in case any agent appointed as aforesaid, shall neglect or refuse to account with the judge of probate, or to pay to him the value in the manner abovementioned, of the sums he has received in his said capacity, such judge of probate is hereby directed to put in suit the bond given by such agent and his sureties, and recover the ballances remaining in his hands, and such ballance to transmit to the treasurer as aforesaid.

And whereas the agents on the said estates were first directed to pay into the treasury of the Commonwealth, the sums by them respectively received, by a resolve of the General Court of May 3, 1779.

It is further Resolved, That if any agent has still monies in his hands, which he received in said capacity before the said 3d day of May, he shall be holden to pay therefor no more than if he had received the same, on the same third day of May, any thing in these resolves to the contrary notwithstanding.

CXIV.

Resolve directing the agent for receiving Beef in the county of Cumberland, to deliver to the Commissary-General the beef on hand, in order to be disposed of. July 4 1782.

Resolved, That the agent for receiving beef in the county of Cumberland, be, and he hereby is directed to deliver to the Commissary-General what beef he has in his care in said county, and that the Commissary-General, be, and he hereby is directed to dispose of so much of the same at public or private sale, as he shall judge necessary.

CXV.

Message from the Honorable Senate and House of Representatives, in answer to his Excellency the Governor's, respecting the birth of a Dauphin of France. July 4. 1782.

Ordered, That Nathn Cushing and Jonathan Greenleaf, Esquires, on the part of the Senate, and Captain Patch Doctor Manning, and Mr. Goodill on the part of the House, be a committee to wait on his Excellency the Governor with the following message.

May it please your Excellency.

The Senate and House of Representatives in General Court assembled, have received with particular pleasure the communication your Excellency has been pleased to make, that the minister plenipotentiary of his Most Christian Majesty has announced to the United States in Congress assembled, the birth of a Dauphin of France.

We share in the lively joy which this happy event has given the most Christian King, and the nation over which he reigns, a Prince in whom these United States have found a most faithful ally, and a nation who have freely expended their treasure and their blood in the defence of the rights of mankind. We request your Excellency, with advice of Council, to take such measures as in your wisdom shall be thought proper, to express in a public manner the common joy upon this auspicious occasion.

And, we also request your Excellency to express to the Minister Plenipotentiary of his Most Christian Majesty, our congratulations on an event which tends to the stability of a monarchy, with which we are connected by every sentiment of affection.

CXVI.

A grant of 18s. to Honorable Stephen Choate, Esq. July 4, 1782.

On the representation of Stephen Choate, Esq.

Resolved, That the said Stephen Choate, Esq; be, and he hereby is directed to pay into the public treasury, the sum of twelve pounds, received by him for the rent of Thatcher's Island, for the year 1781, taking duplicate receipts therefor, and lodging one of the same in the Secretary's office.

Resolved further, That there be allowed and paid out of the public treasury to the said Stephen Choate, Esq; the sum of eighteen shillings, in full for his services in collecting the rent aforesaid, and leasing the said Island for the present year.

CXVII.

A grant of £. 40 to Honorable Samuel Adams, Artemas Ward and Nathaniel Gorham, Esquires, a committee appointed to repair to the county of Hampshire, July 5, 1782.

Whereas the Honorable Samuel Adams, Nathaniel Gorham and Artemas Ward, Esquires, have been by this Court appointed a committee to repair to the county of Hampshire on public service.

Therefore *Resolved*, That there be allowed and paid out of the treasury of this Commonwealth to said Committee, the sum of *Forty pounds* out of the money appropriated for the payment of the members of the General Court; said committee to be accountable therefor.

CXVIII.

Resolve for the payment of the Honorable Council, Senate, and House of Representatives, out of the monies ordered into the treasury from the Commissary-general and Agent. July 5, 1782.

Whereas the payment of the money into the treasury by the Commissary-general and Agent, for the purpose of paying the members of the General Court may not be completed before the recess of the Court.

Therefore *Resolved*, That the Treasurer, be, and he is hereby directed to pay such monies as have come into his hands for the purpose aforementioned, to such of the members of the Hon. Council, Senate, and House of Representatives, as are now attending the Court in proportion to the sums due to them respectively by the pay-roll

CXIX.

Resolve on the petition from a number of the inhabitants of the towns of *Boston and Salem*, prohibiting commanders of armed vessels from molesting the people on shore in the town of *Yarmouth*, in the province of *Nova-Scotia*. July 5, 1782.

On petitions from a number of the Inhabitants of the towns of Boston and Salem, setting forth that the inhabitants of the town of Yarmouth in the province of Nova-Scotia, have during the course of this war shewn themselves of a uniform, friendly disposition towards the subjects of the United States of America, notwithstanding which some persons inhabitants of this Commonwealth, void of the common feelings of humanity have repeatedly gone on shore and wantonly entered the houses of those peaceable inhabitants and cruelly plundered them of their effects. In order to prevent like instances of inhumanity and barbarity in future,

Resolved, That from and after the first day of *August* next, no commander of any armed vessel or other person belonging to this Commonwealth be permitted to go on shore, within the limits of the town of *Yarmouth*, in the province of *Nova-Scotia*, and plunder any of the inhabitants thereof, of any of the articles hereafter mentioned, viz: wearing apparel—household furniture—farming utensils—provisions—live-stock—fish or fishing-geer—salt—boats or shallops, with their tackle and appurtenances—and in case any such commander or other person shall notwithstanding this resolve, presume to go on shore within the limits of said town of *Yarmouth*, and there take or seize any of the articles herein before enumerated, belonging to any of the inhabitants thereof, such inhabitant, or inhabitants, who shall have any of the said articles thus taken, be, and they hereby are admitted by themselves, or their attorney, being a leige subject of this Government, to appear in any Courts of law within this Commonwealth, and there prosecute the same to final judgment and execution, any law to the contrary notwithstanding.

CXX.

Resolve on the petition of *Micah Hathorne* and others, directing the Clerk of the town of *Sterling* to shew cause &c. July 5, 1782.

On the petition of Micah Hathorn and others.

Ordered, That the petitioners serve the Clerk of the town of *Sterling* with an attested copy of said petition, and this order, thirty days before the first day of the next session of the General Court, that cause may be shewn, if any there be, on the first *Tuesday* of the same session, why the prayer of said petition may not be granted; and that all proceedings on the action mentioned and resolve set forth in said petition, be stayed in the mean time.

CXXI.

Resolve on the petition of *Joseph Ridgway*, enlarging him from his confinement in goal, on condition. July 5, 1782.

On the petition of *Joseph Ridgway*.

Whereas it appears to this Court that the said *Joseph Ridgway*, who is a prisoner in *Boston* goal, committed for coming into this Commonwealth, after absenting himself therefrom, without liberty obtained from government, and contrary to law, used his endeavours to procure such liberty, previous to his thus coming, but failed therein by reason of the inattention of those through whom his application was to be made: Therefore

Resolved, That the said *Joseph Ridgway* be enlarged from his imprisonment, he recognizing before some justice of the peace for the county of *Suffolk*, in the sum of two hundred pounds, with sufficient securities, that he the said *Joseph Ridgway* will appear at the Supreme judicial Court, next to be holden at *Boston* within and for the said county of *Suffolk*, and make answer to any complaint or indictment that may be there made against him, and abide the judgment of the said Court thereon.

CXXII.

Resolve empowering the assistant treasurer to apply the money arising from the excise in the several counties, or the payment of government securities, as also the money arising from licences. July 5 1782.

Whereas in and by an act of this Court entitled an "act laying certain duties of excise on certain articles therein mentioned for the purpose of paying the interest on government securities," it is provided, that the money arising from the excise, in the several counties of this Commonwealth should be appropriated by the Treasurer to the payment of interest on governmental Securities—and whereas in and by another act of this Court, intitled an act for the better regulations of the treasury of this Commonwealth, and for appointing an assistant Treasurer, the collectors of excise in the several Counties, are directed to pay into the assistant treasurer the sums arising from the said excise, and no provision is made in the said act by which the said assistant Treasurer is empowered to apply and pay the produce of the said excise in any way whatsoever.

Resolved. That the assistant treasurer be, and he hereby is empowered and directed to apply the money arising from the excise in the several counties, solely to the payment of interest in governmental securities, consolidated in conformity to an act of this Court, intitled, "an act to empower the treasurer to receive government securities on loan to the amount of eight hundred thousand pounds," and to pay the same accordingly in the manner directed to be done by the Treasurer, in and by the act aforesaid.

CXXIII.

Resolve directing the committee for revising laws, to bring in a bill for the confiscation of British property in this Commonwealth. July 5, 1782.

Ordered, That the committee for revising the laws, be, and they are hereby directed to take into consideration a resolve of Congress, recommending the confiscation of *British* goods and manufactures imported into this Commonwealth, to prepare a bill for that purpose, and report it at the beginning of the next session of the General Court.

CXXIV.

Resolve appointing committees in several Counties in this Commonwealth, to expedite the payment of the Continental tax, with a letter to said Commissioners. July 4, 1782.

WHEREAS, a spirit of domination, intolerable to a free people, manifested by the King of Great-Britain, aided by his parliament and subjects, compelled the inhabitants of this country, to enter into a contest the most important and interesting; a contest, which, on the one hand, hath for its object, the most degrading state of slavish subjugation; and on the other, the political security of the rights of freemen,—to doubt a determined resolution in the good people of this Commonwealth, to support a system necessary on their part, to maintain this contest, would be the highest insult to their generous spirit. As a last resource, the administration of Great-Britain is making every effort to obtain that by art which it despairs of obtaining by arms. Success hath hitherto attended our patriotic exertions. By the assistance of a kind Providence we still are a free people; and to our own choice it seems by heaven to be referred whether we shall still remain such. We are blessed with many means of defence; we have a brave and well disciplined army, and our granaries and pastures abound with the necessaries for their subsistence; but our finances are deranged, and the want of a circulating medium is severely felt; this has subjected us already to many inconveniences, and former measures have not only, by experience, been found ineffectual, but have involved us in great expence: At length Congress, in their wisdom, have adopted a mode, which if carried into effect, will provide for the public exigencies, on principles the most economical, systematic and simple; but for this purpose the aid of the people is necessary. Infamy, ruin and inconceivable distress are to be dreaded from indecision, while from exertion we have reason to hope for a speedy termination of the war, the blessings of peace and the happy fruits of freedom. We have hitherto excited the admiration of Europe. We have obtained and now enjoy the friendship of one of the most respectable Monarchs and kingdoms in the world. But generosity as well as interest forbids that our deliverance should be derived solely from external assistance; on our own spirit we ought to, we must rely, and reject with manly determination the humiliating idea of unnecessary dependence on any power under heaven.

This Court having been obliged to repeal a clause in the late tax act, providing for payment thereof in certain specific articles, and having made the notes of the national bank and the notes of the honorable Robert Morris, Esq; Superintendant of Finance in his official capacity, receivable towards the discharge of the said tax; and having been informed officially, that either the said bank notes, or the said Superintendant's notes will be received by Congress in lieu of each, and that the honorable James Lovell, Esq; who by Congress is appointed Receiver of the said tax, will exchange any cash he may receive thereon for the said bank notes and Superintendant's notes (without discount) which will prevent our being deprived of a circulating medium, greatly facilitate the collection of the said tax, and alleviate the burden thereof; and having lately received from Congress the most positive declaration that an immediate supply of cash is absolutely necessary:

Resolved, That the honorable Cotton Tufts, Caleb Davis, Ebenezer Battle and Seth Bullard, Esq's, be appointed Commissioners for the county of Suffolk.

That Nathan Goodale, Daniel Thurston, Moody Bridges, John Tracey, Joseph Sprague and Nathan Dane, Esq's, be appointed Commissioners for the county of Essex.

That the honorable Oliver Prescott, Esq; Samuel Phillips Savage, Loammi Baldwin and John Gleason, Esq's, be appointed Commissioners for the county of Middlesex.

M

That

That *William Pynchon, Robert Breck, Eliska Porter, David Mosely, David Dickenson and Zabina Montague, Esq's*, be appointed Commissioners for the county of *Hampshire*.

That *Levi Lincoln, Benjamin Reed, Danforth Keyes, Daniel Clap and Ephraim Fairbanks, Esq's*, be appointed Commissioners for the county of *Worcester*.

That *William Drew, David Kingman and Thomas Davis, jun. Esq's*, be appointed Commissioners for the county of *Plymouth*.

That *Eliska Doane and Joseph Nye, Esq's*, of *Sandwich*, be appointed Commissioners for the county of *Barnstable*.

That *Skubael Peck, Benjamin Williams, and Alden Spooner, Esquires*, be appointed Commissioners for the county of *Bristol*.

That the Hon. *Joseph Simpson, Esq; William Rogers and Joseph Merril, Esq's*, be appointed Commissioners for the county of *York*.

That *John Lewis and Stephen Longfellow, jun. Esquires*, be appointed Commissioners for the county of *Cumberland*.

That Col. *William Farnsworth, Major John Farley, Jonathan Bowman, Esq;* and Col. *William Howard*, be appointed Commissioners for the county of *Lincoln*.

That *John Fellows, William Walker, and Joseph Thompson Skinner, Esquires*, be appointed Commissioners for the county of *Berkshire*.

Which Commissioners shall make known unto the inhabitants of the respective counties for which they are appointed as aforesaid, the urgent necessity there is for an immediate supply of money, and earnestly request those who have the means, to evince their patriotism by advancing immediately the proportion at which they are assessed in the said tax, or so much thereof, as shall be in their power. And the said Commissioners severally to whom any advances may be made shall receive the said bank notes and superintendants notes in lieu of cash, without discount, and shall give a certificate for the sum received in manner and form following, that is to say,

County of S	1782.
Received of C. D. of the town of B—, in the county of S---- aforesaid, the sum of	
on the Continental tax, granted in March last, which said sum shall be discounted on the said tax.	
	A. B. Commissioner.

And the said certificates, according to the true intent and meaning of the aforesaid words shall be received by the Constables and Collectors of the tax aforesaid, in the several towns to which the persons making such advances respectively belong.

And the Commissioners shall severally as soon as may be transmit to the Treasury of this Commonwealth, the money they may respectively receive in the performance of the trust hereby committed unto them; and the same being remitted to the Treasury, said Commissioners shall severally be credited therewith, and their several certificates shall be charged to them respectively when the same shall be received into the Treasury; that any mistakes may be deducted, and that it may be known whether the said Commissioners faithfully perform their duty herein.

Resolved, That the Secretary be, and he is hereby directed, to cause these resolutions and the circular letters accompanying them, to be printed, and a suitable number of copies thereof transmitted as soon as may be to the several Commissioners aforesaid, having first entered on the letters addressed to the Commissioners the names of the towns and other places assigned to them respectively.

Read and accepted, together with the circular letters accompanying the same, and ordered that the President of the Senate, and Speaker of the House of Representatives, be, and they hereby are directed, jointly, to subscribe the letters addressed to the Commissioners aforesaid.

CIRCULAR.

(C I R C U L A R .)

To A. B. one of the Commissioners in the county of _____, appointed to expedite the payment of Continental tax.

S I R,

Reposing the fullest confidence in your integrity, patriotism and abilities, the legislature of the Commonwealth have appointed you (as will appear by the inclosed resolves) to be a Commissioner in the county of _____, for the purpose of urging upon the inhabitants thereof an immediate payment of the tax levied in *March* last, for the use of the United States, and for the special and important purpose of supporting the army. A deficiency of any one State in the union in this respect, may so derange the system of supplies, and impede the military operations, that to prevent the worst possible consequences, the legislature cannot too deeply impress upon the merits of its constituents, nor too zealously insist on the absolute necessity of an immediate supply. You will therefore render your country an essential service, by your instant and vigorous exertions in the towns assigned you (as under) to engage the inhabitants thereof to make all the advances in their power, as they regard their political salvation.

To render the burden as easy to you as possible, the inclosed circular letter has been prepared to be sent by you to the several towns, at a convenient time previous to your visiting them, that they may feel the full force of your application, and be in readiness to comply with its design.

You are directed, gentlemen, to transmit the monies and notes paid you, on completing your collection in the several towns committed to you, to the Receiver-General of this Commonwealth, taking duplicate receipts therefor, one of which is to be deposited in the Secretary's office.

We are, gentlemen, your most humble servants,

President of the Senate,

Speaker of the House of Representatives.

By order of the General Court.

(C I R C U L A R L E T T E R .)

Friends and fellow-citizens,

Being appointed by the legislature of this Commonwealth, to make application to you for relief under the present most pressing exigencies of government, you will permit me while I hand you the inclosed resolves, with all the simplicity and energy of truth, to present to your view the following facts and observations; not doubting the utmost exertion of your abilities, as the natural and necessary result of your attention to them, and their important consequences.

In the first stages of the glorious contest for the rights of human nature, to which we were compelled by the tyrannic views and measures of the British government, it was found necessary to institute, in several successive emissions, a paper medium, by the free circulation and credit of which, we were enabled to conduct the war for several years with vigor and success. But as no fund was any where laid for its redemption at its value when emitted, its credit and utility were temporary; although it accomplished valuable purposes for the time---but becoming an instrument of destruction to public faith, and to the real interests both of the Commonwealth and of individuals, the confidence of all ranks of people was by universal consent withdrawn, and it happily expired without any of those disagreeable consequences which our enemies promised themselves from its failure.

But

Being still obliged to support a large army, and hold ourselves in readiness for an active campaign, Congress have changed the system of supplies, and adopted, upon just and economical principles of finance, a mode of conducting them, which must interest every person who regards the welfare of his country or even his own, in its continuance.

The Superintendent of Finance, by contracts for that purpose, has among other things, made to capital an alteration in victualling the army, that the price of rations is reduced from *two shillings and six pence*, to *eight pence*, and every article in the Quarter-Master's, Clothier's and Hospital departments, in much the same proportion; so that the army is now fed, cloathed and marched, at nearly one quarter part the expence of former establishments.

When, therefore, the vast sum necessary to maintain so respectable a force in the field is considered, and a saving of nearly three quarters thereof is duly realized, no one can hesitate a moment in determining the necessity of every exertion; to support so prudential a system.

The proportion assigned this Commonwealth for this year's service, is *four hundred thousand pounds*; one half of which was required by Congress to have been paid in *April*, and the other in *June*: But the difficulties arising to the people from the want of a circulating medium, and from the operation of taxes ---for compleating the army---redeeming the old money---paying the interest on the new, and for the redemption of the principal in one year instead of six ---for military service---and for the support of civil government, furnished no inconsiderable apology for the delay.

Inasmuch, however, as it is impossible to maintain an army in the field, or carry on the operations essential to the speedy restoration of peace, unless the monies required, and which are no more than are indispensibly necessary, are punctually paid in the proportions assessed on the several States in the union; and as the difficulties before-mentioned bear no proportion to the distresses immediately consequent upon the entire failure of public credit, disbanding the army, and the disagreeable subjugation of our country; you will seriously reflect on the high importance of the present requisition, and determine with the energy and spirit of freemen, to exert every possible means for contributing your proportion of this demand.

On the reception you give to this address, may be suspended the fate of your country; and a momentary inattention or neglect may insure perpetual though fruitless contrition and remorse.

This then is one of those great occasions which calls on the good people of the Commonwealth to give proof of the sincerity of past engagements---*a proof far more substantial and decisive than any verbal declaration whatever.*

The selectmen or assessors of your place will communicate the preceding; and as it is my intention to visit you on _____ day of _____ I shall expect to receive your collections at that time, and shall be prepared to execute the receipts therefor as directed. The notes of the national bank, and the official notes of the honorable *Robert Morris, Esq;* will be received as money.

I am, your friend and fellow-citizen,

} One of the Commissioners
} for the county of _____

To the selectmen or assessors of the town of _____

To be communicated to the inhabitants.

CXXV.

Resolve for raising a company of men in the counties of *York* and *Cumberland*, to be stationed on the frontiers of said counties. July 5, 1782.

On the memorial of the committees of *Fryburg*, *Bridgton* and *Sudbury-Canada*, praying for a company of men to be stationed at *Sudbury-Canada*, for the protection of the frontiers of the counties of *York* and *Cumberland*: Therefore.

Resolved, That there be raised in the counties of *York* and *Cumberland*, stationed on the frontiers of said counties, a company of men to consist of one Lieutenant and thirty men, to continue in service till the first day of *December* next, unless sooner discharged: And his Excellency the Governor is requested to appoint and commission the officers accordingly, and to give the necessary orders for carrying this resolve into execution.

And it is further Resolved, That there be allowed the same wages and rations as officers and soldiers receive in the Continental army; and that the Commissary-General supply the aforesaid men with provision or money, as he shall agree, for their rations as aforesaid.

CXXVI.

Resolve appropriating the money arising from the fines taken from the people called *Quakers*, for filling up the Continental army, and empowering *John Fellows*, Esq; to receive said money. July 5, 1782.

Resolved, That all the money now deposited in the treasury of this Commonwealth, arising from the fines levied on and taken from the people called *Quakers*, for not procuring their quota of men for filling up the Continental army, agreeable to a resolve of the General Court, of the 2d of *December*, 1780, be without loss of time applied to the purpose for which the said fines were levied; and that *John Fellows*, Esq; be, and he hereby is empowered and directed, to receive the said money, and as soon as may be to proceed to hire as many able-bodied effective men as can be hired therewith, and cause said men, so hired, forthwith to be mustered as soldiers for this Commonwealth, for filling up the Continental army. And his Excellency the Governor, with advice of Council, is requested to issue a warrant for the delivery of said money to the said *John Fellows*, Esq; who is to be accountable for the expenditure of the same: And the said *Fellows* is directed to lay his account for time and expences, before the committee of accounts, for allowance and payment.

CXXVII.

Resolve directing *Caleb Davis*, Esq, who was by a late act empowered to procure a loan of twenty thousand pounds, on the credit of the Continental tax of two hundred thousand pounds, to receive bills issued from the national bank of *America*; and directing the committee appointed the 4th instant, to use their influence for carrying said act into effect. July 5, 1782.

Resolved, That the Hon. *Caleb Davis*, Esq; and others, who by an act passed the present session are empowered and directed to procure a loan of the sum of twenty thousand pounds, on the credit of the Continental tax of two hundred thousand pounds, be, and they hereby are directed, to receive on the said loan, bills issued from the national bank of *America*, and on the credit of the Superintendent of Finances, as well as specie.

And it is further *Resolved*, That the committee appointed on the 4th of this instant, to consider what measures may be taken to reduce the expences of government, and for other purposes, be, and they hereby are directed, to use their influence for carrying into effect the act above-mentioned, and the resolve for expediting the payment of the Continental tax aforesaid.

CXXVIII.

Resolve directing the Treasurer to give receipts upon the constables or collectors of taxes for the payment of the members of the General Court. July 5, 1782.

Resolved, That the Treasurer be, and he is hereby directed, to give receipts upon the constables or collectors of taxes, to such members of the General Court as chuse to take the same, to compleat the payment of the wages respectively due to them. The aforesaid receipts to be given upon the tax of *October* last.

CXXIX.

Resolve on the petition of Capt. *John Foster Williams*. July 5, 1782.

On the petition of *John Foster Williams, Esq;* late commander of the ship *Protector* :

Resolved, That the prayer of his petition be so far granted, that he be, and hereby is empowered and directed, to make up pay-rolls for the services of the officers, seamen and marines, who served on board said ship, who have returned from captivity, provided they returned as soon as their circumstances would admit, and have not been in other service, agreeable to the establishment of the navy, passed *June 28, 1781*, deducting the sum already received by them from this Commonwealth. And he is further directed to make up the roll of such of the said ship's company as are now in captivity (agreeable to the resolve aforesaid) to the time said ship was captured, setting forth, in distinct columns, their names, time of entry, time of capture or return, time in service, wages and slops received from this Commonwealth, and advances made them by the said Capt. *Williams*, on his own account, to relieve their necessities while in captivity. The rolls aforesaid to be made payable to the men borne thereon, their order or legal representative; and the amount of advances aforesaid to be deducted from their wages.

And it is further *Resolved*, That the Treasurer pay to the said Capt. *Williams*, what the said *Williams* advanced on his own account, and is deducted as aforesaid: And the wages and slops advanced by this Commonwealth, and so deducted, shall be credited to the said Capt. *Williams*, and discounted with him by the agent of this Commonwealth, who is hereby directed to settle with and discharge him for all cloathing and slops by him received of the late Board of War and committee of supplies, crediting him for such as were on board said ship at the time of capture; and likewise to settle with said *Williams* for his disbursements made in the *West-Indies*, for the repair of the ship *Protector*.

And it is further *Resolved*, That the Treasurer aforesaid be, and he hereby is directed, to certify to the agent aforesaid, the sum deducted from said rolls for slop cloathing advanced, which sum so certified shall be credited to the said *Williams* by the said agent, and upon a settlement of his accounts shall discharge him therefrom.

And it is further *Resolved*, That the Treasurer discount *five hundred pounds* new emission, which said *Williams* received to pay advance wages, the value there-
of

of at the time he received it to be ascertained by the scale of depreciation, deducting the interest charged thereon; and said Treasurer shall give said *Williams* duplicate receipts therefor, one of which to be lodged in the Secretary's office, the other to be produced to the committee for stating the public accounts; who are hereby directed, on receipt thereof, to discharge the said *Williams* accordingly.

CXXX.

Resolve to prevent inconveniencies to the subjects of this Commonwealth, in paying the tax granted in *May*, 1781, directing the Treasurer to suspend his executions until the second Wednesday of the next session, with a provision in said resolve. July 6, 1782.

Whereas the good subjects of this Commonwealth have lately been called to furnish a considerable number of troops for the Continental service, in compliance with which large sums of money have been and necessarily will be expended by them for the purpose of procuring the said troops: And whereas it is indispensibly necessary that the last tax granted for the purpose of discharging the first part of the sum required by Congress of this Commonwealth, as well as any balances which may remain due on the tax granted in October last, should be immediately paid into the treasury: And whereas under such circumstances it might greatly distress many of said subjects, if execution should immediately issue for the tax granted in May, 1781, which is payable either in specie or bills of credit of the new emission: Therefore, to prevent such distress, and in order that equal justice may take place as nearly as may be,

Resolved, That the Treasurer of the Commonwealth be, and he hereby is directed, to suspend the issuing executions for the tax granted in *May*, 1781, until the second Wednesday of the next setting of the General Court.

Provided nevertheless, That in all cases where any part of the tax last mentioned shall, on the first day of *August* next, remain due to any constable or collector thereof within this Commonwealth, the several persons from whom the same shall be due, shall be held and obliged either to pay the sums due from them respectively in bills of the new emission, not having the second year's interest paid on them, or to pay a sum equal to the interest which shall have been paid on said bills, over and above the amount of their respective taxes, or otherwise to pay the said taxes in specie. And the said constables and collectors shall be severally held and obliged to pay to the Treasurer of this Commonwealth, the several balances of the tax last mentioned, which on the said first day of *August* next shall remain due from them respectively, either in bills of the new emission, not having the second year's interest paid thereon, or to pay a sum equal to the interest which shall have been paid on said bills, in addition to the said balances, or otherwise to pay the said balances in specie.

CXXXI.

Resolve for raising a number of guards, to be stationed at certain places upon the sea-coast, in the counties of *Cumberland*, *Effex*, *Plymouth*, and *Bristol*, and making an establishment. July 6, 1782.

Whereas it is essential to the public safety, that suitable guards be provided and stationed at the several posts hereafter mentioned, within this Commonwealth:

Therefore Resolved, That there be raised in the county of *Cumberland*, and stationed at *Falmouth*, one serjeant and twelve matrosses; and at *Cape-Elizabeth*,

one

one corporal and six matrosses : That there be raised in the county of *Essex*, and stationed at *Plumb-Island*, one corporal and three matrosses ; at *Gloucester*, one serjeant and eight matrosses ; at *Beverly*, one corporal and three matrosses ; at *Salem*, one serjeant and five matrosses ; at *Marblehead*, one serjeant and eight matrosses : That there be raised in the county of *Bristol*, and stationed at *Dartmouth*, one serjeant and fourteen matrosses : That there be raised in the county of *Plymouth*, for the fort at the *Gurnet*, one serjeant and eight matrosses.

And be it further *Resolved*, That there be allowed and paid to each serjeant, *forty-eight shillings* per month ; to each corporal, *forty-two shillings* per month ; and to each matross or private, *forty shillings* per month : And that the Commissary-General be, and he is hereby directed, to supply the several non-commissioned officers and men above-mentioned, with such rations as are delivered to soldiers in the Continental army, either in provisions or money, as he may agree.

And be it further *Resolved*, That his Excellency the Governor be requested to give orders for raising the several detachments before-mentioned, and that they be properly supplied with ammunition ; and that the said guards be added to or diminished, and to continue so long as the Governor, with advice of Council, shall judge for the advantage and safety of the Commonwealth.



R E S O L V E S

O F T H E

G E N E R A L C O U R T

O F T H E

Commonwealth of *Massachusetts,*

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Twenty-Ninth Day of *May*, *Anno Domini*, 1782; and from thence continued, by Prorogation, to Wednesday the Eighteenth Day of September following, and then met at the same Place, being the second session of said Court



I.

Resolve excusing *Richard Cranch*, Esq, from any further service on the committee for examining the Treasurer's accounts. *September 20, 1782.*

WHEREAS it appears, that it is not at present necessary that the committee for examining the Treasurer's accounts, should consist of more than two members and the Hon. *Richard Cranch*, Esq; one of said committee, from want of health, is unable to attend said service :

Resolved, That the said *Richard Cranch*, Esq; be, and he is hereby excused from any further service on said committee.

II.

Resolve for referring all private business to the next sessions of the General Court, excepting such business of a private nature, as shall require immediate attention. *September 20, 1782.*

Whereas it appears to this Court, that much of the attention of the General Court is frequently taken up in considering petitions of a private nature, while the public business hath remained unfinished : Therefore,

Resolved,

Resolved, That no petition concerning matters of a private nature, be acted upon by the General Court in their present session; and that all private business now pending in the General Court, be referred to the next session, excepting only such petition or private business as shall appear to this Court to require the immediate attention of the legislature.

III.

Resolve requesting the Governor to issue his orders to the militia in the several counties of *Suffolk, Essex, &c.* to hold themselves in readiness to march for the defence of the fleet in the harbour of *Boston*, and to cause the forts and garrisons in and about the harbour of *Boston*, to be properly manned, and empowering his Excellency to order any part of the militia to march into any of the neighbouring States. September 20, 1782.

Whereas his Excellency the Governor has communicated to the legislature, a letter from his Excellency General Washington, and two other letters, which render it probable that the enemy have designs to make an incursion into this State, and an attack on the fleet of our Ally, in the harbour of Boston: Therefore,

Resolved, That the Governor be requested to issue proper and necessary orders to cause the militia in the several counties of *Suffolk, Essex, Middlesex, Bristol, Plymouth, Barnstable and Worcester*, to be duly armed and accoutred, and to hold themselves in readiness to march at a moment's warning, to such places as he shall direct, with three days provisions, and that he be also requested to take especial care that the forts and garrisons in and about the harbour of *Boston*, be properly and timely manned, with such of the militia as may be necessary for their defence.

Resolved, That the Governor be, and he is hereby authorized and empowered, if he shall find it necessary for the defence of this or either of the neighbouring States, to order any part of the militia to march into either of said States, and there do duty for a term not exceeding one month.

IV.

Resolve for holding the Supreme Judicial Courts, this present year, in the several counties in this Commonwealth. September 20, 1782.

Whereas doubts have been made respecting the operation of an act passed in the month of July last, for establishing a Supreme Judicial Court within the Commonwealth, whether the time and place for holding the said Supreme Judicial Court in some of the counties in the Commonwealth, is by law appointed, and whether the Court therein established, can take cognizance of such matters and things as were pending by appeal, continuance or otherwise, in the Supreme Judicial Court, before the same law was made and passed:

It is therefore *Resolved*, That a Supreme Judicial Court shall be held and kept this present year, at the time and place hereafter mentioned, *viz.*

For the county of *Berkshire*, at *Great-Barrington*, on the first Tuesday of *October*.

For the county of *Hampshire*, at *Springfield*, on the 2d Tuesday of *October*.

For the county of *Worcester*, at *Worcester*, on the 3d Tuesday of *October*.

For the county of *Middlesex*, at *Cambridge*, on the last Tuesday of *October*.

For the county of *Essex*, at *Salem*, on the first Tuesday of *November*.

For the county of *Bristol*, at *Taunton*, on the 2d Wednesday of *November*.

For the county of *Suffolk*, at *Boston*, on the 3d Tuesday of *November*.

And it is further *Resolved*, That all actions, suits, matters or things, whatsoever,

ever, now pending, or that hereafter may be pending in the Supreme Judicial Court, in the respective counties aforesaid, by appeals, continuance or otherwise, shall have day, be taken up, heard and determined, by the Justices of the said Supreme Judicial Court, at the times and places aforesaid, any law, usage or custom, to the contrary notwithstanding : And all persons that are or shall be held, by way of recognizance or otherwise, to appear at the next Supreme Judicial Court in any of the counties aforesaid, since the last session of the Supreme Judicial Court in the same county, shall be, and hereby are declared to be held liable to appear before the said Court, to be held at the time and place in the same county before-mentioned : And the several Grand and Petit Jurors that have been already, or hereafter may be appointed by virtue of writs of *venire facias*, issued from the Clerk's office of the said Supreme Judicial Court, to serve thereat since the last session of the same Court in the same county, shall be held liable to appear and serve at the said Supreme Court in the same county, at the time and place before appointed, in the same way and means as if regularly appointed to serve at the time in the same county above directed, except such Grand and Petit Jurors in the county of *Worcester*, who was appointed to serve at the Supreme Judicial Court in *April* last, who are hereby excused from attending in consequence of such appointment and notice.

V.

Resolve on the petition of the selectmen of *Coxhall*, excusing the town and the selectmen thereof, for not procuring the soldiers sooner, and directing the sheriff of the county of *York*, to return the execution for a deficiency. September 23, 1782.

Whereas it appears, that the resolve of the General Court, passed the 2d day of December, 1780, for raising soldiers for the Continental service, was not received in the town of Coxhall previous to the issuing an execution against the selectmen of said town, on account of a neglect of duty required by said resolve ; since which they have at great expence procured three good and effective men to serve three years, and delivered the same to one of the Continental muster makers, being the quota required of said town by said resolve ; and have by their petition, for reasons therein set forth, prayed for an exemption from any fine or penalty for not furnishing said soldiers sooner :

Therefore Resolved, That the prayer of said petition be granted, and that the said town, and the selectmen thereof, be, and hereby are excused and exempted from any fine or penalty which they may have incurred for not procuring their said soldiers sooner ; and that the sheriff of the county of *York* be, and hereby is directed, to return the said execution issued in consequence of a deficiency of said soldiers in said town, to the Treasurer of the Commonwealth, as satisfied in full, any law or resolve to the contrary notwithstanding.

VI.

Resolve on the petition of *Aaron Jewet* of *Littleton*, empowering him to make sale of the real estate mentioned. September 23, 1782.

On the petition of Aaron Jewet of Littleton, administrator on the estate of John Park, late of Fitchburg, in the county of Worcester, deceased, intestate, praying for liberty to make sale of the real estate in his petition mentioned, for reasons therein set forth :

Resolved, That the prayer of said petitioner be granted, and that the petitioner

tioner be, and hereby is empowered, to make sale of the real estate in the petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Worcester*, that the proceeds of said sale shall be applied in manner following, viz. that the interest of one third part thereof be annually paid to the widow of the deceased, during her natural life, and the remainder of the other two thirds, if any be after the just debts are paid, and deducting the charges offsetting said estate, be put on interest until the heirs arrive to lawful age, and then be paid to each of them respectively, as they shall so arrive, and the third, after the decease of said widow, to be paid to said heirs in legal proportion.

VII.

Resolve allowing *Shubal Taylor* half-pay as a soldier, and directing the committee for settling with the army, to make up his pay to the 15th of *May*, 1780.
September 23, 1782.

Upon the representation of *John Lucas*, commissary of prisoners, in behalf of *Shubal Taylor*, a soldier in *Col. Bradford's* regiment, who was disabled while in the service of the United States of America, in 1778 :

Resolved, That *Shubal Taylor* be allowed half-pay as a soldier, to commence the 15th day of *May*, 1780.

It is further Resolved, That the committee for settling with the army, be, and they are hereby directed, to make up the pay to the said *Shubal Taylor*, to the 15th day of *May*, 1780.

VIII.

Resolve on the petition of *William Greenwood*, directing the naval-officer for *Newbury-Port* to permit him to depart for *Nova-Scotia*, with such necessaries as he shall judge proper. September 23, 1782.

On the petition of *William Greenwood*, of *Barrington*, in the province of *Nova-Scotia* :

Resolved, That the naval-officer for *Newbury-Port* be, and he hereby is directed, to permit the said *William Greenwood* to depart from the said port with his schooner, for said *Barrington*, and also to take on board said schooner the value of the fish brought in the said schooner, in such necessaries and articles as the said naval-officer may think proper, for the use of the thirty-three poor families to whom it belonged, they being represented as great friends to the United States. Any expences the said naval-officer has been at in the approved discharge of his duty, to be paid by the said *Greenwood*.

IX.

Resolve empowering the Treasurer to receive government securities on loan, which were issued by the late Treasurer *Gray*, excepting those given to absentees. September 24, 1782.

Whereas doubts have arisen whether the Treasurer is sufficiently empowered by an act, intitled, "An act to empower the Treasurer to receive government securities on loan, to the amount of eight hundred thousand pounds," to receive those government securities on said loan, which were issued by the late Treasurer, *Harrison Gray*, Esquire :
Therefore, Resolved,

Resolved, That the Treasurer be and he hereby is directed and impowered to receive all outstanding government securities on loan which were issued by the late *Harrison Gray*, Esq; excepting those which were given or negotiated to Absentees, on the same footing, as to interest and bounty, with other government securities which have been issued by the present Treasurer.

X.

Resolve on the petition of *Martha Oxnard*. Sept. 24, 1782.

On the petition of *Martha Oxnard*, praying for leave to go to her husband at *Penobscot* :

Resolved, That the prayer of the petition be granted, and that the said *Martha Oxnard* be and she is hereby permitted to go to *Penobscot*, by the way of a flag, as prayed for in the petition ; and that she have leave to take with her two servant maids, and such part of her household goods as the selectmen of *Falmouth* shall admit of—not to remove from the said *Penobscot* to any other part of this Commonwealth without leave from the General Court.

XI.

Resolve on the petition of *Col. William Smith*. Sept. 24, 1782.

On the petition of *Col. William Smith*, praying that he may be released from the penalty of an agreement entered into with the Board of War, respecting the delivery of a certain quantity of flour :

Resolved, That the committee for settling the Board of War's accounts be and they hereby are directed to settle and liquidate the account that now stands open between the said Board of War and *Col. William Smith*, without any reference being had to any forfeiture on the part of the said *Col. Smith*.

XII.

Resolve granting a tax of £. 420, to be apportioned and assessed on the inhabitants of the county of *Plymouth*. Sept. 26, 1782.

Whereas it appears by an estimate of the Justices of the Court of General Sessions of the peace for the County of *Plymouth* that the sum of four hundred and twenty pounds will be necessary for defreying the charges of the county for the present year 1782 : Therefore,

Resolved, That there be and hereby is granted a tax of, four hundred and twenty pounds, to be apportioned and assessed on the inhabitants of said county and estates lying within the same, and collected, paid and applied for the use of said county, according to the laws of this Commonwealth.

XIII.

Resolve intitling *Samuel Bradish* to one third of soldier's wages from *April 4, 1779*. Sept. 26, 1782.

Upon the representation of *John Lucas*, commissary of pensioners, in behalf of *Samuel Bradish*, a soldier in *Col. Doolittle's* regiment, and in *Capt. Abel Wilder's* company, who was wounded in his head on the heights of *Charlestown*, the 17th of June 1775, by which he lost his left eye, and is thereby rendered incapable of supporting himself :

Resolved, That the said *Samuel Bradish* be intitled to one third part of soldier's wages from *April 4th, 1779*, at which time he was discharged, till further order of this Court or Congress.

XIV.

Resolve empowering *Thomas Ivers, Esq;* Assistant-Treasurer, to sign all government securities and receipts for monies, during the present illness of Treasurer *Gardner*. Sept. 26, 1782.

Whereas the business of the Treasury must be greatly impeded by the present sickness of the Treasurer, unless provision is made for signing notes, receipts, &c.

Resolved, That *Thomas Ivers, Esq,* Assistant-Treasurer, be and he hereby is empowered and directed, in behalf of the Treasurer, to sign all government securities and receipts for monies which may be paid into the Treasury, during the present sickness of the Treasurer, which shall be considered as valid and effectual, to all intents and purposes, as if signed by the Treasurer.

XV.

Resolve on the petition of *Elizabeth Belcher*. Sept. 26, 1782.

On the petition of Elizabeth Belcher,

Resolved, That said *Elizabeth Belcher* be and she hereby is permitted to go to *New-York*, in any cartel bound from this Commonwealth to that place, for reasons set forth in her petition, not to return again without leave first obtained from the legislature of this Commonwealth, and also to take with her a servant girl and their personal appendages, and such effects only as may be necessary for their suitable accommodation on their passage to *England*; and the Commissary of Prisoners is hereby directed carefully to inspect her and her effects, and to take especial care that no letters of intelligence be conveyed to the enemies of the United States by means hereof.

XVI.

Resolve for adjourning the Supreme Judicial Court to be holden at *Great-Barrington*, to the first tuesday of *May* next. Sept. 27, 1782.

Whereas by reason of sickness in the family of one of the Justices thereof, a quorum of the Honorable the Justices of the Supreme Judicial Court cannot attend at said Court to be holden at Great-Barrington, in and for the County of Berkshire, on the first tuesday of October next: Therefore,

Resolved, That said Supreme Judicial Court to have been holden on the first tuesday of *October* next be and hereby is adjourned to the first tuesday of *May* next. And all process shall then be returned, actions entered and parties have day in court, and the same proceedings shall then be had in all matters and causes, whether civil or criminal, as might have been if said court had been holden on the said first tuesday of *October*.

XVII.

Resolve making null and void a resolve on the petition of *William Putnam* and others, a committee for the town of *Sterling*, passed the 26th of *April* last. Sept. 27, 1782.

Whereas the General Court upon the petition of William Putnam and others, a committee for the town of Sterling, did by a resolve passed the 26th day of April last, confirm and make valid to all intents and purposes an assessment of certain taxes therein mentioned, made by the assessors of Sterling on the persons and

and lands of the inhabitants of Shrewsbury therein described, and did also authorize and empower the constables and collectors of Sterling to collect the same, and it now appearing to this Court that the said inhabitants of Shrewsbury were not heard in answer to said petition, and that civil process was then, and now is pending, by which the legality and equity of said assessment may be determined in a judicial Court, which process the General Court had not then knowledge of:

Be it therefore Resolved, that the said Resolve of 26th of April last be and the same is hereby repealed and made null and void, and of no force, validity or effect to any intents or purpose whatever.

XVIII.

Resolve on the petition of *Mercy Ferguson*. Sept. 27, 1782.

On the petition of *Mercy Ferguson*, wife of *Adam Ferguson*, late of Newport in Rhode-Island, praying for liberty to sell a certain piece of land lying in Dartmouth in this Commonwealth, for reasons therein mentioned.

Whereas it appears to this Court that *Adam Ferguson* has for a long time been and still is with the enemy in New York, while his wife *Mercy Ferguson* remains with two small children in said Newport, under very difficult circumstances, and suffering for want of necessary support: Therefore,

Resolved, That *Mercy Ferguson* be and she is hereby impowered to make sale of the land mentioned in her petition dated the 12th day of September, 1782, to make and execute a good and authentic deed or deeds to the purchaser or purchasers to all intents and purposes, she being a *femme-covert* notwithstanding.

XIX.

Resolve allowing *Daniel Hickey* half pay as a soldier, to commence Aug. 25, 1781. September 28, 1782.

Upon the representation of *John Lucas*, Commissary of pensioners, in behalf of *Daniel Hickey*, a soldier in the service and pay of the States, in Col. Vose's regiment, who was wounded the 17th of February 1781, by which he has lost the use of his right arm.

Resolved, That said *Daniel Hickey* be allowed half pay as a soldier, to commence August 25th, 1781, till otherways ordered by this Court or Congress.

XX.

Resolve on the petition of *Andrew Oliver*, Esq; Sept. 28, 1782.

On the petition of *Andrew Oliver*, Esq;

Resolved, That the agent on the estate of *William Brattle*, late of Cambridge, in the county of *Middlesex*, Esq; an absentee, be and he is hereby authorized and directed to pay to *Andrew Oliver*, Esq; of *Salem*, in the county of *Essex*, the sum of six hundred, ninety nine pounds four shillings and two pence, as certified by the commissioners to the Judge of Probate, December 1779, in specie, said sum being due from said *Brattle* to said *Oliver*, as appeared to said commissioners by full and sufficient evidence, the said *Oliver* giving bond to the Judge of Probate for the county of *Middlesex*, to refund what may be his proportion, in case the estate of the said *Brattle* shall hereafter appear to be insolvent.

XXI. Resolve

XXI.

Resolve establishing the time for holding the Supreme Judicial Court at *Taunton*, in the county of *Bristol*, on the second tuesday of *November* next. Sept. 28, 1782.

Whereas by a resolution of the General Court pass'd the 21st of September inst. the Supreme Judicial Court is to be held at Taunton, in the county of Bristol, on the second wednesday of November next, which time is found to be inconvenient and not to answer the purpose intended: Therefore,

Resolved, That the said resolution which passed the General Court the 21st day of *September* instant, establishing the time for the sitting of the Supreme Judicial Court in the several counties of this Commonwealth, be and hereby is so far repealed and made null and void as respects the sitting of the Supreme Judicial Court in the county of *Bristol* on the second Wednesday of *November* next. And it is further *Resolved;* That a Supreme Judicial Court shall be held at *Taunton*, in the county of *Bristol*, on the second tuesday of *November* next; and that all actions, suits, matters or things whatsoever now pending, or that hereafter may be pending in said Court, shall have day, be taken up, heard and determined by the Justices of the said Supreme Judicial Court, at the time and place aforesaid. And all persons that are or shall be held by way of recognizance, or otherwise, to appear at the next Supreme Judicial Court in said county of *Bristol*, shall be and hereby are declared to be held liable to appear before said Court to be held at *Taunton* aforesaid on the second tuesday of *November* next.

XXII.

Resolve upon the petition of *William West*. Sept. 28, 1782.

Upon the petition of William West, praying that a flag may be granted for the purpose of going on board the British ship Jupiter, now in this bay, in order to redeem his son, now a prisoner on board said ship:

Resolved, That the governor be requested to commission a flag for the purpose aforesaid.

XXIII.

Resolve upon the petition of a number of inhabitants of the town of *Salem*. Sept. 28, 1782.

Upon the petition of a number of inhabitants of the town of Salem, praying that they may be permitted, at their own expence, to fit out a flag to go to New York, for the purpose of redeeming a number of American officers and seamen, now confined on board the prison-ship there:

Resolved, That the prayer of the petitioners be granted, and that the Governor be requested to commission a flag for the purpose aforesaid.

XXIV.

Resolve directing the Committee for settling with the Army to certify an additional sum of *thirty shillings* per month to surgeons and surgeon's-mates of the army. Sept. 30, 1782.

Resolved, That the Committee for settling with the Army be and they hereby are directed to certify to the Governor and Council that, agreeable to a Resolve of Congress of Sept. 30, 1780, there was an additional sum of *thirty shillings* per month to surgeons and surgeon's-mates of the army, which was not included in the certificates made out to the surgeons and surgeon's-mates aforesaid.

And

And the Governour, with advice of Council, is requested to give a warrant on the Treasurer of this Commonwealth for the additional sum of *thirty shillings* per month, for three months, to the surgeons and surgeons-mates aforesaid. And the Treasurer aforesaid is directed to pay the said additional pay of *thirty shillings* per month, for the said three months, out of the next State tax.

XXV.

Resolve on the petition of *John Avery, jun.* respecting four notes he received of *John Fessenden, Esq;* one of the committee for selling absentees estates in the county of *Worcester.* October 1, 1782.

On the petition of *John Avery, jun. Esq;*

Resolved, That the four notes, to the amount of *eight hundred twenty nine pounds ten shillings*, delivered into the Secretary's office by *John Fessenden, Esq;* one of the committee for selling absentees estates in the county of *Worcester*; which he received of *Jonathan Warner, Esq;* agreeable to a resolution of *November 2, 1781*, in discharge of a mortgage of said *Jonathan's*, be delivered to the Treasurer of this Commonwealth, who is hereby directed to charge himself therefor, and credit the said *John Fessenden, Esq;* and committee as aforesaid, for the same; and the Treasurer is further directed to deliver said notes into the hands of the committee appointed to deface the government securities, agreeable to a Resolve of the General Court for that purpose.

Resolved, That the committee for examining and settling the Treasurer's accounts be and they are hereby directed to charge the aforesaid *eight hundred twenty nine pounds ten shillings* to the Treasurer of this Commonwealth.

XXVI.

Resolve on the petition of *Joseph Titcomb.* October 1, 1772.

On the petition of *Joseph Titcomb*, praying that the copy of the last will and testament of his late father, *John Titcomb*, may be ratified, it was ordered by the whole Court on *June 5th 1782*, that the said petitioner serve *Samuel Titcomb*, mentioned in said copy, and all others concerned, with an attested copy of said petition, and of the copy therein mentioned, as also of this order, fourteen days before the first day of the next session of this Court, and notify them to appear on the second wednesday of the same session, to shew cause, if any they have, why the prayer of said petition should not be granted. The said *Joseph Titcomb* having returned from the proper officer an attestation, that the said *Samuel Titcomb*, brother of the said *Joseph Titcomb*, *Jeremiah Pearson*, brother-in-law, *Moses Rogers* and his wife, sister of the said *Joseph*, have been duly notified, according to the above order of the General Court, and been served with the several papers therein mentioned, and all within the time mentioned; the said *Joseph Titcomb* having also attended at the time assigned the parties, and produced a certificate from the aforesaid *Samuel Titcomb*, *Jeremiah Pearson*, and *Moses Rogers*, importing that they have no objections against the copy of a will said to be *John Titcomb's*, presented by *Joseph Titcomb*; as set forth in his petition to be ratified as his last will, and testament, which certificate was attested by the said *Samuel Titcomb*, *Jeremiah Pearson* and *Moses Rogers*, on oath, before *Theophilus Parsons*, justice of the peace, and no persons appearing on the day set for the parties to attend except the said *Joseph Titcomb*:

Resolved;

Resolved, That the copy of the will presented by the said *Joseph Titcomb* as of the last will and testament of *John Titcomb*, deceased, be allowed and ratified, and that the Judge of Probate for the county of *Essex* be and he hereby is directed to have the said copy registered in the registry of Probate for said county, and that the said copy be allowed as valid as though it was the original, and that proceedings be allowed and had thereon accordingly.

XXVII.

Resolve highly approving of the proceedings of the Committee appointed to repair to the county of *Hampshire*, and directing said committee to exhibit their accounts for examination and allowance. *October 2, 1782.*

The committee appointed to consider the report of the committee appointed to repair to the county of Hampshire, to enquire into the grounds of dissatisfaction there, correct misinformation, and endeavour the removal of groundless jealousies, have attended that service, and report the following resolves:

Resolved, That this Court highly approve of the proceedings of that Committee for their indefatigable and successful endeavours in so great a degree quieting the disturbances that had arisen in said county.

And it is further *Resolved*, that said Committee exhibit their accounts for that service that the same may be examined and allowed.

XXVIII.

Resolve on the petition of *Waterman Thomas*. *October 2, 1782.*

On the petition of Waterman Thomas, praying that he may be enabled to discharge one certain obligation given by him and Briggs Thomas to Nathan Mitchel, one of the committee for the sale of estates of absentees in the county of Plymouth, with bills which were of public credit when said debt became due, agreeably to the said obligation, and for the recovery of which an action is now pending in the Court of Common Pleas in the said county of Plymouth, for reasons mentioned in said petition.

Resolved, That the said *Nathan Mitchel* be and he is hereby directed to receive of the said *Briggs* and *Waterman* continental bills which were bills of public credit when the said debt became due, at the value they were then established by the law of this Commonwealth, agreeably to his express agreement, and in full satisfaction for said obligation, and become non-suit in said action, and the Justices of said Court are hereby directed to conduct accordingly.

And it is further *Resolved*, That the Treasurer of this Commonwealth be and hereby is directed to receive of the said *Nathan* the said bills, and credit him therefor in the same manner as if they had been paid when became due.

XXIX.

Resolve on the petition of *Michael Humble*, permitting him to dispose of certain articles. *October 2, 1782.*

On the petition of Michael Humble:

Resolved, That the prayer of the petitioner be granted, and that he have liberty under the inspection of the naval officer for the port of *Boston* to dispose of cordage and flops to the amount of *three hundred pounds* sterling to the continental agent, for the use of the public.

Resolve

XXX.

Resolve on the petition of *Zebedee Sprout*, agent on the estates of *Peter Oliver, sen.* and *Peter Oliver, jun.* absentees, appointing a committee to enquire into said agent's conduct. October 2, 1782.

On the petition of *Zebedee Sprout*, agent on the estates of *Peter Oliver, sen.* and *Peter Oliver, jun.* absentees :

Resolved, That *Samuel Niles, Hugh Orr* and *Elijah Dunbar, Esq's*, be a committee to repair to *Middleborough* as soon as may be, and there enquire into the manner of said agent's conducting the business of his agency, and of the probability there was of his being ignorant of the Resolves of this Court directing agents on absentees estates when and where to pay the money they received belonging to said estates, and report as soon as may be, at the expence of said petitioner.

XXXI.

Resolve directing the Commissary-General to pay *John Prebble*, Captain of a Company of Indians, £.49, in money or provisions, being for back rations. October 3, 1782.

Resolved, That the Commissary-General of this Commonwealth be directed to pay *John Prebble*, Captain of a company of Indians in the eastern department, under Col. *John Allen*, £. 49, in money or provisions, being for 1470 back rations, due to him from the 20th of *January* 1781 to the 16th of *August* 1782, at eight pence per ration, and charge the same to the United States.

XXXII.

A Grant of £. 50, to *William Baker*, Messenger of the General Court, for one quarter's service, and directing the Agent to supply him with a piece of linen. October 3, 1782.

On the petition of *William Baker*, Messenger to the General Court :

Resolved, That there be paid to *William Baker*, out of the Treasury of this Commonwealth fifty pounds, for one quarter's service, ending the 25th of *August* last.

Also Resolved, That the Honorable *Caleb Davis*, Esq; agent for this Commonwealth be directed to supply him the said *Baker* with a piece of linen suitable for shirts, in consideration of his extra services.

XXXIII.

Resolve on the petition of the Rev. *Phineas Whitney* and *Zabdiel Adams*, guardians to the heirs of *Temperance Gordon's* estate. October 4, 1782.

On the petition of the Rev. *Phineas Whitney* and *Zabdiel Adams*, guardians to the minors that are heirs to the estate of *Temperance Gordon*, late of *Dunstable*, deceased, praying that the Judge of Probate may be empowered to order distribution to be made of said estate, for reasons set forth in said petition :

Resolved, That the prayer of the petition be granted, and the Judge of Probate for the county of *Middlesex* be and he is hereby empowered, as soon as may be, to distribute the estate of *Temperance Gordon*, late of *Dunstable*, deceased, in such proportion as will comport with the last will and testament of the testatrix, the youngest child not having arrived to twenty one years of age notwithstanding.

Resolve

XXXIV.

Resolve for discontinuing the office of Agent, Committee on Accounts, Committee on the Pay Rolls of the Militia, reducing the Committee for settling with the Army, and directing the Committee for methodizing Accounts to call upon the Committee of Sequestration for the settlement of their accounts.

October 4, 1782.

Resolved, That the office of Agent of this Commonwealth be from and after the first day of *January* 1783 discontinued, and that such part of the business of the said agent, as relates to the building and equipping such armed or other vessels as have from time to time by the General Court been ordered to be built or equipt. The receiving and disposing of all prize and other goods, &c. that may arrive, being the property of this Commonwealth. The providing workmen and materials for the laboratory. Cloathing the troops in the service and pay of this Commonwealth. Providing military stores and other articles for the castle and other forts, agreeable to order from the General Court or Governor, and providing and keeping in order the boats for the hospital, devolve on the Commissary General of this Commonwealth, who is hereby directed to attend to the same.

And that *Caleb Davis*, Esq; Agent for this Commonwealth, be and hereby is directed on the first day of *January* 1783 to deliver the books of the late Board of War to the Committee for stating and methodizing the public accounts; and the said Committee are directed as soon as may be to adjust the same, and make return of the ballances thereon to the Treasurer of this Commonwealth; and the said Treasurer is hereby directed to commence processes in law against such persons as shall appear to be indebted to the Commonwealth on the said accounts and refuse or neglect to make payment.

Resolved, That the Committee, called the Committee on Accounts, from and after the first day of *January* 1783 be discontinued.

Resolved, That the Committee for settling with the Army be reduced to a single person, with the assistance of a clerk of such person to be chosen by joint ballot of both houses.

Resolved, That the Committee for methodizing and stating the public accounts be and hereby are empowered and directed to call upon the Committee of Sequestration for the settlement of their accounts; and if the said Committee of Sequestration shall neglect or refuse to adjust the same, the Committee for methodizing and stating public accounts are hereby directed, on the first day of *January* next, to deliver the accounts of the said Committee of Sequestration to the Treasurer of this Commonwealth, and the Treasurer is hereby directed forthwith to deliver the same into the hands of the Attorney-General of this Commonwealth, who is hereby directed immediately to commence a legal process thereon. And that such sums as may be recovered be paid into the hands of the Treasurer, duplicate receipts to be taken therefor, one of which to be lodged in the Secretary's office, and be truly reserved as a fund for and applied to the payment of the interest due or that may become due on consolidated securities.

Resolved, That the Committee on the Pay-rolls of the militia and state troops be discontinued after the first day of *January* 1783, and that pay-rolls and accounts for services performed by order of government, in future, be returned to the office of the Secretary of this Commonwealth, to be laid before the Governor and Council for careful examination and payment.

Resolved,

Resolved, That the Governor and Council be and hereby are requested, from time to time, at the opening of the sessions, to acquaint the General Court, by laying before the two houses separately an account of past expenditures of government, how far the provisions made may have been adequate to the purposes intended; and in like manner to lay before the two houses an estimate of further charges that may be necessary, that the General Court may, without loss of time (if they shall think proper) proceed to make seasonable provision for them.

XXXV.

Resolve on the petition of *Mary Foster*. October 5, 1782.

On the petition of Mary Foster:

Resolved, That *Mary Foster* be and she is hereby permitted to go to *New-York* in the next cartel; for reasons set forth in her petition; and the Naval-Officer of the Port of *Boston* is hereby directed to take effectual care that she do not carry any letters of intelligence, or any articles more than are necessary for her voyage.

XXXVI.

Resolve directing in what manner executions now issued or that may hereafter issue against the constables and collectors of the several towns in this Commonwealth, on the tax of *three hundred and three thousand pounds*, granted in *October* last, may be satisfied in certain cases. *October 5, 1782.*

Whereas said tax is in part appropriated to satisfy various demands of the subjects of this Commonwealth, and executions have been and are ordered to issue against the several delinquent constables and collectors for bringing in of said tax, and whereas it can serve no good purpose of government to compel such persons to pay in their proportions of said tax as have demands upon this Commonwealth for the discharge and satisfaction whereof said tax is appropriated: Therefore,

Resolved, That the Treasurer of this Commonwealth be and he is hereby directed and impowered, in all cases where executions have issued or may issue for levying the monies due on said tax, to give to any person to whom any monies are due and payable by appropriation out of the same tax, receipt or receipts on said constables and collectors, in the same manner and in such cases as he was impowered and directed to do before said executions did or were ordered to issue, and said constables and collectors shall receive and allow them accordingly, and the sheriffs of the several Counties of this Commonwealth who have or shall have executions on said tax, to levy the monies due thereon, shall receive of their respective constables and collectors said receipts in satisfaction thereof, if offered instead of money, which receipts shall be received into the Treasury of this Commonwealth and allowed in the same manner as if said receipts had been given before said executions issued.

XXXVII.

Resolve fixing the value of notes given to the officers and soldiers of the army for the depreciation of their wages, and directing the Treasurer to observe said rule in consolidating said notes. *October 8, 1782.*

The Committee of both Houses appointed to fix the value of notes given to the officers and soldiers of the army for the depreciation of their wages, in order for their being consolidated, report the following estimate, viz.

The Notes payable in *March* 1783, at $7d \frac{1}{4}$ for 20s.
 ditto payable in *March* 1784, at $7d$.
 ditto payable in *March* 1785, at $6d \frac{1}{2}$
 ditto payable in *March* 1786, at $6d$.
 ditto payable in *March* 1787, at $5d \frac{1}{2}$
 and ditto payable in *March* 1788, at $5d \frac{1}{4}$

Read and accepted, and thereupon *Ordered*, That the Treasurer be and hereby is directed to observe the foregoing rules in consolidating the notes above-mentioned, when presented for that purpose; but he is not to allow any bounty on such consolidated notes.

XXXVIII.

Resolve preventing flags of truce now in the harbour of *Boston* from sailing till further order. *October 9, 1782.*

Whereas the cartel ship commanded by Capt. Humbel has for a considerable time past been lying in the harbour of Boston, and from her station the people belonging to her have had full opportunity of observing the number, force and circumstances of the fleet under the command of the Marquis de Vaudreuil. And it appears that the said cartel, on her leaving port, is to proceed directly to New-York: And whereas the said Capt. Humbel, from his residence in the town of Boston, will be enabled, on his arrival at New-York, to give particular and minute information to the commander of his Britannic Majesty's fleet there, respecting the Squadron of his most Christian Majesty, now lying in the harbour of Boston:

Resolved, That neither Capt. Humbel nor any other commander of a flag of truce, now lying in the harbour of *Boston*, be permitted to depart without leave first had and obtained from the General Court, or in the recess from the Governor and Council of this Commonwealth.

XXXIX.

Resolve preventing the enemy from being supplied with provisions from the shores on the south part of this Commonwealth. *October 9, 1782.*

Whereas it appears to this Court that there is danger of the enemy's being supplied with fresh provisions from the shores on the south part of this Commonwealth and the Elizabeth Islands, unless measures are taken to prevent the same:

Therefore, Resolved, That the selectmen and militia officer, in the several towns of *Dighton, Swanzey, Rehoboth, Freetown and Dartmouth*, in the county of *Bristol, Rochester and Wareham* in the county of *Plymouth, Sandwich, Falmouth, Barnstable and Chatham* in the county of *Barnstable*, be and they hereby are respectively directed to examine the shores in their respective towns and vessels in their harbours, and on finding any cattle or sheep, which from their local situation or other apparent circumstances are likely to fall into the hands of the enemy, that they order the owner or owners of such stock, their agents, or some person who acts under them, to drive the same immediately to such place or places of safety as the selectmen of the same town shall direct, and on any such person's refusing to comply with said order, the said selectmen are hereby required and empowered to drive or cause such stock to be driven to some place of safety, and there to be advertized for sale, and after proper notice given to be sold at public vendue, they taking an account of the marks, natural

natural or artificial, of such stock, and what they fetch at such sale, and after deducting all necessary charges that arise in consequence of such sale, to pay the remainder to the owner or owners, on making their demands and proving their property in such stock; and when the owner or owners of such stock are unknown or cannot speedily be found, the selectmen in the same town are hereby directed to proceed in the same way as in case of the owners refusing to remove their stock.

And it is further *Resolved*, That Col. *Manasseh Kempton*, with the selectmen of the town of *Dartmouth*, be and they hereby are directed to repair immediately, by themselves or such persons as they can confide in, to the *Elizabeth Islands*, and examine the stock on those islands, and on finding more there than is necessary for the inhabitants of those islands, and of such a quality as may be serviceable to the enemy, to cause the same, as soon as possible, to be removed off said islands to the main; and on the owners appearing and making proof of their property in such stock, they may have the same again, on paying the expence of such removal, and such stock as no owner shall appear to claim within twenty four hours after their arrival to the main shall be sold at public vendue, the same directions to be observed in the sale as is directed in the former part of this Resolve. And the Secretary is hereby directed to send copies of these Resolves to the several towns aforementioned immediately by express.

XL.

Resolve on the memorial of *Isaac Snow*. October 9, 1782.

On the memorial of *Isaac Snow*:

Resolved, That the town of *Harpwell* be abated five shillings in the thousand pounds of the last valuation, and that the same be laid on the plantation called *West-Bowdoinham*, in the county of *Lincoln*.

XLI.

Resolve directing the Secretary to notify *Thomas Ivers*, Esq; of his election as Treasurer of this Commonwealth. October 10, 1782.

Whereas *Thomas Ivers*, Esq; hath this day been chosen Treasurer and Receiver-General of this Commonwealth, in the room of the Honourable *Henry Gardner*, Esq; late Treasurer, deceased, by joint ballot of the Senators and Representatives, in one room, agreeable to the Constitution:

Resolved, That the Secretary be directed to give the said *Thomas Ivers*, Esq; immediate notice of the said choice.

XLII.

Resolve allowing the accounts of the Treasurer of the county of *Middlesex*.
October 10, 1782.

Whereas it appears, upon examination of the accounts of the Treasurer of the county of *Middlesex*, that all the monies granted and allowed by the Court of General Sessions of the Peace for said county, for the year 1782, were for such purposes and appropriations as the law impowers said Court to grant:

Therefore, *Resolved*, That the said accounts be allowed.

XLIII. Resolve

XLIII.

Resolve on the petition of the selectmen of the town of *Fryburgh*, directing the Committee on Muster-Rolls and Accounts to examine the rolls and accounts mentioned. *October 10, 1782.*

On the petition of the selectmen of the town of Fryburgh, for services and disbursements for the defence of the Commonwealth:

Resolved, That the Committee on Muster-Rolls and Accounts be and hereby are directed to examine the rolls and accounts mentioned in said petition, and allow what may be found justly due thereon.

XLIV.

Resolve on the memorial of *Beriah Norton*, permitting him to go to *New-York*. *October 11, 1782.*

Upon the memorial of Beriah Norton:

Resolved, That *Beriah Norton*, Esq; of the Island of *Martha's-Vineyard*, be and he hereby is permitted to go to *New-York* in any vessel he shall think proper, for the reasons set forth in his memorial, and to return to this Commonwealth, and bring with him, to and for the sole use of the inhabitants of the said Island of *Martha's-Vineyard*, the sum of *four thousand nine hundred and twenty three pounds*, sterling money of *Great-Britain*, in gold or silver coin, which remains due to the inhabitants of said *Martha's-Vineyard*, for cattle, sheep and forage taken from them by *General Gray*, for the use of the *British* forces, or the one third part of said sum in goods, wares and merchandize.

Provided nevertheless, That the said *Norton* first give bond with sufficient sureties, in the sum of *ten thousand pounds*, to the Treasurer or his Assistant of this Commonwealth for the sole use of the said Commonwealth, for his the said *Norton's* strict compliance with this Resolve.

And be it further *Resolved*, That the said *Norton* shall not carry any of the produce of this Commonwealth, or any of the produce of the United States of *America*; or any goods, wares or merchandize, to said *New-York*, or to any of the territories of the King of *Great-Britain*, or to any port or place in possession of the King of *Great-Britain* (necessaries for the voyage only excepted) neither shall he carry to any place in possession of the enemy more than *forty pounds* specie, in sterling money of *Great-Britain*.

And be it further *Resolved*, That the said *Norton* shall return from the Island or port of *New-York* directly to the port of *Dartmouth* in this Commonwealth, and shall there enter his vessel and the whole cargo on board her, or such other vessel or boat as he shall return in, with the Naval-Officer of that port; and said vessel and cargo shall be liable to the inspection of said Naval-Officer, previous to such entry; and the said vessel in which the said *Norton* shall so return shall not touch at any port or place until her arrival in the said port of *Dartmouth*, and shall not, on her passage thence, nor until the said Naval-Officer hath inspected her and her cargo, as aforesaid, upon her arrival in said port of *Dartmouth*, break bulk or land any goods, wares or merchandize, without being liable to confiscation, and all on board her, together with all such goods, wares and merchandizes so landed or otherways removed out of her, either by land or water.

And be it further *Resolved*, That the said Naval-Officer for the said port of *Dartmouth* is hereby impowered and directed to take the said bond mentioned in the foregoing Resolve, in the name of the Treasurer or his Assistant of this Commonwealth, for the sole use of said Commonwealth, conditioned for the strict observance of this Resolve and every article and clause therein mentioned.

XLV. Resolve

XLV.

Resolve preventing prisoners coming on shore from on board prison-ships.

October 11, 1782.

Resolved, That no prisoner be permitted to go on shore from on board the guard or prison-ship, or any other vessel in the harbour of *Boston*, without leave first had and obtained from the Governor and Council.

XLVI.

Resolve directing the Treasurer to give bond and to take the oaths prescribed by the Constitution. October 12, 1782.

Resolved, That *Thomas Ivers*, Esq; lately elected Treasurer and Receiver-General of this Commonwealth, shall not be esteemed duly qualified to enter upon the execution of that office until he shall first have the oaths prescribed by the Constitution of this Commonwealth administered to him, for his faithful performance of his said Trust, nor until he shall have given bond, with sufficient sureties to the acceptance of a Committee appointed by this Court for that purpose, in the sum of *thirty thousand pounds*, to the eldest Counsellor, the President of the Senate and Speaker of the House of Representatives of this Commonwealth, for the time being, who are hereby appointed a Committee in behalf of this Commonwealth, and especially authorized for this purpose; which bond shall be conditioned for such Treasurer's truly and faithfully discharging the duty of his trust according to law, and for his rendering an account, when and so often as he shall be required by the General Court, of all such sum or sums of money as he shall from time to time receive into the Treasury, and for his well and truly paying to his successors in said office, or to any other person that may be appointed by the General Court to receive the same, all such sum or sums of money as upon such settlement of his said accounts, or otherwise, shall be found due and payable from him to this Commonwealth.

Provided, That the said bond be put in suit within three years next after the date thereof, otherwise to be void and of none effect; and that *William Sever*, Esq; *Mr. Phillips* and *Mr. Rowe* be a committee to judge of the sufficiency of such as may offer to become sureties as aforesaid.

XLVII.

Resolve on the petition of *Benjamin Redington*, in behalf of the proprietors of the town of *Lunenburg*. October 12, 1782.

On the petition of Benjamin Redington, in behalf of the proprietors of the town of Lunenburg, shewing that John Taylor, Esq; late of Douglas, obtained a judgment against Joshua Martin, at an inferiour Court of Common Pleas held at Worcester, in the County of Worcester, in the last December term, and praying that the same may be reversed and said Joshua Martin have an opportunity of a hearing in law:

Resolved, That the petitioner serve *John Taylor*, Esq; with an attested copy of the said petition and this order thereon, ten days at least before the next session of this Court, that he may appear on the second wednesday of the next sitting of this Court, to shew cause, if any he has, why the prayer of the petition should not be granted, and that execution be stayed in the mean time.

XLVIII.

Resolve directing the Committee for settling with the Army to settle with *Joseph Ward*, Esq; late Commissary-General of Musters. October 12, 1782.

On the petition of Joseph Ward, Esq;

Resolved, That the Committee for settling with the Army be and they are hereby directed to settle with *Joseph Ward*, Esq; late Commissary-General of Musters, as they have with the officers of the *Massachusetts* line of the army, the ballance which shall appear to be due to him to be charged to the United States.

XLIX.

Resolve directing the Treasurer not to receive certificates issued from the Quarter-Master's General department until further orders. October 12, 1782.

Whereas by an Act of the General Court passed February 17, 1781, the Treasurer was directed to receive certificates issued from the Quarter-Master's General department, and give a loan note in exchange for such certificates: And whereas the present state of the Treasury is such that it is found inconvenient for the Treasurer to receive any more of said certificates:

Resolved, That the Treasurer be directed not to proceed any further in receiving and loaning said certificates, until further orders of this Court.

L.

Resolve directing the Treasurer and the several Committees to prepare accurate accounts of all payments made or supplies furnished by this Commonwealth to the officers and soldiers of the army since the first day of *January 1781*, excepting for services in the year 1780, and not to make any further payments. October 12, 1782.

Whereas it is necessary that accounts be transmitted to the Continental Paymaster-General of what payments have been advanced to the officers and soldiers of the army, in order to prevent a double credit for the same sums: Therefore,

Resolved, That the Treasurer of this Commonwealth, and the several Committees whose business it is, be and they hereby are directed to prepare accurate accounts of all payments made or supplies furnished by this Commonwealth to the officers and soldiers of the army since the first day of *January 1781*, excepting such as were made for services performed in the year 1780, and lodge the same in the Secretary's office; and the Secretary is hereby directed to transmit the said accounts as speedily as possible to the Paymaster-General aforesaid.

Resolved further, That the Treasurer aforesaid and all Committees be and they hereby are directed to make no further payments to the aforesaid officers or soldiers, on account of services rendered since the commencement of the current year, without special order therefor from this Court.

LI.

Resolve permitting the several Naval-Officers of this Commonwealth, or their Deputies, to go on board cartels. October 14, 1782.

Resolved, That the several Naval-Officers of this Commonwealth, or their Deputies, be permitted to go on board any cartel or flag of truce that may arrive in any harbour within this state, without special permit from the Governor, the Resolve of the General Court of the eighth day of *May* last notwithstanding.

LII. Resolve

LIII.

Resolve on the petition of *Jonathan Bowman, Esq;* impowering the Justices of the Court of General Sessions of the Peace for the County of *Lincoln* to assess £. 500 on the polls and estates of the inhabitants of said County.

October 14, 1782.

On the petition of Jonathan Bowman, Esq; Clerk of the Court of General Sessions of the Peace for the County of Lincoln, on behalf of the said Court :

Resolved, That the prayer of the said petition be granted, and that the Justices of the said Court be and they hereby are impowered to assess upon the polls and estates of the inhabitants of the said County the sum of *five-hundred pounds*, for defraying the charges therein mentioned.

LIV.

Resolve on the petition of *Margaret Scott*, administratrix on the estate of *Daniel Scott*, late of *Boston*, deceased. October 14, 1782.

On the petition of Margaret Scott, administratrix on the estate of Daniel Scott, late of Boston, in the County of Suffolk, deceased, intestate, and John Lucas, guardian for four of the children of the abovesaid deceas'd, praying for liberty to sell a house in Newmarket, in the State of New-Hampshire, for reasons set forth in said petition : Therefore,

Resolved, That the abovesaid *Margaret Scott*, administratrix on the estate of said deceased, be and she hereby is, in her said capacity, impowered to sell the abovesaid house for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers of the abovesaid house, she observing the rules in the law made and provided for executors and administrators, she giving bonds to the Judge of Probate in the abovesaid County, that the proceeds thereof be improved for the benefit of the heirs at law.

LV.

Resolve appointing a Committee to receive from the executors or administrators of the late Treasurer, all such property of this Commonwealth as was in the hands of the said late Treasurer, and give them receipts, and to deliver to *Thomas Ivers, Esq;* Treasurer, all such monies, &c. as they may receive.

October 14, 1782.

Resolved, That *William Phillips, Esq;* *Leonard Jarvis, Esq;* and *Edward Payne, Esq;* be and hereby are appointed a Committee to receive from the executors or administrators of *Henry Gardner, Esq;* late Treasurer of this Commonwealth, all such property of this Commonwealth as was in the hands of the said late Treasurer *Gardner*, at his decease, and give their receipts, in behalf of this Commonwealth, to the executors or administrators of the said late Treasurer, for the same, and deliver to *Thomas Ivers, Esq;* Treasurer and Receiver-General of this Commonwealth, all such monies, books and papers, and all such other effects, as they may receive from the executors or administrators of the late Treasurer *Gardner*, taking duplicate receipts therefor, one of which receipts to be lodged in the office of the Secretary of this Commonwealth.

Whereas it is of the greatest importance that the accounts of Thomas Ivers, Esq; Treasurer and Receiver-General of this Commonwealth, be kept separate and distinct from the accounts of the late Treasurer :

Resolved,

Resolved, That *William Phillips, Leonard Jarvis and Edward Payne, Esq's.* be a committee to confer with *Thomas Ivers, Esq;* Treasurer and Receiver-General of this Commonwealth, and advise with him respecting such method of proceeding in the Treasury office, as in their opinion will most effectually answer this purpose.

LVI.

Resolve upon the petition of *Ann Willis.* October 14, 1782.

Upon the petition of Ann Willis, praying for liberty to go to New-York :

Resolved, That *Ann Willis* have liberty to go to the city of *New-York*, in the first cartel that shall sail from the port of *Boston*, not to return again into this Commonwealth without special leave for that purpose from this Court.

LVII.

Resolve on the petition of *John Fisk*, impowering him to make sale of the real estate mentioned. October 15, 1782.

On the petition of John Fisk, guardian to the children of Isaac Fisk, late of Framingham, deceased, praying for licence to sell the real estate of the said deceased, for reasons set forth in his petition :

Resolved, That the prayer of the petitioner be granted, and that the said *John Fisk*, in his capacity as guardian, be and he is hereby impowered to sell the real estate of said *Fisk* mentioned in his petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, giving sureties to the Judge of Probate for the County of *Middlesex*, for the proceeds of said sale, and that the same, after paying the just debts and cost of settling said estate, be put at interest, for the benefit of said children, until they shall arrive to lawful age, and then be paid them in legal proportion.

LVIII.

Resolve on the petition of *Jude Foster.* October 15, 1782.

On the petition of Jude Foster :

Resolved, That the Justices of the Court of General Sessions of the Peace next to be holden at *Northampton*, within and for the County of *Hampshire*, be and hereby are authorized and impowered to grant a licence to *Jude Foster*, of the plantation called *Merryfield*, in said County, to be an innholder within said plantation, until the usual term for granting licences in said county ; he the said *Foster* being approved of by the Committee of said plantation, in the same manner as is necessary for inhabitants of towns to be approved of by Selectmen, the time for granting licences being elapsed notwithstanding.

LIX.

Resolve granting a tax of £. 600, to be apportioned and assessed on the rateable polls and estates in the County of *Middlesex*, for defraying the charges of said County. October 15, 1782.

On the representation of the Justices of the Court of General Sessions of the Peace for the County of Middlesex, that the sum of six hundred pounds will be necessary for defraying the charges of said County for one year next ensuing :

Therefore,

Resolved,

Resolved, That there be and hereby is granted a tax of *six hundred pounds*, to be apportioned and assessed on the rateable polls and estates in said county, and the same be collected and paid into the treasury thereof, and applied for the use of said county, agreeable to the laws of this Commonwealth.

LX.

Resolve on the representation of *James Nichols*, of *Brookfield*, giving the sense of this Court that said *Nichols* is holden by the laws of this Commonwealth to pay and discharge the debts by him contracted for supplies furnished for the use of the United States. *October 15, 1782.*

Whereas it appears to this Court that James Nichols, of Brookfield, late Deputy Assistant Commissary of Purchases, in the continental department, in the discharge of the duties of his appointment within this Commonwealth, in many instances gave his securities for the payment of monies due for supplies furnished by the subjects of this Commonwealth for the use of the United States, and that the provision made by his principal in that department to enable him to discharge said securities is not equal to the value of the debts contracted, at the rates established by the scale of depreciation, agreeable to the laws of this Commonwealth, and from an opinion in his superiors in said department, that he is not holden to discharge said securities at any other rate than in proportion to the whole sum by him received for that purpose, they think themselves unauthorized to make him any allowance on account thereof, unless by the doings of the General Court of this Commonwealth it shall appear that they are of a different opinion: Therefore,

Resolved, That it is the sense of this Court that the said *James Nichols* is holden by the laws of this Commonwealth to pay and discharge all debts by him contracted within this Commonwealth, for supplies furnished for the use of the United States, according to the scale of depreciation established by the laws of this Commonwealth.

LXI.

Resolve on the petition of *Jonas How*, of *Rutland*, in the county of *Worcester*, impowering him to make sale of the lands mentioned. *October 15, 1782.*

On the petition of Jonas How, of Rutland, in the county of Worcester, guardian to the heirs of Belcher Richards, late of Princeton, deceas'd, praying for liberty to sell the real estate belonging to said heirs, for reasons set forth in his petition:

Resolved, That the prayer of his petition be granted, and that the said *Jonas How*, in his capacity of guardian, be and he is hereby fully authorized and empowered to make sale of the lands in his petition mentioned, and to make and execute a good and sufficient deed or deeds to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors or administrators, first giving bonds to the Judge of Probate for the county of *Worcester*, that the money arising by said sales shall be appropriated for the benefit of the heirs, agreeable to law.

LXII.

Resolve for holding the Supreme Judicial Court at *Great-Barrington*, in the County of *Berkshire*, on the 4th Thursday in *October* instant, and at *Cambridge*, in the County of *Middlesex*, on the second Tuesday of *December* next. *October 16, 1782.*

Whereas it appears to this Court, by recent information from the County of Berkshire, that it is necessary that the Supreme Judicial Court should sit in that County as soon as circumstances will admit of it: Therefore,

T

Resolved,

Resolved, That the Resolve of the General Court, passed the 26th of *September* last, for adjourning the Supreme Judicial Court to be held for the said County from the first Tuesday in *October* instant to the first Tuesday in *May* next, be and hereby is so far repealed as relates to the holding the same Court on the said first Tuesday in *May* next.

And it is further *Resolved*, That the said Supreme Judicial Court shall be held on the fourth Thursday in *October* instant, at *Great-Barrington*, within and for the said County, and all processses shall then be returned, actions entered, and parties have day in court, and the same proceedings shall then be had in all matters and causes, whether civil or criminal, as might have been had if the said Court had been held on the first Tuesday of *October* instant.

And it is further *Resolved*, That the Supreme Judicial Court which by law is to be held at *Cambridge*, within and for the County of *Middlesex*, on the last Tuesday of *October* instant, be and hereby is adjourned to the second Tuesday in *December* next, then to be held at *Cambridge* aforesaid, and all processses shall then be returned, actions entered, and parties have day in court, and the same proceedings shall then be had in all matters and causes, whether civil or criminal, as might have been had if the said Court had been held on the said last Tuesday in *October* instant.

LXIII.

Resolve for supplying the Eastern Department with provisions and military stores, and discharging the Truckmaster and Interpreter, and reinstating *Juniper Berthuane* as Instructor to the Indians. *October* 17, 1782.

Resolved, That the Governor, with advice of Council, be and hereby is requested to issue orders on the Commissary-General to supply the Eastern Department under the command of Col. *John Allen*, according to the recommendations of Congress, with such provisions and military stores, not exceeding the sum of *one thousand pounds*, as he shall from time to time think necessary, the United States to be charged therefor, and the Commissary-General is directed to furnish them accordingly.

And whereas it is not necessary to continue the Indian trade at Fort-Halifax:
Resolved, That Col. *Josiah Brewer*, the Truckmaster, and also the Interpreter, be and they are hereby discharged from that service.

And as it appears by the application of a number of the Indian Chiefs, and Juniper Berthuane, that they are desirous he may be reinstated in the office of Instructor to the Indians, which may have a tendency to promote and retain their friendship to the inhabitants of this Commonwealth:

Resolved, That the said *Juniper Berthuane* be and hereby is reinstated in the office of Instructor to the said Indians, any Resolve or Order of the General Court for his discharge from that service notwithstanding.

It is also *Resolved*, That the Governor, with advice of Council, be and hereby is requested to issue orders on the Commissary-General to supply said Indians with such cloaths and other things requested in their petition as he shall think necessary, and the Commissary-General is hereby directed to furnish them accordingly.

It is further *Resolved*, That a Naval-Officer for the Port of *Machias* be elected as soon as may be.

LXIV. Resolve

LXIV.

Resolve on the petition of *Edward & Hepzibath Raymond*. October 18, 1782.

On the petition of Edward and Hepzibath Raymond, of Sterling, praying that they may be enabled, in their capacities as administrators to the estate of Jotham Bush, late of Shrewsbury, deceased, to make and execute a good and lawful deed of sale of a certain tract of land to Edward Stiles, for reasons set forth in their petition:

Resolved, That the prayer of the petition be so far granted that the said Edward Raymond and Hepzibath Raymond, administrators to the estate of Jotham Bush, deceased, be and hereby are fully authorised and impowered, in their capacity aforesaid, to make and execute a good and lawful deed of sale of one hundred and sixty acres of land with the buildings thereon, laying in the town of Shrewsbury, to the said Edmund Stiles and his heirs, &c. he paying or securing to the said Edward and Hepzibath Raymond the full amount of what remains due to the estate of said Bush, they the said Edward and Hepzibath first giving bonds to the Judge of Probate for the county of Worcester that the monies so received of the said Stiles shall be applied to the benefit of the heirs of the said Bush according to law.

LXV.

Resolve on the representation of *Capt. Isaac Hathaway, of Adams*, in the county of *Berkshire*, directing the committee for sale of absentees estates in said county to receive the note of hand mentioned, October 19, 1782.

Whereas it appears that Capt. Isaac Hathaway, of Adams, in the county of Berkshire, is now in the possession of a certain lot of land in said town, which he holds by an agreement made with John Murray, Esq; an absentee, but by reason of the losses the said Isaac has sustained by the war, and the public having the use of his money, he is unable to make that full payment for said lands that is required by law in order to compleat his title thereto: Therefore,

Resolved, That the committee for the sale of conspirators and absentees estates in the county of Berkshire be and they are hereby directed to receive from him the said Hathaway his note of hand, with one responsible surety, payable in one year from the date of said note, to the Treasurer of this Commonwealth, or his successor in said office, for the sum of twenty eight pounds, with lawful interest, and to govern themselves in their conduct towards said Hathaway and the land he possesses, upon his paying the residue of the money due for said lands, in the same manner as though he had paid the whole in cash.

LXVI.

Resolve on the petition of the first parish in *Scarborough*, in the county of *Cumberland*. October 19, 1782.

On the petition of the first parish in Scarborough, in the county of Cumberland, Thomas Lancaster, minister of said parish, and Nehemiah Libby, of said Scarborough, yeoman, praying that the committee of said parish and the said Thomas Lancaster may be impowered to make and execute a good and sufficient deed in law of a certain tract of parsonage land in said Scarborough, upon his the said Nehemiah Libby's making a like deed to said parish of sundry pieces of salt-marsh and thatched, for the use of the ministry in said parish, in exchange therefor:

Resolved,

Resolved, That *William Thompson*, Esq; and *Mr. William Vaughan*, committee of the first parish in said *Scarborough*, and *Thomas Lancaster*, minister of said parish, be and hereby are impowered to make and execute a good and sufficient deed in law to the said *Nehemiah Libby*, his heirs and assigns forever, of a certain tract of parsonage land in said *Scarborough*, containing eighteen acres and one hundred and forty one square rods, lying on the south-east side of the high-way over *Beach-Ridge*, so called, in said *Scarborough*; the bounds whereof mentioned in said petition are as follows, *viz.* Beginning at a white maple, marked four sides and the letter *P*, and runs south-east seventy-three rods to the said high-way, then north four degrees west one hundred and four rods by the high-way, then north-east five rods, then south-east eighty rods to the maple tree first mentioned; upon his the said *Nehemiah Libby's* making a like deed to them of said salt-marsh and thatch-bed, for the use of the ministry in said parish in *Scarborough*, forever.

LXVII.

Resolve granting £. 13, 16s. 2d. to *Thomas Durfee*, Esq; and £. 17, 18s. 8d. to *Seth Washburne*, Esq; being an allowance for their time and expence as a committee for viewing the county of *Barnstable*. October 19, 1782.

Upon the memorial of Thomas Durfee and Seth Washburne, Esq's, praying for an allowance for their time and expence as a committee for viewing the county of Barnstable, &c.

Resolved, That the prayer of said memorial be granted, and the Treasurer of this Commonwealth be and is hereby directed to pay unto the said *Thomas Durfee*, Esq; the sum of *thirteen pounds sixteen shillings and two pence*, and also to pay unto the said *Seth Washburne*, Esq; the sum of *seventeen pounds eighteen shillings and eight pence*, for the purpose aforesaid, and the same to be assessed upon the respective towns in said county, in proportion to the tax next to be assessed on the several towns in said county,

LXVIII.

Resolve on the petition of *Robert Byed*, directing the Naval-Officer of *Newbury-Port* to permit the schooner mentioned to unlade and dispose of the fish and salt. October 19, 1782.

On the petition of Robert Byed, an inhabitant of Deer-Island, in the county of Lincoln, praying that he may have permit to unload and dispose of some salt and fish, and carry the effects in provisions suitable for the inhabitants:

Resolved, That the Naval-Officer of *Newbury-Port* be directed to permit the small schooner *Speedwell*, from *Deer-Island*, commanded by *Eliakim Easton*, to unlade and dispose of the fish and salt that he has on board, belonging to the inhabitants of *Deer-Island*, and carry the effects of the same back in the said boat to the inhabitants, in corn and other provisions necessary for the inhabitants.

LXIX.

Grant of £. 50, to *William Baker*, Messenger of the General Court, to buy stationary and other articles.

The following Resolve passed September 24, 1782.

Resolved, That there be paid out of the public Treasury of this Commonwealth to *Mr. William Baker*, messenger of the General Court, the sum of *fifty pounds*, to enable him to provide stationary and other necessaries for the General Court, he to be accountable for the expenditure of the same.

LXX. Resolve

LXX.

Resolve empowering the committee appointed to receive the property belonging to this Commonwealth in the hands of the administrators upon the estate of the late Treasurer, to destroy certain bills of credit of this Government.

October 19, 1782.

Whereas it is expedient that several kinds of Government Securities hereafter mentioned should be destroyed or defaced :

Resolved, That *William Phillips*, Esq; and others, the committee appointed to receive the property belonging to this Commonwealth, now in the hands of the administrators upon the estate of the late Treasurer *Gardner*, be and they are hereby empowered and directed to consume to ashes such of the bills of credit of this Government, and certificates funded upon the tax act for *three hundred thousand pounds*, granted in October last, and issued in consequence of a Resolve of the second of November 1781, that are now in the Treasury, and also to see that such notes as are laying in the Treasury and have been consolidated be defaced, until the further order of the General Court.

LXXI.

A Grant of $\text{£.}301\ 19s, 4d.$ to the Hon. *George Partridge*, Esq; for his account for expenditures and wages as a member of Congress. *October 19, 1782.*

Resolved, That there be paid out of the public Treasury of the Commonwealth to the Hon. *George Partridge*, Esq; the sum of *three hundred and one pounds nineteen shillings and four pence*, being the ballance of his account for expenditures and wages as a member of the continental Congress, which shall be in full of all demands to this present time.

LXXII.

Resolve on the representation of the Committee of Correspondence, &c. of the Town of Boston.

The following Resolve passed October 1, 1782.

On the representation of the Committee of Correspondence, &c. of the Town of Boston, Resolved, That his Excellency the Governor be requested to afford to the Commissary or Inspector of marine prisoners in this department such guards and assistance as may be necessary and proper to secure and guard such prisoners as may be from time to time sent to the care of the said Commissary or Inspector; also that his Excellency give such orders as are necessary to put the guard-ship in a proper situation for securing most effectually the prisoners, until proper directions may be received from the marine department for the same purpose.

Resolved, That his Excellency the Governor be requested to write to Congress that orders may be given to the marine department, directing him to forward such orders and directions to the Commissary or Inspector of marine prisoners of this department as may effectually answer the purpose of securing and keeping the prisoners which may come to his care.

LXXIII.

Resolve establishing the pay of the honorable Council, Senate, and House of Representatives. *October 21, 1782.*

Resolved, That there be allowed and paid out of the Treasury of this Commonwealth to each member of the honorable Council *eight shillings* per day, and to each member of the honorable Senate, for each day's attendance the present session, *seven shillings and six pence* per day, and to each member of the honorable House *seven shillings* per day, for each day's attendance the present session, and that their travel and pay be allowed in the customary manner.

LXXIV.

Letters to the Honorable President of Congress, and to the Delegates of this Commonwealth in Congress. *October 21, 1782.*

Ordered, That the Letter No. 1. herewith exhibited, addressed to the President of Congress, be immediately transmitted to him, and that a copy thereof be also forwarded by the same conveyance to the Delegates of this Commonwealth in Congress, accompanied with the Letter No. 2. directing them to urge the attention of Congress to a subject so important in itself, and in which the particular interest of this State is so essentially concerned.

Letter No. 1.

Commonwealth of *Massachusetts.*

Boston, October 21, 1782.

S I R,

THE General Court of this Commonwealth are called on to remind Congress of the inequality of burthen which its subjects feel from the enormous sums of old paper money whose currency ceased in their hands, and whose value is destroyed by the neglect of many States to comply with the requisition of Congress of the 18th of *March 1780.*

We are compelled to advert to this subject not only by a reflection on the injustice done to our citizens, from which a vindication of our own honour obliges us to preserve them, but also the fear of a greater political evil, which must unavoidably ensue, if not prevented by the wisest precautions; and as we think it our peculiar duty to apprize Congress of every failure in the supplies that we can foresee and that may tend to derange their system of finance, we must assure them, on this occasion, that we have the strongest apprehensions of disappointment to the Superintendant of that system, in our present and future taxes, and this not from indisposition but real inability in the people, who are sinking under the pressure of a weight which we presume should be borne by others.

We wish Congress to consider, that beside the old emission money, which is the immediate subject of our present complaint, this State is in advance a very large sum more than its proportion, compared with the advances of other States; a disproportion, which though less visible than the other, yet it not the less felt.

This Court does not hesitate to believe that some real difficulty in collecting from the several States their respective quotas of old money must have existed, or Congress would not have permitted the disparity which there now is betwixt this State and others; but we conceive that there can now be no good reason for a continuance of this disparity, especially in matters subsequent to the 18th of *March 1780*, a period which is peculiarly marked by Congress for the establishment of method and arrangement in the public accounts.

We have thought it unnecessary to go into a detail that would enlighten this subject, as we have no doubt that the wisdom of Congress is fully adequate to much greater purposes; and we confide that in that body to whom we have delegated the power we shall ever find the disposition to do equal justice to all.

No. 2.

Commonwealth of Massachusetts.

GENTLEMEN,

Boston, October 21, 1782.

OUR Letter to the President of Congress of this date, of which the inclosed is a copy, being intended to call the attention of that body to the subject of old emission money, you will use every exertion in your power to effect a desirable a purpose, and obtain a compleat settlement of that account on just and equitable principles; to this end we should suppose that Congress could need only to be informed that this State has fully complied with their recommendation of the 18th of *March* 1780, by paying to their Commissioner of Loans 29,300,000 Dollars, for which the Treasurer of this Commonwealth has receipts, that this was done in full confidence of a like compliance by the other States, and their defect has been attended with so much ill consequence to us that we now have Thirty Millions of Dollars of that Money within this Commonwealth, as appears by returns made into the Secretary's office, beside very large sums of which no official account has been given.

Should Congress in conformity to our application proceed to a settlement, it is not improbable that they may propose placing the deficiencies of the several delinquent States to the debt of the United States, and redeem the extant money by issuing Loan-Office Certificates from their Treasury for the amount; but this mode appears to us objectionable, unless the 29,300,000 paid in by this State shall be put on the same footing as the money extant, and the State made a creditor in common with individuals, and therefore will not have your support except in the last resort, when no better can be obtained, the obvious objection to redeeming the extant money by issuing securities from the Treasury of the United States is, that in such a mode we should be obliged to provide our full proportion annually for the interest on the debts of the delinquent States, and if there should not finally be a liquidation of these accounts, a full discharge of the principal. In such a case, it may be doubted whether the Government of this State would not much increase its difficulties rather than diminish them, altho' it may be evident that the subjects would be benefited, for the State may be poor, tho' the individuals who compose it are rich. Perhaps the most certain way of doing justice to the subjects of this Commonwealth holding continental money of the old emission, would be to compel the delinquent States to pay in their respective proportions of that money, or an equivalent in specie at some given rate, the equivalent to be appropriated by Congress to the redemption of such States deficiency, or let the annual demands of Congress on the States in Union exceed the estimate of the annual expenditure, say one fourth part, and let such excess be payable in old money at a certain rate, and so continue from year to year, proceeding in this method until the whole be absorbed.

We find in the account of old paper transmitted us by the Continental Treasurer, that several States are credited as part of their quota for bills of the emissions of the 1stth of *April* and 20th of *May*, received from the Commissioners of Loans, particularly those of *Virginia* and *South-Carolina*.

As we have always supposed that those two emissions, distinguished commonly by the name of dead money, when received by loan-officers, were exchanged for other monies or paid for in loan certificates, we are at a loss to reconcile the account to our ideas. As we wish in future to be more perfectly informed,

informed, you will please to acquaint us how much paper money has been issued, distinguishing the date and amount of each emission, how much of the dead emissions was sunk by the several loan-officers delivering out loan-office certificates instead of the other money—how much money has been lodged in the Continental Treasury by the several States to be sunk—how much paper was on hand in the Continental Treasury and the various loan-offices, when it ceased to circulate, and finally, what is the proportion each State is called on to sink.

LXXV.

Resolve establishing the wages for the company now doing duty under the command of Capt. *Amos Lincoln*. October 21, 1782.

Whereas the Resolves which pass'd on the 27th day of April 1780, making an establishment for the company now doing duty under the command of Captain Amos Lincoln, so far as relates to wages, appeared to the General Court on the 7th of November then next following, to be ambiguous and not clearly expressed :

Therefore, it was then *Resolved* by said Court, that the establishment for wages, which was made on said 27th day of *April 1780*, be paid in new emission, which appears to this Court to be unjust and not adequate to their services.

Therefore *Resolved*, That the establishment which was made on the 27th of *April 1780* for the company now doing duty under the command of Capt. *Amos Lincoln*, so far as respects the wages, together with the explanatory Resolve passed the 7th of *November* following, be and they hereby are repealed and made null and void.

Resolved, That Capt. *Amos Lincoln*, the officers and men now belonging to his company, and such as have been under his command and done duty since the 27th day of *April 1780*, receive the following pay per calendar month, *viz.*

Captain	-	-	-	Twelve pounds,
Lieutenants	-	-	-	Eight pounds,
Serjeants	-	-	-	Two pounds eight shillings,
Corporal	-	-	-	Forty-three shillings,
Gunners	-	-	-	Forty-two shillings,
Bombardiers	-	-	-	Forty-three shillings,
Matros	-	-	-	Forty shillings,
Drum	-	-	-	Forty-two shillings,
Fife	-	-	-	Forty-two shillings.

Which pay is to commence from the time of their engaging in said service and the said company be made chargeable with whatever they have received towards their wages.

Whereas there is no establishment for the rejected recruits, that are now doing duty under the command of Capt. Amos Lincoln :

Therefore *Resolved*, That the said rejected recruits be on the same establishment as to wages as is set in this Resolve, and the same allowance as to cloathing and rations as are allowed to others of the same rank in the said company by a Resolve of the General Court of the 27th of *April, A. D. 1780*,

And it is further *Resolved*, That the said rejected recruits be and they hereby are joined unto the company raised by Capt. *Amos Lincoln* and become a part thereof ; and the said Capt. *Lincoln* is hereby required, in making out a pay roll for recruits, to include in the said pay-roll the whole time they have been in actual service.

LXXVI.

Resolve giving directions to the several Committees in this Commonwealth appointed to make sale of the estates of conspirators and absentees.

October 21, 1782.

Whereas no provision is made by any Act or Resolve of the General Court for ascertaining and discharging the fees of the Attorney-General, Judges of Probate, and Counsel by them appointed agreeably to Law, to object where necessary on behalf of the Commonwealth against claims exhibited to Commissioners for examining the same, Clerks of the Courts of Common Pleas, or the Registers of Deeds and of Probate, from the libelling to the confiscation and forfeiture of the estates of conspirators and absentees, or for any court charges incident thereto:

Resolved, That the Committee appointed to make sale of the estates of conspirators and absentees, in the several counties within the Commonwealth, be and they hereby are empowered and directed to deduct a sum not exceeding three per cent. on the value, out of the proceeds of each and every such estate by them sold, or which may hereafter be sold, the value whereof shall amount to five hundred pounds and upward, and a sum not exceeding fifteen pounds on each and every such estates the value whereof shall be less than five hundred pounds, before any distribution shall be made of the said proceeds among the creditors to the said estates, the sum so deducted to be by them paid into the public Treasury, in order to enable the Government to discharge the fees and charges aforesaid, whenever the same shall be ascertained and demanded.

And in case the sums so deducted shall be found to exceed the amount of the fees and charges aforesaid, the Treasurer is hereby directed, on warrant of the Governor and Council therefor, to repay the surplus on such estates as are insolvent, to the said Committees, who on receipt thereof are directed to distribute the same among the creditors to such estates, in due proportion of the amount of such surplus and of their respective claims.

LXXVII.

Resolve requesting the Governor to take effectual measures to obtain authentic returns of property destroyed by the enemy in the course of the war, and to cause the acknowledgment of the Hon. *John Adams*, Esq; by the United Provinces of the *Netherlands* to be made public.

The following Resolve pass'd the 7th of October 1782.

*Resolved, That his Excellency the Governor take such effectual measures as he may think proper to obtain as speedily as possible authentic returns from the citizens of this Commonwealth of every kind of property which has been carried off or destroyed by the enemy in the course of the present war, and transmit quadruplicate copies thereof, under the seal of this State, to the Minister for foreign affairs: And that whereas their High Mightinesses the States General of the United Provinces of the *Netherlands* have received and acknowledged the Hon. *John Adams*, Esq; in quality of Minister Plenipotentiary of the United States of *America*, it is further *Resolved*, That his excellency the Governor be and hereby is requested to cause this most happy and interesting event to be made public.*

LXXVIII.

Resolve on the representation of Lieut. *Daniel Jackson*, directing the Agent to supply him with a sufficient number of uniform buttons for Colonel *Crane's* regiment. October 22, 1782.

On the representation of Lieut. Daniel Jackson, praying that he may be supplied with uniform buttons sufficient for seventy coats, for Col. Crane's regiment, for reasons set forth in his representation :

Resolved, That Caleb Davis, Esq; Agent for this Commonwealth, be and he hereby is directed to supply Lieut. Daniel Jackson with a sufficient number of uniform buttons for Col. Crane's regiment, for seventy coats, taking proper measures that this State may have credit for the same.

LXXIX.

Resolve appointing *Michael Hodge, Esq;* and *Mr. Moses Hoyt* to be managers of the lottery for repairing the bridge over the river *Parker*, in the county of *Essex*. October 22, 1782.

Whereas by an act passed this Court the present session, for granting a lottery for repairing the bridge over the river Parker, in the county of Essex, Messrs Samuel Tufts, Moses Frazier and Edmund Sawyer were appointed managers of the said lottery; and whereas Mr. Tufts and Mr. Frazier refuse accepting the trust :

Resolved, That Michael Hodge, Esq; and Mr. Moses Hoyt be and they hereby are appointed two of the managers of the said lottery, in the room of Samuel Tufts and Moses Frazier, and that the said Edmund Sawyer, Michael Hodge and Moses Hoyt, or any two of them, have the full powers and management of the business of the said act, as therein given to the managers therein mentioned.

Resolved, That the said Edmund Sawyer, Michael Hodge and Moses Hoyt, or any two of them, be and they are hereby empowered to apply the net sum of fifteen hundred pounds, allowed to be raised by the said act for the purpose of repairing the said bridge.

LXXX.

Resolve on the petition of *Stephen Cooke*, permitting *John Ester* to proceed to the Island of *Bermuda*. October 22, 1782.

On the petition of Stephen Cooke, praying that John Ester may be permitted to go to the Island of Bermuda, for reasons set forth in the said petition :

Resolved, That the said John Ester be and hereby is permitted to take passage for the Island of Bermuda on board the sloop Union, Cornelius Hinson master, a flag, bound for said Island.

LXXXI.

Resolve deeming valid the several assessments made on the polls and estates in the town of *Duxborough*, for raising soldiers. October 22, 1782.

Whereas it appears that several assessments made on the inhabitants of the town of Duxborough, for the purpose of procuring soldiers, were not made in due form of law : Therefore,

Resolved, That the several assessments made on the polls and estates in the town of Duxborough, from the first of July, Anno Domini 1778, to the twenty eighth of February, Anno Domini 1779, for the purpose of raising soldiers as aforesaid, be deemed to all intents and purposes valid, any want of legal formality notwithstanding.

LXXXII. Resolve

LXXXII.

Resolve recommending to *Thomas Crafts*, Esq; assistant to the Minister of War, to give orders to the contractors for the post at *Boston* to repay the provisions supplied by the *French* Commissary to the troops at *Hull*, and requesting the Governor to discharge said troops. *October 22, 1782.*

Whereas on a request from his Excellency General Washington, and on application from his Excellency the Marquis de Vaudreuil, General and Commander of his most christian Majesty's fleet in the harbour of Boston, the Governor, with advice of council, ordered a detachment of militia to do duty at the post of Hull, at the entrance of the harbour of Boston, but no provision has been made for their support, and they have drawn their supplies from the French Commissary on loan:

Resolved, That it be and hereby is recommended to *Thomas Crafts*, Esq; assistant to the Honourable General *Lincoln*, Minister of War, to give immediate orders to the contractors for the post at *Boston*, to repay the provisions that have been borrowed for the purpose aforesaid on the account of the United States.

And whereas his Excellency the Marquis de Vaudreuil has signified to the General Court that it is not necessary to continue said militia any longer in service:

Resolved, That his Excellency the Governor be requested to give immediate orders that the said militia be discharged.

And it is further *Resolved*, That the officer commanding the party be and hereby is directed to make up the pay-roll for said men agreeable to the continental establishment; and lay the same before the Governor and Council for examination, and his Excellency is hereby requested to forward the same to Congress for allowance and payment, with the request of General *Washington* and the *Marquis de Vaudreuil* on the subject, in order to shew Congress the purpose for which said men were raised.

LXXXIII.

Resolve permitting the sloop *Union* (a cartel) to sail. *Octob. 22, 1782.*

Whereas the Marquis de Vaudreuil has signified under the hand of Le Chevalier de l'Eguille, that it is not his desire that the sloop Union, Cornelius Hinson master, a flag bound to the Island of Bermuda, should be any longer detained on his account: Therefore,

Resolved, That the said sloop *Union* be and hereby is permitted to sail, any resolve to the contrary notwithstanding.

LXXXIV.

Resolve on the petition of Lieut. Col. *Daniel Whiting*, directing the Treasurer to advance one year's interest on all his notes. *October 22, 1782.*

On the petition of Lieut. Col. Daniel Whiting, praying for part of the money due to him for his services in the continental army to be paid him, for reasons set forth in his petition:

Resolved, That the Treasurer of this Commonwealth be and he hereby is directed to advance to the said *Whiting* one year's interest on all the notes now due to him for his services in the army, when they shall become consolidated, out of the money now in the Treasury received from the collectors of excise.

LXXXV. Resolve

LXXXV.

A Grant of £.22, 2s. 8d. to Col. Timothy Bigelow, of Worcester.
October 22, 1782.

On the petition of Col. Timothy Bigelow, of Worcester, praying for an allowance and payment for a number of blacksmith's tools, delivered for the use of the continental army at Dorchester, September 10, 1775, as set forth in his petition :

Resolved, That there be paid out of the public Treasury of this Commonwealth to Col. Timothy Bigelow, of Worcester, the sum of twenty two pounds two shillings and eight pence, in full for the abovesaid tools, the same to be charged to the United States.

LXXXVI.

Resolve settling the boundary line between the towns of Scituate and Marshfield.
October 24, 1782.

Whereas disputes have arisen concerning the boundary line between the towns of Scituate and Marshfield, and a Committee appointed to view the before-mentioned towns in regard to said line, and to hear the parties, have agreed upon and reported the following adjustment, viz. That the said boundary line should begin at the Mouth of the North-River (so called) near the sea, and should continue its course as the main channel now runs until it strikes Thomas Little's Bank, and then with the old channel to the mouth of Bass-Hole Channel, so called, following the course of the said Bass-Hole Channel near the beach, until the center of Joseph Bryant's barn, in Marshfield, shall bear North seventy-five degrees West, the said line to extend through the Guzzle, between the Horse-shoe Flat and the Great Flat, so far as that a stake standing on Moses Symmond's Meadow, in Scituate, near Pinchon's Bank, shall bear North fifteen degrees West ; this last line to extend in the last mentioned direction, until the dividing Ditch between the said Towns, on the upper Green-Island, in said River, shall bear North sixty-seven degrees and one quarter of a degree West, then to extend in the course of said Ditch to the westerly end of the said Island, so far as to bring a large Button-wood Tree on Elijah Curtis's Hill, in Scituate, to bear North seventy-one and an half degrees West, and from the said westerly end of the said Island to extend a course in the direction of the said Button-wood Tree until it strikes the Middle of the Channel of said River, then following the course of the Main Channel, as it now runs, to the upper or westernmost part of the said town of Marshfield :

Resolved, That the above described line, agreed on and reported by the said Committee, shall be considered in future as the true and just boundary line between the towns of Scituate and Marshfield.

LXXXVII.

Resolve remitting a fine for the deficiency of one man assessed upon the town of Chesterfield. October 24, 1782.

On the petition of Russell Kellogg, in behalf of the town of Chesterfield, praying that the fine ordered by the Treasurer of this Commonwealth to be assessed upon the inhabitants of said Chesterfield, for the deficiency of one man in the requisition of March 7, 1782, be remitted to them, for reasons set forth in said petition :

Resolved, That the prayer of the petition be granted, and that the said fine be remitted to them, and that said town of Chesterfield suffer no damage from said fine, or by any cost arising therefrom.

LXXXVII. Resolve

LXXXVIII.

Resolve on the memorial of *Samuel Mellish*, Paymaster of the 3d *Massachusetts* regiment, directing the Treasurer to discharge the warrants drawn in favour of said regiment and all other regiments, for their three months pay for the year 1780. *October 25, 1782.*

On the memorial of Samuel Mellish, Paymaster of the 3d Massachusetts regiment in the continental army :

Resolved, That the Treasurer of this Commonwealth be and he hereby is directed to discharge the warrants drawn in favour of the said third *Massachusetts* regiment, to compleat their three months pay for the year 1780, and warrants drawn in favour of all the other regiments for the said purpose of compleating their three months pay for the year 1780, agreeable to a Resolve of *October 2, 1782.*

LXXXIX.

Resolve directing the Agent to deliver *Bartlet Coffin* fifty bushels of salt, taken on board the brig *Temple*. *October 25, 1782.*

On the memorial of Bartlet Coffin, of the Island of Nantucket :

Resolved, That the Agent of this Commonwealth be directed to deliver to the said *Coffin* fifty bushels of the salt taken on board the brig *Temple*, by the State's ship *Tartar*, and brought into the port of *Boston*, for reasons set forth in said memorial.

XC.

Resolve making an establishment for the Castle. *October 25, 1782.*

Whereas it is expedient for the safety and good of the Commonwealth that the Castle and Fort on Governor's Island, in the harbour of Boston, should continue garrisoned with officers and matrosses, and the establishment made October 6, 1779, will expire the 6th instant.

Resolved, That there be appointed and commissioned for said purpose,

1 Captain,	1 Gunner,	2 Serjeants,
1 Capt. Lieutenant,	1 Gunner's-Mate,	3 Corporals,
1 First Lieutenant,	6 Quarter-Gunners,	50 Privates,

to be properly organized into one company, the non-commissioned officers and privates to be enlisted for the term of three years, unless sooner discharged, to do garrison and fatigue duty at said forts, said non-commissioned officers and privates not to be called off from said duty for any other than what belongs to said forts. And that the following establishment be allowed to the officers and men who shall compose said company, *viz.*

Captain	- - -	Twelve pounds per month,
Captain-Lieutenant,	- - -	Nine pounds per month,
First Lieutenant,	- - -	Six pounds per month,
Gunner,	- - -	Five pounds per month,
Gunner's-Mate,	- - -	Four pounds per month,
Each Quarter-Gunner,	- - -	Two pounds ten shillings per month,
Each Serjeant,	- - -	Two pounds eight shillings per month,
Each Corporal	- - -	Two pounds four shillings per month,
Drum and Fife each,	- - -	Two pounds four shillings per month,
Each Matross,	- - -	Forty shillings per month.

And each non-commissioned officer and private in said company shall receive one suit of cloaths a year each year they shall continue in said service, and the pay of each officer and soldier to be made them quarterly.

XCI.

Resolve on the petition of *William Burgefs*. October 25, 1782.

On the petition of William Burgefs, praying for leave to withdraw a certain petition therein described, and also that he may not be exposed to any severity of treatment, but that he may be continued in the enjoyment of his personal liberty, under proper restrictions, until a convenient opportunity to depart from this Commonwealth shall occur:

Resolved, That the prayer of said petition be so far granted as that it be recommended to the supreme executive power, to allow the petitioner a reasonable time to prepare for his departure, laying him under such restrictions as they shall think the safety of the Commonwealth requires.

XCII.

Resolve directing the Commissary General to deliver to *Joseph Clarke*, for the use of the town *Northampton*, a quantity of powder, lead and flints.

October 27, 1782.

On the account of Joseph Clarke,

Resolved, That the Commissary-General of this Commonwealth be and hereby is directed to deliver to the said *Joseph Clarke*, for the use of the town of *Northampton*, 150^{lb} gunpowder, 64^{lb} lead, and 120 flints, being for the same quantity of the said articles delivered by the said *Joseph* out of the town stock of the said *Northampton* to Capt. *Solomon Allen* for the use of this Commonwealth, and that the charge of transporting the same from *Boston* to the said *Northampton* be paid out of the public treasury.

XCIII.

Resolve on the memorial of Major General *Heath* and others, officers of the *Massachusetts* line and hospital department. October 28, 1782.

On the memorial of Major General Heath and others, officers of the Massachusetts line and the hospital department, requesting to know in the most explicit terms whether the legislature of this Commonwealth will conform to the ordinance of Congress establishing half pay for life, or make such commutation as shall be more consistent with the opinion said to be possessed by the people at large:

Resolved, That this Court have no disposition unreasonably to postpone the consideration of the subject above recited, but as this Court are not possessed of satisfactory information of the doings and intentions of Congress on the subject, and as without such information it is impossible for them to judge of the wisdom and propriety of any measures proposed, it is therefore inexpedient to enter upon the said subject until the same is more fully obtained.

XCIV.

Resolve on the petition of *Samuel Williams* and others. October 28, 1782.

On the petition of Samuel Williams and others:

Resolved, That the prayer of the petition be granted, and that the Governor and Council be requested to furnish the necessary papers which may be requisite for the purpose of effecting the exchange of the said *Thomas Benson*, as mentioned in said petition.

XCIV. Resolve

XCV.

Resolve abating all the deficiencies of beef and men due from any of the towns in the county of *Barnstable*, saving such fines for men incurred before the 2d of *December* 1780, and remitting all fines for deficiencies. *October* 28, 1782.

The Committee of both houses appointed by a resolve of the General Court the 21st of June last, to repair to the county of Barnstable to view the several towns in the said county, and to take into consideration their circumstances, and their inability of procuring beef or men for the continental army, having reported that they have fully and critically attended that service, and that they are satisfied that the several towns in said county have complied to the utmost of their abilities with the requisitions made upon them by the General Court for beef and men, and that the said towns are incapable of complying therewith any further; and said Committee having reported, as their opinion, that all the deficiencies of beef or men due from any of the towns in the county of Barnstable be abated to them:— That all fines for said deficiencies be also remitted to all the towns in said county:

Wherefore, *Resolved*, That all the deficiencies of beef and men due from any of the towns in the county of *Barnstable* be abated to them, saving such fines for men as they had incurred before the 2d day of *December* 1780, and not heretofore remitted them.

Resolved, That all fines for said deficiencies be also remitted to all the towns in said county.

And it is further *Resolved*, That the above abatements be in full of all abatements due to any of the towns in said county in consequence of any engagement of government whatever.

XCVI.

Resolve on the petition of *Ruth Gay*, directing the Agent to deliver to her own use all such of her husband's tools as he has in his care. *October* 28, 1782.

On the petition of Ruth Gay:

Resolved, That the prayer of said petition be granted, for reasons set forth therein, and the Agent be and he hereby is directed to deliver the said *Ruth Gay*, to her own use, all such of her husband's tools as he has in his care.

XCVII.

Resolve on the petition of *Samuel Gammage*. *October* 29, 1782.

Whereas Samuel Gammage has petitioned this Court that he may have leave to go to Great-Britain and return, for reasons set forth in said petition; and whereas the General Court is greatly pressed with business: Therefore,

Resolved, That the said petition be referred to the Governor in Council, and that they be and hereby are fully authorized to take such order thereon as to them shall appear to be fit, the General Court being now sitting, or any law or resolve to the contrary notwithstanding.

XCVIII.

Order on the memorial of the Inhabitants of *Nantucket*. *October* 29, 1782.

On the memorial of the Inhabitants of Nantucket:

Read and accepted, and thereupon *Ordered*, That a copy of said memorial be transmitted to the Delegates of this Commonwealth in Congress; and that the said Delegates be required to use their utmost endeavours to impress the minds of Congress with just ideas of the high worth and importance of the fisheries to the United States in general and this State in particular.

XCIX. Resolve

XCIX.

Resolve on the petition of *Ezra Lunt*. October 30, 1782.

On the petition of Ezra Lunt, praying for licence as an innholder :

Resolved, That the prayer of the petition be granted, and that any two Justices of the Peace for the county of *Essex*, quorum unus (he producing from the Selectmen of *Newbury-Port* an approbation according to law) be and are hereby empowered to grant a licence to the said *Ezra Lunt*, to exercise the employment of an innholder in the town of *Newbury-Port*, and in the house he now occupies, until the next Court of Sessions of the Peace for granting licences in the county of *Essex*, recognizing him the petitioner to observe such rules and orders as the law requires, the time for granting licences in said county being elapsed notwithstanding.

C.

Resolve requesting the Governor to give the necessary orders for the sailing of the several Cartels in the harbour of *Boston*. October 30, 1782.

Whereas his Excellency the Marquis De Vaudreuil has requested this Court to permit the flags of truce now lying in the harbour of Boston to sail as soon as they may think proper : Therefore,

Resolved, That his Excellency the Governor be and he hereby is requested to give such orders as are necessary for the immediate departure of said flags of truce.

CI.

Resolve directing *Thomas Ivers*, Esq; to call upon the Sheriffs of the several Counties to whom executions have been directed by the late Treasurer to perform the duties therein required, and directing him to issue his executions against all delinquent Constables. November 1, 1782.

Whereas the Hon. Henry Gardner, Esq; late Treasurer of this Commonwealth, was ordered and directed to issue his executions against all delinquent constables and collectors who were appointed to collect such taxes as were granted before the first day of March last, and by reason of the death of the said Treasurer the whole number of said executions have not been issued, and but few returns made to the Treasurer's office by the Sheriffs of the several counties, of such executions as have been issued : Therefore,

Resolved, That *Thomas Ivers*, Esq; Treasurer of this Commonwealth, be and he is hereby directed to call upon the Sheriffs of the several counties of this Commonwealth, to whom executions have been directed by the late Treasurer, to perform the duties therein required, and make return of their doings to the Treasury office, according to law ; and the said Treasurer is further directed to issue his executions against all deficient Constables and Collectors who have not finished their collections and settled their accounts in the Treasury office for all taxes of every denomination which were granted before the first day of *March* last, excepting the tax for the redemption of the bills of credit of the new emission, for the deficiencies of which executions shall be issued by the Treasurer on the second day of *January* next, and not before, and that said executions be made returnable to the Treasury office within fifty days from the date thereof.

CII. Resolve

CII.

Resolve on the petition of *David Felt* and *Benjamin Needham*.
November 1, 1782.

Upon the petition of David Felt and Benjamin Needham:

Resolved, That the prayer of the petition be granted; and that the Governor be requested to grant the petitioners liberty to fit out a suitable vessel as a flag to proceed to *Halifax*, for the purpose mentioned in the petition, and to furnish them with such papers as may be necessary to qualify the said vessel for this business, the whole to be at the expence of the said petitioners.

CIII.

Resolve directing the disposing of a quantity of salt beef, about three hundred barrels, in the care of *Moses Church* and *Thomas Williston*, Esq's, in the towns of *East* and *West-Springfield*, being the property of this Commonwealth.
November 1, 1782.

Resolved, That the said *Church* and *Williston* be and they are hereby directed to deliver to *Richard Devens*, Esq; Commissary-General, or his order, at *Springfield*, the beef above mentioned, taking receipt therefor. And it is further

Resolved, That *Richard Devens*, Esq; be and he is hereby directed to receive the beef now in the care of the said *Church* and *Williston*, and dispose of the same in such manner as he shall judge most for the advantage of this Commonwealth, he to be accountable to the General Court for the same, any resolve to the contrary notwithstanding.

CIV.

Resolve directing the Treasurer to discharge the town of *Gorham* from the deficiency of one man, and directing *Thomas Porter* of *Topsfield* to procure a man in lieu thereof. November 1, 1782.

On the petition of Thomas Porter and Stephen Longfellow:

Resolved, That the Treasurer of this Commonwealth be and hereby is directed to discharge the town of *Gorham* from the deficiency of one man they stand charged with upon the resolve of the 2d of *December* 1780. And in order to prevent a deficiency in the quota of men set on the town of *Topsfield* by the aforesaid resolve, it is further *Resolved*, That *Thomas Porter* of *Topsfield*, one of said petitioners, be and hereby is directed and required to procure one able bodied man to serve in the continental army for three years or during the war, in lieu of the man taken from the town of *Topsfield* and carried to the credit of the town of *Gorham* by the determination of the muster-master, and to the acceptance of the continental muster-master at *Boston*, and take his receipt for said soldier, which receipt shall be lodged in the Treasurer's office on or before the tenth day of *December* next. And in case of neglect or refusal he the said *Porter* shall forfeit and pay a fine of *eighty five pounds thirteen shillings*, equal to the average price of the men raised agreeable to a resolve of the General Court passed the second day of *December* 1780. And in case of neglect or refusal as aforesaid the Treasurer of this Commonwealth is hereby directed to issue his execution against the said *Thomas Porter* for the said fine without delay.

CV.

Resolve directing the Agent to supply Capt. *Aaron Holden* with cloth and other articles sufficient for a suit of cloaths, said *Holden* endorsing the amount of the same on one of his depreciation notes. November 1, 1782.

Resolved, That *Caleb Davis*, Esq; agent for this Commonwealth be and he hereby is directed to supply Capt. *Aaron Holden* with cloth and other articles sufficient for a suit of cloaths, said *Holden* endorsing the amount of the same on the back of one of his depreciation notes that are now become payable.

CVI.

Resolve granting £.150 to each of the Delegates elected to represent this Commonwealth in Congress. November 1, 1782.

Whereas the Honourable Samuel Holton, James Warren, Nathaniel Gorham, and Stephen Higginson, Esquires, have been duly elected Delegates to represent this Commonwealth in Congress for one year from the first monday of November instant.

Resolved, That One hundred and fifty pounds lawful money be allowed and paid out of the Treasury of said Commonwealth to each of said Delegates who shall accept the trust to which they are severally elected, and paid at their departures for Congress, to be accounted for on settlement for their respective services in the delegation.

CVII.

Resolve on the petition of *James Howard*, Esq; Nov. 2. 1782.

On the petition of James Howard, Esq; in behalf of himself, Susanna his wife, and Hartson Coney, setting forth that one Nathaniel Horsey of Hallowell, in the county of Lincoln, blacksmith, brought an action of trespass against them, triable before Joseph North, Esq; a Justice of the Peace in that county, on the twenty fourth day of September A. D. 1781, and that they, not of their neglect, but being necessarily prevented from appearing timely to answer to said action, were defaulted, lost their appeal, and judgment was given by said Justice for very large damages, and praying for an appeal from the judgment of said Justice to the Court of Common Pleas to be holden at Pownalborough, within and for said county, on the first tuesday of June next :

Resolved, That the prayer of said petition be granted, and that the said *James, Susanna* and *Hartson* have leave to appeal from the judgment of said Justice to said Court of Common Pleas ; and said Justice is hereby directed to grant them the same, and a copy of all such proceedings as may have been had before him in said action accordingly. *Provided*, said *Howard* notify said *Horsey* of said appeal at least twenty days before the sitting of said Court.

CVIII.

Resolve on the petition of *Lemuel Billings*, empowering him to make sale of the real estate mentioned. November 2, 1782.

Upon the petition of Lemuel Billings, guardian to Benjamin Billings, a minor, praying that he may be empowered to make sale of the real estate of said Benjamin, for reasons therein set forth :

Resolved,

Resolved, That the prayer of said petition be granted, and that *Lemuel Billings* of *Roxbury*, in the county of *Suffolk*, felt-maker, guardian to *Benjamin Billings*, a minor, be and he hereby is authorized and empowered to make sale of the real estate of said *Benjamin*, complying with and observing the directions of the law for the sale of real estates by executors, and first giving security to the Judge of Probate for the county of *Suffolk* that the proceeds of said sale (after deducting the expences thereof) together with interest therefor, shall be paid said minor when he arrives at full age; or otherwise to his satisfaction accounted for, and the said *Lemuel* in his said capacity is hereby empowered to make and execute a deed or deeds of said estate to the purchaser or purchasers, to hold in fee simple.

CIX.

Resolve on the petition of the town of *Stoughtonham*, directing the Treasurer to receipt the constables or collectors of said town the sum of £. 30, 4s. 4d.

November 2, 1782.

On the petition of the town of Stoughtonham, setting forth that there is a mistake in the Resolve of the second of November last, making abatement to the several towns that appear to have been over-taxed previous to the settlement of the last valuation; by said Resolve the town of Stoughtonham is abated only ninety eight pounds two shillings and eight pence, when their just proportion would be one hundred and twenty eight pounds seven shillings:

Therefore, *Resolved*, That the Treasurer be and he is hereby directed further to receipt the constables or collectors of the town of *Stoughtonham* the sum of thirty pounds four shillings and four pence, on the hard money tax to be paid on bills of the new emission.

CX.

Resolve remitting a fine to the town of *Fitchburg* for the deficiency of one man.

November 2, 1782.

On the petition of Thomas Cowden, in behalf of the town of Fitchburg, praying the remittance of a fine laid on said town for not procuring one man of the last three years men for the continental army:

Resolved, That the prayer of the said petition be so far granted, that the execution against the said town of *Fitchburg*, for the deficiency of one man for the last requisition of men to fill up the continental army, be staid until the further order of the General Court, any resolve to the contrary notwithstanding.

CXI.

Resolve authorizing the Committee appointed to receive from the administrators of the late Treasurer the property in his hands belonging to this Commonwealth, to destroy certain bills of credit, certificates and notes.

November 2, 1782.

Resolved, That the Committee appointed by a Resolve of the 14th instant to receive from the administrators of *Henry Gardner*, Esq; late Treasurer of this Commonwealth, all such property of this Commonwealth as was in the hands of the said late Treasurer *Gardner* at his decease, &c. are hereby authorized, empowered and directed, after having given the proper discharges, to consume to burn the bills of credit issued by this government, the certificates issued by virtue of a Resolve of November the 2d 1781, and the notes that are or may be brought in and consolidated, until the further orders of this Court.

CXII.

Resolve directing the Treasurer to credit the town of *Cobasset* the average price of one man of the last requisition of men to serve in the continental army.

November 2, 1782.

Whereas it appears that the town of Cobasset, by reason of its being set too high on the last valuation, has been called upon to furnish more than its due proportion of men to serve in the continental army; and whereas the said town has prayed for relief in this behalf:

Resolved, That the Treasurer of this Commonwealth be and he is hereby directed and impowered to credit the said town of *Cobasset* the sum of *seventy four pounds one shilling and three pence*, it being the average price of one man of the last requisition of men to serve in the continental army, together with the penalty for not procuring the same, and to proceed against the said town for their deficiencies on the said requisition accordingly. And the collector or collectors of the said town, who may or have collected the said sum, are hereby directed to pay the same in to the treasurer of the said town.

CXIII.

Resolve directing the Treasurer to issue his executions, with 5 per cent. added, against any constable or collector who shall refuse to pay receipts drawn on them by the late Treasurer. November 2, 1782.

Whereas great inconveniencies may arise by the refusal of collectors or constables to discount with or pay to individuals the amount of receipts given to such individuals by the late Treasurer of this Commonwealth in favour of such constables or collectors to whose credit they are passed, and who have had the benefit thereof in their accounts with the Treasurer:

Resolved, That where any person shall be possessed of any such receipt as aforesaid, and the constable or collector, in whose favour such receipt has been given, shall neglect or refuse to pay the sum therein mentioned until the first day of *December* next, if the possessor of such receipt shall within forty days from the said first day of *December* present the same to the Treasurer of this Commonwealth for payment, the Treasurer shall be and hereby is directed to give his receipt therefor, and shall immediately issue his execution against such constable or collector for the sum mentioned in such receipt, with the addition of 5 per cent. from the date of the late Treasurer's receipt, and shall pay the same, both principal and interest, to the possessor of such receipt as aforesaid; and in case it shall appear that the constable or collector has paid any part of the sum mentioned in any receipt as aforesaid, the Treasurer shall issue his execution for such part only as shall remain due.

Ordered, That the Secretary be and he hereby is directed to publish the foregoing Resolve in *Willis's* and the *Worcester* and *Springfield* news-papers.

CXIV.

Resolve discharging the officers and soldiers under the command of Col. *James Hunter*, in the Eastern Department. November 2, 1782.

Resolved, That Col. *James Hunter*, with the officers and soldiers under his command, and stationed in the county of *Lincoln*, be discharged from the service for which they were respectively engaged, from and after the twentieth day of *November* instant, and that their rolls be made up and paid to that time and no longer.

CXV. Resolve

CXV.

Resolve for stopping any further proceedings against the assessors of the town of Lancaster, for not assessing a class for raising one of the three years men for the army. November 2, 1782.

Whereas by mistake an execution was issued by the late Treasurer Gardner against the assessors of the town of Lancaster, for not assessing a class for the raising one of the three years men for the continental army, A.D. 1781, and the same is in the hands of the Sheriff of the County of Worcester; and it now appears that said town had raised their full quota of said men, and that they had actually joined the army when said execution issued: Therefore,

Resolved, That no further proceedings be had against said assessors on that behalf, and that they serve the said Sheriff with a copy of this Resolve, and that he thereupon return said execution to Thomas Ivers, Esq; Treasurer, with the said copy annexed to the same.

CXVI.

Resolve on the petition of Samuel Whittemore and Samuel Chandler, empowering them to make sale of the estate mentioned. November 2, 1782.

On the petition of Samuel Whittemore and Samuel Chandler, executors to the last will and testament of Samuel Chandler, late of Gloucester, in the county of Essex, Clerk, deceased:

Resolved, That the prayer of the petition be granted, and that the executors, in their capacity, be and are hereby fully authorized and empowered to make sale of the estate in their petition mentioned, for the most the same will fetch, and make and execute a good and sufficient deed or deeds to the purchaser or purchasers, they observing the rules and directions of law for the sale of real estates by executors or administrators, first giving bond to the Judge of Probate for the county of Essex that the money arising by the sale shall be applied to the benefit of the heirs at law, agreeable to the will of the testator.

CXVII.

Resolve assessing the lands known by the name of Green and Walker's, by the town of Charlemont, except, &c. and empowering the assessors of the towns of Charlemont and Merryfield in this case. November 2, 1782.

Resolved, That the lands known by the name of Green and Walker's, or Fort Shirley, be assessed by the town of Charlemont, except the two tier of lots upon the western side, which shall be assessed by the town of Merryfield; and the assessors of the towns of Charlemont and Merryfield be and hereby are empowered to assess the same according to their valuation compared with the lands of their respective towns, keeping a separate account of the sums so assessed, and the constables and collectors of the said towns shall pay the same into the treasury of this Commonwealth, taking duplicate receipts for the same severally, one of each to be lodged in the Secretary's office.

CXVIII.

Resolve on the petition of James Bowdoin, Esq; and others, declaring null and void a Resolve abating the tax on Harpswell, and directing the assessors of Bowdoinham in this case. November 2, 1782.

Whereas a number of people have lately settled on a tract of land adjoining to and lying west of Bowdoinham, many of whom have removed from Harpswell, and have been and are taxable by Bowdoinham: Therefore,

A a

Resolved,

Resolved, That *Harpowell* be abated *five shillings* in the thousand of the last valuation, and that the same be added to *Bowdoinham*; and it being reasonable that *Bowdoinham* should have the benefit of the taxes on the polls and estates of the said settlers, until a new valuation shall take place: Therefore,

Resolved, That the assessors of *Bowdoinham*, or the major part of them, be and hereby are impowered to lay a tax, from time to time, on the male polls of the settlers on the land aforesaid and their estates, in the same manner, at the same time, and to collect the same as they shall be from time to time authorized to do on the polls and estates within the town of *Bowdoinham*, by virtue of any tax act of the General Court, until a new valuation shall take place, or until the further order of the said Court, and for that purpose, and that there may be no doubt concerning the bounds of the said land, it shall be and hereby is bounded, Southerly by the northerly line of *Topsham*, and by the same line continued to the westerly line of *Kennebeck Purchase* from the late Colony of *New-Plymouth*, Westerly by the said westerly line of the said Purchase, Northerly by a line running west north-west from the north-easterly corner of *Bowdoinham* to the aforesaid westerly line, and Easterly by *Bowdoinham* aforesaid.

Provided nevertheless, that in case any of the settlers on the said described land are trespassers, this Resolve shall not be understood to encourage or support them in such trespass.

And it is further *Resolved*, That the Resolve of this Court passed in the present session thereof, making an abatement in the tax on *Harpowell* aforesaid, shall be and hereby is declared void, the present Resolve being substituted instead thereof; and the Secretary is hereby directed to send to the assessors of *Bowdoinham* an attested copy of this Resolve, as soon as may be.

CXIX.

Resolve on the petition of *James Avery*, agent for the town of *Machias*, impowering the committee for methodizing public accounts to adjust the accounts mentioned. November 4, 1782.

On the petition of James Avery, Esq; agent for the town of Machias, praying that the accounts between said Town and Commonwealth might be adjusted and settled, and that said town might be allowed in the settlement of said accounts hire for the schooner Diligent for the time she was employed by the public; also that as the money granted by this Court February 7th, 1776, for the relief of the eastern settlements, several towns received together and gave joint bonds to the Treasurer for the same, that said town of Machias, after settling for the proportion they received, might be discharged from the bonds given therefor.

Resolved, That the Committee for methodizing and settling the public accounts be and they are hereby impowered and directed to adjust and settle the accounts between this Commonwealth and the town of *Machias*. and allow therein to the said town the hire of the schooner *Diligent*, during the time she was employed by the public, and to charge the said town with only the real sum they received of the money granted by this Court on the 7th of February 1777, for the relief of the eastern settlements.

CXX.

Resolve directing the Commissary-General to pay to *James Avery* the sum of £. 34, 3s. 4d. in money or provisions, for the use of Lieut. *William Albee*, for back rations, and directing the Agent to furnish seven suits of cloaths for the soldiers at *Machias*. November 4, 1782.

Resolved, That the Commissary-General of this Commonwealth be and hereby is directed to pay to *James Avery*, thirty four pounds three shillings and four pence, in money or provisions, for the use of *William Albee*, Lieutenant of the artillery company at *Machias*, being for ten hundred and twenty five back rations due to said *William Albee*, from the 7th of *December* 1779 to the 16th of *August* 1782, at eight pence per ration. And that the Agent of this Commonwealth be directed to deliver to the said *James Avery* seven suits of cloaths for the soldiers at said *Machias*, and charge the same to the United States.

CXXI.

Resolve directing *Lemuel Kollock*, Esq; to join with the proprietors of a division of the land lying in the towns of *Oxford* and *Charlton*, in pursuing the best method for ascertaining the original bounds.

The following Resolve passed October 2, 1782.

Whereas a division of the land lying in the towns of Oxford and Charlton, in the county of Worcester, in which the Commonwealth is interested, was attempted in June last, but by reason of the original bounds being demolished or lost, said division could not be made: Therefore,

Resolved, That *Lemuel Kollock*, Esq; agent upon said land, is hereby directed to join with the other proprietors in pursuing the best method for ascertaining and establishing the original bounds, and further to proceed agreeable to the powers before granted.

CXXII.

Resolve on the petition of *John Buffington*. November 5, 1782.

On the petition of John Buffington, praying that certain depositions filed in the clerk's office of the Court of Common Pleas for the County of Essex, taken to be used in an action of trespass concerning the schooner Lark, in which said Buffington was plaintiff and Charles le Ballister was defendant, may be admitted and used in a trial to be had concerning said schooner, between the same parties, agreeable to a Resolve of the 7th of March last, at the Supreme Judicial Court begun and held at Salem on the first tuesday of November instant:

Resolved, That the prayer of said petition be so far granted, that said *Buffington* be and he is hereby authorized to use in said trial, under the direction of the same Supreme Judicial Court, copies of said depositions duly attested by said Clerk (who is hereby directed to grant the same) and to give the same in evidence to the jury, so far as said court shall judge them pertinent to the issue that may be joined, any law to the contrary notwithstanding.

CXXIII.

Resolve on the petition of a committee of the town of *Hadley*. Nov. 5. 1782.

On the petition of a committee of the town of Hadley:

Whereas it appears that the towns of Westfield and Amherst, through clerical mistakes, were not taxed their due proportion in the last valuation: Therefore,

Resolved, That in all future taxes there be added to said *Westfield* the sum of two shillings and six pence, to said *Amherst* one shilling on each thousand pounds.

CXXIV. Resolve

CXXIV.

Resolve appointing Col. *Jabez Hatch* to wait on the Quarter-Master General of the *French* army, and empowering the Selectmen of *Boston* to provide quarters for the General and Staff of said army. November 5, 1782.

Resolved, That Col. *Jabez Hatch* be and hereby is appointed, in the quality of Barrack-Master, to wait on the Quarter-Master General of the *French* army, on their first entering into this State, at *Wrentham*, to facilitate the quartering of the *French* troops under the command of his Excellency Count *de Rochambeau*.

And it is also *Resolved*, That the Selectmen of the town of *Boston* be and hereby are empowered and directed to provide convenient quarters for the general officers and staff of the *French* army aforesaid, expected soon to arrive in the said town, and that the said Selectmen's accounts and Colonel *Hatch's* accounts be laid before the General Court for allowance and payment, and that the United States be charged therewith.

CXXV.

Resolve allowing the accounts of the Treasurer of the County of *Plymouth*.
November 5, 1782.

Whereas it appears upon examination of the accounts of the treasurer of the county of *Plymouth*, that all the monies granted and allowed by the Court of General Sessions of the Peace for said county, for the year 1781, were for such purposes and appropriations as the law empowered said Court to grant: Therefore,

Resolved, That the said accounts be allowed.

CXXVI.

Resolve on the town of *Granby's* memorial, lengthning out the time for said town to make returns into the Secretary's office, agreeable to an act passed June 1781, to the first day of *April* next. November 5, 1782.

Whereas by an act passed in June 1781, intituled an act for altering the dividing line between the towns of *South-Hadley* and *Granby*, provision was made that each of the persons living in said towns shall have their liberty and choice of belonging to either of said towns, as will be most agreeable to them, together with their respective estates, provided the person so choosing to remove himself or his estate from the town where he inhabits, or where his estate lies, to the other town, shall make a return of his name or the estate so to be removed, into the Secretary's office, on or before the first day of *January* next, therein particularly mentioning the quantity of his land, with the boundaries of such land and the name of the town to which he would have the same annexed, which person or his estate so described as aforesaid shall from and after the said first day of *January* next be considered, to all intents and purposes, as belonging to the town to which the same is subscribed, such person or estate being included within the limits of the other town notwithstanding. And whereas the inhabitants of the said towns neglected to take the advantage of the above-recited paragraph in the aforesaid act within the time therein limited, and have prayed, by a memorial presented to this Court, that the time for making such returns into the Secretary's office be lengthned out until the first day of *April* next:

Resolved, That the time for making returns into the Secretary's office, agreeable to the before recited paragraph, be and hereby is lengthened to the first day of *April* next, the above-mentioned act to the contrary notwithstanding.

CXXVII. Resolve

CXXVII.

Resolve on the petition of *Aaron Holden*, in behalf of *Andrew Garret*, now a prisoner in *Canada*. November 5, 1782.

On the petition of *Aaron Holden*, in behalf of *Andrew Garret*, now a prisoner in *Canada*, praying that three months wages due to the said *Garret*, may be paid to the said *Holden*: Therefore,

Resolved, That there be allowed and paid, out of the public treasury of this Commonwealth, to the said *Aaron Holden*, three months wages, that are due to the said *Andrew Garret*, agreeable to a resolve of the General Court, of the 7th of *March*, 1781. The said *Holden* to forward the same to the relief of the said *Garret*, as soon as may be; he the said *Holden* to be accountable for the same.

CXXVIII.

Resolve on the petition of *Zacheus Fish*, empowering him to make sale of the land mentioned. November 6, 1782.

On the petition of *Zacheus Fish*, of *Pembroke*, in the county of *Plymouth*, guardian to *Sarah Hall*, a minor, praying he may be empowered to make sale of about eleven acres of said *Minor's* land lying in *Kingston*, in said county, for reasons set forth in said petition.

Resolved, That the prayer of the petition be granted, and that the said *Zacheus Fish* be, and is hereby empowered, to make sale of the said eleven acres of land, he observing the direction of the law for the sale of real estates by executors and administrators, and in his said capacity to make and execute a good deed or deeds to the purchaser or purchasers thereof.

CXXIX.

Resolve directing *Caleb Davis*, Esq; to pay *Isaac Phillips*, [three hundred eighty-five pounds nine shillings, out of the monies he shall receive in payment of debts due to the late board of war. November 6, 1782.

On the petition of *Isaac Phillips*,

Resolved, That *Caleb Davis*, Esq; be, and he hereby is directed, to pay to the said *Isaac Phillips*, out of such monies as he shall receive in payment of debts due to the late Board of War, the sum of three hundred and eighty-five pounds nine shillings, in full of the balance of his account against the said Board of War.

CXXX.

Resolve repealing a resolve passed April 30, 1782, affixing the times for holding courts of the Judge of Probate in the county of *Worcester*, and directing him annually to hold his court on the first Tuesday of every month in the town of *Worcester*, at *Lancaster* third Tuesday of *May* and *November*, at *Brookfield* fourth Tuesday of *April* and *October*, at *Templeton* third Tuesday of *April* and *October*, and at *Uxbridge* fourth Tuesday of *May* and *November*. November 6, 1782.

Whereas the holding the Probate Courts in the county of *Worcester* at the times and places mentioned in the resolve of the General Court of the thirtieth of April last, will be exceeding inconvenient and expensive to the Judge and Register of said court, and by holding said courts twice a year in each of those towns (*Worcester* excepted) the inhabitants may be as well accommodated.

B b

Resolved

Resolved, That the aforesaid resolution of the thirtieth of *April* last, be, and hereby is repealed and made void to all intents and purposes, and that the Judge of Probate of Wills, &c. for said county, be, and he is hereby directed, annually to hold his court at the town of *Worcester*, in said county, on the first Tuesday of every month.

At *Lancaster* on the third Tuesday of *May* and *November*.

At *Brookfield*, on the fourth Tuesday of *April* and *October*.

At *Templeton*, on the third Tuesday of *April* and *October*.

At *Uxbridge*, the fourth Tuesday of *May* and *November*.

And at such convenient places in said towns as the said judge for the time being shall appoint. And the said Judge is hereby directed to make such appointment as soon as may be, and shall hold his said courts in manner as is herein before appointed.

CXXXI.

Resolve empowering the Trustees of the *Grafton* Indians to make sale of the land mentioned, and empowering *Joseph Aaron* to execute a lawful deed of said land, and directing said Trustees how to apply the money. *November 6, 1782.*

On the petition of Joseph Aaron, one of the Grafton Indians in the county of Worcester, praying for liberty to make sale of a certain piece of land, for reasons set forth in his petition.

Resolved, That the Trustees of the *Grafton* Indians be, and they hereby are impowered, to make sale of about nine acres of the said *Joseph's* land in said *Grafton*, and cut off from his other land by a county road, to be sold either at public auction or private sale, as said Trustee may judge best, and that the said *Joseph Aaron* be, and he hereby is impowered, to make and execute a lawful deed or deeds of the same land to the purchaser or purchasers thereof. And the said Trustees are hereby directed to apply the money coming by the said sale for the support of the said *Joseph*, and in building him an house and paying his just debts, said Trustees to be accountable to the General Court.

CXXXII.

Resolve on the petition of the Selectmen of the town of *Washington*. *November 6, 1782.*

On the petition of the selectmen of the town of Washington, praying to be discharged from the tax of one man to serve in the Continental army.

Whereas it appears to this Court, that some time in the month of April last, John Morse, an inhabitant of the town of Washington, did enlist in behalf of the said town to serve as a soldier in the Continental army for the term of three years, and received a large bounty of the said town, and was mustered by the muster master at Springfield, but has not marched to join the army.

Resolved, That one of the selectmen of the town of *Washington* present the said *John Morse* to Capt. *Bannister*, Muster-Master at *Springfield*, in order that he may be sent on to camp without delay, and the said muster master is hereby directed to receive the said *Morse*, and send him forward to the Inspector General of the army. And that the town of *Washington* be discharged from the said tax of one man, and execution therefor be stayed, any resolve of the General Court to the contrary notwithstanding.

Resolve

CXXXIII.

Resolve on the petition of the Selectmen of the town of *Boston*, making provision for the officers of the French army, granting *five hundred pounds*. *November 7, 1782.*

On the petition of the Selectmen of the town of Boston; praying that means may be devised to enable them to provide quarters for General Officers and Staff of the French army, agreeable to the orders of the General Court.

Resolved, That the Selectmen of the town of *Boston* be, and they are hereby directed, to lay their accounts of expences for providing quarters for the officers of the French army aforesaid, before the Governor and Council, who are hereby authorized and requested to examine and allow the same, if they shall appear reasonable. And his Excellency the Governor with advice of Council, is hereby also requested, to issue his warrant on the Treasurer for the payment of such accounts which may be allowed as aforesaid, provided the sum shall not exceed *five hundred pounds*, to be paid out of any money that may arise from the sale of any prize goods, and paid into the Treasury of this Commonwealth, to be charged to the United States.

CXXXIV.

Resolve for adjourning the Court of General Sessions of the Peace, and the Court of Common Pleas, to be holden at *Cambridge*, in the county of *Middlesex*, to the fourth Tuesday of December next. *November 8, 1782.*

Whereas it will be inconvenient to have the Court of General Sessions of the Peace, and the Court of Common Pleas, held at Cambridge, in and for the county of Middlesex, on the twenty-sixth day of November, current. Therefore.

Resolved, That the said Court of General Sessions of the Peace, and Court of Common Pleas, by law to be held at *Cambridge*, in and for the county of *Middlesex*, on the fourth Tuesday of *November*, current, be adjourned, and shall be holden at *Cambridge* aforesaid, on the fourth Tuesday of *December* next. And that all writs, processes, and recognizances, returnable to, and all appeals made to the said Court of General Sessions of the Peace, and Court of Common Pleas, appointed by law to be holden at *Cambridge*, and all matters, causes and things that have day, or that might have been had, moved or done at, in, or by the said Courts, at the times so appointed for holding the same, shall be returnable to and may be entered, prosecuted, had, moved and done at, in, and by the said Courts at the time herein appointed for holding the same. And the Secretary is hereby directed to publish this resolve in *Willis's news-paper*.

CXXXV.

Resolve calling upon the Selectmen of the several towns through which the French army may pass, to afford *Col. Hatch* every assistance in providing for their convenience and comfort. *November 8, 1782.*

Upon the request of Jabez Hatch, Esq; D. Q. M. G. that this Court would call on the selectmen of the several towns in this Commonwealth (through which the army of His Most Christian Majesty may pass in their march to Boston) to give him, the said Hatch, every assistance in providing for the necessary comfort and convenience of said army, during said march:

Resolved, That the selectmen of the several towns in this Commonwealth, through which the army of His Most Christian Majesty may pass, on their
march

march to *Boston*, be called upon to manifest that good disposition towards our allies, by rendering every assistance to Col. *Hatch*, in providing for the convenience and comfort which the necessities of said army may require.

CXXXVI.

Resolve granting a tax of *two thousand pounds* for defraying the charges of the county of *Suffolk*, to be assessed on the inhabitants of said county. *November 8, 1782.*

Whereas it appears from an estimate of the Justices of the Court of General Sessions of the Peace for the county of Suffolk, that the sum of two thousand pounds will be necessary for defraying the charges of said county, for one year next ensuing :

Therefore *Resolved*, That there be, and hereby is granted a tax of *two thousand pounds*, to be apportioned and assessed on the inhabitants of said county, and estates lying within the same ; and collected, paid and applied for the use of said county, according to the laws of this Commonwealth.

CXXXVII.

Resolve allowing the accounts of the county treasurer of the county of *Suffolk*. *November 8, 1782.*

Whereas it appears, upon examination of the accounts of the treasurer of the county of Suffolk, that all the monies granted and allowed by the Court of General Sessions of the Peace for said county, for the year one thousand seven hundred and eighty-one, were for such purposes and appropriations as the law impowered said Court to grant :

Therefore *Resolved*, That said accounts be allowed.

CXXXVIII.

Resolve on the petition of *William Burges*s. *November 8, 1782.*

*On the petition of William Burges*s :

Resolved, That the prayer of the petition be so far granted, as that the said *William Burges*s have permission to continue in this Commonwealth until his case be submitted to Congress, and their determination be had thereon, whether a person of his character and views comes within the resolve of Congress, respecting the subjects of the King of *Great-Britain* ; provided that the said *Burges*s enter into bonds with the Treasurer, and for the use of this Commonwealth, in the sum of *ten thousand pounds*, conditioned that he shall not, in any way or manner, say, do, or act, any thing to the prejudice of this Commonwealth, or of any of the United States.

Resolved, That after the said *Burges*s shall have entered into such bond, he have, and hereby has, liberty to go to *Philadelphia*, for the purpose of applying to Congress.

CXXXIX.

[The following resolve passed *October 16, 1782.*]

Resolve on the letters and papers of the Hon. *Elbridge Gerry*, Esq; approving his right of privilege as a member of Congress, and directing the delegates in Congress from this Commonwealth, to enquire into the complaint, and to make strict enquiry as to the rates at which the supplies for the army have been established.

Whereas

Whereas it has been represented to this Court, in several letters from Elbridge Gerry, Esq; and the papers accompanying the same, that by a determination of the honorable Congress, he was denied a privilege to which he was entitled, as a member of that honorable body, according to their own rules and orders: And whereas a complaint of so grievous a nature, when founded on such evidence of the facts as is contained in the letters and papers referred to, demands the serious attention of his constituents, and calls for enquiry to be made touching the subject matter of his complaint:

Therefore *Resolved*, That this Court approve of the high sense which Mr. Gerry entertained, of his right of privilege as a member of Congress; and that the delegates in Congress from this Commonwealth, be, and they hereby are directed, to make necessary enquiries relative to the breach of privilege complained of, and such representations to Congress in reference thereto, as the importance of the subject requires.

Resolved, That the delegates to Congress from this Commonwealth, be, and they hereby are directed, to make strict enquiry as to the rates at which supplies for the army have been set and established, and the rules hitherto adopted by Congress for determining the proportion of men and supplies required of the several States; and if upon examination it shall appear that they have operated unequally, as has been apprehended, and to the injury of this State in particular, that they, in the name and behalf of this Commonwealth, move in Congress, that such inequality be adjusted, and proper allowances made therefor; and that such measures may be adopted as effectually to prevent any such inequality in future.

CXLI.

Resolve requesting the Governor to issue a brief through the several towns, &c. within this Commonwealth, recommending the losses and distresses of the inhabitants of Charlestown; the money to be applied for the building a house of public worship. November 8, 1782.

Whereas the inhabitants of the town of Charlestown, have petitioned, by their parish committee, for a free and voluntary contribution through this Commonwealth, to be applied for the building a house for the public worship of God in the said town:

Resolved, That the Governor be, and is hereby requested, to issue a brief thro' the several towns and districts within this Commonwealth, recommending the losses and distresses of the inhabitants of Charlestown, to the serious and charitable consideration of the inhabitants of this Commonwealth, and requesting their charitable donations in favour of this suffering and distressed people, in order to enable them to build a house for public worship.

And it is further *Resolved*, That the money raised by the above contributions, be remitted to Nathaniel Gorham, Esq; David Wood, Esq; Mess'rs. Nathaniel Rand, Isaac Mallet, and Joseph Cordis, the present parish committee, or either of them, to be by them paid to the Treasurer of said parish, and applied to the purpose aforelaid.

CXLI.

Resolve directing certain towns to make returns of the three and five months men, by the resolves of June 16, and June 30, 1781, into the Secretary's office, before the next setting of the General Court. November 8, 1782.

Whereas this Court is determined, early in the next session, to take up the matter of fines and bounties, respecting the soldiers that have been sent into the public service by

the several towns within this Commonwealth: And whereas sundry towns have made no returns of the five and three months men sent into the army pursuant to the resolves of the General Court, of June 16. and June 30 1781: Therefore,

Resolved, That such of the towns in the following list, as have sent any men into the service, agreeable to the above-revited resolves, be, and they hereby are directed, to make returns of all such men into the Secretary's office, before the next sitting of the General Court. And the Secretary is hereby directed to publish this resolve in *Willis's Independent Chronicle*, three weeks successively

N. B. Such towns as have No. 3 annexed to them, are deficient in returns of three months men, and those that have No. 5, of five months men.

Milton	5	Marlborough	5	Raynham	5
Braintree	5	Framingham	5	Easton	5 & 3
Wrentham	5	Sherburne	5	Lancaster	5
Hill	3 & 5	Malden	5	Pencer	5
Foxboro'	5	Medford	5	New-Braintree	5
Salem	3 & 5	Hopkinton	5	Fitchburg	5 & 3
Danvers	5	Pelham	3	Royalston	5
Newbury	5	Greenwich	3	Westminster	5
Marblehead	3 & 5	Palmer	3	Ashuelot Equivalent	3
Lynn	3 & 5	Southwick	3	Plantation No. 7	3
Beverly	3 & 5	Plymouth	3 & 5	York	3
Rowley	5	Duxbury	3	Kittery	3
Gloucester	3 & 5	Bridgewater	5	Wills	3
Topsfield	3 & 5	Plympton	5	Berwick	3
Manchester	3 & 5	Pembroke	5	Arundel	3
Middleton	3 & 5	Harwich	3	Pepperrellborough	3
Charlestown	3 & 5	Falmouth	5 & 3	Lebanon	3
Woburn	5	Truro	5 & 3	Brownfield	3
Newtown	5	Taunton	5	Biddeford	3

CXLII.

Resolve directing the Commissary General to have the powder in the magazine at Salem inspected, and to send such part thereof as may be found unfit for service, to the powder-mills at Andover. November 9, 1782.

It being represented to this Court, that there is now in the magazine at Salem, a quantity of unmerchantable powder, the property of this Commonwealth:

Resolved, That Richard Devens, Esq; Commissary-General, be, and he is hereby directed, to have said powder inspected; and such part thereof as may be found unfit for service, to send to the powder-mills at Andover, to be re-manufactured.

CXLIII.

Resolve on the petition of *Mehitable Greenough*, empowering her to make sale of the estate mentioned. November 9, 1782.

On the petition of *Mehitable Greenough*, widow of *John Greenough*, of Boston, Esq; deceased praying for licence to sell part of the real estate of said deceased, viz. one dwelling-house in Southbury-Street, Boston, with the appurtenances to it belonging, and also said deceased's right in two small pieces of unimproved lands, the one lying in Welfleet, the other in Fitchburg, for reasons in said petition mentioned.

Resolved, That the prayer of said petition be granted, and that the petitioner be, and hereby is empowered, to make sale of the abovesaid real estate, for the most

most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers thereof, the observing the rules of the law for the sale of real estates by executors and administrators, first giving bond; with sufficient sureties, to the Judge of Probate for the county of *Suffolk*, that the proceeds of said sale shall be put to interest, one third for the use of the said widow, during her life, and the other two thirds, after paying debts and charges, for the use of the heirs at law, as they respectively arrive at lawful age; and after the said widow's decease, the whole to be divided and paid to said heirs, in legal proportion, if they have arrived at lawful age. *Provided neverttheless*, if it shall appear hereafter to the Judge of Probate for the county of *Suffolk*, that the interest of said sales is not sufficient for the support and education of the aforesaid heirs, it shall be in the power of said Judge to make such further allowance as shall appear to him necessary for that purpose, out of the principal.

CXLIV.

Resolve directing the present Treasurer to demand of the administrator on the estate of the late Treasurer Gardner, the sum of *three thousand seven hundred and fifty pounds, fourteen shillings and ten pence*, found in the treasury, and to indemnify said administrator for paying said sum. *November 9, 1782.*

Whereas it appears, that at the death of the late Treasurer, Henry Gardner, Esq; the sum of three thousand seven hundred and fifty pounds, fourteen shillings and ten pence, was found in the treasury of this Commonwealth, which sum is now in the hands of Joseph Gardner, Esq; administrator on the estate of the aforesaid Treasurer: And whereas the exigencies of government require, that the aforesaid sum be immediately drawn out of the hands of the said administrator, to be disposed of according to the directions of this Court:

Resolved, That the present Treasurer, *Thomas Ivers, Esq; be*, and he hereby is directed, in behalf of this Commonwealth, to demand the aforesaid sum of the said administrator, and receive the same into the treasury, for the use of government, and to make and sign his receipt for the same in his capacity aforesaid.

And be it further *Resolved*, That this Commonwealth will, in all respects, indemnify the said administrator for paying said sum in manner aforesaid; and if (contrary to the expectation of the Court) on the final settlement of the accounts between this Commonwealth and the estate of the said late Treasurer, it shall appear that the aforesaid sum was the property of the said Treasurer first mentioned, the same shall be refunded to the said administrator, with interest.

CXLV.

Resolve on the petition of Lieut. Col. *John Popkins*, directing payment of his second depreciation note. *November 9, 1782.*

On the petition of Lieut. Col. John Popkins,

Resolved, That there be paid out of the treasury of this Commonwealth, the second depreciation note (so called) due to, and being the property of Lieut. Col. *John Popkins*; said note having the promise of payment in *March* last, for reasons set forth in his petition, any law or resolve to the contrary notwithstanding.

CXLVI.

Resolve respecting the expediency of the General Court's assembling on the last *Wednesday of January* next. *November 11, 1782.*

The

The committee of both Houses, appointed to consider the time when it will be expedient for the General Court to assemble, next after the expiration of the present session, have attended that service, and report as their opinion, that it will be expedient for the General Court to assemble on the last Wednesday of January next.

CXLVII.

Resolve empowering the Justices of the Court of Common Pleas, for the county of Lincoln, to proceed to the hearing of certain complaints, upon forfeited estates in said county, as though they had not been defaulted. November 11, 1782.

Whereas, in pursuance of the law of this Commonwealth, intituled, "An act for confiscating the estates of certain persons commonly called absentees," complaints were exhibited to the Justices of the Inferior Court of Common Pleas for the county of Lincoln, on the last Tuesday of September, A. D. 1781, against Sylvester Gardner, Charles Callahan, John Lee, William Vassal, David Phips, and Charles Ward Apthorp, alleging that the lands lately owned by them respectively, lying within the same county, were forfeited and escheated: which complaints were duly continued to the then next Inferior Court of Common Pleas, to be holden for said county, on the first Tuesday in June, 1782, and notifications of the same were duly published according to law; at which last mentioned term the same complaints ought to have been continued to the last Tuesday of September then next, but by mistake judgment was then rendered against them by default, whereby some persons may be deprived of an opportunity of claiming the same:

Therefore Resolved, That the Justices of the Court of Common Pleas for the county of Lincoln be, and they hereby are empowered and directed, to proceed in the hearing and tryal of said complaints; and to enter a continuance of said complaints the entry of a default against them notwithstanding; and at the term, being the first Tuesday of June, A. D. 1783, the same complaints be brought forward as continued; and that any claim to the same be received as though the same complaints had not been defaulted; and that the same proceedings shall be had on the same complaints as though the same had been regularly continued to the said last Tuesday of September, 1782, and from thence to the 1st Tuesday of June, 1783: and that notice of this continuance be published as soon as may be, in the public news-papers, and for the same length of time as the first notice of the libels against such estates is by law to be published.

CXLVIII.

Resolve granting thirty-six pounds eighteen shillings, to William Baker, jun. November 11, 1782.

On the petition of William Baker, jun. praying for allowance for services done, as Clerk in the Secretary's office, in the recess of the General Court:

Resolved, That the prayer of the petition be granted; and that there be paid out of the treasury of this Commonwealth, to the said William Baker, jun. the sum of thirty-six pounds eighteen shillings, exclusive of nine pounds six shillings, which said Baker has already received; all which is in full for his service aforesaid to the last of May, 1782.

CXLIX.

A grant of two hundred and eighty-five pounds to Thomas Ivers, Esq: for his services in consolidating Government securities, and as an Assistant-Treasurer. November 11, 1782.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Thomas Ivers*, Esq; the sum of *two hundred and eighty-five pounds*, in full for his service from *September 20, 1781*, to *October 10, 1782*, in consolidating Government securities; and also for his service as Assistant-Treasurer, and all extra service to the said tenth day of *October, 1782*.

CL.

A grant of *£.300* to *John Avery jun.* Esq; for his services as Secretary to *June, 1782.* *November 11, 1782.*

Resolved, That there be allowed and paid out of the Treasury of this Commonwealth to *John Avery, jun.* Esq; the sum of *Three hundred pounds* in full of his services as Secretary for one year from *June 1st, 1781*, to *June 1st, 1782*.

CLI.

A grant of *£.300* to *Richard Devens*, Esq; as Commissary General to *June 1782.* *November 11, 1782.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth to *Richard Devens*, Esq; Commissary General, the sum of *Three hundred pounds* in full for his services for one year, from *June 1st, 1781*, to *June 1st, 1782*.

CLII.

Resolve granting extra pay to the Honorable President of the Senate and Speaker of the House of Representatives, and *£.40* to each of the clerks:

November 11, 1782.

Resolved, There be paid out of the treasury of this Commonwealth to the Honorable *Samuel Adams*, Esq; President of the Honorable Senate the sum of *Five shillings and eight pence* per day, over and above the pay of the members, and to the Honorable *Nathaniel Gorham* Esq; Speaker of the House of Representatives the sum of *Five shillings and eight pence* per day, over and above the pay of the members for every day's attendance during the present session.

And be it further Resolved, That the sum of *forty pounds* be paid to *Mr. William Baker, jun.* Clerk of the Honorable Senate, and *Forty pounds* to *Mr. George Richards Minot*, Clerk of the House of Representatives, they to be accountable.

CLIII.

Resolve granting *£.150* to each of the delegates who may proceed to Congress during the recess of the General Court. *November 11, 1782.*

Whereas a resolve passed the present session of this Court directing the treasurer of this Commonwealth to pay each of the delegates who may be going to Congress, One hundred and fifty pounds.

Resolved, That the said Treasurer be, and he hereby is further directed to pay the said sum of *One hundred and fifty pounds* to each of the delegates who may proceed to Congress during the recess of the Court, out of any monies which may be in the treasury, any act or resolve to the contrary notwithstanding.

CLIV.

Resolve directing the Treasurer to pay to the members of the Council and members of the General Court *Two thirds of the sum that shall appear due to them*

upon the pay rolls of the present session, and also the like payment to the committee on accounts. *November 11, 1782.*

Resolved, That the Treasurer of this Commonwealth be, and hereby is directed to pay to the members of the Council and the members of the general Court, *Two thirds* of the sum that shall appear due to them upon the pay rolls of the present session from out of the money that is now in the treasury, excepting the monies arising by the continental tax and the excise, and also the like payment to the committee on accounts.

CLV.

Resolve on the petition of Lieut. *Aaron Holden.* *November 11, 1782.*

On the petition of Lieut. Aaron Holden, praying that in consideration of his service as an officer of the Massachusetts line of the army, and of the losses he has sustained, and the hardships he has suffered in a long and painful captivity in Canada, he may receive out of the public treasury the amount of a Forty eight pounds nine shillings and nine pence Note, issued to him for wages, to enable him to discharge a debt which he contracted for necessaries while in captivity.

Resolved, That the prayer of the petition be granted, and the treasurer of this Commonwealth be, and he hereby is directed to receive of the said *Aaron Holden,* a *Forty eight pound nine shillings and nine pence,* note, issued to him for wages, for his service in the army, and to pay him the amount of the said note out of the public Treasury.

CLVI.

Resolve on the memorial of *Ebenezer Wales, Esq. and Capt. Amasa Davis,* late committee of supplies, discharging them from certain sums of money, and granting them $\text{£}892\ 4\ 5$ being the ballance due to said committee.

November 11, 1782.

On the memorial of Ebenezer Wales and Amasa Davis, late committee of supplies, praying for an additional allowance for their services for reasons set forth in the said memorial, and also on the report of the committee for methodizing the public accounts, who have examined the accounts of the said Wales and Davis.

Resolved, That *Ebenezer Wales and Amasa Davis,* late a committee of supplies, be, and they hereby are discharged from the sum of *Forty-three thousand three hundred and twelve pounds eight shillings and five pence,* continental currency, which sum remained to be accounted for in their former settlement of April 26, 1781. And for the sum of *Twenty-three thousand four hundred and twenty-nine pounds three shillings and two pence,* new emission, drawn out of the treasury by warrants since the settlement aforesaid: also from the sum of *Sixteen thousand seven hundred and seventy-eight pounds twelve shillings and six pence,* specie, drawn out of the treasury as aforesaid, and likewise from the sum of *Four thousand nine hundred and eighty-eight pounds twelve shillings and eleven pence,* specie, being the amount of the certificates they gave to sundry persons for articles of clothing they received on loan, agreeable to the orders of the General Court, the treasurer was to give his securities in behalf of this Commonwealth: also, from the sum of *Ten thousand eight hundred and seventeen pounds ten shillings and four pence,* being the amount of goods they received from the Honorable *Thomas Cushing, Esq;* chairman of the committee of foreign affairs; also from the sum of *Eight hundred and ninety-two pounds fifteen shillings and eleven pence,* specie, the amount of goods they received from the late Board of war.

They having accounted for the expenditure of the several sums before specified,

fied, and also the application of all the articles purchased or received in behalf of this government.

And it is further Resolved, That there be allowed, and paid out of the public treasury to *Ebenezer Wales* and *Amasa Davis*, the sum of *Seven hundred and ninety-two pounds four shillings and five pence*, specie, ballance due to them per certificate from the committee for methodizing accounts.

Also, a further sum of *One hundred pounds*, the whole sum amounting to *Eight hundred and ninety two pounds four shillings and five pence*, which is in full for the ballance due to the said committee on the settlement of their accounts, including their commissions, and for interest they have paid, which was not charged in their account.

Further Resolved, They pay into the treasury of this Commonwealth *One hundred and five pounds twelve shillings* of the new emission of other states, money they received of the treasurer, and could not pass, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

CLVII.

Resolve for allowing *Ten shillings* per day to each of the committee employed in auditing and examining the accounts of the treasury. *November 11, 1782.*

Resolved, That *Ten shillings* per day, be allowed and paid out of the treasury of this Commonwealth, to *Benjamin Austin*, *Richard Cranch*, and *Samuel Barret*, Esqrs, respectively, for every day they have been or shall be employed in auditing and examining the accounts of the treasury; and that the same be in full for their services, and the said committee are hereby directed to lay their accounts before the General Court for examination.

CLVIII.

Resolve on a letter from *Lord Sterling*, requesting the Governor to issue his orders to the commanding officer of the county of *Berkshire*, to detach from his brigade one thousand men, properly officered; the commanding officer of the county of *Hampshire*, five hundred men, and to hold themselves in readiness to march on the shortest notice from the continental commanding officer at *Albany*.
November 11, 1782.

Whereas his Excellency the Governor has communicated to the General Court a letter from Major General Lord Sterling, and other papers accompanying the same, which render it probable that the enemy have designed to destroy Albany and make incursions into that territory called Vermont: Therefore

Resolved, That the Governor be, and hereby is requested to issue orders that the commanding officer of the county of *Berkshire* detach from his Brigade One thousand men, with suitable officers to command the same, also that the commanding officer of the county of *Hampshire* detach from the brigade under his command, five hundred men, with proper officers to command the same, to be duly armed and accoutred, and to hold themselves in readiness to march with three days provisions on the shortest notice from the continental commanding officer at *Albany* to *Saratoga*, or such other place as he shall direct.

And that the Governor be also requested to issue orders that the whole of the militia in the aforesaid counties be armed and equipt as the law directs, and to inform *Lord Sterling* of the measures that have been taken in consequence of the information received from him.

Resolve,

CLIX.

Resolve, directing the Committee appointed to our public defaulters, to receive of the heirs of *Richard Derby, Esq;* the ballance which appears to be due from his estate in government securities. *November 12, 1782.*

Whereas in settling public accounts with Richard Darby, jun. Esq; a ballance was allowed to him of one thousand three hundred and eighty-eight pounds, which he received in government securities, And Whereas, it was afterwards found, that no such ballance was due to said Derby.

Therefore, *Resolved*, That the said Committee appointed to sue public defaulters, be, and they are hereby impowered and directed to receive of the heirs of the said *Richard Derby, jun. Esq;* (since deceased) his executors or administrators, the ballance which now appears to be due from his estate to this Commonwealth, in the said government securities.

CLX.

Resolve, empowering *Elias Haskel* and *Rebeckah Haskel*, to make sale of the real estate mentioned. *November 12, 1782.*

On the petition of Elias Haskel and Rebeckah Haskel, praying for licence to make sale of certain real estate in their petition mentioned for the reasons therein set forth.

Resolved, that the prayer of the said petition be granted, and that the petitioners be, and hereby are impowered to make sale of the real estate mentioned in their petition, for the most the same will fetch, and make and execute a good and lawful deed, or deeds of the same to the purchaser, or purchasers of said estate, They the said *Elias & Rebeckah*, observing the rules of the law for the sale of real estates by executors and administrators, first giving sufficient bond with sureties to the *Judge of Probate* for the county of *Worcester*, that the proceed of said sale shall be applied for the discharging the debts of *Ezekiel Haskel* late of *Bolton*, deceased, and the overplus, if any there be, shall remain, one third for the use of said deceased's widow; during her life, and the other two thirds for the use and benefit of the heirs at aw to the said *Ezekiel*, be paid them when they shall arrive at lawful age, in the proportion by law provided for the distribution of intestate estates.

CLXI.

Resolve, on the petition of the town of *Worthington*, directing the Treasurer to suspend issuing his executions against the Constables of said town for the Tax of *March* last, and requesting the Governor to write to Congress upon the subject of obtaining pay for Teams, &c. that agreed in 1781.

November 12, 1782.

On the petition of the town of Worthington praying for relief of the said town on account of the extraordinary service rendered the United States by said town in supplying the D. Q. M. G. with a number of Teams, Drivers, and Artificers, in the year 1781.

Resolved, That the treasurer of this Commonwealth be, and he is hereby directed to suspend issuing his execution against the constables of said town for the continental Tax of *March* last, untill the next sitting of this Court, and his Excellency the Governor is requested to write to Congress upon the subject of obtaining pay for the teamsters and artificers that served in the continental army in the year 1781, under the contracts of *Jabez Hatch, Esq;* D. Q. M. G.

CLXII.

Resolve requesting the Governor to write to the Governors of *Rhode-Island* and *Connecticut*,

Connecticut, upon the subject of a resolve passed this day to prevent the enemy from being supplied with provisions. November 12, 1782.

Resolved, That his Excellency the Governor be requested to write immediately to the Governors of *Rhode-Island* and *Connecticut*, acquainting them of the resolve passed the General Court this day for the prevention of provisions going out of this state for the purpose of supplying the enemy, and to request of them, the Governors aforesaid, that similar measures may be taken by the states over which they preside for the like purposes.

CLXIII.

Resolve, permitting *Thomas Ivers*, Esq; treasurer, to take possession of the House lately occupied by *Henry Gardner*, Esq; late treasurer, deceased, and empowering *Thomas Dawes*, Esq; to make the necessary repairs. November 12, 1782.

Resolved, That *Thomas Ivers*, Esq; treasurer of this Commonwealth, be, and hereby is permitted to take possession of that part of the House, belonging to this Commonwealth; which was occupied by the late treasurer, *Henry Gardner*, Esq; whenever the widow of the said Gardner shall move from the same.

Resolved further, That *Thomas Dawes*, Esq; be, and hereby is empowered to make such repairs in the roof of said house and alterations in the rooms improved by the treasurer as an office, as he shall judge necessary.

CLXIV.

Resolve granting £. 66 r 34 to *Thomas Foster*, keeper of the powder house, and directing the commissary general to dispose of seven hundred weight of powder. November 12, 1782.

On the petition of Thomas Foster, keeper of the powder house, setting forth that there is a ballance due to him (on a warrant granted in September 1780) of One hundred and eight pounds of the new emission money, equal to Fifty-seven pounds twelve shillings, specie, and praying that provision may be made for the payment thereof, and that his services from the first of October 1780, be taken into consideration.

Resolved. That there be paid out of the public treasury of this Commonwealth to *Thomas Foster*, keeper of the powder house, the sum of *Sixty-six pounds thirteen shillings and four pence*, which shall be in full for his services as keeper of the powder house in *Boston*, from the first of *October* 1780, to the first of *June* inst.

It is further Resolved, That *Richard Devens* Esq; commissary general be, and he hereby is directed to dispose of seven hundred weight of powder, and pay the money arising therefrom, into the public treasury of this Commonwealth, taking duplicates for the same. one of which to be lodged in the Secretary's office, the money so paid shall be appropriated for the payment of *Thomas Foster*.

CLXV.

Resolve, on the representation of *James Lovell* Esq; receiver of the continental tax in this Commonwealth. November 12, 1782.

On the representation of James Lovell, Esq; receiver of the continental tax in this Commonwealth.

Ordered, That the treasurer of this Commonwealth immediately call on the several constables and collectors of the first moiety of the continental tax, (by an advertisement in three of the *Boston* and the *Worcester* and *Springfield* newspapers) to pay the said tax without further delay, it being absolutely necessary for the public safety.

Also Ordered, That the said treasurer issue his executions against all constables

and collectors of the said tax who shall not pay in the one half the sums committed to them respectively to collect by the first day of *January* next, and to send executions for such of the remaining half as may remain due on the first day of *February* next.

CLXVI.

Resolve, on the petition of *Afa Barnes* and others, Representatives from the county of *Berkshire*, appointing a Committee to repair to said county for the purposes mentioned, and directing the Committee to exhibit their accounts for allowance.

November 12, 1782.

On the petition of Afa Barnes, and others, representatives from the county of Berkshire.

Resolved, That the prayer of the petition be granted, and that the Honorable *Charles Turner*, and *Artemas Ward*, Esq's, and *John Sprague*, Esq; be a committee to repair to said county of *Berkshire*, take a general view of it, and determine where the courts shall be held in future. And that said committee serve the several town clerks in that county with a copy of this resolve, and notify them of the times and places of their attendance on this service, and make report to the General Court.

And it is further Resolved, That said committee exhibit their accounts to this court for allowance and payment, and that the same be charged to that county in the next state tax.

CLXVII.

Resolve for making Partition of the lands in the county of *York*, holden under *Bridget Phillips*, between the Commonwealth and the proprietors, confirmed by a late act of the General Court, and appointing a committee for that purpose.

November 12, 1782.

Whereas certain persons called conspirators and absentees, were tenants in common of certain undivided lands lying in the county of York, with certain other persons claiming the same under William Phillips and Bridget Phillips; which said lands, by an act of this Commonwealth, have been confirmed to the said persons claiming under the said William and Bridget Phillips, saving to the said Commonwealth their right and claim in and to said lands, accruing by virtue of the forfeiture of the estates of the said conspirators and absentees. And whereas the said proprietors under William and Bridget Phillips aforesaid, are desirous that partition should be made of said lands, and to hold their respective proportions and parts of said land severally and separate from that part of said land that has or may be vested in this Commonwealth, by virtue of the claims of the said conspirators and absentees.

Resolved, That the Honorable *Benjamin Chadbourne*, *David Sewall*, and *Nathaniel Wells*, Esq's; be, and hereby are on the part of this Commonwealth, appointed a committee to join with such committee as are or may be appointed by the said proprietors on their part, and duly authorized in making partition of the lands confirmed by said act, and laying within the following limits, viz beginning at the north corner of *Sansford*, which corner may be ascertained by a line running south-west and north-east, through a certain small pond, called *Beaver-hill Pond*, and from the said north corner of *Sansford* thus ascertained, to run north-west about eight miles to little *Offapee River*, then by said river including half of the same as the said river runs, to *Saco River*, then by said *Saco River* to the head line of *Biddeford*, then by the head line of the townships of *Biddeford* and *Arundel*, to the east corner of said *Sansford*, as it was originally laid out by the name of *Phillipstown*, to the north corner thereof, being the bounde-

ry first mentioned, and the said committee appointed on the part of the commonwealth, are hereby empowered, in conjunction with the said committee in part of the said proprietors, to set off to said parties, by miles and bounds, their respective rights and shares in the premises to hold in severally.

And Whereas, in order to render the said partition compleat and effectual in law, it may be necessary to make and execute a deed or deeds of partition, division, release or quit-claim.

Therefore resolved, That the said Committee on the part of the Commonwealth, or any two of them, be, and hereby are fully empowered in the name, and behalf of the said Commonwealth, to join the said Committee on the part of the said proprietors in making, and duly executing according to law, a deed or deeds of partition and division of the premises, or in case the said Committees shall judge it most convenient to make partition of the premises, by making and executing a deed, or deeds of release and quit-claim, then the said Committee, on the part of this Commonwealth, are hereby, in the name and behalf of this Commonwealth, fully authorized and empowered, to make, and duly execute according to law, a deed or deeds of release and quit-claim, to such part or parts of the premises, as they shall agree to be set off to the said proprietors, to hold in severally, and to receive similar deeds from the said Committee of the said proprietors.

And

It is further resolved. That all deeds of partition, division, release, or quit-claim, which shall be made, and duly executed by virtue of this resolve, and according to the true intent and meaning thereof, shall be considered as valid and effectual in law to all intents and purposes, as any deeds of portion, division, resolve, or quit-claim, made, and duly executed according to law, by or between any party whomsoever.

And

It is further resolved, That the said Committee on the part of this Commonwealth, be, and hereby are directed to cause all deeds in favor thereof, relating to the premises, to be recorded by the Register of the county of York, with the records of said county, and then filed in the Secretary's office, and the said Committee, after having compleated the business of their commission, are hereby directed to lay their accounts of time and expence before the General Court for examination, allowance and payment.

CLXVIII.

Resolve, empowering the Treasurer to appoint necessary Clerks, who are to be sworn to the faithful discharge of their office. November 12, 1782.

Whereas it is absolutely necessary that several clerks should be employed in the treasury office of this Commonwealth, and that their conduct should be regulated by the strictest rules of honesty and fidelity, and the proper instructions of the treasurer.

Resolved, That the treasurer of this Commonwealth be, and he hereby is empowered to appoint necessary clerks, to be paid by the said Commonwealth, for whose conduct he shall be responsible. And every clerk so appointed before he be suffered to officiate as such, shall before some Justice of the Peace take the following oath.

I *A B* do solemnly swear that I will execute the office of a Clerk in the Treasury-office of this Commonwealth of Massachusetts, honestly and faithfully, according to my best skill and knowledge, duly attending to the regulation of my said office so long as I shall continue clerk as aforesaid.— And the Justice administering said oath, shall certify and lodge a copy thereof in the Secretary's office of the Commonwealth aforesaid.

Resolve,

CLXIX.

Resolve, directing *Thomas Ivers*, Esq. Treasurer, how to proceed with respect to Due-bills given by the late Treasurer. November 12, 1782.

Whereas it appears that the late Treasurer, Henry Gardner, Esq. instead of paying the whole contents of certain warrants and legal demands on the treasury, did in many instances, sign and issue divers notes or certificates, commonly called due bills, as balance due from the treasury as aforesaid, and took discharges in full of such warrants and demands. And whereas it is the design of this commonwealth to do justice in every respect touching the premises.

Resolved, That the Treasurer of this Commonwealth, be, and he hereby is directed to pay the contents of such due bills to the possessors, in like manner as they might have been paid, had they still remained due on such original warrants or demands. Provided always, that such due bills to be paid as aforesaid, do in the opinion of said treasurer, and the administrator of the late treasurer or his attorney, appear genuine, and given for the purposes aforesaid. And no action shall be brought whereby to charge the administrators of the said *Gardner* with the payment of any such due-bills out of the said *Gardner's* estate, unless the same be rejected by the said treasurer, and the said administrator, or his attorney, as not being genuine or not given for the purpose aforesaid. And the said treasuree is hereby directed to charge the estate of the late treasurer with the amount of the due bills so paid.

CLXX

Resolve directing the Commissary General to procure a quantity of beef and pork and granting him £.4000, and appointing a Committee to make sale of the ship *Tartar*, and to procure a suitable vessel to guard the coast, and requesting the Governor to continue the cruise of the sloop *Winthrop*.

November 12, 1782.

Resolved, That *Richard Devens*, Esq; Commissary General be, and he is hereby directed to procure and put up (on the most reasonable terms in his power) five hundred barrels of pork, and five hundred barrels of beef, for the use of this Commonwealth. Also

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Richard Devens*, Esq; Commissary as aforesaid, *Four thousand pounds*, to enable him to procure the provisions by this resolve directed, he to be accountable for the expenditure of the same. One thousand pounds of the above sum to be paid out of any money that now is or may be in the treasury, and not otherwise expressly appropriated, and the other three thousand pounds out of the next tax that may be granted for the use of this Commonwealth.

And whereas the ship Tartar is now arrived in the harbour of Boston, and the season is so far advanced that it is not expedient to fit her out again at present, therefore,

Resolved, That the agent of this Commonwealth, be, and he is hereby directed to give orders that the said ship be hauled to some safe place, and together with her stores properly secured, and the officers and men now belonging to her immediately discharged, except such as he may judge necessary to take care of the ship, while she remains the property of this Commonwealth.

And it is further Resolved, That *Caleb Davis*, *Thomas Dawes*, and *Samuel A. Otis*, Esq's; be, and they hereby are appointed a committee authorized and directed to make sale of the ship *Tartar*, together with her guns and stores, or such part thereof, as they shall judge best, provided they can obtain such a sum as they may judge will be for the interest of government to take. And in case the

the said ship is sold, the committee aforesaid are hereby directed, to pay the proceeds to the Treasurer of this Commonwealth, and take duplicate receipts for the same, one of which to be lodged in the Secretary's office, and also to report their proceedings to the General Court.

And whereas it is necessary that some additional naval force should be provided, in case the ship Tartar is sold :

Resolved, That the said committee be directed to procure, by purchase, on the most reasonable terms in their power, a suitable vessel to guard the coast to mount from twelve to sixteen guns, and have her ready for sea by the first day of March next.

And to enable the said committee to procure the vessel above directed :

Resolved, That there be paid to them, out of the public treasury, the sum of fifteen hundred pounds, out of the money arising from the sale of the ship Tartar ; the remainder of the said money to remain for the further order of the General Court.

And it is further *Resolved,* That his Excellency the Governor be requested to order the sloop *Wintthrop* to continue her cruize on the coast of this Commonwealth, for the protection of the trade thereof, so long as the season will admit of her being serviceable for the said purpose ; after which to be hauled up until the season may admit of her being employed in company with the vessel before directed, to be purchased or obtained for the protection of the trade of this Commonwealth.

CXXI.

Resolve directing Mr. John Lucas, to make out and transmit to Congress, a regular report of all his doings, as Continental commissary of pensioners. November 12, 1782.

Upon the memorial of John Lucas, commissary of pensioners :

Resolved, That the memorialist be, and he is hereby directed, forthwith to make out and transmit to the Secretary of Congress, a fair and regular report of all his doings as Continental commissary of pensioners, agreeable to a resolve of Congress, dated August 26, 1776, including an account of all monies which he hath from time to time received out of the treasury of this Commonwealth, for the purpose of paying pensions on the Continental establishment, together with an account of his services in said capacity, in order to the obtaining allowance and payment for the same ; and that he also lay an account of such monies as he hath paid to Continental pensioners, before the committee for methodizing public accounts, in order that the same may be charged to the United States, agreeable to the before mentioned resolve, of the 26th August, 1776.

And be it further *Resolved,* That the said memorialist lay his account of services by him performed, as commissary of pensioners of this Commonwealth, before the General Court, in order for examination, allowance and payment : And that he also, at the same time, exhibit an account of all monies by him received and paid from time to time, as Commissary of pensioners for this Commonwealth, in order that the same may be settled and adjusted.

CXXII.

Resolve for crediting the town of Ward, with the sum of one hundred pounds, on the next State tax. November 12, 1782.

Whereas it appears to this Court that the town of Ward, by means of a mere mistake in calculation of the valuation of said town, are taxed in the Act issued in Octo-

ber last, sixty pounds, above their due proportion, likewise forty pounds in the first moiety of the Continental tax issued last March :

Therefore Resolved, That the said town of *Ward* be credited the sum of one hundred pounds on the next State tax that may be apportioned on said town.

CXXIII.

Resolve on the petition of the town of *Ward*, excusing them from raising any more than two men, the resolve of the 7th March notwithstanding. November 12, 1782.

Whereas by a resolution of the General Court on the 7th of March last, three men were set to the town of *Ward*, as their quota of fifteen hundred, to fill up the Continental army at that time ; but soon after, a mistake being discovered, that the said town was set in the valuation four shillings in the thousand pound too high, the General Court then made a deduction of four shillings from said town in said valuation, and thereby said town's quota of said fifteen hundred men was but two :

Therefore Resolved, That the said town of *Ward* be, and hereby is excused from raising any more than two men by the resolution aforesaid (notwithstanding three being required of said town therein) and in case an execution be issued against said town, or any of the inhabitants thereof, for a deficiency of any more than two men for the purpose aforesaid, that then this resolution shall be, and hereby is, a direction to the sheriff or his deputy, not to serve the same, if the said town of *Ward* hath procurd two men agreeable to the resolution aforesaid.

CXXIV.

Resolve allowing pay to the committee on accounts. November 12, 1782.

Resolved, That there be allowed and paid, one shilling and three pence, to each of the committee on accounts, for every day they have attended that service, over and above their pay as members of the General Court.

CXXV.

A grant of four thousand pounds, to the Hon. *Ephraim Starkweather*, and others a committee of accounts. November 14, 1782.

Resolved, That there be paid out of the treasury of this Commonwealth, four thousand pounds, to the committee of accounts, to enable the said committee to discharge such accounts as are or may be examined and allowed by the said committee, they to be accountable for the expenditure of the same.



RESOLVES

OF THE

GENERAL COURT

OF THE

Commonwealth of *Massachusetts*,

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Twenty Ninth Day of *May*, Anno Domini, 1782; and from thence continued, by Prorogation and Adjournment, to Wednesday the Twenty Ninth Day of *January*, 1783, and then met at the same Place, being the second session of said Court.



I.

Resolve on the petition of *Samuel Cheney*. *January 30, 1783.*

ON the petition of *Samuel Cheney*, guardian to *Sarah Saunders*, praying for licence to make sale of a certain tract of land, in his petition mentioned, for reasons therein set forth:

Resolved, That the prayer of the said petition be granted, and that the said petitioner be, and hereby is empowered, to make sale of the said lands, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, he observing the rules and directions of the law, for the sale of real estates by executors and administrators, first giving bond to the Judge of Probate for the county of *Suffolk*, that the proceeds of the said sale (after paying the charge of sale) shall be applied for the purposes in the said petition mentioned.

II.

Resolve on the petition of *Joseph Baker*, Esq; directing the committee for methodizing accounts, with the assistance of a committee of the General Court, to settle the accounts of said *Baker*, and to make a return to the Treasurer of the balance due. *January 30, 1783.*

G g

On

On the petition of Joseph Baker, Esq; late Commissary for purchasing beef, &c. praying his accounts with this Commonwealth may be settled :

Resolved, That the committee appointed to methodize and state the accounts of this Commonwealth, be, and they are hereby directed, with the assistance of *John Rowe, Samuel Allyne Otis, and Bailey Bartlett, Esquires,* to settle the accounts between this Commonwealth and the said *Joseph Baker, Esq;* and make return of the balance that may be due thereon, to the Treasurer of this Commonwealth, who is hereby directed to call on said *Baker* for the payment thereof, without delay ; and on his paying the same, to give said *Baker* duplicate receipts, one of which said *Baker* is directed to lodge with the committee aforesaid, who are hereby directed to charge the Treasurer, and give said *Baker* a final discharge.

III.

Resolve on the representation of the Hon. *Caleb Davis, Esq;* directing the Commissary-General to receive certain stores. *January 31, 1783.*

On the representation of the Hon. Caleb Davis, Esq; late Agent of the Commonwealth, praying for direction respecting the stores in his possession, belonging to this Commonwealth :

Resolved, That *Richard Devens, Esq;* Commissary-General, be, and he is hereby authorized and directed, to receive from the said *Caleb Davis, Esq;* all such stores as he has on hand, belonging to this Commonwealth, and give the said *Davis* duplicate receipts therefor, one of which to be returned to the committee for stating and methodizing accounts, for their use, and by them to be lodged in the Secretary's office.

IV.

Resolve requesting his Excellency the Governor to write to Congress, respecting the payment of soldiers on temporary services, in the years 1778, 1779, and 1780. *January 31, 1783.*

Whereas application is frequently made to this Court, for the payment of wages due to soldiers belonging to this State, who served on temporary levies in the Continental army, in the years 1778, 1779, and 1780, in order to facilitate the said payment :

Resolved, That his Excellency the Governor be requested to write to Congress, for information as to any order which they may have taken for the payment of the soldiers serving as aforesaid, and he lay the same, when received, before this Court.

V.

Resolve on the petition of *Mary Sutton,* permitting her to go to her husband, at *Bermuda.* *February 1, 1783.*

On the petition of Mary Sutton, praying for liberty to go to her husband, now residing at Bermuda :

Resolved, That *Mary Sutton* be, and hereby is permitted, to go to her husband at *Bermuda,* by such conveyance as she may be able to procure, and that she do not return again into this Commonwealth, without leave theretofore first had from the legislature ; and the naval-officer for the port of *Boston,* is directed to see that she carry no letters, intelligence or property with her, to the damage of this or the United States.

Resolve

VI.

Resolve on the representation of *Hugh Orr, Esq;* and others, directing the committee appointed to sell or lease the furnaces in *Bridgwater*, to pay the money in their hands, arising by said sale or lease of said furnaces, into the treasury. *February 1, 1783.*

On the representation of Hugh Orr, Esq; and others, a committee appointed to sell or lease the furnaces in Bridgwater, the property of this Commonwealth :

Resolved, That the said committee be, and they are hereby directed, to pay into the treasury of this Commonwealth, the whole of the money in their hands, arising either by lease or the sale of said furnaces, or any part of the stock thereof, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

VII.

Resolve on the petition of *Samuel Winslow*, permitting his brother to return to this Commonwealth. *February 1, 1783.*

On the petition of Samuel Winslow, praying for reasons therein set forth, that his brother, Isaac Winslow, may have leave to return to this place :

Resolved, That the said *Isaac* have leave to return to this Commonwealth, and that he be considered as a subject and citizen thereof, he taking the oath of fidelity and allegiance prescribed by law.

VIII.

Resolve granting a tax of *three hundred pounds*, to be assessed on the rateable polls and estates, and apportioned on the several towns in the county of *Hampshire*. *February 4, 1783.*

On the representation of the Justices of the Court of General Sessions of the Peace for the county of Hampshire, that the sum of three hundred pounds will be necessary for defraying the charges of said county for the ensuing year :

Resolved, That there be, and hereby is granted, a tax of *three hundred pounds*, to be assessed on the rateable polls and estates in the said county, and apportioned on the several towns in the same county, by the clerk of the said Court of General Sessions of the Peace, and that the same be collected and paid into the treasury thereof, by the 31st day of *March* next, and applied for the use of the said county, agreeable to the laws of this Commonwealth.

IX.

Resolve on the petition of *William McCobb, Esq;* *February 4, 1783.*

On the petition of William McCobb, Esq; praying that an award may be vacated, wherein the petitioner was one party, and Thomas McGuire, Patrick McGuire, and Ebenezer Fullerton, the other party, made on the 30th day of August last past, for reasons mentioned in his petition :

Resolved, That the petitioner notify the adverse party, by serving the said *Thomas McGuire* with an attested copy of this petition, and this order thereon, fifteen days at least before the second Tuesday of the next setting of the General Court, that they may then shew cause (if any they have) why the prayer thereof should not be granted ; and that all processess in the premises be stayed in the mean time.

Resolve

X.

Resolve allowing *four shillings* to *Marshal Newton* and others (soldiers) for the use of their blankets. *February 4, 1783.*

Resolved, That there be paid out of the public treasury, the sum of *four shillings*, to each of the soldiers hereafter named, in full for the use of their blankets, in the year one thousand seven hundred and eighty, agreeable to the order of the General Court, of the same year, *viz. Marshal Newton, John Brokes, Nathan Pratt, Gardner Howe, Calvin Newton, Asber Smith, Nabum Parker, Eber Keyes, Solomon Howe, Lewis Smith, Peter Cary, Jonathan Harrington, Samuel Wesson, Caleb Parker, John Bixby, King Howe, Oliver Dunsmore, Jonathan Keyes, Israel Potter, Ozias Partridge, Zadock Cutting, Jonathan Gale, Daniel Tombs*, amounting in the whole to *four pounds twelve shillings*.

XI.

Resolve on the petition of *Nathaniel Appleton, Esq;* guardian to *Susannah Loring*, empowering him to make sale of the land and the buildings mentioned. *February 4, 1783.*

On the petition of Nathaniel Appleton, Esq; guardian to *Susannah Loring*, a non-compos, *praying for liberty to make sale of sundry tracts of said Susannah's land, viz. about four hundred acres in the county of Lincoln, about five hundred and ninety-five acres in Colerain, in the county of Hampshire, about five hundred acres in Blanford, in said county of Hampshire, and also a piece of land, about seventy feet square, with an old barn thereon, in Atkinson-Street, in Boston :*

Resolved, That the prayer of said petition be granted, and that the petitioner, in his capacity aforesaid, be, and hereby is empowered, to make sale of the aforesaid lands, and the old building aforesaid, or any part thereof, for the most the same will fetch, either at private or public sale, as he shall judge most for the benefit of the said *Susannah* and her heirs, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, he first giving bond to the Judge of Probate for the county of *Suffolk*, that the proceeds of said sale (after deducting the cost of sale) shall be applied to the support of the said *Susannah*, as she may stand in need, during her life, and the remainder shall be put to interest, and at the said *Susannah's* decease, paid to her heirs at law, in such proportion as they by law shall be entitled to receive.

XII.

Resolve granting a tax of *eight hundred pounds*, to be assessed on the rateable polls and estates, and apportioned on the several towns in the county of *Worcester*. *February 4, 1783.*

On the representation of the Justices of the Court of General Sessions of the Peace for the county of Worcester, that the sum of eight hundred pounds will be necessary for defraying the charges of said county for the ensuing year :

Resolved, That there be, and hereby is granted, a tax of *eight hundred pounds*, to be assessed on the rateable polls and estates in said county, and apportioned on the several towns in the same county, by the Clerk of said Court of General Sessions of the Peace ; and that the same be collected and paid into the treasury thereof, by the first day of *September* next, and applied for the use of the said county, agreeable to the laws of this Commonwealth.

Resolve

XIII.

Resolve on the petition of *Thomas Child*, agent on the estate of *Francis Waldo*, late of *Falmouth*, Esq; an absentee. February 4, 1783.

On the petition of *Thomas Child*, agent on the estate of *Francis Waldo*, late of *Falmouth*, in the county of *Cumberland*, Esq; an absentee, in behalf of himself and others, creditors of said estate, praying that the committee for selling absentees estates in said county, may be empowered to sell so much of said absentees estates, as shall be sufficient to pay the demands upon the same :

Resolved, That the prayer of said petition be so far granted, as that said committee be, and they are hereby empowered, to cause such parts or parcels of said *Waldo's* real estate as they shall judge most advantageous to the Commonwealth, to be appraised by three good and sufficient freeholders, on oath, as shall be sufficient to satisfy said demands ; and said committee are hereby empowered to give and execute a good and sufficient deed or deeds of the same, any law or resolve to the contrary notwithstanding.

XIV.

A grant of six pounds to *John Beverly*, and the same sum annually, until further order. February 5, 1783.

On the petition of *John Beverly*, shewing, that he had lost both his feet in the service of his country, as a soldier, in the year 1760 ; the General Court, in the year 1763, granted him a pension of six pounds annually, and that the pension-book of that age is lost, and he cannot obtain his pension, and therefore prays for relief :

Resolved, That there be allowed out of the treasury of this Commonwealth, to the Treasurer of the town of *Andover*, for the use of the petitioner, *John Beverly*, the sum of six pounds, and the same sum annually, until the further order of this Court, to be disposed of by the overseers of the poor of said town, for the advantage of the said *Beverly*.

XV.

Resolve directing the committee for settling with the army, to settle with *Benjamin Holden*, Lieut. Col. and others, mentioned in the petition of said *Holden*. February 6, 1783.

On the petition of *Benjamin Holden*, Lieut. Col. and others, who were taken prisoners at *Fort-Washington*, praying the depreciation of their wages may be made good to them :

Resolved, That the committee for settling with the army, be, and they hereby are directed, to settle with said *Holden*, and the other persons mentioned in said petition, for the depreciation of their wages, from the first of *January*, 1777, to the time they returned from captivity, in the same manner as they settle with the rest of the officers of the *Massachusetts* line of the army.

XVI.

Resolve on the petition of the inhabitants of the town of *Uxbridge*. February 6, 1783.

On the petition of the inhabitants of the town of *Uxbridge*, setting forth, that the warrants which have been issued by the selectmen of said town, for calling town meetings, and the warrants from the assessors of said town, directed to the constables for

the collection of taxes, were issued without affixing their respective seals thereto; and praying the same may be made valid, notwithstanding that omission:

Resolved, That the prayer of said petition be granted; that the warrants which have been issued by the selectmen of the town of Uxbridge, for calling town-meetings, and the warrants which have been issued by the assessors of said town, directed to the constables, for the collection of taxes in the same town, be, and they hereby are made legal and valid, notwithstanding their neglect to affix their respective seals thereto; and that the same shall, in any Court of law or equity, have the same force and validity as if their respective seals had been affixed thereto, any law or usage to the contrary notwithstanding.

XVI.

Resolve granting a tax of *three hundred and sixty pounds*, to be assessed and apportioned on the several towns in the county of Cumberland. February 7, 1783.

On the representation of the Justices of the Court of General Sessions of the Peace for the county of Cumberland, that the sum of three hundred and sixty pounds will be necessary for defraying the charges of said county for one year next ensuing:

Resolved, That there be, and hereby is granted, a tax of *three hundred and sixty pounds*, to be apportioned by the Clerk of the Peace for the county of Cumberland, upon the several towns within the same, and assessed on the rateable polls and estates in said county, and the same be collected and paid into the treasury thereof, and applied for the use of said county, agreeable to the laws of this Commonwealth.

XVII.

Resolve on the petition of Nathaniel Freeman, Esq; February 7, 1783.

Upon the petition of Nathaniel Freeman, Esq; in behalf of Barachiah Basset, and others, captors of the British armed sloop Abigail, her appurtenances and cargo, praying for liberty to transport the said cargo from Falmouth to Boston, for certain reasons therein mentioned:

Resolved, That the prayer of said petition be, and hereby is granted; and that the said Barachiah Basset, and others, be, and hereby are permitted, to remove and transport said cargo from Falmouth to Boston, to be deposited in some store till the captors can make sale of the same, according to law, or until the final determination be had thereon in the Maritime-Court, the captors first giving sufficient bonds to the collector of excise for the county of Barnstable, according to law, to render a true account, upon oath, of the exciseable articles contained in said cargo, and for the payment of the excise as the law directs, and the same cargo shall not be liable to seizure and confiscation in consequence of such transportation, unloading or removal, any law or resolve to the contrary notwithstanding.

XIX.

Resolve granting *eighty-one pounds, seventeen shillings and four pence*, to Thomas Walley, out of the proceeds of the sale of the ship Tartar. February 7, 1783.

On the petition of Thomas Walley:

Resolved. That there be allowed and paid from the public treasury, out of the proceeds of the sale of the ship Tartar, the sum of *eighty-one pounds seventeen*

teen shillings and four pence, in full for iron sold by said *Walley*, to the late Board War, for the use of the ship *Tartar*.

XX.

A grant of four thousand pounds to the Hon. *Abraham Fuller*, Esq; and others, the late committee on accounts. February 8, 1783.

Resolved, That there be paid out of the public treasury, to *Abraham Fuller*, Esq; and others, the late committee on accounts, four thousand pounds, to enable them to pay the accounts already examined and allowed by said committee, they to be accountable (within the present session of the General Court) for the expenditure of the same.

XXI.

Resolve requesting his Excellency the Governor to write to the Governor of the State of *Connecticut*, relative to the admission of *Richard Smith*, a proscribed absentee of this Commonwealth, into said State. February 8, 1783.

Whereas it has been represented to this Court, that Richard Smith, a proscribed absentee, of this Commonwealth, hath been admitted as a citizen of the State of Connecticut :

Resolved, That his Excellency the Governor be, and hereby is requested, to write, as soon as may be, to the Governor of the said State of *Connecticut*, relative thereto, in order, if it be a fact that said *Smith* is admitted to be a citizen of the said State, the General Court may take into immediate consideration what will be necessary to be done in that and in any like case.

XXII.

Resolve on the petition of *Paul Knowles*, empowering him to sell the real estate mentioned. February 10, 1783.

On the petition of Paul Knowles, praying for liberty to sell the real estate of his Father, James Knowles, a non compos, lying in Eastham, for reasons set forth in said petition :

Resolved, That the prayer of the said petition be granted, and that the said *Paul Knowles* be, and hereby is fully empowered, to sell the said real estate for the most the same will fetch, and make and execute a lawful deed or deeds thereof to the purchaser or purchasers, he observing the rules of law for the sale of real estates by executors and administrators; first giving bond to the Judge of Probate for the county of *Barnstable*, that the money arising by said sale be appropriated for paying the charge of sale, and cost of removing his said father and mother to the county of *Berkshire*, solely for the purchasing real estate, of which he, the said *Paul*, shall procure a deed lawfully executed and given in his said father's name, and see that said deed is recorded in the county where the said real estate so purchased shall be.

XXIII.

Resolve empowering the Justices of the Court of General Sessions of the Peace for the county of *Barnstable*, to direct an assessment of two hundred and eighty pounds, to discharge the debts due from said county, and defray the necessary expences. February 10, 1783.

On the representation from the Court of General Sessions of the Peace for the county of Barnstable :

Resolved,

Resolved, That the Justices of the Court of General Sessions of the Peace, for the said county of *Barnstable*, be, and the said Justices hereby are enabled and empowered to direct an assessment of the sum of *two hundred and eighty pounds*, to discharge the debts due from the said county, and to defray the necessary expences thereof, for the ensuing year, agreeable to the laws of this Commonwealth; and that the Secretary of this Commonwealth transmit this resolve to the Clerk of the said Court.

XXIV.

Resolve on the petition of *Elisha Martindale*, authorizing *Ashbel Strong* and *Henry W. Dwight* to make and execute a good deed of sale of the tract of land mentioned. *February 10, 1783.*

On the petition of Elisha Martindale, praying that Ashbel Strong and Henry Williams Dwight, may be impowered to convey unto the said Elisha Martindale, a certain tract of land in said petition mentioned; and for reasons therein set forth:

Resolved, That the prayer of the said petition be granted; and the aforesaid *Strong* and *Dwight*, administrators on the estate of *Thomas Williams*, deceased, be, and hereby are fully authorized to make and execute a good and lawful deed of sale, unto *Elisha Martindale*, of a certain tract of land lying in the town of *Lee*, containing one hundred and twenty acres, belonging to the estate of the aforesaid deceased; he, the said *Elisha Martindale*, first paying to the aforesaid administrators the sum of *four hundred and eighty pounds*, with interest, agreeable to contract, including such sums of money as the said *Martindale* shall make appear to the said administrators, that he paid to the said *Thomas Williams*, before his decease, being in part of pay for the aforesaid tract of land; and the administrators aforesaid shall account with the Judge of Probate for the county of *Berkshire* for the disposal of the money they shall receive by virtue of this resolve.

XXV.

Resolve confirming the choice of a collector of taxes for the town of *Charlton*; and empowering *William Cummings* to finish the said collection. *February 10, 1783.*

Whereas the town of Charlton, at their annual meeting in March, 1780, chose Ephraim M'Intire constable for said town, for the then ensuing year, who accepted said office, and was duly sworn, and the lists of assessments made in the same ensuing year, with proper warrants for the collection thereof were duly delivered to the said Ephraim; since which the said Ephraim hath removed out of this Commonwealth without finishing the collection of said assessments; and hath left his said lists and warrants in the hands of William Cummings, whom the said town, on the 13th day of January last, chose collector, for the purpose of completing the collection of the assessments contained in said lists: Therefore,

Resolved, That the said *William Cummings* be, and hereby is, by virtue of said warrants, fully authorized and empowered to complete the collection of the said assessments, in the same manner as the said *Ephraim* might have done; and the said lists and warrants shall have the same force and effect, so far as may relate to the collection of the said assessments to be completed by the said *William Cummings*, as they would have had in the hands of the said *Ephraim*, if he had continued to reside in the town; and the said *William Cummings* shall in all respects be answerable touching the collection and payment of said assessments, and liable to like process as the said *Ephraim* would have been, had he

continued

continued in said town without having completed the collection of said assessments. And all Treasurers are hereby authorised and empowered, to proceed in issuing executions against the said *Williams Cummings*, for such sum or sums of said assessments as may remain due and unpaid, in the same manner as they might have done against the said *Ephraim*, had he continued in said town.

XXVI.

Resolve making an establishment for the several collectors of excise in this Commonwealth. February 10, 1783.

Resolved, That the following allowance be made to the several collectors of excise for the present year, which shall be in full for their respective services and necessary assistance, *viz.*

To the collectors for the counties of *Suffolk* and *Essex*, two per cent. on the sums they shall respectively collect.

To the collector for the county of *Middlesex*, three per cent. on the sum he shall collect.

To the collectors for the counties of *York*, *Nantucket*, *Duke's-County*, *Cumberland*, *Lincoln*, and *Berkshire*, five per cent.

And to the collectors of the other counties in this Commonwealth, four per cent.

XXVII.

Resolve directing the Secretary to notify the several Collectors of Excise of their election. February 11, 1783.

Whereas this Court have made choice of *Samuel Henshaw, Esq;* to be Collector of Excise for the county of *Suffolk*; *Samuel Ward, Esq;* for the county of *Essex*; *Elijah Hunt, Esq;* for the county of *Hampshire*; *William Drew, Esq;* for the county of *Plymouth*; *Joseph Nye, Esq;* for the county of *Barnstable*; *Samuel Fales, Esq;* for the county of *Bristol*; *Jonathan Chesley Chadbourne, Esq;* for the county of *York*; *Mr. Caleb Ammidown*, for the county of *Worcester*; *Joseph North, Esq;* for the county of *Lincoln*; and *Capt. William Bacon*, for the county of *Berkshire*.

Ordered, That the Secretary be, and he hereby is directed, forthwith to notify the afore-named gentlemen of their elections, and request their answers respectively.

XXVIII.

Resolve allowing the county Treasurer's accounts for the county of *Worcester*. February 11, 1783.

Whereas it appears, upon the examination of the accounts of the Treasurer of the county of *Worcester*, dated the 7th of September, 1781, and December 6th, 1782, that said accounts are right cast, and well vouched, and that all the monies granted and allowed by the Court of General Sessions of the Peace for said county, and charged in said accounts, were for such purposes and appropriations, as the law empowers said Court to grant:

Therefore *Resolved*, That the said accounts be, and they hereby are accepted and allowed.

XXIX.

Resolve for discontinuing the pension of *Capt. Thomas Alexander*, of *Northfield*. February 11, 1783.

I i

Whereas

Whereas the Court of General Sessions of the Peace for the county of Hampshire, on the second Tuesday of November last past, have, on due bearing, been of opinion, that no part of the pension heretofore settled on Capt. Thomas Alexander, of Northfield, be any longer continued :

Resolved, That the pension of the said Thomas Alexander, and every part thereof, do henceforth cease, and finally determine ; and that the Secretary of this Commonwealth forthwith furnish the Commissary of pensioners with a copy of this resolution.

XXX.

Resolve directing the Secretary to notify Samuel Hendley, Esq; and Capt. Elisha Thatcher, of Barnstable, of their election as Collectors of Excise. February 12, 1783.

Whereas this Court have made choice of Samuel Hendley, Esq; to be Collector of Excise for the county of Middlesex, and Capt. Elisha Thatcher, of Barnstable, for the counties of Duke's-County and Nantucket :

Ordered, That the Secretary be, and he hereby is directed, forthwith to notify the afore-named gentlemen of their elections, and request their answers respectively.

XXXI.

A grant of three hundred eighty-five pounds nine shillings, to Isaac Phillips, from the monies arising from the sale of the ship Tartar. February 12, 1783.

Whereas a resolve passed November 6th, 1782, directing Caleb Davis, Esq; to pay three hundred and eighty-five pounds nine shillings, to Isaac Phillips, being a balance due to said Phillips from the late Board of War, for sundry articles supplied said Board, for fitting out the armed vessels belonging to this Commonwealth; and said Davis was restricted to pay the aforesaid sum out of such monies as he should receive as debts due to said Board of War; and as there is no prospect of the said Davis's paying said Phillips in the way prescribed by the resolve aforesaid: Therefore,

Resolved, That there be paid out of the treasury of this Commonwealth, to Isaac Phillips, the sum of three hundred and eighty-five pounds nine shillings; from the monies arising from the sale of the ship Tartar, as said sum was for articles supplied the armed vessels belonging to this Commonwealth.

XXXII.

Resolve on the petition of a number of the inhabitants of the town of Amherst. February 13, 1783.

On the petition of a number of the inhabitants of the town of Amherst, praying to be incorporated into a parish, for reasons set forth in their petition :

Resolved, That the petitioners notify the town of Amherst, by leaving with the town-clerk of said town an attested copy of their petition, and this order thereon, to shew cause (if any they have) on the second Wednesday of the next session of the General Court, why the prayer of said petitioners should not be granted, and that the said town of Amherst be, and hereby are directed, not further to tax the said petitioners for the support of the Rev. David Parsons in the ministry in said town, or for defraying the charges which have arisen on account of his settlement in said town, till the fourth Wednesday of the next setting of the General Court. This notification is to be performed at least sixteen days before the second Wednesday of the next session of this Court.

Resolve

XXXIII.

Resolve on the petition of the overseers of the poor of the town of *Boston*, empowering them to sell the real estate mentioned, of the late *Daniel Oliver*, Esq; deceased. February 13, 1783.

On the petition of the overseers of the poor of the town of *Boston* :

Resolved, That the corporation of the overseers of the poor of the town of *Boston*, be, and they hereby are authorized and empowered, to sell the real estate bequeathed to them for the purpose of educating poor children, by the last will and testament of the late honorable *Daniel Oliver*, Esq; deceased, and to make and execute a good and sufficient deed of the same, in fee simple.

And it is further Resolved, That the corporation aforesaid put out the proceeds of sale of the said real estate to interest, on landed security, and appropriate and use the annual income thereof for the instruction of poor children in reading the word of God, and writing (if need be) agreeably to the design and intent of the aforesaid testator.

XXXIV.

Resolve granting five hundred and seven pounds fifteen shillings, to *William Lyman*, part in cash and part in government securities. February 13, 1783.

Whereas *William Lyman* has exhibited to this Court a certificate from the committee for methodizing and stating the public accounts, purporting that they find due to *William Lyman*, five hundred and seven pounds fifteen shillings, for his services as an assistant to *Levi Shepard*, in the Commissary's office, from the 8th of June, 1777, to the 16th of February, 1779, and as Commissary from the 17th February, 1779, to the 20th of January, 1780, and for the services of his assistants, while he was Commissary himself, which sum is for the value of their retained rations, as well as their services performed :

Resolved, That there be paid out of the treasury of this Commonwealth, to *William Lyman*, the sum of five hundred and seven pounds fifteen shillings, in the following manner, viz. one hundred and sixty-nine pounds five shillings, part of the above sum, in specie; and the sum of three hundred and thirty-eight pounds ten shillings, the remainder of the above-mentioned sum, in government securities, bearing date the 20th of January, 1780, that being the time said *Lyman* left the service, in full of all accounts of the said *Lyman* and his assistants, to the said 20th of January, 1780.

XXXV.

Resolve on the petition of *Abigail Dwight*, empowering her to make sale of the land mentioned. February 13, 1783.

On the petition of *Abigail Dwight*, guardian to *Louisa Hopkins*, of *Great-Barrington*, praying for liberty to sell a certain piece of land in said petition mentioned :

Resolved, That the prayer of the said petition be granted, and that the said guardian be, and hereby is empowered, to make sale of the land aforesaid, for the most the same will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, she the said guardian observing the rules of law for the sales of real estates by executors and administrators, and the monies arising by the said sale, shall be applied for the support and education of the said *Louisa*, and the said guardian shall give bond to the Judge of Probate for the county of *Berkshire*, for the faithful performance of the trust reposed in her by this resolve.

Resolve

XXXVI.

Resolve directing the Commissary-General to procure certain articles, and deliver the same to the Indians of the *Penobscot* tribe, now in *Boston*. February 13, 1783.

Whereas there are now in this town two Indians of the Penobscot tribe, Capt. Neptune and a young Indian lad: And whereas the situation of our public affairs in the eastern parts of this Commonwealth, makes it necessary to keep up a friendly intercourse with said tribe: Therefore,

Resolved, That the Commissary-General be, and he hereby is directed, forthwith to procure one uniform coat, two hats, two shirts, two pair of Indian stockings, one blanket, two pair shoes, and two pair of buckles, and deliver the same to the said Indians, and charge the same to this Commonwealth.

XXXVII.

Resolve on the petition of *Seth Sumner*, granting him *thirty pounds*, to pursue to final judgment and execution, the criminal process by him instituted in the State of *Connecticut*. February 13, 1783.

Upon the petition of Seth Sumner:

Resolved, That the said *Sumner* be, and he hereby is directed, to pursue to final judgment and execution, the criminal process by him instituted in the State of *Connecticut*, and which is to enure to the benefit of this Commonwealth, and now pending in one of the Judicial Courts in said State.

And be it further *Resolved,* That there be paid out of the treasury of this Commonwealth, to the said *Seth Sumner*, the sum of *thirty pounds*, to reimburse him the monies by him already expended in carrying on said process, and to enable him to continue the same, he to be accountable to the General Court for the expenditure of said sum.

XXXVIII.

A grant of *one hundred forty-five pounds, five shillings and nine pence half penny*, to the selectmen of the town of *Gloucester*, for taking care of a number of sick prisoners. February 13, 1783.

Upon the application of the selectmen of the town of Gloucester:

Resolved, That there be allowed and paid out of the public treasury, to the selectmen of the town of *Gloucester*, the sum of *one hundred and forty-five pounds, five shillings and nine pence half penny*, in full of their accounts for taking care of a number of sick prisoners arrived in said town in a cartel from *Halifax*, January 11, 1783.

XXXIX.

Resolve on the petition of *William Pickering*. January 11, 1783.

Upon the petition of William Pickering:

Resolved, That the prayer of the petition be granted, and that said *Pickering* be authorised to file the complaint mentioned in his petition, at the Supreme Judicial Court next to be holden at *Boston*, in the county of *Suffolk*, on the third Tuesday of *February* current, and that said Court shall have the same cognizance of that complaint, as if the same had been filed at *November* term last, in the county of *Essex*, provided the sheriff of the county of *Essex* shall, three days before the filing of the said complaint, give notice to the said *Richard Tappen* and *Caleb Tappen* of this order, by reading the same to them, or leaving a true and attested copy thereof at their last and usual places of abode.

Resolve

XL.

Resolve on the petition of *Joseph Freeman*, and others, owners of a saw-mill in the town of *Duxbury*. February 13, 1783.

On the petition of *Joseph Freeman*, and others :

Whereas *Joseph Freeman*, and others, owners of a saw-mill in the town of *Duxbury*, standing on a brook commonly called *Island-Creek Brook*, have represented, and it appears to this Court, that considerable disadvantages arise to the petitioners, and to the public, from their being obliged to open their gates at a certain season of the year, for the purpose of facilitating the passage of the fish called *alewives*, and that very inconsiderable profit arises therefrom to the people of the town, by reason of the fewness of the fish that frequent said brook : Therefore,

Resolved, That the said petitioners shall not be held obliged for the future to open their gates and let out their pond, at any season or in any part of the year, for the purpose of giving passage to the fish called *alewives*, any law, resolve or custom to the contrary notwithstanding.

XLI.

Resolve respecting the choice of three delegates to meet in convention, at *Hartford*, in the State of *Connecticut*, on the last Wednesday in *April* next, to confer with them upon the subject of a general and uniform system of taxation by impost and excise.

Resolved, That there be chosen by joint ballot, three delegates to meet in convention at *Hartford*, in the State of *Connecticut*, on the last Wednesday in *April* next, with such delegates as may be appointed on the part of the States of *New-Hampshire*, *Rhode-Island*, *Connecticut* and *New-York* ; and to confer with them on the necessity of adopting within the said States, for their respective uses, such general and uniform system of taxation by impost and excise, as may be tho't advantageous to the said States, which system being agreed on by the majority of the delegates so to be convened, shall be recommended to the legislatures of the said States, that laws may be enacted to carry the same into execution ; and that the delegates in convention do agree on the form of a bill or bills for that purpose.

And it is further Resolved, That his Excellency the Governör be, and he hereby is desired as soon as may be convenient, to write circular letters, to the chief executive of the said States of *New Hampshire*, *Rhode Island*, *Connecticut* and *New-York*, requesting them to submit to the consideration of their respective legislatures the foregoing resolution, and of the expediency of their appointing delegates to meet on the said convention of conference.

XLII.

A grant of *twenty-four pounds ten shillings* to *Ezra Fellows*. February 14, 1783.

On the petition of *Ezra Fellows*, praying for payment of the expence of removing two cannon from *Boston* to the county of *Berkshire* :

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of *twenty-four pounds ten shillings*, to the said *Ezra Fellows*, in full for the above-said service.

XLIII.

Resolve granting *twelve pounds three shillings*, to *Charles Coffin*, clerk to the committees for settling with the army. February 14, 1783.

K. k

Resolved,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Charles Coffin*, for his service twenty-seven days, as clerk to the committee for settling with the army, the sum of *twelve pounds three shillings*, in full for said service to the first of *November*, 1782.

XLIV.

Resolve on the petition of *Winslow Parker*, establishing a certain letter of administration mentioned in said petition. *February 14*, 1783.

On the petition of Winslow Parker, praying that a certain letter of administration mentioned in the said petition, may be established as good and valid, for reasons in the same set forth.

Whereas it appears to this Court, that on the tenth day of May, in the year one thousand seven hundred and eighty-one, the said Winslow Parker was intended to have been appointed administrator on that part of the estate of Nathaniel Parker, late of Groton, gentleman, deceased, which then remained unadministered, and the bond of administration was given in the probate-office for the county of Middlesex; but that it so happened that the letter of administration was not signed by the Judge of Probate for said county, according to his intention, by which neglect the said Winslow Parker may sustain injury, unless remedy be had: Therefore,

Resolved, That the prayer of the said petition be, and hereby is, so far granted, as that the said letter of administration be established as good and valid, to the same degree that it would have been, in case it had been signed by the said Judge, on the said tenth day of *May*, one thousand seven hundred and eighty-one. *Provided always*, That nothing in this resolve contained, shall be construed to extend to the validating the said letter of administration in any other respect whatever, so as to alter the due course of law.

XLV.

Resolve on the petition of the widow *Mary Wyman* of *Woburn*, in the county of *Middlesex*, empowering her to make sale of the real estate mentioned. *February 14*, 1783.

On the petition of the widow Mary Wyman, of Woburn, in the county of Middlesex, praying that some person may be empowered to make sale of her third part of the real estate of her late husband's, Samuel Wyman, of said Woburn, deceased, for reasons set forth in her petition:

Resolved, That *Capt. Joshua Walker*, of said *Woburn*, be, and he hereby is empowered, to make sale of the above mentioned estate, he observing the directions of the law for the sale of real estates by executors and administrators, and first giving bond, with sufficient securities, to the Judge of Probate for the county of *Middlesex*, to apply the annual interest of the money coming by the said sale to the support of said widow, during her natural life, and at her decease to pay the principal of the heirs at law of the said *Samuel*, in such share as they by law are intitled to receive.

XLVI.

Resolve on the petition of *Jonas Welch*, empowering the Justices of the Court of General Sessions of the Peace for the county of *Suffolk*, to grant him a licence to sell spirituous liquors. *February 14*, 1783.

On the petition of Jonas Welch, praying that, for special reasons therein set forth,
the

the Court of General Sessions of the Peace for the county of Suffolk may be empowered to grant him a licence to retail spirituous liquors in the town of Boston :

Resolved, That the Justices of the Court of General Sessions of the Peace for the county of *Suffolk*, at their next Sessions, are hereby authorized and empowered to grant *Jonas Welch* a licence to sell spirituous liquors in his shop, in the town of *Boston*, in *Prince-street*, until the usual time for granting licences for the county aforesaid, he first obtaining the approbation of the selectmen, and entering into a recognizance to observe the rules and directions of the law respecting retailers of spirituous liquors.

XLVII.

Resolve empowering *Ephraim Randall, jun.* to make sale of the real estate mentioned in his petition. *February 14, 1783.*

On the petition of Ephraim Randall, jun. guardian to John, Hannah, Mary, Elijah and Moses Randall, minors, children of said Ephraim Randall, praying for liberty to sell several pieces of land, with some buildings thereon, lying chiefly in the town of Milton, in the county of Suffolk, belonging to said children, for reasons set forth in said petition :

Resolved, That the prayer of the petitioner be granted, and that he the said *Ephraim Randall*, in his said capacity, be, and he hereby is authorized and empowered, to make sale of all the real estate mentioned in his petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, he observing the rules and directions of the law for sale of real estates by executors and administrators, he first giving sufficient security to the Judge of Probate for the said county of *Suffolk*, that the proceeds coming by the sale of said estate, be kept on interest, for the benefit of said children, until they shall arrive to full age, and be payed to each child severally, in their due proportion, according to law.

XLVIII.

Resolve on the petition of *Jesse Kellogg.* *February 14, 1783.*

On the petition of Jesse Kellogg, administrator on the estate of Daniel Kellogg, deceased, praying, for reasons therein set forth, for leave to convey lands belonging to the said Daniel Kellogg's estate :

Resolved, That, provided the said *Jesse Kellogg* shall previously give bond to the Judge of Probate for the county of *Berkshire*, with sufficient surety or sureties, for his being accountable to the creditors of the said estate for the full value thereof, that he be, and he hereby is empowered, to make a conveyance of all the real estate of the said *Daniel Kellogg*, which hath been inventoried and appraised, and that the said conveyance shall be a good and sufficient security against the claims and demands of the heirs of the said *Daniel Kellogg*, any law of this Commonwealth to the contrary notwithstanding.

XLIX.

Resolve on the petition of *Timothy Parker*, empowering the Judge of Probate for the county of *Suffolk* to receive the claims of the said *Parker*, against the estate of *Samuel Sewall*, an absentee. *February 14, 1783.*

On the petition of Timothy Parker, praying that a debt due to him from Hull Sewall, late of Brookline, deceased, may be paid the petitioner, out of the estate of the said Hull's brother, Samuel Sewall, an absentee ; the estate of the said Hull by law falling into the hands of the said Samuel :

Resolved,

Resolved, That the Judge of Probate for the county of *Suffolk* &c, and he is hereby authorized, to receive the claims of the petitioner, and allow to him, out of the estate of the aforesaid absentee, what shall be found due thereon, in the same manner as if the debt had been contracted by the said *Samuel Sewall*, any law or resolve to the contrary notwithstanding.

L.

Resolve allowing pay to the committee appointed in the recess to take a general view of the county of *Berkshire*, for their services and expences. *Feb. 14, 1783.*

Resolved, That there be allowed and paid out of the public treasury, to the Hon. *Charles Turner*, Esq; the sum of *twenty pounds eighteen shillings*, and to the Hon. *Artemas Ward*, Esq; the sum of *twelve pounds ten shillings*, and to the Hon. *John Sprague*, Esq; the sum of *eleven pounds fourteen shillings*, being in full for their services and expences as a committee, sent to take a general view of the county of *Berkshire*, in the last recess of the General Court; and that all said sums, amounting to *forty-five pounds two shillings*, be charged to the county of *Berkshire* on the next State tax.

LI.

Resolve on the petition of the committee of correspondence, &c. of the town of *Framingham*, empowering them to deliver *Nathaniel Brindley* certain articles of furniture, &c. *February 15, 1783.*

The committee of both Houses, on the petition of the committee of correspondence, &c. of the town of Framingham, report the following resolve.

Resolved, That said committee be, and they are hereby authorized and directed, to deliver to *Nathaniel Brindley*, within one month from the date hereof, at the town of *Framingham*, where they are now stored, all the articles of household furniture and farming utensils mentioned in the schedule herewith exhibited by said committee to this Court; as also a State note dated the first of *April, 1779*, for *fifteen pounds*, one ditto dated the first of *January, 1777*, for *ninety-six pounds*, one ditto dated the twenty-seventh of *October, 1778*, for *ten pounds two shillings*, one dated the first of *December, 1777*, for *nineteen pounds five shillings*, and one ditto dated *July the second, 1778*, for *ten pounds nineteen shillings*, also, *twenty-one shillings*, in paper money, of the old emission; the said sums being part of the sales of said *Brindley's* stock and effects sold by said committee, the said committee to be paid *twenty-seven pounds*, out of such debts as arose from the sales aforesaid, when the sums shall be recovered; and upon delivery and payment as aforesaid, all actions, suits and demands, respecting the premises, to be forever barred between the said *Brindley* and the said committee.

LII.

Resolve on the petition of *Joseph Washburn*, guardian to the children of *Capt. Ebenezer Cox*, late of *Hardwick*, in the county of *Worcester*, deceased. *February 15, 1783.*

On the petition of Joseph Washburn, guardian to the children of Capt. Ebenezer Cox, late of Hardwick, in the county of Worcester, deceased, setting forth, that Elizabeth Cox, sole executrix to the last will and testament of said deceased, did by deed convey

convey unto Timothy Ruggles, Esq; late of Hardwick, an absentee, all the real estate belonging to said Ebenezer Cox, deceased, and that said Ruggles did give his bond for the payment of three hundred pounds, for the purchase of said estate, which yet remains due: But whereas said executrix did not give bond into the probate-office for the county of Worcester, that the money arising from the sale of said estate, should be applied in the manner ordered and directed by the last will and testament of said deceased, which was expressly ordered by the testator, and other attendant circumstances respecting that matter, renders it doubtful whether the orphan children and heirs of said deceased, may not be defrauded of their interest in their said father's estate, contrary to the express intent of said testator: Therefore,

Resolved, That the deed above referred unto, be, and hereby is declared, null and void; and that the bond given for the purchase, be cancelled, and that the said executrix be empowered to make sale of the premises, and give a good deed or deeds of the same, the first giving bond, with sufficient sureties, to the Judge of Probate for the county of Worcester, that the proceeds of such sale shall be applied in the manner ordered and directed in and by the last will and testament of said Ebenezer Cox.

LIII.

[This resolve passed February 11, 1783.]

Resolve directing the committee for methodizing and stating accounts, to attend to the arrangement of the accounts of this Commonwealth, against the United States.

Whereas the accounts of this Commonwealth, against the United States, are still incomplete, notwithstanding the repeated orders of the General Court: And whereas it is absolutely necessary to have them ready for final adjustment, without further delay:

Resolved, That the committee for methodizing and stating the accounts of this Commonwealth, be, and they hereby are empowered and directed, to call on the Treasurer, the Commissary-General, or any other person or persons to whom money has been advanced for Continental purposes, or who have furnished money or stores for the service of the United States; on account of this Commonwealth, for their accounts and vouchers therefor, which accounts and vouchers the Treasurer, the Commissary-General and other persons as before described, are hereby directed to deliver to said committee, taking a receipt therefor, which said committee are hereby directed to give. And the said committee are further directed immediately to attend to the arrangement of the accounts of this Commonwealth, against the United States, that there may be no further delay in having them ready for final adjustment.

And it is further *Resolved*, That his Excellency the Governor be requested immediately to write to Robert Morris, Esq; Superintendant of Finance, requesting that a commissioner or commissioners may be nominated to examine and adjust the accounts of this Commonwealth against the United States, agreeable to the resolves of Congress.

LIV.

Resolve on the Governor's message of the 4th February inst. respecting warrants on the treasury, for services or supplies to the United States; as also warrants in favour of the creditors to absentees estates. February 15, 1783.

On the message of his Excellency the Governor of the 4th inst.

Resolved, That no warrant be drawn on the public treasury until the further order of this Court, for services or supplies to the United States, in favour of any

any person or persons other than the Superintendant of Finance, or such person or persons as are or may be deputed by him to receive the monies which are or may be raised within this State, on requisitions of Congress for Continental purposes.

Resolved, That no warrants be granted in favour of any creditor to estates of conspirators or absentees on the public treasury, unless the certificate of the Judge of Probate, ascertaining the sum due, be accompanied with a certificate from one or more of the committee appointed to sell such estates within the county in which the same may lay, purporting that the said committee, have paid to the creditor to said estate, or his order, no part of his claim or the sum (if any) which they may have paid in part thereof.

LV.

Resolve on the petition of *Elizabeth Chamberlain* and *Mary Hunt*. February 15, 1783.

On the petition of Elizabeth Chamberlain, and Mary Hunt, praying (for reasons set forth in said petition) that they may be allowed, on particular conditions, to purchase a certain dwelling-house in Hanover-street, lately belonging to Alexander Chamberlain, of Boston, deceased, which estate appears to have been mortgaged to Thomas Hutchinson, Esq; a conspirator and absentee, and still to remain under the mortgage as aforesaid :

Resolved, That the committee for making sale of the estates of absentees in the county of *Suffolk*, be, and hereby are authorized and impowered, to give and execute a good and lawful deed of the said house and the land thereto belonging, on the said *Elizabeth* and *Mary's* paying to the said committee, for the use of this Commonwealth, such sum as the said house and land shall be appraised at, by three judicious men, under oath, and mutually chosen by the said committee and the said petitioners.

LVI.

Resolve on the petition of *William Phillips, jun.* Feb. 15, 1783.

On the petition of William Phillips, jun.

Resolved, That *Seth Paddeford, Esq;* agent for the estate of *Daniel Leonard, Esq;* of *Taunton*, an absentee, be, and he is hereby authorized and directed, to give possession to *William Phillips, jun.* of *Boston*, executor of the estate of *Josiah Quincy, jun. Esq;* of said *Boston*, deceased, a certain dwelling-house in *Boston*, being a part of the real estate of his wife, which, by means of the confiscation of his property, has accrued to this Commonwealth, and which this Commonwealth is now in possession of, and entitled to hold, during the life of the said *Daniel*, for the purpose of discharging a promissory note of hand, in the sum of *one hundred pounds*, with interest thereon, from the first day of *May, 1771*, given by said *Daniel Leonard* to said *Josiah Quincy, jun.* for cash lent him, as will appear by said note; and that said *William Phillips, jun.* take possession of said house, and make such repairs as are necessary for the preservation of said house, and rent the same, and receive the monies arising therefrom, until the aforesaid note is satisfied; and also the sum paid for the repairs aforesaid; and that said *Phillips* be accountable to the Commonwealth for his conduct herein.

LVII.

Resolve empowering *Timothy Cheney* to make sale of a certain tract of land mentioned in his petition. February 15, 1783.

On the petition of Timothy Cheney, guardian to James Ellis, of Medfield, a non-compos person, praying that he may be empowered to make sale of about eighty acres of said Ellis's land, lying in Dedham, for reasons mentioned in his petition :

Resolved, That the said Timothy Cheney, in his said capacity, be, and he hereby is fully authorized and empowered, to make sale of the said eighty acres of land, for the most the same will fetch, and to make and execute a good and lawful deed or deeds of the same, to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, and first giving bond, with sufficient sureties, to the Judge of Probate for the county of Suffolk, to apply the money arising from the aforesaid sale, to the payment of the just debts of the said James Ellis, and for his former and future support. And if any of the proceeds of the said sale should remain at the decease of the said James, the same to be paid to his heirs at law.

LVIII.

Resolve appointing agents to prosecute all trespasses on a tract of land adjoining the town of Sanford, and between the town of Lebanon and the lands lately confirmed to the proprietors claiming under Nicholas Shapleigh, in the county of York, since October, 1780. February 15, 1783.

Whereas there is a tract of land adjoining the town of Santord, and between the town of Lebanon and the lands lately confirmed to the proprietors claiming under Nicholas Shapleigh, containing about two thousand acres, without the bounds of any incorporated town, the property of this Commonwealth upon which land there are many valuable masts, and as it is said that some persons have made strip and waste thereon, and are again preparing to carry off the mast trees aforesaid, by cutting them into logs, and for other uses : Therefore, to prevent any further destruction of the said timber, and also that such as have heretofore trespassed on the said land may be called upon to make speedy satisfaction therefor,

It is Resolved, That Dominicus Goodwin, Esq; and William Frost jun. gentleman, both of Berwick, in the county of York, be, and hereby are appointed agents to commence and prosecute to final judgment and execution, in the name and behalf of this Commonwealth, any person or persons that hath or have committed any trespass on the said land, since the 25th day of October, one thousand seven hundred and eighty, or that hereafter may commit trespass thereon, and the said agents may submit to reference, any action or suit, or supposed cause of action, in the same way and manner they can submit their private suit, and to account with the Judge of Probate for the county of York, for all sums of money they may recover and receive in consequence of this resolve, and to pay into the treasury of this Commonwealth, such sum or sums as may, on their account to examined and allowed, appear to be due to the State; and the Treasurer's receipt shall be a full discharge for all such sums as they may pay : And to prevent any alteration respecting the manner of bringing actions the stile shall be, " To answer to the Commonwealth of Massachusetts, who sue by Dominicus Goodwin, Esq; and William Frost, jun. gentleman, both of Berwick, in the county of York, agents in that behalf, specially appointed." And the personal appearance of either of the said agents in Court, or such council learned in the law as they may appoint, shall be sufficient to sustain any action.

LIX.

Resolve empowering the Judge of Probate for the county of Suffolk, to renew
the

commission heretofore granted on the estate of *Charles Ward Apthorp*, an absentee, in the instance of *James Otis*, Esq; of *Boston*. February 15, 1783.

Resolved, That the Judge of Probate for the county of *Suffolk*, be, and he hereby is authorized, empowered and directed, to renew the commission heretofore granted on the estate of *Charles Ward Apthorp*, late of *Boston*, an absentee, in the instance of *James Otis*, of *Boston*, Esq; any certificate of the whole account of the demands on the estate of the said *Charles Ward Apthorp* being already made notwithstanding; and said Judge and commissioners appointed or to be appointed on the claim of said *James Otis*, against said *Charles Ward Apthorp's* estate, are hereby empowered, authorized and directed, to receive, examine and act on said claim as fully, to all intents and purposes, as if it had been exhibited at any time heretofore, and the said *James* shall receive the same benefit therefrom as other the creditors and claimers against the estate of the said *Charles*, by law or equity have received, or may receive, said *James Otis* making oath, and conforming himself to such other legal steps, as the other creditors have taken, or may hereafter by law be obliged to pursue. *Provided*, the said *James* shall not receive any benefit in consequence of this resolve, beyond the extent of said *Apthorp's* estate.

LX.

Resolve on the petition of *Aaron* and *Anna Buck*. February 15, 1783.

On the petition of Aaron and Anna Buck, praying for liberty to convey a certain tract of land, lying in the town of Stockbridge, to Joseph Brace, which the said Anna hath obliged herself to do, the said Anna being administratrix on the estate of Mark St. John, and guardian to his children:

Resolved, That the prayer of the petition be granted, and that the said *Aaron* and *Anna* be, and hereby are authorized, to make and execute a good and lawful deed unto *Joseph Brace*, of the above-said land, which belongeth to the estate of *Mark St. John*, late of *Stockbridge*, deceased, they the said *Aaron* and *Anna* first giving bond, with sufficient sureties, to the Judge of Probate for the county of *Berkshire*, that if the land they have already purchased for the heirs of the said *Mark*, is not of equal value to the land they are hereby permitted to convey, they will pay to each of the heirs aforesaid, when they shall arrive at lawful age, such a sum of money as the Judge of Probate for the county of *Berkshire* shall determine to be just and reasonable.

LXI.

Resolve on the petition of *Sylvanus Drew*. February 15, 1783.

On the petition of Sylvanus Drew, praying for the depreciation of his wages, from May, 1775, to May, 1779:

Resolved, That the committee for settling with the army, be, and they are hereby directed, to settle with *Sylvanus Drew*, and make up the depreciation of his wages, in the same manner as others in similar circumstances have been made up.

LXII.

Resolve granting leave to *Thomas Gold* to go to *New-York*, requesting his Excellency the Governor to recommend him to the Commander in Chief of the army. February 17, 1783.

On the petition of Thomas Gold, praying for leave to go to New-York:

Resolved,

Resolved, That his Excellency the Governour be and he hereby is requested, to recommend the said *Thomas Gold* to the Commander in Chief of the army, for passport for his the said *Gold's* passing into *New-York* (under such restrictions as the said Commander in Chief may think proper) and returning, *Provided*, That the said *Thomas Gold* shall not bring with him goods of any kind from any of the enemy's ports.

LXIII.

Resolve on the petition of *Ezra Kendall*, empowering him to make sale of the land mentioned. *February 17, 1783.*

On the petition of Ezra Kendall, guardian to Phebe Hagget, a minor, praying for liberty to sell the real estate of said minor, for reasons set forth in his petition :

Resolved, That the prayer of the petitioner be granted, and that he the said *Ezra Kendall* be, and he is hereby authorised and empowered, to make sale of the land set forth in his petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors and administrators, he first giving sufficient security to the Judge of Probate for the county of *Essex*, for the proceeds and interest of the sale of said land, to be paid to said minor, when she shall arrive to lawful age; and in case said minor shall decease before she arrives to lawful age, then the said proceeds shall be paid to the proper heirs, in due proportion.

LXIV.

Resolve directing *Joseph Baker, Esq;* to give bond for the balance due to Government, and empowering the Treasurer to discharge him in receipt thereon. *February 17, 1783.*

Resolved, That *Joseph Baker, Esq;* in consideration of the large amount of the balance due from him, and the possibility which he suggests in his petition that by error in his accounts the balance due from him may be considerably lessened, if time is given him to revise said accounts and his transactions for the public, do give bond to the Treasurer of this Commonwealth for the sum of *fifteen hundred and nine pounds sixteen shillings and three pence*, in specie (being the amount of the balance aforesaid) on demand, with interest until paid; and that the Treasurer be, and he hereby is empowered and directed, on receipt thereof, to discharge the said *Baker* from the balance aforesaid; and that he lodge his receipt to the Commonwealth, for the said bond, in the Secretary's office.

LXV.

Resolve allowing *Love Adams* an annual interest of six per cent. on one third part of the sum for which the real estate of *Dr. Joseph Adams*, late of *Lincoln*, an absentee, has been sold. *February 17, 1783.*

Whereas in and by a law of this Commonwealth, made and passed in the year of our Lord, 1781, provision is made that where the wife or widow of any conspirator or absentee, remains in this Commonwealth, one third part of such conspirator's or absentee's real estate shall be exempt from sale, and allotted as dower to the support of such wife or widow.---And whereas the real estate of Dr. Joseph Adams, late of Lincoln, an absentee, has by some means been sold for the use of Government, without any part thereof being exempted from sale, and allotted to the support of his wife, Mrs. Love Adams :

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Therefore,

Therefore *Resolved*, That there be allowed and paid out of the treasury of this Commonwealth, to the said *Love Adams*, an annual interest of six per cent. on one third part of the sum for which the said estate has been sold (being reduced to specie by the scale of depreciation) from the time of sale during her abode in any of the United States, in lieu of her dower; and the Governor, with advice of Council, is authorized and requested to issue his warrant for the payment of such interest for the time past, and annually afterward.

LXVI.

Resolve on the petition of *Ezra Kendall*, empowering him to make sale of the land mentioned. February 17, 1783.

On the petition of *Ezra Kendall*, guardian to *James Blanchard*, and *Abigail Blanchard*, minors, children of *James Blanchard*, late of *Andover*, deceased, and *Abigail Phelps*, late widow of the said *James Blanchard*, deceased, praying for liberty to sell the real estate of said *Blanchard*, as set forth in their petition:

Resolved, That the prayer of the petition be granted, and that he, the said *Ezra Kendall*, be, and he hereby is authorized and empowered, to make sale of all the land and buildings of *James Blanchard*, referred to in his, the said *Kendall's* petition, for the most the same will fetch; and make and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors and administrators, he first giving sufficient security to the Judge of Probate for the county of *Essex*, for the whole proceeds of the sale, and the interest of one third part of the whole proceeds to be paid to the widow of said *Blanchard*, deceased, annually, during her natural life; and the proceeds of the other two thirds, with the interest, excepting so much as shall be found necessary for the payment of taxes, to be paid to the said *James* and *Abigail*, the legal heirs of said estate respectively, as they shall arrive to lawful age, in due proportion, agreeable to law; and after the said widow's decease, her thirds shall remain the property of the aforesaid heirs in legal proportion.

LXVII.

Resolve relative to the proceedings of the committee for receiving the public effects from the administrators of the late Treasurer *Gardner*. February 17, 1783.

Resolved, That the Hon. *Benjamin Austin*, Esq; and others, the committee appointed to settle the accounts of the late Treasurer *Gardner*, be, and they hereby are directed, to consume to ashes the bills of the new emission, found in the office of the said Treasurer, which have been received by the Honorable *William Phillips*, and others, a committee appointed to receive the public effects from the administrator of the said Treasurer; and that all notes, certificates and securities of government, which have been brought into the treasury for consolidation, be defaced, and in that state carefully preserved, that any mistakes in computing the same may be rectified.

And whereas it is necessary that an account of the several certificates of persons employed in the office of the Quarter-Master-General, on which monies have been advanced from the treasury, or for which notes of consolidation have been given, should, as soon as may be, be forwarded to Congress, that the accounts of those who subscribed the said certificates, may be liquidated, and that this Commonwealth may be credited for the amount of the same:

It is further *Resolved*, That the committee for stating and methodizing pub-
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lic accounts, make out, without delay, a regular account of all those certificates which have been found in the office of the late Treasurer Gardner, of the sums paid on the said certificates, or for which notes of consolidation have been given, with the names of the persons who subscribed the said certificates respectively.

Whereas there is now remaining in the treasury of this Commonwealth, seven hundred and sixty-three thousand, nine hundred and thirty-eight dollars, of the emissions of May 20, 1777, and April 11, 1778, which should have been forwarded by the late Treasurer Gardner to Michael Hillegas, Esq; Continental Treasurer.

Resolved, That the committee for receiving the public effects from the administrator on the estate of the late Treasurer Gardner, deliver the said seven hundred sixty-three thousand, nine hundred thirty-eight dollars, to Thomas Ivers, Esq; who is hereby directed, immediately to inform, by letter, the said Michael Hillegas, Esq; of these monies, and that the same are held subject to his order.

And whereas there are in the hands of the committee above-mentioned (property of the Commonwealth) eighty-six loan-office notes, amounting to thirty-four thousand four hundred dollars, on which a large interest is due :

Resolved, That the said certificates be delivered to Thomas Ivers, Esq; who is hereby directed to receive the same, giving duplicate receipts therefor, one of which to be lodged in the Treasurer's office, and to take the necessary measures to recover the interest due thereon.

LXVIII.

Resolve on the petition of *Anna Prentice*, empowering her to make sale of the real estate mentioned. February 18, 1783.

On the petition of Anna Prentice, praying for licence to make sale of the real estate of Samuel Harrington, late of Grafton, deceased, for reasons set forth in her petition :

Resolved, That the prayer of said petitioner be granted, and that she the said *Anna Prentice* be, and hereby is empowered, to make sale of the real estate in her petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers, she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Worcester*, that the proceeds of said sale shall be applied in manner following, *viz.* that the interest of one third part thereof be annually paid to the widow of the deceased, during her natural life, and the remainder of the other two thirds, if any there be, after the just debts are paid, and deducting the charges of sale, be put on interest for the benefit of the heirs, and paid them in legal proportion, as they respectively arrive at lawful age, and the other third, after the just debts are paid (if any be) shall be paid in like proportion to said heirs, immediately after the decease of said widow, if they then shall be of lawful age; but if it should so happen, that any of said heirs should then be minors, in that case the same shall be paid in legal proportion as they shall severally arrive to lawful age.

LXIX.

Resolve on the petition of *Timothy Danforth*, empowering him to make sale of the real estate mentioned. February 18, 1783

On the petition of Timothy Danforth, administrator on the estate of John Talmon, late of Billerica, in the county of Middlesex, deceased, praying for liberty to sell the real estate of said deceased, for reasons set forth in his petition :

Resolved,

Resolved, That the aforesaid *Timothy Danforth* be, and he hereby is impowered, to make sale of the real estate of the aforesaid *John Tatman*, deceased, for the most the same will fetch, and make and execute a good and lawful deed or deeds of the same, to the purchaser or purchasers of said estate, he the said *Danforth* observing the rules and directions of the law for the sale of real estates by executors and administrators, and giving sufficient security to the Judge of Probate for said county of *Middlesex*, that the proceeds arising by the sale of said estate be applied for the payment of the debts of said deceased, and the use of the heirs of said *Tatman*, according to law.

LXX.

Resolve granting *fifteen pounds twelve shillings*, per annum, to *Belinda*, an African, arising from the rents and profits of the estate of *Isaac Royal's* estate. February 19, 1783.

On the petition of Belinda, an African :

Resolved, That there be paid out of the treasury of this Commonwealth, out of the rents and profits arising from the estate of the late *Isaac Royal, Esq;* an absentee, *fifteen pounds twelve shillings*, per annum, to *Belinda*, an aged servant of the late *Isaac Royal, Esq;* an absentee, for reasons set forth in said petition, until the further order of the General Court.

LXXI.

Resolve on the petition of *Margaret Scott*, empowering her to sell the strip of land mentioned. February 20, 1783.

On the petition of Margaret Scott administratrix on the estate of Daniel Scott, late of Boston, deceased, and John Lucas, guardian to the children of said deceased, praying for liberty to sell a strip of land lying in said Boston, to enable them to discharge a mortgage against the estate of said deceased, for such reasons as set forth in their petition :

Resolved, That the prayer thereof be granted, and that the said *Margaret Scott*, in her said capacity, be, and she hereby is authorized and empowered, to sell said strip of land mentioned in her petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds, to the purchaser or purchasers thereof, observing the rules and directions of the law for the sale of real estates by executors and administrators; she first giving sufficient surety to the Judge of Probate for the county of *Suffolk*, that the proceeds by the sale of said land be applied for the purpose of discharging the mortgage mentioned in their petition; and if any should remain after said mortgage is discharged, the same to be put on interest, for the benefit of the legal heirs; and the real estate of said deceased, after those incumbrances are taken off, shall be held to the proper heirs at law of said deceased, as though his estate had been clear of all incumbrances at his decease.

LXXII.

Resolve empowering *Lucy Damon*, to make sale of the real estate mentioned. February 20, 1783.

On the petition of Lucy Damon, administratrix on the estate of her husband, Jabez Damon, late of Reading, in the county of Middlesex, deceased, and executrix of the will of her father in law, Joseph Damon, praying for liberty to sell some part of the real estate which was her said father's and husband's to enable her, in her said capacities, to pay both debts and legacies, for reasons set forth in her petition :

Resolved,

Resolved, That the prayer of the petition be granted, and that the said *Lacey Damon* be, and she is hereby authorized and empowered, to make sale, for the most it will fetch, so much of the real estate now under her care (in said capacities) as to enable her to pay both debts and legacies, and the necessary charges arising, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, observing the rules of the law for executors and administrators, the first giving bonds, with sufficient sureties, to the Judge of Probate for the said county of *Middlesex*, that the proceeds arising by the sale of such estate, be appropriated for the purpose aforesaid.

LXXIII.

Resolve discharging *Benjamin Lincoln*, Esq; and others, a committee appointed to settle the accounts left unsettled by the committee of supplies, appointed by the Provincial Congress, in 1774, from any demands. February 20, 1783.

Whereas it appears, that the Hon. Benjamin Lincoln, Esq; and others, were appointed a committee to settle the accounts left unsettled by the committee of supplies, appointed by the Provincial Congress, in 1774, and that they proceeded far in said business, and had in their hands, one hundred and seventy-nine pounds, seven shillings and six pence, which the said Lincoln, as chairman of the said committee, paid into the treasury, as the balance of the said accounts by them received; and the original papers and vouchers to the above business being, by order, delivered to Joseph Henderson, Esq; who forwarded the same to Congress, and they cannot now be come at:

Therefore,

Resolved, That *Benjamin Lincoln*, Esq; and others, a committee appointed to settle the accounts left unsettled by the committee of supplies, appointed by the Provincial Congress, in 1774, be, and they are hereby discharged from any demands on them in their said capacity, from this Commonwealth; and that the committee appointed for stating and methodizing the public accounts, be, and they are hereby directed, to govern themselves accordingly.

LXXIV.

Resolve on the petition of *Timothy Hodgdon*, empowering the committee on confiscated estates, in *York* county to make and execute a deed of release of the land mentioned. February 20, 1783.

On the petition of Timothy Hodgdon, setting forth, that in the year 1774, he did bargain with John Sparhawk, Esq; agent to Sir William Pepperell, for twenty-one acres and two-thirds of land, lying in Arundel, in the county of York, and paid for the same, but never had a deed of it; and that it is now out of his power to obtain one:

Therefore *Resolved*, That the committee on the sale of confiscated estates for the said county of *York* (or any of them) be, and they are hereby empowered and directed, in behalf of this Commonwealth, to make and execute a deed of release to the said *Timothy Hodgdon*, of the before-mentioned twenty-one acres and two-thirds of an acre of land.

LXXV.

Resolve on the petition of *Elizabeth Wildridge*, of *Falmouth* in the county of *Cumberland*. February 20, 1783.

On the petition of Elizabeth Wildridge, of Falmouth, in the county of Cumberland, praying (for reasons set forth in said petition) that a small real estate, lately

belonging to James Wildridge, late of said Falmouth, deceased, which estate agreeable to the laws of this Commonwealth, hath been confiscated to the use of the said Commonwealth, may be restored to her the said Elizabeth and her children :

Resolved, That the committee for making sale of the estates of absentees in the county of Cumberland, be, and hereby are directed, not to proceed to sell the estate above-mentioned, nor to disturb said Elizabeth in the quiet possession of the same till the further order of the General Court.

LXXVI.

Resolve on the petition of Naomi Platt, of Lanesborough, granting the fifty acres of land mentioned, to the children of Ezra Platt, an absentee. February 20, 1783.

On the petition of Naomi Platt, of Lanesborough, in the county of Berkshire, praying that fifty acres of land, formerly the property of Ezra Platt, of said Lanesborough, an absentee, but now the property of this Commonwealth, may be granted to the children of the said Ezra Platt :

Resolved, That the fifty acres of land mentioned in said petition, with the appurtenances, be, and hereby is granted, to Ezra Platt, Levi Platt, Itbiel Platt, Eli Platt, and Ebenezer Platt, children of the said Ezra Platt, their heirs and assigns, forever, any act or resolve to the contrary notwithstanding, reserving to the petitioner, Naomi Platt, the improvement of one third part thereof, during her natural life, upon condition that the said Naomi Platt pay and discharge all the just debts of the said Ezra Platt, an absentee.

LXXVII.

Resolve empowering Samuel Cobb, to receive from the Treasurer, a silver tankard, and a large silver cup, belonging to the estate of William Tyng, an absentee, and to make sale of the same, and so much of the real estate, as to answer the purposes mentioned. February 21, 1783.

On the petition of Samuel Cobb :

Resolved, That Samuel Cobb be, and he hereby is empowered, to receive from the Treasurer of this Commonwealth, a silver tankard, and a large silver cup, belonging to the estate of William Tyng, an absentee, giving his receipt therefor.

And it is further Resolved, That the said Samuel Cobb be empowered to make sale of the said tankard and cup, and so much of the real estate of the said William Tyng, as, with the proceeds of the said tankard and cup, will be sufficient to pay the creditors of the said William, and to reimburse the said Cobb the charges of his agency, he to be accountable for the same.

LXXVIII.

Resolve making an abatement to the town of Needham, eleven pence in the thousand pounds—the last valuation, and apportioning the same upon other Towns. February 21, 1783.

Whereas it appears by a late resolve of the General Court, that there was the sum of nineteen shillings, abated the towns of Dorchester, Cohasset, and Chelsea, from what they stood at in the thousand Pounds, in the last valuation, and in apportioning the same in Boston, and other towns in the county of Suffolk, there was the sum of eleven pence more than a due proportion set on the town of Needham :

Wherefore Resolved, That the sum of eleven pence be abated the town of Needham, being what was unequally added to them by the aforesaid resolve, and that the

the same be apportioned on the towns hereafter named, in the county of *Suffolk*, in the following manner, viz *four pence* on *Medfield*, *two pence* on *Weymouth*, *three pence* on *Foxborough*, and *two pence* on *Milton*, which shall be the rule by which those towns shall be assessed in all future tax acts.

LXXIX.

Resolve discharging the committee appointed to prosecute defaulters from any further attendance on the business. *February 21, 1783.*

On the report of the Hon. Increase Sumner, Esq; and others, the committee who were appointed to prosecute public defaulters :

Resolved, That the said committee be, and they hereby are discharged from any further attendance on the business of their commission for prosecuting public defaulters, and they are also directed to lay their accounts before the General Court for immediate settlement.

LXXX.

Resolve directing *Jonathan Warner* and *John Ashley, Esq;* to pay to the Treasurer *seventeen pounds thirteen shilling and five pence*, being balance due to the settlement of their accounts in payment of gratuities to the *Massachusetts* line of the army. *February 21, 1783 :*

Whereas it appears by the report of the committee appointed the 11th of November last, to settle the accounts of Jonathan Warner and John Ashley, Esq's. who were appointed by the General Court, to pay a gratuity to the Massachusetts line of the Continental army, that there is a balance of seventeen pounds, thirteen shillings and five pence, due from the said Warner and Ashley, which they are ready to pay :

Resolved, That the said *Jonathan Warner* and *John Ashley, Esq's.* be, and they are hereby directed, to pay to the Treasurer of this Commonwealth, *seventeen pounds thirteen shillings and five pence*, the balance aforesaid, and take duplicate receipts, one of which they are directed to lodge in the Secretary's office, and on their producing the other to the committee for methodizing and stating the public accounts, the said committee are hereby directed to discharge the said *Warner* and *Ashley* from the sum they have received for the purpose aforesaid, by charging the United States with the sums the said committee received, except the sum returned in the treasury, which they are to charge accordingly.

LXXXI.

Resolve upon the petition of *Ruggles Woodbridge.* *February 21, 1783 :*

Upon the petition of Ruggles Woodbridge, setting forth, That in the beginning of the year 1777, he was possessed of twenty-two bounty notes, bearing date January and February of the same year, being his own property, amounting to two hundred and twenty pounds, which notes he, as Muster-Master paid to a number of soldiers enlisted into the Continental army, and that afterwards he received in-lieu thereof, a like number of notes, bearing date February 21, 1778, and of the same nominal sum, and also two other notes for the interest. And whereas by the scale of depreciation, by law established, the said latter notes fall much short of the value of the former notes :

Therefore Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed to receive the twenty-four notes now in the possession of the said *Ruggles Woodbridge*, as mentioned in his petition ; and in lieu thereof to make out and deliver to the said *Woodbridge* a consolidated note of the same value that the twenty-two bounty notes of the aggregate sum of *two hundred and twenty pounds*, bearing date in *January* and *February, 1777* ; and also the

two notes received for interest, as mentioned in his petition, amounting in the whole to *two hundred and forty pounds*, would amount to being consolidated.

LXXXII.

Resolve on the petition of *Elisha Porter, Esq;* Sheriff of the county of *Hampshire*, granting him *twenty-six pounds three shillings and six pence*. February 22, 1783.

On the petition of *Elisha Porter, Sheriff of the county of Hampshire*, praying for allowance of certain expenditures for the refreshment of persons who assembled at *North-Hampton*, in support of Government, in the time of the late disturbances:

Resolved, That the prayer thereof be granted, and that there be allowed and paid out of the Treasury of this Commonwealth, to *Elisha Porter, Esq;* the sum of *twenty-six pounds three shillings and six pence half-penny*, in full of his account of expenditures aforesaid.

LXXXIII.

Resolve on the petition of *Jonathan Cunningham, of Oakham*, in the county of *Worcester*. February 22, 1783.

On the petition of *Jonathan Cunningham, of Oakham, in the county of Worcester*, shewing, that on the 16th of August, A. D. 1773, he gave a mortgage deed of his homestead in *Oakham* aforesaid, with all the buildings thereon, containing two-thirds of lot No. 24, unto *John Murray, Esq;* now an absentee, the whole lot said to contain two hundred and fifty acres, to secure the payment of his bond to the said *Murray*, of the said date, of the sum of two hundred and nineteen pounds fourteen shillings; and that *Hugh Cunningham* gave the said *Murray* a deed of the other third part of the said lot, being then the said *Jonathan's* real property, to secure the payment of the same bond, as is more fully set forth in the papers accompanying the said petition; and praying for the re-conveyance of the whole of the said lot to him the said *Jonathan*, his heirs, &c. he paying what is justly due from him to the said absentee's estate:

Resolved, That the committee for the sale of absentees estates, in the county of *Worcester*, be, and hereby are empowered and directed, to make out and execute a good and sufficient warrantee deed of the whole of the said lot No. 24, containing two hundred and fifty acres, more or less, to the said *Jonathan Cunningham*, his heirs and assigns, forever, he first giving bond, with two sufficient sureties, to the Treasurer of this Commonwealth, for the payment of *two hundred ninety-four pounds, thirteen shillings and eight pence*, lawful money, in specie, with lawful interest for the same, payable in three months from the date of the said bond.

LXXXIV.

Resolve empowering *Dorothy Forward* to sell the real estate mentioned in her petition. February 22, 1783.

On the petition of *Dorothy Forward, administratrix on the estate of Elijah Stiles, late of Granville, in the county of Hampshire, deceased*, praying for liberty to sell all the real estate of said deceased, for reasons set forth in her petition:

Resolved, That the prayer of said petition be granted, and that the said *Dorothy Forward*, in her said capacity, be, and she is hereby authorized and empowered, to sell all the real estate of said deceased, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, she observing the rules and directions of the law for the sale

sale of real estates by executors and administrators, the first giving sufficient security to the Judge of Probate for the county of *Hampshire*, that after reserving the interest of one third of the proceeds arising by the sale of said estate, to herself, during her life, and after paying all the just debts of said decease, and necessary charges arising (out of the other two thirds of the proceeds) the remainder to be kept on interest, and each heir's share in said estate, both principal and interest, including the said *Dorothy's* thirds, after her decease, to be paid to them severally, as they shall arrive to full age.

LXXXV.

Resolve directing the Hon. *Caleb Davis, Esq;* to pay to *Gustavus Fellows* and *Benjamin Cobb*, two hundred sixty-four pounds, seventeen shillings and one penny, out of the proceeds of the sale of the ship *Tartar*. February 25, 1783.

On the petition of *Gustavus Fellows*, and *Benjamin Cobb*, setting forth, that they chartered to the Hon. *Caleb Davis, Esq;* agent for this Commonwealth, in April last, the brigantine *Franklin*, to be improved as a prison ship, and praying for payment of the hire thereof:

Resolved, That the Hon. *Caleb Davis, Esq;* pay to the said *Fellows* and *Cobb*, out of the proceeds of the sale of the ship *Tartar*, the sum of two hundred and sixty-four pounds seventeen shillings and one penny, in full for the hire and damage of the said brigantine, for the time she was improved as aforesaid.

LXXXVI.

Resolve upon the petition of the guardians of a tribe of Indians, in *Stoughton*, called the *Punkapoag*. February 25, 1783.

Upon the representation and petition of the guardians of a tribe of Indians, in *Stoughton*, called the *Punkapoag* tribe:

Resolved, That *Thomas Crane, Esq;* *Jonathan Capen*, and *Nathaniel Fisher*, the present guardians of the said tribe, be, and hereby are dismissed from their said guardianship, agreeable to their request.

And it is further Resolved, That *Col. Benjamin Gill*, *Capt. John Bent*, and *Elijah Dunbar, Esq;* be, and are hereby appointed a committee, who are fully empowered to examine, liquidate, and allow the several accounts for money disbursed, or debts incurred, on account of said tribe, and also to determine upon a suitable allowance to the said guardians for their past services.

And it is farther Resolved, That *Nathaniel Fisher*, and *Abijah Upham*, be appointed guardians to the said *Punkapoag* tribe of Indians, who are hereby empowered and directed, to sell so much of the lands belonging to the said tribe, as may be sufficient to discharge all the debts which shall be allowed by the committee above-mentioned. The sale of the said land to be in the same manner as by law is prescribed for the sales of the estates of persons *non compos*, subject to guardianship, and to make and execute (in their said capacity) a good and lawful deed or deeds of the same.

And it is further Resolved, That the guardians for the time being, be fully empowered, according to their best discretion, to assign to those individuals of the *Punkapoag* tribe, the several improvements, in such parcels, and under such restrictions, as they shall judge most conducive to the particular interest of the improvers, and the general good of the tribe.

And it is further Resolved, That if after such sales and assignments, any leaseable land remain, the said guardians are hereby authorized to lease the same for one year, and the money arising thereby, to dispose of in such manner as they

they shall think will produce the greatest annual income; and they are directed to appropriate and apply the said income to the relief of such of the said tribe, as may have necessity therefor.

LXXXVII.

Resolve requiring all officers of the *Massachusetts* line of the army, to apply to the committee for settling with the army, for the adjustment of their accounts, on or before the 1st of *July* next, and to call upon officers who have received money and cloathing, to make return to said committee, on or before the 1st of *May* next. February 25, 1783.

It being represented to this Court, that many of the officers and soldiers belonging to the Massachusetts line of the Continental army, have neglected to apply for the settlement of their accounts, to December 31, 1780, and it being indispensably necessary that all such accounts should be closed without further delay, that this Commonwealth may ascertain the amount of the sum paid to the army to that period:

Resolved, That all officers and soldiers belonging to the *Massachusetts* line of the army, whose accounts are still unsettled, to *December 31, 1780*, be, and they are hereby required, either by themselves or orders, to apply to the committee appointed to settle their accounts, in *Boston*, on or before the first day of *July* next, for the adjustment thereof, as the books will be closed after that day, and the committee discharged from any further attendance on that business.

And whereof sundry officers have received recruiting money and cloathing, but have not made return to the committee of the disposition thereof, which has prevented a settlement with the other officers of such regiments: Therefore,

Resolved, That any officer who has received money or cloathing as aforesaid, and shall neglect to make return of the disposition thereof to the committee aforesaid, on or before the first day of *May* next, shall be charged with the amount of such money or cloathing, to be deducted out of what may be due to him. And the committee for settling with the army, are hereby directed to govern themselves, in the settlement of the said accounts, accordingly.

And in order that seasonable notice may be given to the army of these resolutions:

Resolved, That the committee for settling with the army, be, and they are hereby directed, to transmit, without delay, copies of these resolves to the commanding officer of the *Massachusetts* line, at camp, who is hereby requested to communicate the same, as soon as possible, to all who may be concerned therein. And the said committee are also directed to order such publications in news-papers, or otherwise, as they shall judge necessary to give proper notice to those officers and soldiers who may be absent from camp.

LXXXVIII.

Resolve on the petition of *Abijah Prescott*, of *Groton*. February 25, 1783.

On the petition of Abijah Prescot, of Groton, in the county of Middlesex, setting forth, that Silas Hedges of Dunbarton, in the county of Hillsborough, and State of New-Hampshire, Physician, at a Court of Common Pleas, held at Concord, in the said county of Middlesex, on the second Tuesday of March, A. D. 1779, recovered judgment against Samuel Tarbell of the said Groton, yeoman, for the sum of two hundred eight pounds ten shillings and eight pence, damages and costs of suit; and that a writ of execution issued thereon, and was delivered to the said Abijah, then under-sheriff for the said county of Middlesex, to serve and execute; and that he, according to due form of law, served and executed the same in part, by levying it on the lands of the said Tarbell, lying in the said Groton, and returned the same to the
Clerk

Clerk of said Court, as the law directs; and that the same is mislaid and lost, whereby the said Silas's title to the said lands is defective, and the said Abijah become liable to his suit; and praying for relief in the premises:

Resolved, That the said Silas be, and he is hereby impowered to sue out of the said Clerk's office an alias execution on the said judgment; and that the said Abijah be, and he is hereby empowered, to make a return in the same manner and form, and of the same tenor as was made on the said writ of execution so mislaid and lost; and the said alias writ of execution, and the return thereon made and declared on oath, before any Justice of the Peace of the said county, who is impowered to administer the same by the said Abijah, to be of the same form and tenor as the return made by him on the writ so mislaid and lost, duly returned and filed in the said Clerk's office, shall be good and valid to make good and secure the title of the said Silas to the lands in the same returns specified, against the claims of all persons; and that the sheriff of the said county of Middlesex, said Abijah and Clerk be indemnified, and kept harmless from any action, suit or demand, that may be brought against any of them, as fully and in the same manner as if the said first writ of execution had not been lost, but was still remaining on the records of the said Court.

LXXXIX.

Resolve on the petition of *Asahel Goodenow*. February 26, 1783.

On the petition of *Asahel Goodenow*:

Resolved, That the operation of the writ of execution therein mentioned, or any other that may issue to satisfy the judgment rendered against the said *Goodenow* and others, as described in the said petition, be, and hereby is, suspended until the third Wednesday of the next setting of the General Court,

And be it further Resolved, That the said *Goodenow* serve *Jeremiah Cady*, named in the said petition, with an attested copy thereof, together with the proceedings of the General Court thereon, that he may be thereby notified to appear on the second Wednesday of the next setting of the General Court, to shew cause, if any he have, why the prayer of the said petition should not be granted.

XC.

A grant of one hundred pounds to *William Baker*, messenger of the General Court. February 25, 1783.

On the petition of *William Baker*, messenger to the General Court:

Resolved, That there be paid out of the public treasury of this Commonwealth, to *William Baker*, messenger of the General Court, one hundred pounds, being in full for six months service, ending this day.

XCI

Resolve on the petition of *Lemuel Kollock*, directing the Treasurer to redeem certain certificates issued on the tax granted by the General Court in October, 1781. February 26, 1783.

On the petition of *Lemuel Kollock*, praying that the Treasurer may be directed to redeem the certificates which were issued out of the treasury of this Commonwealth, and funded on the tax granted by the General Court in October, 1781:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to pay out of the money appropriated from the tax granted by the General Court of this Commonwealth, in October, 1781, to any person who shall

shall produce any of the certificates which were funded on the said tax, the full sum for which the said certificates were given, if there is money in the treasury which has arisen from the said tax; if not, the Treasurer is hereby directed to give a receipt or order on some deficient constable or collector of the said tax, for the sum the said certificates amount to, provided the possessor of such certificates is willing to take the same.

XCII.

Resolve on the petition of *John Halden*. February 26, 1783.

On the petition of John Halden, praying that his aged parents, now living in New-York, may be permitted to remove, with their effects, in the first flag from New-York, to Massachusetts or Rhode-Island, and to reside with the petitioner in Boston.

Resolved, That the prayer of the petition be granted, and that the petitioner have leave to send for his said parents, who are hereby permitted to remove from New-York, into this Commonwealth, together with their effects, in the first flag that may sail from thence to this State, or to Rhode-Island.

XCIII.

Resolve allowing pay to the non-commissioned officers and privates who were prevented receiving their respective shares in a gratuity granted by a resolve passed 15th January, 1781. February 27, 1783.

Whereas many of the non-commissioned officers and privates, belonging to the Massachusetts line in the army of the United States, were prevented receiving the whole or a part of their respective shares in a gratuity granted by a resolve of the General Court, passed the 15th of January, 1781, by reason of their having been absent from camp, at the time when the committee appointed to distribute the said gratuities proceeded to camp for the said purpose:

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to each and every of the said non-commissioned officers and privates named in the annexed schedule, if alive, and in case of their decease, to their legal representatives, or to any of their orders, signed in the presence of, and attested by a commissioned officer of the said line, the sums set to their respective names in the said schedule, provided it shall be certified under the hand of such commissioned officer, that the said non-commissioned officer or private was enlisted in the army previous to the 2d of December, 1780, and for the term during the time of the continuance of the war.

And whereas it may have happened that some of the afore-named non-commissioned officers and privates may have been disabled in the service, and received a regular discharge, and living at a great distance from any commissioned officer of the line aforesaid, it may be difficult to obtain a certificate as is before provided:

Resolved, That in all such cases the afore-named non-commissioned officers and privates, or any of them (if alive, and in case of their decease, their legal representatives) shall be entitled to receive out of the treasury, the sums set to their names respectively in the aforesaid schedule, provided a certificate of such regular discharge shall be produced to the Treasurer, or a copy of the same, attested by a Justice of the Peace within this Commonwealth, any thing contained in the aforesaid resolve to the contrary notwithstanding.

XCIV

Resolve on the petition of the Hon. *Levi Lincoln, Esq;* granting him one hundred pounds twelve shillings. February 27, 1783.

On the petition of the Hon. Levi Lincoln, Esq; on behalf of the Clerk of the court of common pleas, sheriffs and other officers of the county of Worcester, praying the orders of this court for the payment of sundry costs of court arisen from the prosecution of certain libels, against the estates of sundry conspirators and absentees, lying within the said county, a schedule whereof, with the several bills of costs properly attested, accompany the same :

Resolved, That there be granted and paid out of the treasury, to Levi Lincoln, Esq; the sum of one hundred pounds twelve shillings, to be by him paid in discharge of the several bills of costs taxed on the several suits respectively brought on libels filed and prosecuted at the Court of Common Pleas, in and for the county of Worcester, against the estates of conspirators and absentees lying within the said county, as specified in the schedule aforesaid.

XCV.

Resolve on the petition of Josiah Jones and others, empowering the Judge of Probate of wills for the county of Berkshire, to conduct with regard to a certain will mentioned. February 27, 1783.

On the petition of Josiah Jones, and others, praying, for reasons set forth in said petition, that the Judge of Probate of wills, for the county of Berkshire, may be authorized and empowered to approve the last will and testament of Elijah Jones, late of Stockbridge, in the said county, deceased, the said will not being signed by more than two witnesses notwithstanding.

Resolved, That the prayer of the said petition be so far granted, that the said Judge be, and he hereby is authorized and empowered, in all respects, to conduct, with regard to the said will, in the same manner as he might have done had the said will been signed by three witnesses, any law of this Commonwealth to the contrary notwithstanding.

Provided nevertbeless, That the aforesaid Josiah shall declare, under oath, before the said Judge, that the said will was, in his presence and hearing, read to the said Elijah, and that he the said Elijah did consent to the same.

XCVI.

A grant of seventeen pounds fourteen shillings and six pence, to Capt. Samuel Howard, for bringing up two Indians from the eastward, and boarding ; as also three pounds twelve shillings for carrying them back. February 28, 1783.

Resolved, That there be allowed and paid, to Capt. Samuel Howard, out of the public treasury of this Commonwealth, the sum of seventeen pounds fourteen shillings and six pence, for bringing up from the eastward two Indian chiefs, and boarding them while in town ; and that a further sum of three pounds twelve shillings be allowed and paid to him, for carrying them down again.

XCVII.

[The following resolve passed February 12, 1783.]

Resolve on the petition of Simeon Mayo.

On the petition of Simeon Mayo, praying that the default suffered at the Court of Common Pleas holden at Falmouth, within and for the county of Cumberland, upon a libel filed against a certain estate, as the property of Francis Waldo, an absentee, mentioned in the said petition, may be taken off, and the said Mayo admitted to defend the same :

Resolved, That the Justices of the Court of Common Pleas within and for the
P P county

county of *Gumberland*, be, and they hereby are empowered and directed, to take off the default mentioned in the said petition; and that such trial of the said libel upon the merits thereof, may be had before the same Court, at any future term of its setting, as if the same had been regularly continued from the last term of the said Court's sitting to the next, and the default afore-mentioned had never happened.

XCVIII.

Resolve requesting his Excellency the Governor to write to Lieutenant-Governor *Bowen*, relative to the measures taken by the General Court to suppress the disorders alluded to in his letter. *February 28, 1783.*

Resolved, That the Governor be, and he is hereby requested, to write to Lieutenant-Governor *Bowen*, in answer to his letter of the third instant (which has been by the Governor laid before this Court) informing him, that the legislature of this Commonwealth, has passed an act to suspend the privilege of the writ of *habeas corpus*, for a time therein limited, whereby the Supreme Executive is vested with powers fully competent to the purpose of suppressing the disorders alluded to; advising him of the proceedings which have been had in consequence of the act before-mentioned, and assuring him that such further measures shall be immediately taken, as shall be adapted effectually to prevent the repetition of such enormities.

XCIX.

Resolve on the petition of *James Bowdoin, Esq; James Bowdoin, jun. and John Read*, granting permission to proceed to *New-York*, under certain restrictions. *March 1, 1783.*

On the petition of James Bowdoin, James Bowdoin, jun. and John Read:

Resolved, That the said *James Bowdoin, Esq; James Bowdoin, jun. and John Read*, or either of them, be, and hereby are permitted and allowed to proceed, either by land or water, to *New-York*, and there to transact the business mentioned in the said petition; and in case they, or either of them, shall procure payment in money or goods, for the cattle, sheep and other stock, taken from the island *Nausban*, by the troops, or by persons employed under British government, since the commencement of hostilities, in *April, 1775*, such goods and money shall be, and hereby are permitted, to be brought into this State, and shall not be subjected or liable to seizure. And the government and good people of the States of *Rhode-Island and Connecticut*, and of all the United States of *America*, are hereby requested to permit the said money or goods to pass into this State, without stoppage or molestation, and to be aiding and assisting therein, if necessary. And any necessary servant is hereby permitted to attend them, or either of them, in transacting the said business.

Provided nevertheless, That this resolve shall not be construed to permit any other goods to be imported into this State, than shall be bona fide for the payment of the stock aforelaid; and that the said petitioners give bond, with sufficient securities, in the sum of *five thousand pounds*, to the Treasurer of this Commonwealth, that a strict compliance with this resolve shall be observed, and make oath that they will not carry any intelligence to the enemy prejudicial to the interest of the United States.

C.

Resolve requesting the Governor to direct the Commissary of Prisoners to exchange *Thomas Benson, Francis Doraty and Abner Coffin*, prisoners on parole. *March 3, 1783.*

Upon

Upon the petition of Thomas Benson, Francis Doraty and Abner Coffin, inhabitants of this Commonwealth, prisoners under parole, praying they may be exchanged, as they have ships ready for sailing, and waiting for that purpose:

Resolved, That his Excellency the Governor be requested to direct the Commissary of prisoners to exchange the said Benson, Doraty and Coffin, as soon as may be, that they may be able to proceed on their intended voyages.

CI.

Resolve on the petition of Timothy Smith, of Taunton, empowering him to sell the tract of land mentioned. March 3, 1783.

On the petition of Timothy Smith, of Taunton, in the county of Bristol, guardian to Azariah Thayer, a minor, son of Azariah Thayer, late of said Taunton, deceased, praying for liberty to sell twenty-five acres of land, belonging to the said minor, for reasons set forth in his petition:

Resolved, That the prayer of the petition be granted, and that the said Timothy Smith, in his capacity as guardian be, and he hereby is authorized and empowered, to sell the said tract of land for the most the same will fetch, and make and execute a good and lawful deed or deeds, to the purchaser or purchasers thereof, observing the rules of law for the sale of real estates by executors and administrators, he first giving sufficient security to the Judge of Probate for the county of Bristol, that the proceeds of the sale of the said land be put on interest, and both principal and interest paid to the said minor, or his legal representative, when he shall arrive to full age.

CII.

Resolve on the petition of Joseph Lopez, administrator on the estate of Aaron Lopez, late of Leicester, in the county of Worcester, deceased. March 4, 1783.

On the petition of Joseph Lopez, administrator on the estate of Aaron Lopez, late of Leicester, in the county of Worcester, deceased (and others) praying for liberty to make sale of the real estate of the said deceased, lying in the said Leicester, for reasons in their said petition set forth:

Resolved, That the prayer of said petition be granted, and that he, the said Joseph Lopez, in his said capacity be, and he hereby is authorized and empowered, to sell all the real estate mentioned in the said petition, for the most the same will fetch, and to make and execute a good and lawful deed or deeds of the same, to the purchaser or purchasers, he observing the rules and directions of the law for the sale of real estates by executors and administrators, he first giving sufficient security to the Judge of Probate for the said county of Worcester, that the proceeds arising by the sale of the said estate be put, and kept, on interest, for the benefit of the heirs of said deceased; and that the interest of one third part of the proceeds be paid to the widow of the said deceased annually, during her natural life; and the other two thirds, together with the interest, to be paid to each heir, their legal proportion severally as they shall arrive to full age; and the remaining third, after the said widow's decease, to be paid to her heirs in like proportion.

CIII.

Resolve on the petition of Hannah Durant. March 5, 1783.

On the petition of Hannah Durant:

Resolved, That the committee for settling with the army be, and hereby are directed

directed, to make up the depreciation of the wages due to *Ephraim Durant*, a sergeant, late in the corps of artillery, under the command of Col. *Revere*, as others were made up in said corps, as the said *Ephraim* joined the Continental army immediately upon being discharged from the said corps, and was thereby deprived of the opportunity of applying, as others did who was at home, and whose depreciations were made up.

CIV

Resolve preventing *Samuel Leonard*, of *West-Springfield*, from being a sufferer in his purchases of beef, for the United States, in the year 1779 and 1780.
March 5, 1783.

Whereas Samuel Leonard, of West-Springfield, one of the Deputies of the Commissary-General of Purchases for the United States, in the years 1779 and 1780, did, in the performance of the duties of his office, purchase of sundry persons, a quantity of beef, for which he gave his promissary note to the said persons; which notes he is liable to be sued for, and for which judgment must be given according to the scale of depreciation of this Commonwealth; and as the said Leonard's accounts have been settled by the Continental scale of depreciation, whereby he is likely to be a great sufferer in the said purchases: In order to prevent which,

It is Resolved, That said Samuel Leonard make a return of the notes, with the dates and sums for which he stands chargeable, to the Secretary of this Commonwealth, who is hereby directed to certify to the Commissary-General of Purchases, the sum that the said Leonard will be obliged to pay on the principal of the said notes, according to the scale of depreciation of this Commonwealth.

CV.

Resolve giving directions to the Commissary-General respecting stores delivered by order of Government. March 5, 1783.

On the memorial of the Commissary-General:

Ordered, That the said Commissary be, and he is hereby directed, in all cases of doubt whether the stores he has delivered by order by Government, ought to be charged to the United States, to make application to the Governor and Council, who are hereby requested to give all necessary direction upon such application.

CVI.

Resolve granting pay to Capt. *Samuel Carr*, for a depreciation note, payable the first of March, 1783. March 5, 1783.

On the memorial of Capt. Samuel Carr, Muster-Master for the eastward department, praying for payment of one depreciation note, dated January 1, 1780:

Resolved, That there be paid out of the treasury of this Commonwealth, the depreciating note, so called, due to, and being the property of Capt. Samuel Carr, the said note having the promise of payment the first of March, 1783, for reasons set forth in his memorial, any law or resolve to the contrary notwithstanding.

CVII.

Resolve empowering the committee for methodizing accounts, to hire a suitable person to settle the accounts of the late board of war, under their direction. March 5, 1783.

On the representation of John Deming, Peter Boyer, and Stephen Gorham, the committee for methodizing and stating the public accounts, praying for direction respecting the books and papers of the late Board of War :

Resolved, That the said committee be, and they are hereby authorized and directed, to hire some suitable person to examine and settle the accounts of the late Board of War, to be under the direction of the Committee aforesaid, which Committee are hereby directed to make return of any balances due on the said books as heretofore ordered, and make report of the state of the said books and accounts, to the General Court as soon as may be.

CVIII.

Resolve on the representation of *Sieur Philip Joseph De L'Etombe*, requesting the Governor to order a number of men to guard the works mentioned.
March 6, 1783.

On the representation of the *Sieur Philip Joseph de L'Etombe, Consul General of France* praying that the several works in the harbour of Boston, erected by the Count d'Estaing, may be preserved.

Resolved, That the Governor be, and he is hereby requested, to order such number of men (from the company under the command of Capt. Amos Lincoln) as he may judge necessary for said purpose of guarding said works.

CIX.

Resolve explaining a resolve of the 14th February last, relative to drawing of warrants in the Treasury. March 6, 1783.

Whereas it is represented to this Court, that in consequence of a Resolve of the 14th of February last, (containing certain restrictions respecting the drawing of warrants on the Treasury for Continental services) difficulties have arisen in the minds of the Supreme Executive of this Commonwealth, with regard to drawing any further warrants on the Treasury, upon certificates given by the committee for settling with the army for the year 1780, or for making good the depreciation of wages up to December, 1779, or on rolls for the sea coast service, or on rolls for service done in alarms :

Therefore to remove all such difficulties, it is *Resolved*, That the aforesaid resolve of the 14th of February last, is not to be construed or understood, as to interfere in any measure with the drawing of warrants on the Treasury, as usual, for the purposes above enumerated ; but the Governor with the advice of Council, is requested to proceed in all those cases in the same manner, as by the laws and resolves of this Commonwealth, he might have done had the said resolve of the 14th of February never been passed.

CX.

Resolve on the petition of Sally Pool, March 7, 1783.

On the petition of Sally Pool, praying that the committee for sale of absentees estates in the county of Middlesex, may be allowed to pay her the amount of a certain note of hand, mentioned, in the said petition due from Joseph Thompson, an absentee.

Resolved, That the said committee be, and they are hereby impowered and directed, to pay the amount of the said note, with the interest on the same, to the said Sally Pool, or her order, if so much of the proceeds of the sale of the said Thompson's estate shall remain in their hands, after all the sums certified by the Judge of Probate for the said county, as due from the said Thompson's estate shall be discharged.

CXI.

Resolve on the petition of the Selectmen of Northbridge, March 7th, 1783.

On the petition of the selectmen of Northbridge, setting forth that they have lost a pay roll for the wages of seven men, sent into the public service by said town in the year 1780, and praying for the payment of the said wages.

Resolved, That the Governor with a vice of Council, be requested to make out a warrant on the Treasurer of this Commonwealth, in favour of the selectmen of Northbridge, for the sum that shall appear (by a certificate from a committee on muster rolls) to be due to the said soldiers, the said selectmen to be accountable to the Treasurer aforesaid, for the whole or any part of the said money, which may hereafter appear was not their just due.

CXII.

Resolve granting Simon Stow, Esq; thirty-four pounds, to enable him to carry on a certain Law-suit. March 7, 1783.

On the petition of Simon Stow, agent on the estate of Henry Barns, of Marlborough, an absentee, praying that a sum of money may be paid to him out of the public Treasury, to enable him to carry on a law suit against a former agent on said estate, and also for the expences which have accrued to him in his agency as aforesaid:

Resolved, That there be paid out of the Treasury of this Commonwealth, to the aforesaid Simon Stow, the sum of thirty-four pounds for the purposes aforesaid, he to be accountable for the same.

CXIII.

Resolve on a representation from a number of the inhabitants of the town of Dartmouth, empowering Benjamin Russell, Esq; to lease out a part of Nashawinnab, one of the Elizabeth Islands, the property of Grizzel Sanford, an absentee. March 7, 1783.

On a representation from a number of the inhabitants of the town of Dartmouth, setting forth, that a part of one of the Elizabeth-Islands, belongeth to one Grizzel Sanford, an absentee, and that no person at present has any legal possession thereof:

Resolved, That Benjamin Russell, Esq; be a committee to take that part of Nashawinnab, one of the Elizabeth Islands, which is the property of Grizzel Sanford, an absentee, into his possession, and that the said Benjamin Russell be, and he hereby is directed and empowered, to lease out the same at public auction for one year from the first day of April next, and so on from one year to another till the further order of this Court, and that the rent be paid by the lessee, before he enters thereon, and also that proper notice be given of the said auction by putting up notifications in said town of Dartmouth; and the said Benjamin Russell is further directed to make out two leases to be interchangeably signed, one of which to be kept by the said Benjamin Russell, and in the said lease shall oblige the lessee to deliver up the estate at the expiration of the term in as good repair as he found it, and the monies arising from such sale, the said Benjamin Russell is hereby directed to pay into the Treasury of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged with the Secretary, and that the money be paid into the Treasury within thirty days after receiving it.

And it is further *Resolved.* That the said Benjamin Russell be, and he hereby is empowered and directed, to bring all necessary actions for any strips, waste or damage done on the said estate in as full and ample manner as if he was the lawful owner thereof.

CXIV.

Resolve directing the Justices of the Supreme Judicial Court to proceed in the adjustment of Soldier's notes by such returns as have been made. *March 7, 1783.*

Whereas the Justices of the Supreme Judicial Court are appointed to adjust the principal and interest due upon the notes given to make up the depreciation of the money to the army; and are directed to liquidate the same according to the returns from the several parts of the state of the average price of sheeps wool, the leather, Indian corn and beef; but there being a deficiency of returns from the various counties, and it being necessary that the said principal and interest of the notes due on the first of March 1783, should be settled:

Therefore Resolved, That the said Justices proceed to liquidate the said principal and interest, by such returns as have already been made, and taking into consideration at the same time, whatever certain information they may be able to obtain from the different parts of this Commonwealth, from whence there are no returns made into the Secretary's office as was directed.

CXV.

Resolve granting a tax of *seven hundred twenty pounds* to be apportioned and assessed on the inhabitants of the county of *Essex*, for defraying the charges of said county. *March 7, 1783.*

Whereas it appears from an estimate of the Justices of the Court of General Sessions of the Peace for the county of Essex that the sum of seven hundred and twenty pounds will be necessary for defraying the charges of the said county for the ensuing year:

Resolved, That there be and hereby is granted a tax of *seven hundred twenty pounds* to be apportioned and assessed on the inhabitants of the said county and estates lying within the same, and collected, paid and applied for the use of the said county according to the laws of this Commonwealth.

CXVI.

Resolve on the petition of Capt. *Henry Dyer*, allowing rations to his company of rangers, in the year 1780. *March 8, 1783*

On the petition of Capt. Henry Dyer, praying that he, with the officers and men belonging to his company of rangers (so called) in the year 1780. may be allowed their rations, whilst in the service of this State, agreeable to a resolve of the General Court, of the fifteenth of November, 1780:

Resolved, That the Commissary-General be, and he is hereby directed, to deliver to Capt. *Henry Dyer*, two thousand three hundred and eighty pounds of beef, with an equal quantity of flour, in full for the said *Dyer* and his company's rations, whilst in the service of this State, to be by him delivered to each person respectively to whom it is due, taking duplicate receipts for the same, one of which to be returned into the Secretary's office, otherwise to account with the said Commissary-General therefor.

CXVII.

Resolve directing the committee for methodizing public accounts, to transmit to Major-General *Lincoln*, an invoice of cloathing delivered by Major *Lunt* to *David Brooks*, Esq; deputy Cloathier-General, and to make out an account of all monies, &c. supplied by the Commissary-General, and Commissary of prisoners. *March 8, 1783.*

Ordered,

Ordered, That the committee for methodizing and stating the public accounts, be, and they are hereby directed, to transmit, as soon as may be, to Major-General *Lincoln*, an invoice of all the cloathing which Major *Ezra Lunt*, *Massachusetts* State Cloathier, delivered *David Brooks*, Esq; deputy Cloathier-General, with his receipts for the same, having first taken (to be reserved in their office) copies of the said *Brook's* receipt, examined and attested to be just and true, by the Hon. *James Lovell*, Esq; Receiver of Continental taxes, who is requested to perform this service.

And it is further *Ordered*, That the committee aforesaid be, and they are hereby directed, to make out an account of all the monies paid out of the public treasury, and provisions supplied by *Richard Devens*, Esq; Commissary-General, to *John Hopkins*, Esq; Commissary of prisoners, with his certificate on the account, and transmit the same to Major-General *Lincoln*, in order that this Commonwealth may have credit for the same, out of the Continental tax for the year 1782.

CXVIII.

Resolve empowering the Court of General Sessions of the Peace in the county of *Middlesex*, to licence *Edward Hunter* to keep tavern. March 10, 1783.

On the petition of Edward Hunter, praying that the Court of General Sessions of the Peace for the county of Middlesex, may be empowered to grant the petitioner licence to keep a public tavern.

Resolved, That the prayer of the petition be granted, and the Court of General Sessions of the Peace, next to be holden at *Concord*, in and for the county of *Middlesex*, be and are hereby empowered, to grant licence to *Edward Hunter*, to keep a public tavern, he producing a certificate from the selectmen of said town as the laws directs, the time for granting licences in said county, being elapsed, notwithstanding.

CXIX.

Resolve empowering the Managers of a lottery for repairing the bridge over the river *Parker*, in the county of *Essex*, to raise a further sum of money. March 10, 1783.

Upon the petition of Samuel Moody, in behalf of Daniel Hale, praying for an allowance of the balance of his account for repairs of the bridge over the river Parker, in the town of Newbury.

Resolved, That the managers of the lottery for raising money for repairing the bridge over the said river *Parker*, be and they hereby are empowered and directed, to raise a further sum of twenty-nine pounds, thirteen shillings and two pence, in the second class of said lottery, and pay the same to the said *Daniel Hale*, in full discharge of the balance due to him as aforesaid.

CXX.

Resolve on the representation of *Caleb Davis*, Esq; late Agent, directing the committee for methodizing accounts to discharge certain sums of money, and allowing him a commission for sales, with directions to the Commissary General. March 11, 1783.

On the representation of Caleb Davis, Esq; late Agent of this Commonwealth.

Resolved, That the committee for stating and methodizing public accounts, be and they hereby are directed, to charge to the account of his Excellency

John

John Hancock, Esq; the sum of *fifty-three pounds and seven shillings* specie, and also the sum of *one hundred six pounds and fourteen shillings*, of the new emission, being the amount of sundry articles delivered him by the said *Caleb Davis*, and likewise to charge to the account of *Jabez Hatch, Esq;* the sum of *eight hundred twenty-one pounds and seventeen shillings*, being money lent him as Deputy Quarter Master General, by the said *Caleb Davis*, and to allow the said sums charged as aforesaid, to the said *Caleb Davis* in the settlement of his accounts.

Resolved further, That the said *Caleb Davis* be, and he hereby is allowed, a commission of two and a half per cent on the amount of the articles with which he hath supplied the United States, the castle and forts, the rejected troops, the laboratory and the hospitals; of one and a half per cent, on the amount of all goods he hath disposed of by sale, and on the amount of the articles which he hath furnished the committee of supplies; and of one per cent on the proceeds of the sale of the ship *Tartar*, and the committee aforesaid are hereby directed to govern themselves accordingly, in adjusting and bringing the accounts of the said *Caleb Davis* to a final settlement.

Resolved further, That the Commissary General be, and he hereby is authorized and directed, to continue the prosecution of the action commenced by the said *Caleb Davis*, Agent as aforesaid, against the prize brigantine *Nonsuch*, and to pursue the same to final judgment.

Resolved further, That the Treasurer be, and he hereby is directed, to receive of the said *Caleb Davis*, the sum of *four thousand six hundred and seventeen pounds twelve shillings and seven pence*, in the old emission, being the money which the said *Caleb Davis* received of Messrs *Crips and May*, by order of the General Court.

CXXI.

Resolve directing towns in this Commonwealth that have made no return of men raised agreeable to the resolves of *December 2d, 1780, and March 7th, 1782. March 11, 1783.*

Whereas some towns and classes within this Commonwealth, have raised and marched their men agreeable to the resolves of the General Court, passed the second day of December, 1780, and the seventh of March, 1782, but have omitted to make returns of receipts from Muster Masters, into the Secretary's office, agreeable to the said resolves:

Resolved, That when any town or class shall produce a certificate from any Continental Muster-Master to the Treasurer of this Commonwealth, for any man raised agreeable to the aforesaid resolves, or other subsequent resolves, relating to the same respectively, the said Treasurer is hereby authorized and directed to receive such certificates, which receipt shall be reckoned in the discharge of any execution which hath been, or may be issued against any such town or class, for neglecting to return receipts in manner as it is required by the said resolves, any resolve to the contrary notwithstanding. *Provided nevertheless*, That such certificate shall be returned into the Treasurer's office, on or before the first day of *May* next; and such town or class shall bear the official expense that may arise on such execution: *And whereas*, There are some towns and classes within this Commonwealth which have neglected to furnish their quotas of men for the Continental Army for the term of three years or during the war, as required by the resolves of the General Court, passed the second of *December 1780, and the seventh of March, 1782, and other subsequent resolves relating thereto, for the doing of which there hath been sufficient time.*

Resolved, That no credit shall hereafter be given to any town or class for any man who shall not have been procured in pursuance of the above-mentioned resolves, or other resolves subsequent and relating thereto, before the first of January last.

Ordered, That the Secretary publish the aforesaid resolves in the *Independent Chronicle*, printed by *Nathaniel Willis*.

CXXII.

Resolve appointing three additional managers of the Lottery for building the north Mills in Boston. March 11, 1783.

Whereas in and by an act passed during the present session of the General Court, intituled, "An Act for granting a lottery for rebuilding the north mills in the town of Boston, which were lately consumed by fire:" It is among other things Enacted, That John Pitts and John White, Esq's, and Mr. William Pain, or any two of them shall be managers of the said lottery:

And whereas the said John White, Esq; declines serving as a manager; and *whereas* also the proprietors of the said mills are desirous to have five managers in order to the better conducting the said lottery.

Resolved, That Messrs' Enoch Brown, William Hunt and Henry Prentice, be added to the number of the managers of the said lottery, and that any three of the five managers be a quorum for conducting the affairs thereof, in conformity to the law aforesaid.

CXXIII.

Resolve on the petition of Joseph Lee, empowering the Judge of Probate for the county of Essex, to appoint Commissioners to receive and examine the claims against the estate of Joseph Hooper. March 12, 1783.

On the petition of Joseph Lee, agent on the estate of Joseph Hooper, late of Marblehead, an absentee, praying leave to sell the estate of the said Hooper, and that the Judge of Probate for the county of Essex, be empowered to allow further time for the creditors on the said estate to bring in their claims.

Resolved, That the prayer of the petition be so far granted, that the Judge of Probate for the county of Essex, be and he is hereby empowered and directed, to appoint commissioners to receive and examine claims against the estate of the said Joseph Hooper, for the term of six months from the passing of this resolve.

CXIV.

Resolve on the petition of Timothy Ruggles, directing the committee for sale of absentees estates, in the county of Worcester, to appraise and set off so much of the gore of land mentioned, sufficient to pay his claim. March 12, 1783.

On the petition of Timothy Ruggles, praying that he may have set off to him, a certain gore of land, late belonging to Timothy Ruggles, Esq; of Hardwick, in the county of Worcester, an absentee, or such part of the said gore as will be sufficient to pay a certain claim he has on the said absentee's estate, as mentioned in his petition:

Resolved, That John Fessenden, Esq; Mr. Caleb Anmidown, and Jonathan Warner, Esq; who are a committee for the sale of absentees estates in the county of Worcester, be, and hereby are authorized and empowered, to appoint three judicious persons, as a committee to appraise and set off to Timothy Ruggles, so much of the said gore of land, belonging to the said Ruggles, an absentee, as they on their oath shall think just and sufficient to pay the said Timothy Ruggles his claim.

claim, amounting to two hundred fifteen pounds six shillings and ten pence. And the committee for the sale of absentees estates in the county of Worcester aforesaid, are hereby directed and empowered, to make and execute a good and sufficient deed to the said *Timothy Ruggles* for the same.

Provided nevertheless, That if, upon the final settlement of the said absentee's estate, it should be found insufficient to pay all the demands that may be brought against said *Ruggles*, an absentee, that then the said *Timothy Ruggles*, the petitioner, shall be, and hereby is held, to reimburse to the Commonwealth, so much as shall appear that he may have received more than his due, compared by the dividend that shall be made for that purpose.

CXXV.

Resolve adding *David Sewall*, Esq; to the committee appointed by a resolve of the General Court, September 21, 1780, granting to the Hon. *Arthur Lee*, Esq; six thousand acres of land, and empowering them to lay out said land, and return a plan. March 12, 1783.

Whereas the General Court, by a resolution dated the 21st of September, 1780, granted to the Hon. Arthur Lee, Esq; six thousand acres of unappropriated lands, in this State, lying eastward of Saco-River, to be laid out either in one or two pieces, adjoining to some other grant or grants, in full compensation for his services, mentioned in the said resolution. And whereas Benjamin Chadbourne, Moses Little, Nathaniel Wells, Esq's. and Capt. Moses Greenleaf, were appointed a committee to perform that service which yet remains to be done: And whereas it may be convenient that there should be an addition made to said committee:— Therefore,

Resolved, That *David Sewall*, Esq; be, and hereby is added to the said committee, and the said committee, or the major part of them, are empowered and directed to lay out the said land in pursuance of the said resolution, and return a plan thereof, by a surveyor and chainman, under oath, to the General Court, for confirmation, as soon as may be.

CXXVI.

Resolve on the petition of *William Whittemore*, guardian to *William Cutler*, empowering him to make sale of the land mentioned. March 12, 1783.

On the petition of William Whittemore, of Cambridge, in the county of Middlesex, and guardian to William Cutler, a minor, son of William Cutler, late of Cambridge, deceased, praying for liberty to sell five acres of salt-marsh, lying in the town of Medford, the property of the said minor, for reasons mentionea in his petition:

Resolved, That the prayer of the petition be granted, and that the said *William Whittemore*, in his said capacity of guardian, be, and is hereby fully authorized and empowered, to make sale of the land in his petition mentioned, for the most the same will fetch, and make and execute a good and lawful deed or deeds, to the purchaser or purchasers, he observing the rules and directions of law for the sale of real estates by executors or administrators, first giving bonds to the Judge of Probate for the county of *Middlesex*, that the money arising by the said sale be applied for the benefit of the said minor, in his education; and that the said guardian account with the Judge of Probate for the expenditure thereof accordingly.

CXXVII.

Resolve removing some doubts respecting a resolve passed 15th March, 1780, relative to the extent of martial law, exercised by Brigadier-General *Wadsworth*, in the county of *Lincoln*. March 12, 1783. *Whereas*

Whereas Brigadier-General Wadsworth was, by a resolve of the General Court, passed the 15th day of March, 1780, empowered to execute martial law within certain limits in the county of Lincoln. And whereas doubts have arisen, and may hereafter arise, respecting the true intent and meaning of the said resolve, so far as it relates to the limits within which martial law might be executed, which have been and may hereafter probably be the foundation of divers disputes and vexatious law suits, unless prevented by an explanatory resolve of the Legislature: Therefore

Resolved, That according to the true intent and meaning of the said resolve, the limits for exercising martial law in the said county, not only extended to, and included all places within the said county being within ten miles of the main ocean, but also to all places in the said county, within ten miles of any navigable inlet, harbour or river, which might be considered as part of the sea, or to communicating therewith, as to be navigable by armed ships or vessels, and the said resolve always ought to have been so understood, and shall be construed and practised upon accordingly.

CXXVIII.

Resolve on the petition of Sarah Nason, empowering her to make the exchange of the land mentioned. March 12, 1783.

On the petition of Sarah Nason, praying to be empowered to exchange about twenty-five acres of land, of the estate of her late husband, Shubal Nason, late of York, in the county of York, deceased, intestate, for about thirty acres of land in the same town, owned by Joshua Bridges and Jasper Grant: And it appearing to this Court, that to make such exchange may be beneficial to said deceased's estate:

Resolved, That the said Sarah Nason be, and she hereby is fully empowered to make such exchange, and to make and execute good and lawful deed or deeds of the aforesaid twenty-five acres of land, to the purchaser or purchasers thereof, provided she procure a good and lawful deed, well executed, of the aforesaid thirty acres of land, to run to the heirs at law of the said deceased, in such proportion as they would have been intitled to, had not the same been exchanged.

CXXIX.

Resolve abating two men to the town of Harpswell, ordered to be raised March 7, 1782, and empowering said town to assess the inhabitants for one man. March 12, 1783.

On the petition of Benjamin Dunning and John Ridick, selectmen of the town of Harpswell, praying for an abatement of two of the three soldiers which the said town of Harpswell were ordered to raise, by a resolve of the General Court, passed March 7, 1782:

Resolved, That the said town of Harpswell be abated two men, any resolve to the contrary notwithstanding

And it is further Resolved, That the said town of Harpswell be empowered to assess the inhabitants of said town for the one man that they procured, in the same manner as though said town had but one man to raise.

CXXX.

Resolve directing the Treasurer to recall any executions issued against the inhabitants of the towns of Eastham, Harwich and Yarmouth; and to stay in future executions against any collectors of said towns, for two-thirds of their taxes, during the space of one year. March 12, 1783.

Upon

Upon the petitions of the inhabitants of the towns of Eastham, Harwich, and Yarmouth, setting forth their extreme poverty, and utter inability to pay their public taxes at present :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to recall any executions which may have been issued against deficient collectors, of either of the said towns ; and also to stay, in future, executions against any collector of the said towns, for two-thirds of their taxes they may be in arrears, during the space of one year, unless otherwise ordered by the General Court.

CXXXI.

Resolve directing the Secretary to call on the selectmen in each town to make returns to the agents in their respective counties, of the monthly average prices of corn, &c. at least six weeks before the 3d Tuesday of *February*, and three successive weeks at least six weeks before the last Tuesday in *August*, annually. *March 12, 1783.*

Whereas great inconveniences arise in ascertaining the true value of the public securities, commonly known by the name of soldiers depreciation notes, from the neglect of towns to make seasonable returns of the average prices of corn, beef, sheeps-wool and sole-leather :

Resolved, That the Secretary be, and he hereby is directed, by publishing an advertisement in *Willis's* paper, three successive weeks at least six weeks before the third Tuesday of *February*, and three successive weeks at least six weeks before the last Tuesday in *August*, annually, to call on the selectmen in each town of the Commonwealth, to make return to the agents in their respective counties, of the monthly average prices of the above-said articles in their respective towns, on or before the said third Tuesday in *February*, and last Tuesday in *August*. And the Secretary is further directed to require the agents for the several counties to make punctual returns of the aforesaid prices, according to law.

CXXXII.

Resolve postponing the sale of the estates of absentees, to first of *October* next. *March 13, 1783.*

Resolved That the sale of estates of absentees and conspirators be postponed till the first day of *October* next, and that from and after the said first day of *October*, silver and gold, consolidated securities, and other public securities given for silver and gold be indiscriminately taken in payment for the said estates.

CXXXIII.

Resolve on the petition of Noah Ripley. *March 13, 1783.*

On the petition of Noah Ripley,

Whereas it appeareth to this Court, that the late Noah Ripley of Barre, in the county of Worcester, deceased, whose farm was under mortgage to Nathaniel Hatch, Esq; an absentee, did as early as the year 1777, procure and send down the money for the purpose of discharging the said mortgage, but could find no person authorized to receive the same and give him a discharge, so that he was at last induced to loan the said sum to the Continent, and took a loan office certificate for the same, to remain for the final and sole purpose of discharging the said mortgage, and this Court being will-

ing as far as may be, to grant relief to the very numerous and distressed family of the said Noah Ripley, deceased: Therefore

Resolved, That the Attorney General of this Commonwealth be, and he hereby is directed, not to file any libel, or commence any other process against the estate of the said Noah Ripley, that was mortgaged to the said Nathaniel Hatch, on account of the said mortgage, until the further order of this Court.

CXXXIV.

Resolve empowering Mary Nick, to sell the real estate mentioned. March 13, 1783.

On the petition of Mary Nick administratrix on the estate of her husband Richard Nick, late of Reading, in the county of Middlesex, deceased, praying for liberty to sell the real estate of her said husband, for reasons set forth in her petition.

Resolved, That the prayer of the petition be granted, and she the said Mary Nick be, and she hereby is empowered, to sell all the real estate mentioned in her petition for the most it will fetch, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, she observing the rules and directions of the law for the sale of land by executors and administrators, first giving sufficient security to the Judge of Probate for said county of Middlesex, that the proceeds by the sale of the said estate, after deducting one third part the interest of which she shall reserve to herself during life, and after paying all the just debts of the said deceased, (and charges of settling the said estate out of the other two thirds) the remainder if any be to be put on interest, and paid to each heir their legal share as they severally arrive to full age, and the other third after her decease, to be paid to them in like proportion.

CXXXV.

Accounts exhibited for supplying sick soldiers to be laid before the committee on accounts. March 13, 1783

Resolved, That all accounts exhibited for expences of supporting sick soldiers be laid before such person or persons as shall be appointed to pass upon such accounts as were formerly passed upon by the committee on accounts.

CXXXV.

Resolve on the petition of Dorothy Forbes and Elizabeth Murray. March 13, 1783.

On the petition of Dorothy Forbes and Elizabeth Murray:

Resolved, That the prayer thereof be granted, and that the said Dorothy and Elizabeth be, and they hereby are permitted, to cause to be brought in any cartel that may come from Halifax, or any part of Nova-Scotia, to any port in this Commonwealth, to their own use, any articles of apparel and books that are now there, to the use of the said Dorothy and Elizabeth, or either of them, provided that the same be liable to forfeiture to this Commonwealth, if landed before the same have been exposed to the inspection of the naval officer for the port where the said cartel shall arrive, who is hereby enjoined carefully to examine the same, that no articles other than those above-mentioned, be brought by means hereof.

CXXXVI.

Resolve establishing the pay of the members of the General Court. March 13, 1783. *Resolved.*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to each member of the Council, *nine shillings* per day, to each member of the Senate, *eight shillings and six pence* per day, to each member of the House of Representatives, *eight shillings* per day, for each day they have respectively attended their respective duty this present session; and that their travel pay be in proportion thereto, calculated in the usual manner.

CXXXVII.

Resolved empowering *Cadwallader Ford, jun.* to sell the real estate mentioned.

March 13, 1783.

On the petition of Cadwallader Ford, jun. executor of the last will and testament of Benjamin Thompson, late of Wilmington, in the county of Middlesex, deceased, praying for liberty to sell the real estate of the said deceased, for reasons set forth in the petition:

Resolved, That the prayer of the petition be granted, and that the said *Cadwallader Ford, jun.* be, and he hereby is authorized and empowered, to sell all the real estate of the said deceased, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Middlesex*, that the proceeds arising by the sale of the said estate, after paying the just debts of the aforesaid deceased, according to his will, the remainder to be put and kept on interest, for the benefit of the heirs of the said deceased, and both principal and interest paid to each heir and legatee their respective share, agreeably to the will and testament of the said deceased.

CXXXVIII.

Resolved empowering *Jeremiah Vose* of *Stoughton*, to complete the collection of tax bills left with him. *March 13, 1783.*

On the petition of Jeremiah Vose, of Stoughton, in the county of Suffolk:

Resolved, That the petitioner be, and he hereby is empowered, to complete the collection of the tax bills left with him to collect, by one *Nathaniel Holmes*, in as ample a manner as it he had been legally chosen by said town for that purpose.

And it is further *Resolved*, That the present Assessors of the said town be directed to grant the petitioner a warrant for completing the said collection according to the usual form of law.

CXXXIX.

Resolved requesting the Governor to allow *William Burgess* a further time, after which to order him out of this Commonwealth. *March 13, 1783.*

Resolved, That the Governor be, and he is hereby requested to allow *William Burgess* such further time as he, with advice of Council, shall think reasonable, not exceeding six weeks from the date hereof, after which the Governor is requested to order said *Burgess* out of this Commonwealth.

CXL.

Resolved appointing *Edward Grow, Esq;* agent for the county of *York*. *March 13, 1783.*

Resolved,

Resolved, That *Edward Grow*, Esq; be, and hereby is appointed, agent in and for the county of *York*, to receive the price of corn, beef, sheeps-wool, and sole-leather, in order to ascertain the value of the notes given to the officers and soldiers of this Commonwealth's quota of the Continental army, for the depreciation of their wages, in the room of *Mr. Joseph Sewall*, deceased.

CXLI.

Resolve on the petition of *Charles Goodrich*, Esq; *March 13, 1783.*

On the petition of Charles Goodrich, Esq; setting forth, that there was a mistake in recording a certain grant of land, of about forty-seven acres, lying in the county of Berkshire, which grant was made to Ephraim Keys, on the sixth day of June, 1767 and praying that the said mistake may be rectified, and the said grant established to contain the same land that would have been fairly described, if the aforesaid mistake had not been made :

Resolved, That the prayer of the petition be granted, and the said grant is hereby confirmed to the said *Ephraim Keys* in manner following, *viz.* beginning eleven chains, seventy-four links north, thirty-three degrees east, from the north west corner of a grant of land made by the General Court to *Benjamin Goodrich* and others, lying west of *Pittsfield*, bounded as by the plan will appear, from thence north twenty-two degrees, east twenty chains, thence east twenty-two degrees, south twenty-three chains and seventy-four links, thence south twenty-two degrees west twenty chains, thence west twenty-two degrees north twenty-three chains and seventy-four links, to the first mentioned bound, containing forty-seven acres and one hundred and forty rods of land which is hereby confirmed to the said *Ephraim Keys*, provided it does not interfere with any former grant.

CXLI.

Resolve on the petition of *Benjamin Ward*, jun. directing the Treasurer to receive the sum in bills of credit mentioned, he making oath. *March 14, 1783.*

On the petition of Benjamin Ward, jun. shewing that he as a Collector for the town of Salem received the sum of nine thousand six hundred and forty-two pounds in bills of credit of the old emission, before the time limited for receiving the same expired, and which remained in his possession till the Treasurer refused to receive the same, by reason of the said Benjamin's retaining the same to the use of the selectmen of Marblehead, who since refuse to receive the same :

Therefore Resolved, That the Treasurer of this Commonwealth be, and is hereby is directed, to receive the same sum in bills of credit from the said *Benjamin*, in discharge of that sum due from him to this Commonwealth, upon the State tax committed to him to collect in the year 1780, the said *Benjamin* making oath that he *bona fide* received the same bills in the collection of the same tax, before the twentieth day of *July*, 1781, and that he hath derived himself no personal advantage thereby.

CXLI.

Resolve empowering *Seth Bates*, of *Hanover*, to make sale of the real estate mentioned. *March 14, 1783.*

On the petition of Seth Bates, of Hanover, in the county of Plymouth, guardian to John Tilden Torrey, of said Hanover, a person represented non compos, praying for liberty to sell the whole of the real estate of the said John Tilden Torrey, for reasons set forth in his petition.

Resolved,

Resolved, That the prayer of the said petition be granted, and that he the said *Seth Bates* in his capacity as guardian be, and he hereby is impowered, to make sale of all the real estate of the said *John* for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the said county of *Plymouth*, that after paying the just debts of the said *John*, the remainder be put on interest for the support of the said *John*, and he the said guardian to be accountable for the expenditure thereof.

CXLIV.

Resolve on the petition of *Elijah Dunbar*, appointing a committee to make thorough enquiry into the premises, and ascertain the boundaries of the town of *Oxford*, and other towns to be notified thereof. *March 14, 1783.*

The committee appointed to hear the petition of Elijah Dunbar, have attended that service, and having fully examined the evidence brought in support of the said petition, consider the matters therein contained, exceedingly interesting to the Commonwealth, to the original proprietors of the town of Oxford, and to the inhabitants of the town of Charlton, and are of opinion, that it is incumbent on this Commonwealth to ascertain, if possible, the true original line between the town of Oxford and the Gore, and also the line which the committee, who sold the Gore to individuals, did in fact bind the said individuals unto; also to ascertain the ancient true village line which is the eastern bounds of Brown's lot (so called) and also to fix the central or division line between the Commonwealth and Joseph Blaney, Esq; of the one part, and the other proprietors of the other part:

Therefore Resolved, That *Samuel Baker, Israel Nichols, Seth Washburn, John Child, and Samuel Curtis, Esq's.* be a committee to make thorough enquiry into the premises, and ascertain the boundaries; and the committee are hereby directed to give reasonable notice to the towns of *Oxford, Charlton, Leicester, Spencer and Brookfield*, by leaving an attested copy of this petition, and the order of Court thereon, with the town-clerks of the said towns, that they may be present (if they see cause) upon perambulating the ancient lines of the *Gore*, upon which the said towns do join; also to give reasonable notice to the inhabitants of the *Gore*, by leaving an attested copy of this petition, and the order of Court thereon, with one of the principal inhabitants thereof, that they may be present upon the said perambulation, if they see cause; also to notify the town of *Oxford* in the way before-mentioned, that they may be present (if they see cause) upon the perambulation of the ancient village line (so called.)

And it is further *Resolved*, That the committee be, and hereby are directed and empowered, to run and establish, in behalf of this Commonwealth, a line through the center of the lot formerly *Governor Stoughton's*, but now known by the name of *Brown's lot*, agreeable to a deed of division heretofore agreed to and signed by *Lemuel Kollock, Esq;* in behalf of this Commonwealth, and by all the other proprietors. And the committee are directed to report their doings to the General Court, as soon as may be.

CXLV.

Resolve on the petition of *James Witherell*, one of the collectors for the town of *Lebanon*, directing the Treasurer to stay execution until the first day of *September* next. *March 14, 1783.*

On the petition of James Witherell, one of the collectors for the town of Lebanon, praying for some relief respecting the taxes committed to him to collect, by reason of some peculiar circumstances, as set forth in the said petition :

Resolved, That execution for twenty-eight pounds and one shillings, specie, due on the paper currency tax for the year 1780, and sixteen pounds seven shillings and six pence, of the silver money tax, be stayed until the first day of September next ; and the Treasurer is hereby directed to govern himself accordingly.

CXLVI.

*Resolve on the petition of Paul Jewet and others, Selectmen of Rowley.
March 14, 1783.*

On the petition of Paul Jewet and others, Selectmen of Rowley.

Whereas the petitioners have represented to this Court, that in consequence of the resolve of the General Court of the 16th of June, 1781, they on the second day of July in the same year, drafted one George Jewet to serve as a soldier in the Continental army, who, as they supposed, did belong to a deficient class in the said town, and caused him the said George to be mustered by one of the county Muster Masters, and required him to proceed to the superintendant. That on the said George's refusing thus to proceed, they the said Selectmen attempted to carry him forward to the said superintendant, but he was rescued from their hands, and that an execution has issued against them the said Selectmen as delinquents, and the said petitioners have prayed for relief from the said execution, and that they may receive the direction of the General Court, respecting the said deficient class.

And whereas it does not appear to this Court that the petitioners are chargeable with any known or careless neglect of the duty enjoined on them as Selectmen by the aforesaid resolve : And whereas it appears that by reason of dispute between a certain class in the said town of Rowley, of which George Jewet is the head, and another class in the said town of which Ebenezer Kilbourn is the head, there has happened a deficiency of one man.

And whereas the determination of the Muster-Masters before whom a trial was had by the classes aforesaid, was conditional and therefore illegal.

Therefore Resolved, That the petitioners be, and they hereby are directed, to certify the cause of the contending classes aforesaid, to Samuel Johnson, Esq; one of the muster-masters for the county of Essex, who is hereby directed to notify Richard Ward, another of the muster-masters for the said county, and John Choate, Esq; of Ipswich, in the same county, to attend at some convenient time and place, and the said Samuel Johnson, Richard Ward and John Choate, or the major part of them, are hereby authorized and required to call before them the two contending classes aforesaid, and them to hear concerning the premises, and then to judge and determine to which class the man in dispute belongs, and certify the same to the assessors of the said Rowley for the time being.

And the said assessors for the time being shall be and hereby are authorized and directed, within fifteen days after the receipt of such certificate, to assess upon the class that shall appear to be deficient in their several just proportions, the sum of one hundred and twenty-eight pounds, nine shillings and six pence, the said sum being the average price of the men raised in consequence of the resolve of the General Court of December 2d, 1780, with the addition of fifty per cent thereon, and also an additional sum for the time and expences of the said Samuel Johnson, Richard Ward and John Choate.

And the said assessors shall commit the said assessment to some one of the constables

constables or collectors of taxes for the said town of *Rowley*, and certify the same to the Treasurer of this Commonwealth, who is hereby authorized and directed on the receipts of such certificate to issue his warrant, directed to the said constable or collector, requiring him to collect the aforesaid sum so assessed, and the same to pay into the treasury aforesaid within sixty days from the date of the said warrant.

And be it further *Resolved*, That if the said assessors for the time being shall neglect to discharge the duty enjoined them by the foregoing resolve, they shall be and hereby are made liable to the same penalties to be recovered and disposed of in the same manner as in the case of assessors neglecting to the duty enjoined on them by the resolve of the General Court passed the 20th day of *October, 1781.*

And it is further *Resolved*, That the aforesaid Treasurer be, and he is hereby directed upon receiving a certificate of the assessment aforesaid, to recall the aforesaid execution, and discharge the petitioners therefrom.

And it is further *Resolved*, That in case either of the contending classes aforesaid shall, after due notice given them by the said *Samuel Johnson, Richard Ward, and John Choate*, or the major part of them, neglect or refuse to appear before them, they are hereby authorized and directed, to hear and determine on the premises aforesaid, such refusal or neglect notwithstanding.

CXLVII.

Resolve empowering *Mary Robins* and *Elijah Holton*, to sell the real estate mentioned. *March 15, 1783.*

On the petition of Mary Robins and Elijah Holton, administrators on the estate of Aaron Robins, late of Northfield, in the county of Hampshire, deceased, praying for liberty to sell the real estate of the said deceased, for reasons set forth in their petition:

Resolved, That the prayer of the petition be granted, and that the said *Mary Robins* and *Elijah Holton* be, and they are hereby authorized and empowered, to sell the real estate of the said *Aaron Robins*, deceased, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Hampshire*, that the interest of one third part of the proceeds by the sale of the said real estate, be paid annually to said *Mary Robins*, during her life, and the other two thirds, after all just debts and charges are paid, to be kept on interest, for the benefit of said children, and that each ones share of both principal and interest be paid to them severally as they shall arrive to full age.

CXLVIII.

Resolve on the petition of *Samuel Moody* and *Samuel Noyes*, guardians of three minors, children and heirs of *Joel Weed*, a free negro, deceased. *March 15, 1783.*

On the petition of Samuel Moody and Samuel Noyes, guardians of three minors, children and heirs of Joel Weed, a free negro, deceased, in behalf of the said minors, setting forth, that the said Joel, for a very small sum, mortgaged to the said Pearson a tenement in Newbury, of the value of ninety-pounds, and that by the sudden death of the said Joel, and the peculiar situation of his heirs, the equity of redemption thereof by law, is gone and past, and they without remedy. And whereas there is no Court of equity in this Commonwealth to grant relief in this behalf; and this Court, willing in singular cases to prevent injustice, and to put the party grieved in a way to obtain his right, where the laws in being will not aid or do him justice:

Resolved, That the said *Samuel Moody*, and the said *Samuel Noyes*, in their said capacities, and in behalf of the said minors, be, and they are hereby empowered, within two years from the date hereof, to pay, or either of them, to pay to the said *Pearson*, the just sums due, according to rules of equity, on the said mortgage, principal, interest, and costs of repairs on the same, the said *Pearson* accounting with them for all the rents and profits by him actually received from the said tenement, and to pursue against the said *Pearson* any process in law for the recovery of the same tenement, rents and profits, for the use of the said heirs, in the same manner, and as fully, as if the equity of redeeming the same was not gone, or the time prescribed by law for redeeming mortgaged estates, not in this case expired; and that such payment or tender of just such sums due, shall be good and valid to render null and void the deed of mortgage made by the said *Joel* to said *Pearson*, of said tenement.

CXLIX.

Resolve directing the Treasurer to receive of Col. *Benjamin Tupper*, eight hundred twenty-two pounds, old Continental money, and to give duplicate receipts for the same. March 15, 1783.

On the petition of Col. Benjamin Tupper, praying that the Treasurer of this Commonwealth may be empowered to receive of him, the sum of eight hundred and twenty-two pounds, old Continental money, which he received for the purpose of enlisting soldiers for this Commonwealth:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive of Col. *Benjamin Tupper*, the sum of eight hundred and twenty-two pounds, old Continental money, he making oath that he has not received any advantage by loan or otherwise from the said money; and the Treasurer is directed to give the said *Tupper* duplicate receipts for the said money, one of which to be lodged in the Secretary's office, at the rate that the said money was set at by the scale of depreciation of this Commonwealth; two months from the time the said *Tupper* received the said money, for which the said receipt the committee on accounts are hereby directed to credit the said *Tupper* for.

CL.

Resolve intitling *Perez Bradford* to one-fourth part of his pay as a serjeant. March 15, 1783.

On the representation of John Lucas, commissary of pensioners, in behalf of Perez Bradford, serjeant in Capt. Croel Cotton's company, in Col. Josiah Whitney's regiment, was wounded in his left knee at Rhode-Island, in the year 1778:

Resolved, That the said *Perez Bradford* be entitled to one-fourth part of pay as a serjeant, from the time of his discharge from said regiment.

CLI.

Resolve on the petition of certain inhabitants of *Ervingshire*, and other towns, appointing a committee to repair to some convenient place in the territory mentioned, hear the parties, and view their situation, and report. March 15, 1783.

On the petition of certain inhabitants of Ervingshire, Warwick, Athol and Royalston, praying that a committee may be appointed by the General Court, to view (at the petitioners cost) their situation and circumstances, and report their opinion of the expediency of the petitioners being incorporated into a town:

Resolved,

Resolved, That Eleazor Brooks, Esq; Mr. James Luke and Abel Wilder, Esq; be a committee to repair to some convenient place in the territory mentioned by the petitioners, notify all persons interested, hear their allegations and complaints, view their situation and circumstances, and report their opinion at the next Session of the General Court, and that the whole cost and expence attending the business aforesaid be paid by the persons petitioning in the first instance, and not out of the public treasury.

CLII.

Resolve empowering Achsah Ludden, to sell the part of the real estate mentioned in her petition. March 15, 1783.

On the petition of Achsah Ludden, widow and administratrix on the estate of Levi Ludden, late of Williamsburg, in the county of Hampshire, deceased, praying for liberty to sell so much of the real estate of the said deceased, as shall be found necessary to pay the just debts of the said deceased, and to enable her to support her child who is very weakly, for reasons set forth in her petition:

Resolved, That the prayer of the petition be granted, and that she the said Achsah Ludden, in her said capacity be, and she hereby is authorized and empowered, to sell so much of the real estate of the said deceased, as the full sum of debts due from the said estate shall amount to; and also so much, and no more than what shall be really necessary to support the said child, and make and execute a good and lawful deed or deeds thereof to the purchaser or purchasers, she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of Hampshire, that the proceeds arising by the sale of such estate be applied for the purposes aforesaid, and she to be accountable to the Judge of said county theretor.

CLIII.

Resolve on the petition of John Codman, jun. and William Smith. March 15, 1783.

On the petition of John Codman, jun. and William Smith, setting forth that they are interested in the late purchase of the ship Tartar, for which they are indebted to this Commonwealth, and praying that they may be allowed to discount a warrant for six hundred and sixty-nine pounds seven shillings and six pence, in payment for the same, which warrant was issued in their favour on the 22d day of November, 1781, on the Treasurer of this Commonwealth, for freight and primage of goods imported by the United States.

Resolved, That the Treasurer be, and hereby is directed, to discharge the above warrant, by paying to, or discounting with the said John Codman, jun. and William Smith, the said sum of six hundred and sixty nine pounds, seven shillings and six pence, out of the monies arising from the sales of the ship Tartar.

CLIV.

Resolve appointing a committee to examine and pass on all accounts exhibited, for services, &c. for the use of the Commonwealth, and repealing a resolve passed the 13th of February last. March 15, 1783.

Whereas the multiplicity of accounts against the Commonwealth now laying unsettled, together with the urgency of public business, make it necessary that a more expeditious

petition mode of settling the said accounts than that provided in the resolve of the thirteenth of February last, should be adopted.

Therefore *Resolved*, That the resolve before mentioned of the thirteenth of February be, and it is hereby repealed.

It is further *Resolved*, That *Ephraim Starkweather, Charles Turner, Seth Washburn, Joseph Noyes, and Miles Greenwood*, Esq's be, and they hereby are appointed a committee, whose business it shall be to receive, examine and pass on all accounts, (not otherwise ordered) that shall be exhibited for services performed, cash advanced or property sold for the use of this Commonwealth by order of the General Court, or any person or persons authorized to incur such expence, in all cases where such accounts are properly vouched, and where the rate of allowance shall have been prescribed by the legislature, and the doings of any three of the said committee, in pursuance of these resolves shall be valid, as well in the recess as during the setting of the General Court.

Resolved, That if any account shall be exhibited to the said committee for which no principles of settlement shall have been previously prescribed, the said committee shall thereupon consider of, and report to the legislature for their acceptance, a rate of allowance or general principles of settlement in such manner as that all accounts of a similar nature may be thereby adjusted and settled, and the before-mentioned committee shall, in a book to be kept for that purpose, make a fair entry of the names of all persons whose accounts they shall allow, the towns to which they severally belong, the services or articles charged in the said accounts, and the amount of the sums allowed them; which book shall be laid before the General Court once in every Session for inspection.

It is further *Resolved*, That the said committee shall be, and they hereby are authorized, to pay the accounts that shall be allowed by them in pursuance of these resolves, and shall apply to the General Court from time to time for money for this purpose.

CLV.

Resolve directing the Commissary General to discharge *Jonathan Eddy, Esq; William How, and Zebulan Row*, from certain obligations. *March 17, 1783.*

On the petition of Jonathan Eddy, Esq; William How, and Zebulon Row.

Resolved, That the prayer of the petition be granted, and the Commissary General is hereby directed to discharge the said *Jonathan Eddy, Esq;* and others, from their obligations, as set forth in their petition, being *one hundred and sixty-nine pounds eight shillings*, any law or resolve to the contrary notwithstanding.

CLVI.

Resolve on the petition of *Seth Newton*, empowering him to make sale of a piece of land mentioned. *March 17, 1783.*

On the petition of Seth Newton, guardian to Thomas Lewis, of Southborough, a person non-compos, praying for liberty to make sale of about eight acres of improved land, it being the property of the above-said Thomas :

Resolved, That the above-said *Seth Newton*, in his capacity as guardian, for the reasons set forth in his petition, be, and he hereby is empowered, to make sale of the above-said piece of land, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers, he observing the rules of law for sale of real estate, made and provided for executors and administrators, first giving bond, with sufficient sureties, to the Judge
of

of Probate for the county of *Worcester*, that the proceeds of the sale be improved for the benefit of the said *Thomas*.

CLVII.

Resolve on the petition of *Mary Hubbard*, administratrix to *Jonas Hubbard*, late of *Worcester*, deceased. March 17, 1783.

On the petition of *Mary Hubbard*, administratrix on the estate of *Jonas Hubbard*, late of *Worcester*, in the county of *Worcester*, deceased, *William Young*, and *Jonathan Phillips*, guardians to the heirs of the said deceased, praying for liberty to sell a part of the real estate of the said heirs, for reasons set forth in their petition:

Resolved, That the prayer of their petition be granted, and that the said *Mary Hubbard*, *William Young*, and *Jonathan Phillips*, in their said capacities, be, and are hereby authorized and empowered, to make sale of the land mentioned in their petition, for the most the same will fetch, and to make and execute a good and lawful deed or deeds to the purchaser or purchasers, they observing the rules and directions of law for the sale of real estates by executors or administrators, first giving bonds to the Judge of Probate for the county of *Worcester*, that the money arising by the said sale, after paying the charges, shall one third be put on interest, for the benefit of the said widow, during her life, and the other two thirds, together with the widow's reserve, after her decease, shall be appropriated to the use of the heirs at law to the aforesaid deceased, in legal proposition.

CLVIII.

Resolve requesting the Governor to liberate *Samuel Ely* from his confinement in goal, under certain conditions. March 17, 1783.

On the petition of *Samuel Ely*, Esq; in behalf of his son, *Samuel Ely*, now a prisoner in Boston goal, praying that he may be liberated, for reasons set forth in the said petition:

Resolved, That the Governor be, and is hereby requested, to order the said *Samuel Ely* to be released from his present confinement, provided he the said *Samuel Ely* shall give bond to the Treasurer of this Commonwealth, with two sufficient sureties, in the sum of one thousand pounds, conditioned, that he will not directly or indirectly give any intelligence to the enemies of the United States, and will not do or say any thing in opposition to, or in prejudice of, the measures and proceedings of the Congress of the said States, or the General Court or Council of this Commonwealth, and will immediately depart this Commonwealth, and not return into the same without leave first had and obtained from the General Court, and provided also that the said *Samuel Ely* pay the Court charges and goal fees.

CLIX.

Resolve empowering *Ebenezer Mitchell* to make sale of a part of the real estate mentioned in his petition. March 17, 1783.

On the petition of *Ebenezer Mitchell*, as guardian to *William Mitchell*, a minor, praying that he may be empowered to sell as much of the said *William's* real estate, as will pay the moiety of a certain legacy, with the interest due thereon, with all intervening charges, for reasons set forth in the said petition:

Resolved, That *Ebenezer Mitchell*, guardian to *William Mitchell*, a minor, be, and he hereby is empowered, to make sale of such a part of the real estate of the

the said *William* as will fully pay and discharge his part of the first moiety of a legacy which is due to *Elizabeth* and *Mekitable Mitchel*, with the interest due thereon, and all intervening charges, and the said *Ebenezer* is hereby fully empowered to make and execute a good and lawful deed or deeds of the same, he observing the rules and directions of the law as in such cases is directed; he first giving sufficient sureties to the Judge of Probate for the county of *Essex*, that the proceeds by sale of the said estate be appropriated for the purpose aforesaid.

CLX.

Resolve on the petition of Capt. *Amos Lincoln*, directing the Commissary General to supply the non-commissioned officers and privates in his company with cloathing. *March 17, 1783.*

On the petition of Capt. Amos Lincoln, praying that a suit of clothes may be granted to each non-commissioned officer and private soldier in the company under his command, agreeable to the establishment made for the said company, by a resolve of the General Court of April 27, 1780.

Resolved, That Richard Devens, Esq; Commissary General of this Commonwealth be, and he is hereby empowered and directed, to supply each non-commissioned officer and soldier in the company commanded by Capt. Amos Lincoln, aforesaid, with one coat, one waist-coat, one pair of breeches, one shirt, one pair of shoes, one pair of stockings and one hat, agreeable to the establishment aforesaid.

CLXI.

Resolve discharging *Ephraim Starkweather, Esq; and others*, a committee to allow and pay accounts, from the sum of *thirteen thousand seven hundred and sixty pounds five shillings and three pence.* *March 17, 1783.*

Resolved, That Ephraim Starkweather, Abraham Fuller, Seth Walkbourn, Joseph Noyer, Esq's. and Mr. Miles Greenwood, a committee appointed to allow and pay accounts be, and they hereby are fully discharged, from the sum of thirteen thousand seven hundred and sixty pounds five shillings and three pence, received by them out of the treasury of this Commonwealth, from the thirteenth day of June last past, to the tenth day of February following, they having accounted for the expenditure of the said sum in the business of their appointment.

CLXII.

Committee on accounts directed to allow the clerks in the Secretary's and Treasurer's offices, *seven shillings* per day, and *twelve shillings* for the board of the poor of the town of *Charlestown.* *March 17, 1783.*

Ordered, That the committee on accounts allow to each of the clerks in the Secretary's and Treasurer's offices, seven shillings per day, for their past services, and that allowances be made in like proportion for the services of other persons of a similar nature.

And it is hereby further Ordered, That the said committee allow no more than twelve shillings per week for the full board of any one of the poor of the town of Charlestown, in any case whatever.

CLXIII.

Resolve on the petition of the committee of the town of *Brunswick*, in the county of *Cumberland.* *March 17, 1783.* *On*

On the petition of the committee of the town of Brunswick, in the county of Cumberland, setting forth the distressed circumstances of the inhabitants of the said town, and praying they may be excused from the fine for not raising three men, agreeable to a resolve of March 7, 1782 :

Resolved, That the said inhabitants be, and they are hereby excused, from the payment of any fine for not raising the three men aforesaid, they paying into the treasury of this Commonwealth, the sum of *one hundred eighty-five pounds four shillings and one penny half-penny*, being the whole amount of the average price of the said three men, and take duplicate receipts for the said sum, one of which to be lodged in the Secretary's office.

And it is further Resolved, That the Treasurer be, and hereby is directed, on the receipt of the aforesaid sum of *one hundred eighty-five pounds four shillings and one penny half-penny*, to stay execution against the said town of Brunswick, for the deficiency of the said three men, any resolve of the General Court to the contrary notwithstanding.

CLXIV.

A grant of *six thousand pounds* to Ephraim Starkweather, Esq; and others, a committee on accounts. March 17, 1783.

Resolved, That there be paid out of the treasury of this Commonwealth, to Ephraim Starkweather, Esq; and others, a committee for examining, allowing; and paying accounts, the sum of *six thousand pounds*, out of the proceeds of the tax granted in October, 1781, the said committee to be accountable for the expenditure of the same.

CLXV.

Resolve on the petition of Andrew and Rebecca Gardner. March 17, 1783.

On the petition of Andrew Gardner and Rebecca Gardner, shewing, that the said Rebecca, with one Unite Brown, were appointed joint executors of the last will and testament of John Brown, late of Needham, in the county of Suffolk, deceased, and that the said Unite having no interest in the execution of the said trust, hath for many years past absented himself, and keeps himself without the knowledge of the said Andrew and Rebecca, to her great delay and injury in the execution of the said trust :

Be it therefore Resolved, That the said Rebecca, in her said capacity, be, and she hereby is authorised and empowered, to do and perform all and every legal act necessary for carrying the said will and testament into effect, in as full and ample a manner as the said Unite Brown and Rebecca are jointly authorised to do by the said last will and testament.

CLXVI.

Resolve empowering John Rice and Jabez Harding, to make sale of the real estate mentioned in their petition. March 18, 1783.

On the petition of John Rice and Jabez Harding, guardians to Mary Harding, Jerusha Harding and John Harding, minors and heirs to John Harding, late of Sturbridge, deceased, praying that they may be empowered, to sell all the real estate belonging to the said Mary, Jerusha and John Harding, for the reasons mentioned in said petition :

Resolved, That the above said John Rice and Jabez Harding in their said capacity as guardians be, and they hereby are empowered, to make sale of all the real estate of the above said minors, for the most the same will fetch, and make

and execute a good and lawful deed or deeds to the purchaser or purchasers, they observing the laws for the rule and direction of executors and administrators in the sale of real estates, and giving bonds with sufficient sureties to the Judge of Probate for the county of *Worcester*, that after all the just debts are paid out of the money arising from the said sale, the remainder of the said money be put and kept on interest for the benefit of the said heirs, and each one's share paid to them with the interest as they shall arrive to full age.

CLXVII.

Resolve on the petition of *Oren Smith*, appointing *David Smead*, Esq; and others, a committee to apprise the land mentioned, and to give a deed thereof. *March 18, 1783.*

On the petition of Oren Smith, setting forth, that in February last he purchased of Jonathan Fisk, a tract of land lying in the county of Hampshire, which appears to be the property of this Commonwealth:

Resolved, That the prayer of his petition be granted, and that *David Smead* and *Hugh McLeilan*, Esq's. and Mr. *James Burdick* be, and hereby are appointed a committee, who shall be duly sworn to the faithful discharge of their trust, to appraise the said land according to the just value thereof, and shall make and execute a good and lawful deed of said land, to him the said *Oren Smith*, and shall receive the money arising from the sale of the said land, or good and sufficient security for the same, and shall pay or deliver the same to the Treasurer of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office, and lay the account of their services before the committee on accounts.

CLXVIII.

Resolve on the petition of *Robert Miller*. *March 18, 1783.*

On the petition of Robert Miller:

Resolved, That the Court of General Sessions of the Peace next to be holden in and for the county of *Hampshire* be, and hereby are authorized and empowered, to licence *Robert Miller*, of *Colrain*, in said county, to keep a tavern in the house he now lives, he producing to the said court the approbation and recommendation of the selectmen of the said town of *Colrain*, agreeable to law, the time for granting such licences being elapsed to the contrary notwithstanding.

CLXIX.

Resolve empowering *Susannah Cheever* to make sale of the real estate mentioned in her petition. *March 18, 1783.*

On the petition of Susannah Cheever, administratrix on the estate of her husband, Edward Cheever, late of Wilbraham, deceased, praying for liberty to sell the real estate of the said deceased, for reasons set forth in the said petition:

Resolved, That the prayer of the said petitioner be granted, and that she the said *Susannah Cheever* be, and she hereby is authorized and empowered, to make sale of all the real estate of the said deceased, in the said *Wilbraham*, for the most the same will fetch, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, she observing the rules and directions of law for the sale of real estates by executors and administrators, she first giving sufficient security to the Judge of Probate for the county of *Hampshire*, that two thirds of the proceeds arising by sale of the said estate, kept on

on interest for the benefit of the heir, reserving the income of the other third of the proceeds to herself, during her life, and to pay to the said heir, mentioned in her petition, the principal and interest of the said two thirds, when the said heir shall arrive to lawful age.

CLXX.

Resolve on the petition of *James Ayrault*, in behalf of the town of *Sandersfield*.
March 18, 1783.

On the petition of *James Ayrault*, in behalf of the town of *Sandersfield*, representing that the said town was fined for one man, in the tax-act passed in the May session, 1781: And whereas it appears to this Court, that the said town of *Sandersfield* procured their whole quota of men, agreeable to a resolve of the General Court, of the 22d day of June, 1780: Therefore,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to receipt the town of *Sandersfield* for the sum of *seventeen pounds four shillings and eight pence*, it being the fine and average bounty which the town stands charged for their deficiency of one man, any resolve to the contrary notwithstanding.

CLXXI.

Resolve on the petition of *Mary Bartlet*, *Josiah Bartlet*, and *Stephen Gorham*, empowering them to make sale of the real estate mentioned. March 18, 1783.

On the petition of *Mary Bartlet*, *Josiah Bartlet*, and *Stephen Gorham*: praying for liberty to sell a piece of land and buildings, belonging to the estate of *Abraham Bartlet*, deceased, lying in the town of *Woburn*, in the county of *Middlesex*, for reasons set forth in their petition:

Resolved, That the prayer of their petition be granted, and that they the said *Josiah Bartlet* and *Stephen Gorham*, in their capacity of guardians to the children of the said deceased, be, and they are hereby authorized and empowered, to make sale of the real estate mentioned in their petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving bond to the Judge of Probate for the county of *Suffolk*, that the proceeds arising by the sale of the said estate, be put on interest, for the benefit of the heirs of the said deceased, and one third of the said interest to be paid to the said widow of the said deceased, annually, during her natural life, and the other two thirds, with the interest, to be paid to the legal heirs, severally, as they shall arrive to full age, and after the decease of the said widow, the remaining third to be paid in legal proportion.

CLXXII.

Resolve on the petition of *William Tuck*, empowering *William Tuck* and *Lydia Lee*, to make sale of the real estate mentioned. March 18, 1783.

On the petition of *William Tuck*, guardian to *Henry Lee*, son to *Samuel Lee*, deceased, to *William Tuck*, jun, *Samuel Tuck*, *Warren Tuck*, and *Deborah Tuck*, minors, and heirs to the estate of *Samuel Lee*, late of *Manchester*, deceased, and *Lydia Lee*, mother and guardian to *Lydia Lee*, a minor, and heir to the said deceased's estate, praying for liberty to sell the real estate belonging to the said minors, in *Marblehead*, for reasons set forth in their petition:

Resolved,

Resolved, That the prayer of the said petition be granted, and that they the said *William Tuck* and *Lydia Lee*, be, and they are hereby authorized and impowered, to make sale of all the real estate belonging to the said minors, mentioned in their petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, they observing the rules and directions of the law for the sale of real estates by executors administrators, first giving sufficient security to the Judge of Probate, that the proceeds arising by the sale of the said estate, be put on interest for the benefit of the heirs at law, and paid to each of them respectively their legal share as they shall arrive to full age.

CLXXIII.

Resolve impowering *Gideon Frost* and *Aaron Hill*, to sell part of the real estate mentioned. *March 18, 1783.*

On the petition of Gideon Frost and Aaron Hill, both of Cambridge, in the county of Middlesex, guardians to Jonathan Cooper Hill and Lydia Hill, minors and children of Jonathan Hill, late of the said Cambridge, deceased, praying for liberty to make sale of so much of the real estate of the said deceased, as to amount to the sum of one hundred and ninety-five pounds, for the support and education of the said children, for reasons in their petition set forth.

Resolved, That the prayer of the petition be granted, and that the said *Gideon Frost* and *Aaron Hill* be, and they are hereby authorized and impowered, to sell so much of the said deceased's estate, where it will be least prejudicial to the whole, for the most it will fetch, as shall amount to the above said sum of *one hundred and ninety-five pounds*, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving security to the Judge of Probate for the said county of *Middlesex*, for the expenditure thereof.

CLXXIV.

Resolve impowering *Mary Stow*, to make sale of the real estate mentioned in her petition. *March 18, 1783.*

On the petition of Mary Stow, administratrix to the estate of Jonathan Stow, late of Charlton, in the county of Worcester, deceased, praying that she may be impowered to make sale of the real estate of her late husband, Jonathan Stow, consisting of a dwelling house, and about eighty acres of land, lying in the said Charlton, for reasons mentioned in her said petition.

Resolved, That the said *Mary Stow* be, and she hereby is fully empowered, to make sale of the aforesaid real estate, for the most it will fetch, and to give a good and lawful deed or deeds to the purchaser or purchasers thereof, she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving bond, with sureties, to the Judge of Probate for the said county of *Worcester*, to apply the proceeds of the said sale as the law, for the distribution of the real estates of intestates, directs.

CLXXV.

Resolve directing the committee for the sale of absentees estates within this Commonwealth, to lease said estates for one year, and so on till further order, and vesting them with certain powers. *March 18, 1783.*

Resolved,

Resolved, That the committee appointed to make sale of the real estates of conspirators and absentees, in and for the counties within this Commonwealth, be, and they are hereby empowered and directed, forthwith to examine into the circumstances of the said estates, and where it shall appear to them to be for the public advantage, to proceed to lease any of the said estates, either at public or private sale, for one year, from the first day of *April* next, and so on from year to year, until the further order of the General Court, or until such estates shall be otherwise disposed of agreeable to law, previously advertising the same in one of the *Boston, Worcester* or *Springfield* news-papers, or in such other way as may appear to them to be equally beneficial.

And it is further *Resolved*, That the said committees respectively, or the major part of them, be, and they hereby are vested with all and singular the powers respecting the said estates, as agents appointed by the Judges of Probate for the several counties are by law vested, any act or resolve of the General Court notwithstanding.

CLXXVI.

Resolve extending a resolve passed 2d *November*, 1782, respecting receipts upon collectors and constables being returned into the Treasurer, to the first *Wednesday* of *June* next. *March* 18, 1783.

Whereas by a resolve of the General Court, passed the 2d of *November*, 1782, persons possessed of receipts upon collectors and constables, were empowered to return the same into the Treasurer's office, within forty days from the first day of *December*, then next following, and many persons are precluded from obtaining their just dues, by application either to the collectors or constables, or the Treasurer, in cases of collectors or constables refusing payment of the same, by reason whereof it is become necessary that a further time be allowed for the returning such receipts into the Treasurer's office :

It is therefore *Resolved*, That the time limited in the aforesaid resolve to forty days, be, and hereby is extended to the first *Wednesday* of *June* next ; and in the mean time the said resolve shall have the same force and validity in all respects, until the said first *Wednesday* of *June* next, as it had during the term of the said forty days.

Ordered, That the Secretary be, and he hereby is directed, to publish the foregoing resolve in *Willis's*, the *Worcester*, and *Springfield* news-papers.

CLXXVII.

Resolve empowering *Caleb Ammidown*, and others, selectmen of *Charlton*, to remove the widow *Manning*, and children, to the town of *Dudley*. *March* 18, 1783.

On the petition of *Caleb Ammidown*, and others, selectmen of *Charlton*, praying that they may have liberty to remove the widow *Manning*, and her children, out of the said town, for reasons set forth in the said petition :

Therefore *Resolved*, That the prayer of the said petition be granted, and the selectmen of the said *Charlton* be, and they are hereby empowered, to remove the said widow *Manning* and children to the town of *Dudley*, and deliver them to the selectmen of the said *Dudley* ; and the selectmen of the said *Dudley* are hereby ordered and directed to receive the said widow *Manning* and children, and provide for them agreeable to the orders and resolves of the General Court, making provision for the poor of *Charlestown*.

Resolve on the representation of *John Adams*, authorizing *Ezra Shadduck*, late collector of taxes in the town of *Barnardston*, to collect all such taxes now due from the class mentioned. *March 18, 1783.*

On the representation of John Adams, setting forth, that Ezra Shadduck, late collector of taxes for the town of Barnardston, in the county of Hampshire, hath in his hands a list of assessment of a tax laid on sundry persons, classed for procuring a man for the army, on the resolve of the General Court of December 2d, 1780, which persons were at the time of their being classed inhabitants of the said Barnardston, but are now by an act of the General Court annexed unto the town of Colerain, which tax is yet due :

Resolved, That Ezra Shadduck late collector of taxes for the town of Barnardston be, and hereby is invested, with legal authority to collect all such taxes which he hath in his hands now due from the class aforesaid, in the same way and manner in which he might have collected the same had they not been annexed to Colerain.

CLXXVIII.

Resolve on the representation of the Hon. *David Sewell, Esq;* directing *Joseph Chadburn* not to sell the said land, and directing the Treasurer to stay his execution, and to make allowance to the collector, and appointing a committee to examine the state of the unimproved lands. *March 18, 1783.*

On the representation of the Hon. David Sewell, Esq; that certain unimproved lands called Lady Pepperell's in the plantation of Littlefalls, in York county, assessed fourteen pounds nineteen shillings and seven pence, and advertized for sale in order to pay the same, are in his opinion, the property of Sir William Pepperell, an absentee, and accrue to this Commonwealth by a confiscation of the said absentee's estate.

Resolved, That Joseph Chadburn, collector of taxes for the plantation of Littlefalls be, and he hereby is prohibited selling the said land, and the Treasurer of this Commonwealth is hereby directed to stay his execution against the said collector for the said tax of fourteen pounds nineteen shillings and seven pence, until the further order of the General Court; and the said Treasurer is further directed to allow the said collector fifteen shillings for cost of advertizing the said land.

And it is further Resolved, That the Hon. Benjamin Chadburn, David Sewell and Nathaniel Wells, Esq's. be, and they hereby are instituted a committee to examine and ascertain the state of the property of the unimproved lands above mentioned, and also of any other unimproved lands in the said county of York in a like predicament, and the said committee are authorized and empowered in the cases that may appear to them necessary, to treat with Lady Mary Pepperell and her daughter, on the subject of their right or interest in any of the said lands, and to propose terms of agreement and composition in their relinquishment of the said rights and interest to be reported to the General Court for their approbation.

CLXXIX.

Resolve directing the Treasurer to receive a bond executed 3d February last, by *Samuel Ely*, and others. *March 18, 1783.*

Whereas by a resolve of the General Court, passed the 17th day of March instant, it is provided, that the Governor be requested to order Samuel Ely to be released from his confinement, on his giving a certain bond, mentioned in the said resolve: And
whereas

whereas the said Samuel had executed, with sufficient sureties, a bond of the same tenor, which bond is ready to be delivered to the Treasurer of the Commonwealth, but bears date before the passing of the said resolve :

Resolved, That the bond executed by the said Samuel, together with Thomas Sheldon and Abner Ely, as sureties, bearing date the third day of February last, being delivered to the Treasurer, shall be received instead of the bond mentioned in the said resolve, of the 17th of March instant, any thing in the same resolve to the contrary notwithstanding.

CLXXX.

Resolve appropriating the proceeds of the sale of the ship *Tartar*, to pay the members of the General Court. *March 18, 1783.*

Resolved, That so much of the money in the treasury, proceeding from the sale of the ship *Tartar*, as may be sufficient to pay the members of the General Court for their travel and attendance, according to the rolls of the present session, be, and hereby is appropriated for that purpose, and that the Treasurer be, and hereby is directed, to govern himself accordingly.

CLXXXI.

Resolve granting to the Hon. Samuel Holton, Esq; ninety pounds, for his services at Congress, in addition to what he has received. *March 19, 1783.*

On the subject of the Hon. Samuel Holton's letter to this Court, setting forth, that the grants made to him for his services as delegate in Congress, which were in paper currency, appear, on calculation, to be so far short of the grants made by this Court to other Delegates in like circumstances :

Resolved, That the sum of ninety pounds, in specie, be, and hereby is granted to the said Samuel Holton, Esq; in full for his said services at Congress, in addition to what he has already received, to be paid out of the treasury of this Commonwealth.

CLXXXII.

Resolve empowering Hannah Holman, of Salem, to make sale of the real estate mentioned in her petition. *March 19, 1783.*

On the petition of Hannah Holman, of Salem, in the county of Essex, administratrix on the estate of her husband, Nathaniel Holman, late of said Salem, deceased, and guardian to three of the children of said deceased, minors, praying for liberty to sell the real estate of said deceased, for reasons set forth in her petition :

Resolved, That the prayer of the petition be granted, and that she the said Hannah Holman be, and she is hereby authorized and empowered, to make sale of all the real estate of the said deceased, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of Essex, that the interest of one third be reserved to herself, and that after paying the just debts of the said deceased, the remainder, two thirds, to be put on interest, for the benefit of the heirs, to be paid to each of them, both principal and interest, in their respective share, severally, as they shall arrive to full age ; and also the other third, after the decease of the said widow, to be paid to the legal heirs, in like proportion.

Resolve

CLXXXIII.

Resolve directing the Secretary to publish a resolve, passed the 13th instant, postponing the sale of absentees estates, and to send copies to the committees for the counties of *Worcester, Hampshire and Berkshire.* March 19, 1783.

Whereas there was a resolve passed the General Court, on the 13th day of March instant, for postponing the sale of confiscated estates until October next, and as the Secretary was not directed to publish the said resolve, it is not likely to answer the purposes for which it was intended :

Therefore Resolved, That the Secretary be, and he hereby is directed, to publish the afore-mentioned resolve in *Willis's* paper, and also to forward copies of the same immediately to the committees for the sale of confiscated estates in the counties of *Worcester, Hampshire, and Berkshire.*

CLXXXIV.

Resolve on the petition of *John Pickering, Esq;* administrator on the estate of *Samuel Orne, deceased,* empowering him to make sale of the real estate mentioned. March 20, 1783.

On the petition of John Pickering, administrator on the estate of Samuel Orne, deceased, praying for liberty to make sale of the whole of the said deceased's real estate, for reasons set forth in his petition :

Resolved, That the prayer of the said petition be granted, and that he the said *John Pickering,* in his said capacity, be, and he is hereby authorized and empowered, to make sale of the whole of the said real estate mentioned in his petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Essex,* that the proceeds from the sale of the said estate shall, as far as necessary, be applied for discharging the debts due from the estate of the said deceased, and the remainder paid to the heirs now in this State, in the same proportion they would have inherited the said real estate, in case it had not been sold, and to pay the share of *Lois Pain,* the wife of *William Pain,* an absentee, to such person or persons as the laws, or the orders of the General Court, do or may direct.

CLXXXV.

Resolve empowering *Mesback Penniman* and *Ruth Penniman,* to make sale of the land mentioned. March 20, 1783.

On the petition of Mesback Penniman and Ruth Penniman his wife late widow of Lemuel Dwelle, late of Braintree, deceased, and guardian to Lemuel and John Dwelle, minors, praying for liberty to sell the estate of the said minors for reasons set forth in their petition :

Resolved, That the prayer of their petition be granted, and that the said *Mesback Penniman* and *Ruth* his wife, in her capacity of guardian be, and are hereby fully authorized and empowered, to make sale of the estate in their petition mentioned, for the most the same will fetch, and make and execute a good and sufficient deed or deeds to the purchaser or purchasers, they observing the rules of law for the sale of real estates by executors or administrators, first giving bonds with sufficient sureties to the Judge of Probate for the county of *Suffolk,* that the money arising by the said sale be one third part put on interest for the benefit

benefit of the widow, the other two thirds after paying the just debts and cost of sale but put on interest on good security for the benefit of the said heirs, and paid to them, together with the widow's dower after her decease, as they shall respectively arrive at lawful age, in such proportions as the law directs.

CLXXXVI.

Resolve on the petition of *Cotton Tufts, Esq;* and others, permitting the Society of Arts and Sciences, to make use of a room in the Manufactory House until further orders. *March 20, 1783.*

On the petition of Cotton Tufts, Esq; and others, in behalf of the Academy of Arts and Sciences and of the Massachusetts Medical Society, praying that the said Societies may have the use of a room in the manufactory house in Boston:

Resolved, That the Academy of Arts and Sciences, and the Massachusetts Medical Society be, and they are hereby permitted, to make use of and improve the room in the manufactory house in the town of Boston, (which has for some time past been occupied for a school by Mr. *Vinal.*) until the further orders of the General Court, the said Academy and Society not to take possession of the said room until the said *Vinal* shall remove his school therefrom.

CLXXXVII.

Resolve directing the Secretary to cause eight hundred copies of the militia act to be printed, and to transmit the same to the field officers. *March 21, 1783.*

Whereas an act has passed the present Session of the General Court, intitled, "An act in addition to an act for the better regulating the militia of this Commonwealth:" And whereas it is necessary that the several militia officers of this Commonwealth should be immediately supplied with a copy of said act:

Resolved, That the Secretary be directed to cause to be printed eight hundred copies of said act, and transmit the same to the several field officers of this Commonwealth, one of which copies to be by them delivered to the commanding officer of each company under their command.

CLXXXVIII.

Resolve on the petition of *John Patten, jun.* and *Sarah Patten.* *March 21, 1783.*

On the petition of John Patten, jun. and Sarah Patten, his wife, formerly widow of Aaron Hoseley, late of Pepperell in the county of Middlesex, deceased, and Joshua Hoseley, guardian to the children of said Aaron, praying for liberty to sell the real estate of said Aaron Hoseley deceased, for reasons set forth in their petition:

Resolved, That the prayer of the petitioners be granted, and that he the said *Joshua Hoseley*, guardian to the said minors, be authorized, and he hereby is empowered to sell the real estate of the said *Aaron Hoseley*, deceased, for the most the same will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, he observing the rules of the law for the sale of real estates be executors and administrators, he first giving sufficient security to the Judge of Probate for the county of *Middlesex*, that the interest of one third part of the proceeds arising by the sale, be paid to the said *Sarah*, the late widow of the said *Hoseley*, deceased, (now the wife of the said *John Patten*) and the proceeds of the other two thirds, together with the interest, except what shall be necessary for the support of the said minors, to be paid to them in legal proportion when they shall arrive to lawful age, and also the principle of the other third at the decease of the said *Sarah*.

Resolve on the petition of *Gilbert Dench*. March 21, 1783.

On the petition of Gilbert Dench :

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of *three hundred pounds*, in receipts on such constables and collectors in the counties of *Hampshire* and *Berkshire*, as are deficient in the payment of the tax granted in *October, 1781*, the said *Gilbert Dench* giving his bond to the Treasurer, with one sufficient surety, to repay the said *three hundred pounds* on or before the last day of *June* next.

CLXXXIX.

Resolve entitling *David Cutler* to half-pay as a soldier. March 21, 1783.

Upon the representation of John Lucas, commissary of pensioners, in behalf of David Cutler, in Col. Shepard's regiment, in Capt. Moses Knap's company, in the service of the United States, who lost his hand, and is now discharged :

Resolved, That the said *David Cutler* be intitled to one half part of pay, from the time of his discharge from the above-said service, till the further order of this Court, or Congress.

CXC.

Resolve on the petition of the town of *Rutland*, to notify *Jabez Fairbanks* to shew cause, &c. March 21, 1783.

On the petition of the town of Rutland, praying that a resolve of the General Court, passed October 20, 1782, directing the town of Rutland aforesaid, to pay to Jabez Fairbanks, head of a class in the town of Sterling, the sum of ninety pounds, immediately may be repealed :

Resolved, That the prayer of the said petition be so far granted, that the town of *Rutland* be, and hereby are directed, to notify the said *Jabez Fairbanks*, by serving him with an attested copy of said petition, and this order thereon, seven days at least before the second Wednesday of the next sitting of the General Court, to appear and shew cause (if any he has) why the prayer of the petition should not be granted ; and that any action that has been or may be commenced in consequence of the aforesaid resolve, be stayed in the mean time.

CXCI.

A grant of *sixteen pounds seventeen shillings and six pence*, to *Capt. Thomas Jackson*. March 21, 1783.

On the petition of Thomas Jackson, a Captain in Col. Crane's regiment of artillery, praying that he may be paid the depreciation of the new emission money he received in lieu of specie, for three months pay, in the year 1780 :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Capt. Thomas Jackson*, *sixteen pounds seventeen shillings and six pence*, being the balance due to him for the depreciation of bills of the new emission, he received for three months pay, for the year 1780.

CXCII.

Resolve on the petition of *George Little*, making an appropriation of the prize money in his hands, and establishing the pay of his officers and men. March 22, 1783.

On the petition of George Little, commander of the State sloop of war called the Winthrop,

Winthrop, praying that the prize-money in his hands, belonging to this Commonwealth, may be appropriated for the payment of the wages due to the officers and men belonging to the sloop aforesaid; also that the wages of the officers and men may be raised to the same pay as the officers and men are in the Continental navy:

Resolved, That the prayer of the petition be granted, and that the prize-money in Capt. Little's hands, be paid into the public treasury, the said Capt. George Little taking duplicate receipts therefor, one of which to be lodged in the Secretary's office, and that the Treasurer be, and he hereby is directed, to pay the wages due to the crew of the sloop *Winthrop*, out of the same.

It is further Resolved, That from and after the date, the officers and men belonging to the sloop aforesaid, be put on the same establishment as the officers and men are in the Continental navy, in vessels carrying the like number of guns:

CXCIIL.

[The following resolve passed March 3, 1783.]

Resolve requesting the Governor to order sixteen men, doing duty at *Springfield*, to *Boston*, and to discharge the commanding officer there.

Whereas it appears, by a letter from Major-General Lincoln, laid before this Court by order of the Governor, that sixteen of the men who enlisted into the Continental service, received the bounty, but not being then of full stature, were rejected, as unfit for the said service, and ordered to be detained as a guard at *Springfield*, and that they are now no longer wanted there:

Resolved, That the Governor be, and he hereby is requested, to give orders, that the said sixteen enlisted soldiers be supplied with ten days rations each and marched to *Boston*, to do duty on *Castle-Island*, as a part of the troops ordered to be stationed at that port until the time of their respective enlistments shall expire; and that Capt. *Carpenter*, who now has the command of the said men, be thereupon discharged.

CXCIIV.

Resolve discharging the town of *Charleton* of a sum in the bills of the old emission, and directing the Treasurer to charge the amount thereof in specie. March 24, 1783.

Whereas the town of *Charleton* was assessed in a tax act made and passed in the first Session of the General Court in the year 1779, of the eleven thousand eight hundred and nine pounds eleven shillings and four pence, in bills of the old emission, of which no return hath yet been made, and the said sum being reduced to the value thereof in specie amounts to three hundred and thirty-four pounds thirteen shillings.

Resolved, That the said town of *Carlton* be discharged the said sum of eleven thousand eight hundred and nine pounds eleven shillings and four pence, bills of the old emission, and charged with the amount thereof in specie, being three hundred thirty-four pounds thirteen shillings, and the Treasurer is hereby directed to govern himself accordingly.

CXCV.

Resolve granting a tax of three hundred pounds, for defraying the charges of the county of *Bristol*. March 24, 1783.

Resolve granting a tax of three hundred pounds for defraying the charges of the county of *Bristol*, to be assessed on the inhabitants of said county.

Whereas

Whereas it appears from an estimate of the Justices of the General Sessions of the peace for the county of Bristol, that the sum of three hundred pounds will be necessary for defraying the charges of the said county for one year next ensuing.

Therefore Resolved, That there be and is hereby granted, a tax of three hundred pounds, to be apportioned and assessed on the inhabitants of the said county and estates lying within the same, and collected, paid and applied for the use of the said county, according to the laws of this Commonwealth.

CXCVI.

Resolve on the petition of Philip Carrier. March 24. 1783.

On the petition of Philip Carrier, praying that he may be allowed the same depreciation of his wages as was granted to other soldiers in the Continental army.

Resolved, That the prayer of the petition be granted, and that the said Philip Carrier receive depreciation notes and wages as was allowed those soldiers who continued three years in the Continental army.

CXCVII.

Resolve entitling the widow of Jonathan Cogswell, to one third pay from the time he was wounded, till the time of his death. March 24. 1783.

On the representation of John Luca, Commissary of pensioners, in behalf of Jonathan Cogswell, a sail-maker, on board the Continental ship of war Altred, who was wounded in the service of the United States, by which he lost his right eye, and otherwise much hurt, when engaged with two British frigates, the Ariadne and Ceres, in March, 1777.

Resolved, That the widow of the said Jonathan Cogswell be intitled to one third part of pay from the time he was wounded till the time of his death, which was the 20th of March, 1782, in Halifax prison.

CXCVIII.

Resolve allowing extra pay to the Hon. President of the Senate, and Speaker of the House of Representatives, and granting sixty pounds to the Clerks of the Senate and House, each. March 25, 1783.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to the Hon. Samuel Adams, Esq; President of the Hon. Senate, the sum of six shillings per day; and also to the Hon. Tristram Dalton, Esq; Speaker of the House of Representatives, the sum of six shillings per day, for each day of their attendance on the General Court the present session, over and above their respective pay as members of the General Court.

And it is further Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to the Rev. Mr. Joseph Eckley, as Chaplain to the General Court, from the 28th day of May, to the end of the present General Court, the sum of twelve pounds, in full for his service.

It is further Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to Mr. William Baker, jun. Clerk of the Hon. Senate, the sum of sixty pounds; and also sixty pounds to Mr. George Richards Minot, Clerk of the House of Representatives, which, with the sums already granted, shall be in full for their services as Clerks to the General Court, from the 28th day of May, 1782, to the end of the present General Court.

CXCIX.

Resolve empowering John Haven to make sale of the real estate mentioned in his petition. March 25, 1783. On

On the petition of John Haven, administrator on the estate of Prince Frederick, late of Athol, deceased, and Anna Frederick, widow of the said deceased, praying for liberty to make sale of all the real estate of said Prince, for reasons set forth in their petition :

Resolved, That the prayer of the said petition be granted, and that he the said *John Haven* be, and he is hereby, in his said capacity, authorized and empowered, to make sale of all the real estate of the said deceased, mentioned in his petition, for the most the same will fetch, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, he first giving sufficient security to the Judge of Probate for the county of *Worcester*, that the interest of one third of the proceeds from the sale of the said estate, be paid annually to said widow, and so much as is necessary of the other two thirds, be applied to discharge the debts due from the estate of the said deceased, and the remainder to be put on interest, for the benefit of the legal heir, and paid to the said heir at lawful age.

CC.

Resolve relating to delinquent classes in this Commonwealth, by resolves of the General Court for raising this State's quota of the Continental army, for three years or during the war. *March 25, 1783.*

Whereas by the resolves of the General Court, for raising this State's quota of the Continental army, for three years or during the war, no provision is made to reimburse any member or members of a delinquent class, who have at their own expence procured a man for such class, after a warrant issued from the Treasurer of the Commonwealth, requiring the assessors to assess such class twenty per cent. more than the average cost of such men, and before execution from the said Treasurer upon such assessment, was satisfied : Therefore,

Resolved, When any member or members of such delinquent class, shall produce to the said Treasurer proper evidence that he or they have procured and delivered a man for such class, after the assessors receipt of his warrant as aforesaid, and before execution as above-mentioned was satisfied, that the said Treasurer shall issue his execution, returnable in sixty days, against the constable or collector who had a warrant to collect the assessment of the average cost of the man, and *twenty per cent.* added thereto, for the whole amount of such assessment, after deducting the proportion of such member or members as procured the man as aforesaid, and the said Treasurer, upon receipt of the same, shall pay it to the person or persons who procured such men.

CCI.

Resolve empowering *Peter Boylston Adams, Samuel Bass,* and others, to sell the estate mentioned in their petition. *March 25, 1783.*

On the petition of Peter Boylston Adams, Samuel Bass, John Billings and Samuel Cheney, guardians to Jonathan Rawson, Susannah Rawson, Mary Rawson, Stephen and Hannah Rawson, all of Braintree, in the county of Suffolk, praying for liberty to make sale of the real estate belonging to said minors (in the town of Roxbury) for reasons in their petition set forth.

Resolved, That the prayer of the petition be granted, and that the said *Peter Boylston Adams, Samuel Bass, John Billings and Samuel Cheney,* in their said capacity be, and they are hereby authorized and empowered, to sell the said estate mentioned in their petition, for the most the same will fetch, and make and

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execute

execute a good and lawful deed or deeds to the purchaser or purchasers thereof, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the said county of *Suffolk*, that the proceeds by the sale of the said estate, be put on interest for the benefit of the heirs, and that both principal and interest be paid to each heir respectively, their legal proportion as they shall arrive at full age.

CCII.

Resolve on the representation of a plantation called *Pearsontown*, in the county of *Cumberland*, directing *Simon Frye, Esq;* to notify the inhabitants to shew cause, &c. March 25, 1783.

Whereas it has been represented to this Court, that the plantation called Pearsontown in the county of Cumberland, is every way sufficiently qualified to be incorporated into a town, but neglect to apply for incorporation, only to avoid paying taxes.

Therefore Resolved, That the inhabitants of the said plantation be notified to appear on the first Wednesday of *June* next, to shew cause, if any they have, why they should not be incorporated, and that *Simon Frye, Esq;* be directed to notify the said inhabitants, by leaving an attested copy of this resolve, with one of the principal inhabitants of the said plantation.

CCIII.

Resolve on the petition of *Walter McFarland*, to notify *Solomon Walker* to shew cause. March 25, 1783.

On the petition of Walter McFarland, a Captain in a regiment detached by Col. Abner Perry, as a reinforcement to the Continental army, by a resolve of the 20th of June, 1780, praying that he may be empowered to draw the wages of Solomon Walker, a soldier in his company, for reasons mentioned in the said petition :

Ordered, That the petitioner notify the said *Solomon Walker*, by serving him with an attested copy of the petition, and this order thereon, at least fourteen days before the second Wednesday of the next sitting of the General Court, to shew cause (if any he hath) on the said second Wednesday, why the prayer thereof should not be granted.

CCIV.

Resolve respecting the common field in *West-Springfield*, empowering the proprietors in any legal meeting, to exclude the gore mentioned. March 25, 1783.

Whereas the proprietors of the common field lying in West-Springfield, may be put to great inconvenience in inclosing the said field within the bounds and lines mentioned in the act of incorporation passed the twenty-seventh day of June last past, occasioned by the late destruction of the bridge across Agawam river, and the alterations of the road thereby.

And whereas in order to prevent the public road or high way from running across the said field, it will hereafter be necessary to leave out of the limits of the said field a certain gore or angle of land lying near the place where the said bridge lately stood, until the same bridge shall be rebuilt and maintained.

Resolved, That the proprietors of the said field be, and they hereby are authorized and empowered by vote of the said proprietors in legal meeting, to leave out and exclude either said gore or angle of land out of the limits of the said

common

common field, and also hereafter to include the same in like manner within the said field whenever the said bridge shall be rebuilt, and for so long time as the said bridge shall be maintained as shall hereafter be necessary, any thing in the said act to the contrary notwithstanding.

CCV.

Resolve directing the Treasurer to receive of *Gilbert Dench, Esq;* and others, *seventeen hundred and forty-five dollars* of the new emission of money, they taking oath thereon: *March 26, 1783.*

On the memorial of Gilbert Dench, Lemuel Kollock, and Timothy Robinson, committee for transporting cannon, mortars, powder, &c. from Boston to north river, in June, 1781, praying for an order to the Treasurer to receive of the said committee or either of them, seventeen hundred and forty-five dollars of the new emission money of other States, which they received out of the treasury.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive of *Gilbert Dench, Lemuel Kollock and Timothy Robinson,* or either of them in whose hands the money is, *seventeen hundred and forty-five dollars,* of the new emission money of other States, they or either of them first making oath that the money so offered, is the money he or they received from the treasury of this Commonwealth for the purpose aforesaid, and that they have never availed themselves of any advantage from the said money, for which they are directed to take duplicate receipts, and lodge one of them in the Secretary's office.

CCVI.

Resolve empowering *Moses Bullard, of Needham,* to make sale of the real estate mentioned. *March 26, 1783.*

On the petition of Moses Bullard, of Needham, guardian to Daniel Saunders, a minor, son of Michael Saunders, late of Sturbridge, in the county of Worcester, yeoman, deceased, praying that he may be empowered to make sale of the said deceased's real estate, for reasons set forth in his said petition:

Resolved, That the prayer of the petition be granted, and that the said *Moses Bullard,* in his said capacity, be, and he hereby is authorized and empowered, to make sale of the aforesaid real estate, and to make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, he first giving bond to the Judge of Probate for the county of *Worcester,* with sufficient sureties, to pay the interest of one third part of the money coming by the said sale, annually, to the widow of the said deceased, during her natural life, and at her decease, to pay the same to the heirs at law of said deceased, in such shares as they by law are intitled to, and the other two thirds, after deducting reasonable charges, to be paid to the heirs at law of the said deceased, in such shares as they by law are intitled to.

CCVII.

Resolve on the petition of *Capt. Adams Bailey.* *March 26, 1783.*

On the petition of Adams Bailey, Captain of the 2d regiment of Massachusetts line:

Resolved, That his Excellency the Governor, with advice of Council, be requested to issue his warrant, directing the Treasurer of this Commonwealth to pay to *Capt. Adams Bailey,* the amount of a receipt obtained by him from the late

late Treasurer, *Henry Gardner*, in favour of *Prince Stetson*, for one thousand three hundred thirty-nine pounds sixteen shillings and eight pence, bearing date April 21, 1781, which sum he did not nor could receive of the said *Stetson*. Said sum to be consolidated according to the scale of depreciation, and interest thereon, from the date of the said receipt.

CCVIII.

Resolve on the petition of *Mary Granger*, empowering her to make sale of the land mentioned. March 26, 1783.

On the petition of *Mary Granger*, administratrix on the estate of her husband, *Aaron Granger*, late of *Westfield*, deceased, praying to be empowered to make and execute a deed of a tract of land, containing about twenty-three acres, in order to discharge and take up an obligatory bond, which the said deceased, in his life time, gave to *Elijah Robins*, wherein he bound himself, his heirs, executors, and administrators, in the penal sum of fifty pounds, to make and execute a deed of the afore-mentioned land to said *Robins*, for reasons set forth in her petition :

Resolved, That the prayer thereof be granted, and that she, the said *Mary Granger*, in her capacity, be, and she is hereby authorized and empowered, to make and execute, to said *Elijah Robins*, a good and lawful deed of that tract of land, which the said *Aaron* obliged himself, his heirs, &c. to do. And in case it is not made to appear to the Judge of Probate for the county of *Hampshire*, that a reasonable consideration has been received for the said land, by the said deceased, in his life time, the said *Mary* shall receive such consideration of the said *Robins*, and give sufficient security to the said Judge of Probate for the just and legal disposal thereof.

CCIX.

Resolve directing the Treasurer to discharge the warrants drawn in favour of the Council, Senate, and House of Representatives, on the pay-roll passed the present Session, three-fourths thereof out of the money arising from the sale of the ship *Tartar*, and by orders on the remainder. March 26, 1783.

Resolved, That the Treasurer be directed to discharged any warrant that may be drawn for the payment of the members of the Council, Senate, and House of Representatives, on the pay roll passed the present Session of the General Court, by paying three-fourths thereof out of the monies arising from the sale of the ship *Tartar*, and the remainder, if any member as aforesaid shall request it, by orders on the sheriffs of the several counties, or constables and collectors of the several towns as the case may require, payable out of the State tax, granted October 2d, 1781, or some preceeding State tax.

CCX.

Resolve empowering *Hannah Gould* to make sale of the land mentioned. March 26, 1783.

On the petition of *Hannah Gould*, administratrix on the estate of her husband, *Jonathan Gould*, late of *Sutton*, in the county of *Worcester*, deceased, praying for liberty to make sale of the real estate of said deceased, for reasons set forth in her petition.

Resolved, That the prayer of the petition be granted, and that she the said *Hannah Gould*, in her said capacity, be, and she is hereby authorized and empowered, to make sale of all the real estate of the said *Jonathan Gould*, deceased,
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for the most the same will fetch, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, the observing the rules and directions of the law for the sale of real estates by executors and administrators, the first giving sufficient security to the Judge of Probate for the county of *Worcester* in manner following, *viz.* That the widow, mother of said deceased, be supported out of the proceeds of the sale of the said estate, agreeable to the will of the father of the said *Jonathan*, deceased, and that the interest of one third of the proceeds, after deducting the support of the aged widow, be applied for the support of the said *Hannah Gould*, during her natural life, and that so much of the proceeds as shall be found necessary, be applied to discharge the just debts due from said estate, and the remainder (if any be) to be put on interest for the benefit of the heirs, and paid to them in legal proportion, as they shall severally arrive to lawful age, together with the remaining third after the decease of the said *Hannah*.

CCXI.

Resolve for crediting towns in this Commonwealth which have been over taxed in the last tax act, on application to the General Court. *March 26, 1783.*

Whereas it appears to this Court that several towns in this Commonwealth have not received such credit in the last tax act as they were justly intitled to: Therefore

Resolved, That where any error or mistake has arisen on the assessments made on any town or place in this Commonwealth, by the last tax act, from their not receiving such credit for men they have actually raised as they in justice and equity ought to have received, or from their not receiving such credit for the assessments made on the Quakers, agreeable to the militia act, which by law and justice they were entitled to receive; and all other casualties, such town or place by applying to the General Court any time in the next sessions of the same, shall receive such redress as justice and equity shall dictate, the said tax act notwithstanding.

CCXII.

[*The following resolve passed February 26, 1783.*]

Resolve on a resolve passed the 14th of *February* last, making provision for the three, five, and six months militia.

Whereas a resolve on the Governor's message, of the 4th instant, was passed the 14th, in the following words, viz.

"Resolved, That no warrant be drawn on the public treasury, until the further order of this Court, for services or supplies to the United States, in favour of any person or persons, other than the Superintendent of Finance, or such person or persons as are or may be deputed by him to receive the monies which are or may be raised within this State, on requisitions of Congress, for Continental purposes."

And whereas doubts have arisen, whether the fore-cited resolve does not preclude the drawing of any warrants on such muster-rolls as have been already passed, or may be passed, in favour of the militia who have served in the three months, five months, and six months service: For the removal of such doubts, it is further

Resolved, That the above-mentioned resolve is not intended to preclude the drawing warrants in favour of such militia; but the Governor, with advice of Council, is requested to proceed in that respect, in the same manner as he might have done, had the fore-cited resolve not been passed.

CCXIII.

Resolve empowering the committee for settling the books of the late Treasurer, to employ a person, in the recess of the Court, to assist them in this business. *March 26, 1783.*

Resolved, That the committee for settling the books of the late Treasurer, be, and hereby are empowered, to employ a person, in the recess of the Court, to assist them in the business of their appointment, if they find it necessary.

CCXIV.

Resolve repealing a resolve passed the 17th of *March*, on the petition of *Andrew Gardner and Rebecca Gardner.* *March 26, 1783.*

Whereas, by the last will and testament of John Brown, late of Needham, in the county of Suffolk, deceased, Unite Brown and Rebecca Gardner, were appointed joint executors to the said last will and testament: And whereas, by a resolve passed this Court the 17th day of March current, on the petition of Andrew Gardner, and the said Rebecca Gardner, his wife, authorizing and empowering the said Rebecca, in her said capacity, to do and perform all and every legal act necessary for carrying the said will and testament into effect, in as full and ample a manner as the said Unite Brown, and Rebecca, are jointly authorized to do, by the said last will and testament: And whereas it appears to this Court, that the said Unite Brown was not served with a copy of the above-mentioned petition, to shew cause (if any he had) why the prayer thereof should not be granted, which may be to the injury of the said Unite, and is contrary to the common usage of the General Court:

Therefore *Resolved,* That the before-mentioned resolve, with every clause, matter and thing, therein contained, be, and hereby is repealed, and made null and void.

CCXV.

Resolve directing the Treasurer to receipt the town of *Charlton* for several taxes due to said town, for that part of *Brown's* farm (so called) lying within the same; and Treasurer directed when the several shares or rights are set off. *March 26, 1783.*

A resolve directing the Treasurer of this Commonwealth to pay to the town of Charlton, the several taxes due to the said town, for that part of Brown's farm (so called) lying within the said town.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receipt the town of *Charlton*, upon the several taxes due from the said town to this Commonwealth, the sum of *four hundred seventy nine pounds fourteen shillings and nine pence*, silver money, which sum is in full for the several species of taxes now assessed on the said land, not heretofore settled.

And it is further *Resolved,* That the several heirs or owners claiming the several rights or share hereafter mentioned, in the farm aforesaid, do immediately pay into the treasury of this Commonwealth, each one severally, the sum set to his or her share, that sum being their equal part of the taxes aforesaid, *viz.*

<i>Joseph Blaney, Esq; one hundred three pounds eighteen shillings</i>	}	£. 103 18 10
<i>and ten pence,</i>		
<i>Doctor Dansforth and Elijah Dunbar, Esq; two hundred three</i>	}	203 16 4
<i>pounds sixteen shillings and four pence,</i>		
<i>Joseph Douce, or Lemuel Kollock, seventeen pounds six shillings,</i>		17 6 0
<i>Mrs. Elizabeth Dansforth, eighteen pounds fifteen shillings,</i>		18 15 0
		And

And it is further *Resolved*, That the Treasurer of this Commonwealth, be and he hereby is directed, as soon as the several shares or rights aforesaid shall be set off, and the bounds thereof ascertained, provided any of the aforesaid taxes remain unpaid, to issue his warrant immediately, against the delinquent proprietor or proprietors, to one of the constables or collectors of *Charlton* aforesaid, for the time then being, directing him immediately to collect of each delinquent proprietor, their respective deficiency, by selling so much of said proprietors land or lands, as will pay the same, together with all necessary intervening charges that may arise by selling the same, and to make and execute a deed or deeds of the same, he observing the same rules and regulations, as are by law established for the sale of non-resident proprietors land, and to pay in the same to himself or his successor, within two months from the date of the said warrant.

CCXVI.

Resolve upon the petition of *Nathan Davis*, directing the Treasurer to receive the money mentioned, or in claims allowed. *March 26, 1783.*

Upon the petition of Nathan Davis.

Resolved, That the prayer of the said petition be so far granted, that the Treasurer of this Commonwealth be, and he hereby is authorized and directed, to receive of *Nathan Davis*, in specie, or in claims allowed by the Judge of Probate for the county of *Worcester*, against the estate of *John Murray*, Esq; an absentee, the sum due on the mortgage deed mentioned in the said petition, and the interest thereon, to be computed from the first of *February, 1773*, and give duplicate receipts for the same, one of which to be lodged in the Secretary's office, and on the others being produced to the committee on the sale of absentees estates, in the county of *Worcester*, the said committee be, and they hereby are authorized and impowered, to give a good and sufficient deed of the said land to the said *Davis*.

CCXVII.

Resolve allowing *Sally Pool* the amount of a certain note of hand, with interest. *March 26, 1783.*

Whereas a resolve passed the General Court the present session, empowering and directing the committee for sales of absentees estates in the county of Middlesex, to pay to Sally Pool, or order, the amount of a certain note of hand of sixteen pounds, with interest due thereon, from Joseph Thompson, an absentee: And whereas the above-said committee have paid to the Treasurer of this Commonwealth (prior to the passing the above resolve) the balance that remained in their hands, proceeding from the sales of the said Thompson's estate:

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the said *Sally Pool*, the amount of the above note, with the interest due thereon, if the said Treasurer has a sufficient sum in his hands therefor, proceeding from the sales of the said *Thompson's* estate.

CCXVIII.

Resolve repealing a resolve passed *February* the 13th last, respecting delegates to go to *Hartford*, and requesting the Governor to write to the respective Governors to inform them thereof. *March 26, 1783.*

Whereas the chief design of the resolve of the General Court of the 13th day of February last, appointing delegates to meet in Convention at Hartford, with delegates
that

that might be appointed by the States of New-Hampshire, Rhode-Island, Connecticut and New-York, on the last Wednesday of April next, for the purposes mentioned in the said resolve, is in a great measure frustrated, by means of two of the States before-mentioned having refused to choose delegates to meet as aforesaid :

It is therefore *Resolved*, That the said resolve of the 13th day of February last, be, and hereby is in every part thereof repealed ; and his Excellency the Governor is hereby requested to write to the respective Governors of the States of Connecticut and New-York, informing them of the purport of this resolve, and the reason inducing thereto.

CCXIX.

Resolve repealing part of a resolve, making an establishment for the sloop *Winthrop*, passed the 22d instant, and considering the resolve passed the 24th instant, for the officers and men of armed vessels to be the establishments.
March 26, 1783.

Whereas by a resolve passed the 22d of this instant, March, it is directed that the officers and men belonging to the State sloop *Winthrop*, be put on the same establishment, as the officers and men are in the Continental navy, in vessels carrying the like number of guns ; and whereas there are no such vessels in the Continental service, by which the said establishment can be ascertained :

Therefore be it *Resolved*, That so much of the aforesaid resolve of the 22d instant, as directs the said establishment be, and the same is hereby repealed and rendered null and void : And it is further

Resolved, That from and after passing this resolve, the establishment made and passed by a resolve of the 24th of April, 1781, for the officers and men of armed vessels, be considered as the establishment for the sloop *Winthrop*.

CCXX.

Resolve making an establishment for a company of guards at *Springfield*.
March 26, 1783.

On the letter from Capt. Carpenter, to his Excellency the Governor :

Resolved, That Capt. *John Carpenter*, and the men lately under his command, as a company of guards at *Springfield*, being part of the rejected recruits, receive the following pay, by the calender month, viz.

Captain, twelve pounds ; Serjeants, two pounds eight shillings ; Corporals, two pounds three shillings ; privates, two pounds.

And be it further *Resolved*, That the said carpenter make up in the payroll, the said men, from the time they were received at *Springfield*, in their way to the army ; and that where any exchange of the said men has taken place, that the persons now in actual service, be made up for the whole time that the persons, whose places they have taken, have served, where it shall appear to the said *Carpenter*, that there was such agreement between the parties. The amount of the said rolls to be charged to the United States.

CCXXI.

Resolve discharging a committee appointed the 12th of November last, to purchase a vessel for the service of this Commonwealth, and directing the late Agent to pay fifteen hundred pounds, part of the proceeds of the sale of the ship *Tartar*, into the treasury, and granting the Commissary-General twelve hundred pounds, to fit out the sloop *Winthrop*. March 26, 1783.

Whereas,

Whereas, by a resolve passed the 12th of November last, Caleb Davis, Samuel Allyne Otis, and Thomas Dawes, Esq's. were appointed a committee to purchase a vessel for the service of this Commonwealth; and the said committee having requested to be excused from the said service:

Resolved, That the said committee be discharged accordingly, and that Caleb Davis, Esq; late Agent, be, and he is hereby directed, to pay the sum of fifteen hundred pounds, being part of the proceeds of the sales of the ship *Tartar*, which he was directed to detain in his hands, into the treasury of this Commonwealth, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

And be it further Resolved, That there be paid out of the treasury of this Commonwealth, to Richard Devens, Esq; Commissary-General, the sum of twelve hundred pounds, out of the proceeds of the sales of the said ship *Tartar*, for the purpose of enabling him to fit out the sloop *Winthrop*, and the remainder of the said twelve hundred pounds, if any there shall be, to be appropriated to the equipment of the vessel and boat directed to be procured by the resolve of this day, he to be accountable.

CCXXII.

Resolve on the petition of the joint committees and selectmen of the county of Cumberland, empowering the Commissary-General to procure a small vessel and a whale-boat; to cruize on the Eastern coast, and directing him to collect fire-arms, &c. and requesting the Governor to commission a suitable person, and to continue the guards at *Falmouth* and *Cape-Elizabeth*. March 26, 1783.

On the petition of the joint committees and selectmen of the county of Cumberland: Resolved, That Richard Devens, Esq; the Commissary-General, be, and he hereby is empowered and directed; to procure, by hire or purchase, a small vessel, not exceeding thirty tons, and one whale-boat, and equip them, for the purpose of cruizing against the enemies of the United States, in *Casco-Bay*, and the Eastern shore, and that the said Commissary-General be, and he hereby is empowered and directed; to collect the fire-arms, and any other property that belongs to this Commonwealth, in the hands of any person or persons in the county of *Cumberland*, and dispose of the same, with the barrack that is at *Falmouth*, for the most it will fetch, either at public or private sale, and appropriate the same for fixing the said vessel and boat.

And be it further Resolved, That his Excellency the Governor be requested to commission some suitable person to command the said vessel and boat, and give orders for manning the same, with such a number of men, and for so long a time, as the Governor, with advice of Council, shall judge for the advantage of the Commonwealth.

And it is further Resolved, That his Excellency the Governor, be requested to give orders for continuing the guards at *Falmouth* and *Cape-Elizabeth*, on the same establishment as last year, for so long a time as the Governor, with the advice of Council, shall judge for the advantage and safety of this Commonwealth.

And it is further Resolved, That the Commissary General be, and he is hereby directed; to supply the officers and men belonging to the said vessel and boat, with the same rations as the officers and men on board the sloop *Winthrop* are entitled to receive, and the guards with the same rations as last year.

And it is further Resolved, That there be allowed and paid to each officer and mariner on board said vessel and boat, such sums as the Governor with advice

of Council, think proper, not exceeding the same wages as the officers and men receive on board the sloop *Wintthrop*.

CCXXIII.

Resolve abating one third part of all the taxes, both for money and beef, set upon the town of *Merryfield*, in 1781, and directing the Treasurer in this case. *March 26, 1783.*

Whereas it appeareth to this Court, that by a resolve of April the 3d, 1780, that there was an abatement of one third part of all the taxes set upon the plantation, called Murryfield, in the county of Hampshire; and as it appeareth reasonable to this Court, that the abatement should be continued until the last valuation took place.

Resolved, That one third part of all the taxes, both for money and beef, that have been set upon the said plantation of Merryfield, previous to the valuation of 1781, be abated, and the Treasurer of this Commonwealth is directed to govern himself accordingly, in the settlement of the said taxes:

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From May 1783 to May 1784

R E S O L V E S
O F T H E
G E N E R A L C O U R T
O F T H E
C O M M O N W E A L T H
O F
M A S S A C H U S E T T S,
I N
N E W - E N G L A N D :

Begun and held at *Boston*, in the County of *Suffolk*,
on Wednesday, the Twenty-Eighth Day of *May*,
(being the last Wednesday in said Month) and in the
Year of our L O R D, 1783.

B O S T O N :
PRINTED BY ADAMS AND NOURSE,
PRINTERS TO THE HONORABLE GENERAL COURT.
M, DCC, LXXXIII.

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R E S O L V E S
O F T H E
G E N E R A L C O U R T

O F T H E

Commonwealth of *Massachusetts* :

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Twenty-Eighth Day of *May*, Anno Domini, 1783.

The following are the Names of the Gentlemen who compose the two Branches of the GENERAL COURT, viz.

S E N A T O R S.

County of <i>Suffolk</i> .	County of <i>Plymouth</i> .
Hon. SAMUEL ADAMS, Esq; President.	Hon. William Seaver, Charles Turner, Esquires.
Hon. Jabez Fisher, Samuel Niles, John Pitts, Cotton Tufts, Esquires.	County of <i>Barnstable</i> .
County of <i>Essex</i> .	Hon. Solomon Freeman, Esquire.
Hon. Stephen Choate, Samuel Phillips, jun. benjamin Goodhue, Nathaniel Tracy, Esquires.	County of <i>Bristol</i> .
County of <i>Middlesex</i> .	Hon. Thomas Durfee, Ephraim Starkweather, Esquires.
Hon. Josiah Stone, Abraham Fuller, Eleazer Brooks, Ebenezer Bridge, Esquires.	County of <i>Worcester</i> .
County of <i>Hampshire</i> .	Hon. Samuel Baker, Israel Nichols, Jonathan Warner, Seth Washburne, Esquires.
Hon. John Bliss, Caleb Strong, John Hastings, Esquires.	County of <i>York</i> .
	Hon. Nathaniel Wells, Esquire.
	County of <i>Cumberland</i> .
	Hon. John Lewis, Esquire.
	County of <i>Lincoln</i> .
	Hon. William Lithgow, jun. Esquire.
	County of <i>Berkshire</i> .
	Hon. Jonathan Smith, Jahleel Woodbridge, Esquires.

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Brimfield, H a Timothy Daniel	Sheburne, Mr. Robert Wilton.	Cumington, Capt. Wm Ward.
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County

County of *Plymouth.*

<p><i>Plymouth.</i> <i>Scituate</i>, Israel Vinal, Esq; <i>Duxborough</i>, Capt. Sam. Loring. <i>Marshfield</i>, Mr. Daniel Lewis. <i>Bridgewater</i>, Capt. N. Mitchel.</p>	<p><i>Middleboro'</i> <i>Rochester</i>, Col. Eben. White. <i>Plympton</i>, Capt. Francis Shirtliff. <i>Pembroke</i>, Capt. Seth Hatch. <i>Kingston</i>, Capt. Eben. Washburne</p>	<p><i>Abington</i>, Mr. Samuel Brown. <i>Hanover</i>, Mr. Benjamin Bass. <i>Halifax</i>, Mr. Moses Inglee. <i>Wareham.</i></p>
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County of *Barnstable.*

<p><i>Barnstable</i>, Shearjashub Bourn Esq; Capt. Samuel Hinckley, <i>Sandwich</i>, Joseph Nye, Esq; <i>Yarmouth</i>, No Choice.</p>	<p><i>Eastham</i>, Mr. Nathan Doane. <i>Harwick</i>, Capt. Kimball Clark. <i>Wellfleet.</i> <i>Falmouth</i>, Nath. Shiverick, Esq;</p>	<p><i>Truro.</i> <i>Chatham:</i> <i>Provincetown;</i></p>
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County of *York.*

<p><i>York</i>, Col. Edward Grow, <i>Kittery</i>, John H. Bartlet, Esq; <i>Wells</i>, Capt. Joshua Bragdon. <i>Berwick</i>, John Hill, Esq; <i>Arundel.</i> <i>Biddeford.</i></p>	<p><i>Pepperrillboro'</i> J. Scamman, Esq; <i>Buxton</i>, Mr. Jacob Bradbury. <i>Lebanon.</i> <i>Sundford.</i> <i>Coxhall.</i></p>	<p><i>Fryeburgh.</i> <i>Massabesek.</i> <i>Limerick.</i> <i>Brownfield.</i> <i>Littlefalls.</i></p>
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County of *Dukes-County.*

Edgartown, Eben. Smith, Esq; | *Chilmark*, Capt. Samuel Norton. | *Tisbury*, Shubael Cottle, Esq;

County of *Nantucket.*

Sherburne, Capt. Alex. Coffin. | Mr. Peleg Coffin, jun. || *Stephen Hufsey*, Esq;

County of *Worcester.*

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County of *Cumberland.*

<p><i>Falmouth.</i> <i>North Yarmouth</i>, Ed. Russell, Esq; <i>Scarboro'</i> Col. Benj. Laraby. <i>Gorham</i>, Mr. Josiah Thatcher. <i>Cape Elizabeth</i>, Mr. Geo. Deake. <i>Brunswick.</i></p>	<p><i>Harpwell.</i> <i>Windham.</i> <i>New-Gloucester</i>, I. Parsons, Esq; <i>Gray.</i> <i>Pearsestown.</i></p>	<p><i>Raymondtown.</i> <i>Royalborough.</i> <i>Bakerstown.</i> <i>Sylvestier.</i> <i>Bridgetown.</i></p>
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County of *Lincoln.*

<i>Pownalboro'</i> Mr. Abiel Wood.	<i>Winslow.</i>	<i>St. George's.</i>
<i>Georgetown,</i> Mr. Nath. Wyman.	<i>Waldboro'</i> Capt. Jacob Ludwig.	<i>Medumcock.</i>
<i>New Castle,</i> Mr. Jona. Jones, jun.	<i>Edgecombe.</i>	<i>Walpole.</i>
<i>Woolwich.</i>	<i>Hollowell.</i>	<i>Howardstown.</i>
<i>Topsam.</i>	<i>Bellfast.</i>	<i>Norwich Walk.</i>
<i>Bowdoinham.</i>	<i>Warrin.</i>	<i>Sterlington.</i>
<i>Boothbay,</i> Capt. Paul Reed:	<i>Thomastown.</i>	<i>Lewistown.</i>
<i>Brittol,</i> William Jones, Esq;	<i>Bath.</i>	<i>Ballstown.</i>
<i>Vassalborough.</i>	<i>Pittston.</i>	<i>Wales.</i>
<i>Winthrop,</i> Mr. Jona. Whiting.		

County of *Berkshire.*

<i>Sheffield & Mr.</i> } Theo Shedgwick.	<i>Stockbridge,</i> Hon. John Bacon, Esq;	<i>Washington.</i>
<i>Washington.</i> } J. Fellows Esq. s.	<i>Egremont.</i> Capt Oliver Pier.	<i>West Stockbridge.</i>
<i>Great Barrington,</i> Maj. W. King	<i>Tyringham,</i> Capt. Ez. Herrick.	<i>Alford.</i>
<i>Partridgefield</i> Mr. Eben. Peirce.	<i>Sandisfield,</i> Mr. James Ayrault.	<i>Adams,</i> Jacob Stafford, Esq;
<i>New Marlboro'</i> Mr. Noah Church.	<i>Be ket.</i>	<i>Ashawlet Equivalent.</i>
<i>Williamstown,</i> Mr. Thompson J.	<i>Gageborough.</i>	<i>New Ashford.</i>
Skinner.	<i>Hancock,</i> Sam. Hand, Esq;	<i>Lee.</i>
<i>Lansborough.</i>	<i>Richmond,</i> Mr. William Lusk.	<i>Windsor,</i> Capt. L. Grosvenor.
<i>Pittsfield.</i>	<i>Louden.</i>	
<i>Lenox.</i>		

By the Return of the Votes of the qualified Electors in the several Towns within this Commonwealth, it appeared, that

His Excellency **JOHN HANCOCK, Esq;**

was chosen GOVERNOR, and

His Honor **THOMAS CUSHING, Esq;**

LIEUTENANT-GOVERNOR,—by a Majority of Votes.

The two Branches of the General Court made choice of the following Gentlemen, Councillors, to advise the Governor for the current Year, *viz.*

Hon. Jeremiah Powell,	Hon. Timothy Danielson,
Walter Spooner,	Nathan Cushing,
Benjamin Chadbourne,	Jonathan Greenleaf,
James Prescott,	Aaron Wood, Esquires.
Moses Gill, Esquires.	

And **JOHN AVERY, Esq;** was elected Secretary.

The Honorable the Senate made choice of Mr. **WILLIAM BAKER, jun.** for their Clerk; and the Honorable House of Representatives made choice of Mr. **GEORGE R. MINOT,** to be their Clerk.

Resolve

I.

Resolve directing the Treasurer to forward certain paper money to *Philadelphia.*

May 30, 1783.

WHEREAS, in obedience to a late resolve of the General Court, seven hundred sixty-three thousand, nine hundred and thirty-eight dollars, of the emissions of *May 20, 1777,* and *April 11, 1778,* were delivered to *Thomas Ivers, Esq;* Treasurer of the Commonwealth, subject to the order of *Michael Hillegas, Esq;* Continental Treasurer; and the said *Hillegas* hath ordered the said dollars to be forwarded to *Philadelphia* :

Resolved, That the said *Thomas Ivers* do immediately forward the same to the said *Michael Hillegas,* at *Philadelphia,* and that he take duplicate receipts therefor, one of which to be lodged in the Secretary's office.

II.

Resolve discharging the committee appointed to take up money on absentees estates, and a committee for sale of absentees estates in the county of *Suffolk,* and the late agent, from all sums they have received in their several capacities. *June 4, 1783.*

Resolved, That *Caleb Davis, James Prefat, Thomas Dawes, Ebenezer Wales,* and *Samuel Henshaw, Esquires,* a committee to take up money on the credit of absentees estates; and *Caleb Davis, Ebenezer Wales, Samuel Henshaw,* and *Richard Cranch, Esquires,* a committee for sale and leasing absentees estates in the county of *Suffolk;* and *Caleb Davis, Esq;* late agent of this Commonwealth, be, and they hereby are discharged, from all sums of money belonging to this Commonwealth, they have received in their several capacities, they having made it appear to this Court, that the same has been paid to the Treasurer of this Commonwealth.

III.

Resolve directing naval officers to enter and clear out all British vessels, goods, wares and merchandize, &c. *June 4, 1783.*

Whereas there is a prospect that the definitive treaty of peace between the United States of *America,* and *Great-Britain,* may soon arrive; and it appears necessary that until a treaty of commerce shall be settled and concluded upon, it is expedient provision should be made for the entrance and clearance of vessels that have arrived, or may arrive, from any part of the dominions of *Great-Britain,* into any of the ports or places of this Commonwealth :

Therefore *Resolved,* That permission be granted for the entry and clearing out of all vessels that have arrived, or may hereafter arrive, within this Commonwealth; from any port or place under the dominion of the King of *Great-Britain;* and that all naval officers be, and they are hereby authorized and empowered, to admit such vessels to be entered and cleared out at their respective offices; and to give permission for the landing of the goods, wares or merchandize imported in them, the masters or commanders thereof complying with all the laws and regulations of this Commonwealth, respecting trade and navigation; and all goods, wares or merchandize, imported in such vessels, may be sold any where within this Commonwealth, the duties thereon, in common with those of any other nation, being first secured to government, any law or resolve of the General Court to the contrary notwithstanding.

IV.

A grant of three pounds to *Comfort Jones,* for the loss of a gun, and empowering *Samuel Hand, Esq;* to receive the wages due to *Gardner Hill,* deceased. *June 4, 1783.*

On the petition of *Comfort Jones,* praying allowance for a gun, which was left in the battle of *Stone-Arabia,* on the 19th of *October, 1780.* as set forth in the said petition; and that some person may be empowered to receive the wages of *Gardner Hill,* who was slain in the said battle :

Resolved,

Resolved, That the prayer of the said petition be granted; and that there be paid out of the public treasury of this Commonwealth, unto the said *Comfort Jones*, three pounds, in full for said gun.

And it is further *Resolved*, That *Samuel Hand*, Esq; be, and he is hereby empowered, to receive the wages that were due to the said *Gardner Hill*, deceased, for the benefit of the heirs of the said deceased, and give a proper discharge therefor.

V.

Resolve directing the Commissary-General to sell the sloop *Wintthrop* at public auction.

June 4, 1783.

Resolved, That *Richard Devens*, Esq; Commissary-General, be, and hereby is directed, to sell at public auction (after giving suitable notice thereof) the sloop *Wintthrop*, with all her appurtenances, except her guns and military stores, for the most the same will fetch, and pay the proceeds into the public treasury of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office; the said proceeds to remain for the further order of the General Court.

VI.

Resolve on the petition of *Ephraim Ellis*, missionary to the *Herring-Pond* Indians, empowering *Seth Freeman*, Esq; to sell part of the land, for the purposes mentioned.

June 5, 1783.

On the petition of *Ephraim Ellis*, missionary to the *Herring-Pond* Indians, which said petition is presented at the request of the said Indians, praying for liberty to sell so much of the lands belonging to the said *Herring-Pond* Indians, lying in the town of *Plymouth*, as will produce about one hundred pounds, for the purposes set forth in the said petition:

Resolved, That the prayer of the petition be granted, and that *Seth Freeman*, of *Sandwich*, Esq; be, and hereby is fully authorized, to sell and convey, by a lawful deed or deeds to the purchaser or purchasers, so much of the aforesaid lands as will fetch one hundred pounds, lawful money; the said land to be sold at public or private sale, as shall be thought by the aforesaid *Seth Freeman*, most for the benefit of the said Indians; taking care not to incroach on the said Indians house-lots, nor sell any of their wood lands that lay most convenient for their own use: And the money arising by the sale of the said land, after paying charges of sale, shall be first applied to the purpose of paying the aforesaid missionary for services done in preaching to the said Indians, and if any shall remain after such payment be made, the same shall be applied for the purpose of paying such protestant teacher as shall hereafter be appointed to preach among the said Indians; he the said *Seth Freeman*, first giving bond to the Judge of Probate for the county of *Barnstable*, that the money arising by the said sale shall be applied to the purposes aforesaid.

VII.

Resolve on General *Washington's* letter, *April* 14, 1783, enclosing sundry queries from the Paymaster of the army, respecting their settlement, requesting the Governor to write to his Excellency upon the subject, and to enclose him the answer to his queries by the committee for settling with the army.

The committee to whom was referred the queries of the Paymaster-General to the States, report the following answers, which are submitted.

In answer to the first query, the committee say:

1st. The State of *Massachusetts*, by a committee of the General Court, in conjunction with a committee from the *Massachusetts* line of the army, adopted the following principles for a settlement with them for their three years service, from *January* 1st, 1777, to *December* 31, 1779.

That

That the officers and soldiers of the line and staff of said State, should have credit for the amount of their wages for the whole of the said three years, in solid money.

That they should be charged with the value of the nominal sum received from the Continent; supposing in the settlement they have received the whole nominal sum for the three years service in old money. The rate at which the State settled and charged the value of the old money they received, was determined by a scale adopted by the two committees aforesaid, and confirmed by the General Court.

They were not charged with cloathing or any other articles received from the Continent (except their wages) in the said settlement. The balance due to them for the said three years service, they received in four Treasurer's notes, for equal sums, on interest, payable at certain periods, the value being fixed in said notes.

2d and 3d. They considered the army as paid in old money, for 1780, no further than to the time returned by the Paymaster-General to this Court's committee for settling with the army, which was various; some regiments received six months pay, from *January 1st* to *July 1st*, 1780; some only three months pay, to *April 1st*, 1780, and other regiments have received no pay for 1780, in old money; and the army, in their settlement with this State for 1780, have been charged according to said returns.

The sum charged, is at the rate of seven pence, solid money, for every forty shillings received in paper, according to the *Massachusetts* scale of depreciation, at the time they received the same.

4th. No depreciation or allowance has been made by the State of *Massachusetts*, in their settlement with the army, either in the three years settlement or the settlement for 1780, for subsistence money or back rations.

5th. The State of *Massachusetts* have settled with their quota of the army, both line and staff, for the whole of the year 1780, agreeable to principles adopted by a committee of the General Court, in conjunction with a committee from the army. They have given them credit for twelve months wages in solid money; they have also credited them for omissions made in the three years settlement, *viz.* additional pay to the staff officers, which they had not credit for in the three years settlement; depreciation on the delay of payment of their wages, *viz.* the difference between the value of their pay when it became due, and the time they received it, and interest on the above omissions. The last three months pay in 1780, they received in hard money, and for the balance of the other nine months, after deducting seven pence for every forty shillings they received in old money towards their wages for said year, they have received three Treasurer's notes, of equal sums, payable at certain periods; for specie, with interest till paid.

6th. The army have not accounted with the State of *Massachusetts*, for any pay or articles received of the Continent, after *August 1st*, 1780.

Commonwealth of *Massachusetts*.

In S E N A T E, June 5th, 1783.

Read and accepted, and thereupon Ordered, That his Excellency the Governor be requested to write to his Excellency General *Washington*, in reply to his letter of the 14th of *April* last, enclosing the aforesaid answers to the several queries of the Paymaster-General, therein contained, and informing him that several officers and soldiers have been overpaid, in their settlement for 1780, which it will be necessary to charge in their settlement for 1781; and that a list of the names of such officers and soldiers, with the sums they are severally indebted, will be transmitted to the Paymaster-General by the next post, as also an account of small stores delivered to the *Massachusetts* line by the Commissary of this State, in the year 1781.

VIII.

A grant of seventy-four pounds six shillings and four pence, to *Juniper Barthiaune Recollect*, instructor to the *Penobscot* tribe of Indians; also forty-eight shillings for defraying said *Juniper's* board. June 5, 1783.

On the petition of *Juniper Barthiaune Recollect*, instructor to the *Penobscot* tribe of Indians:

C

Resolved;

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *Juniper Barthiaune Recollet*, instructor to the *Penobscot* tribe of Indians, seventy-four pounds six shillings and four pence, which sum shall be in full for his wages and rations to the first day of this instant, *June*; also the sum of forty-eight shillings to defray the said *Juniper's* board. The said sums to be charged to the United States; and that he be discharged from any further service.

IX.

Resolve on the petition of three Indians, empowering the Commissary General to deliver certain articles, and granting them twelve pounds. *June 5, 1783.*

On the petition of three of the Indian chiefs of the *Penobscot* tribe:

Resolved, That the Commissary General be, and he hereby is empowered and directed, to deliver each of the petitioners, one blanket, one shirt, one pair of shoes, cloth for one pair of stockings, one hat, one musket, two pounds of powder, four pounds of shot, and six flints. And he is further directed, to send *Ezekiel Pattee*, Esq; six muskets, one hundred pounds of powder, four hundred pounds of shot, twenty blankets, twenty shirts, two hundred flints, fifty knives, and twenty hatchets, to be distributed among the *Penobscot* tribe of Indians, to enable them to procure a sustenance.

Be it further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to the three Indian chiefs aforesaid, a sum not exceeding twelve pounds, in order to enable them to pay their board while in this town, and to pay their passage on their return.

X.

Resolve directing the committee for settling with the committees on absentees estates, to apply to said committees for a settlement of their accounts, and to require them to pay their balances. *June 5, 1783.*

Resolved, That the committee for settling with the committees on absentees estates, be, and they are hereby directed, to apply, in the most expeditious and pointed manner, to the said committees in the different counties, for a settlement of their accounts, and to require them to pay the balances which may be coming to the Commonwealth, into the hands of the Treasurer, on or before the first day of *August* next, and if not then discharged, they are directed to furnish the said Treasurer with a list of the delinquents, who is hereby empowered and ordered, to prosecute them to final judgment.

XI.

A grant of two pounds to the assessors of the town of *Sturbridge*, in discharge of their account of fees. *June 5, 1783.*

On the petition of the assessors of the town of *Sturbridge*, setting forth, that through a mistake an execution issued against said town, from the late Treasurer of this Commonwealth, for the deficiency of one man, for the three years service; on which execution, the said assessors paid the sheriff's fees, although said fine was remitted to said town by a resolve of the General Court.

Therefore *Resolved*, That there be paid out of the public treasury of this Commonwealth, to the assessors of the said town of *Sturbridge*, the sum of forty shillings, in full discharge of their account for the said fees.

XII.

Resolve on the petition of the selectmen of the town of *Pembroke*, empowering *Alexander Soper* to collect the taxes committed to *Increase Robinson* to collect. *June 5, 1783.*

On the petition of the selectmen of the town of *Pembroke*, setting forth, that in the month of *March*, 1782, one *Increase Robinson* was chosen collector of taxes in said town,

town, for the year then next ensuing, but has since removed out of the same town, by means whereof part of the taxes committed to him to collect, are left uncollected; and therefore praying, that *Alexander Soper* may be empowered to collect the same.

Resolved, That *Alexander Soper* be, and hereby is empowered, to collect all such taxes as were committed to *Increase Robinson* to collect, from the inhabitants of the town of *Pembroke*, and left by him uncollected, in as full and ample a manner, as the said *Robinson* might have done, by virtue of any warrants, assessments, or other powers, which may have been given him; and that the said *Alexander Soper* shall be in all respects answerable touching the collection and payments of such taxes, in the same manner as the said *Robinson* now is, or would have been, if this resolve had not passed: And all Treasurers are hereby authorized and empowered, to issue their executions against the said *Soper*, for said taxes, or any part of them, as may remain due and unpaid, as they might heretofore have issued against the said *Robinson*.

XIII.

Resolve on the memorial of Capt. *Perez Cushing*, granting forty-two pounds out of the tax granted in *March* last, for apprehending seven soldiers. June 5, 1783.

On the memorial of Capt. *Perez Cushing*, praying that he may be allowed bounties for apprehending and securing seven soldiers, who were enlisted and mustered for the Continental army, viz. *John Veals*, *David Tuman*, *Isaac Hathaway*, *Francis Stuben*, *Eliha Cole*, *Samuel Cumstock* and *Silas Baker*.

Resolved, That the prayer of the said memorial be granted, and that there be paid out of the public treasury of this Commonwealth, unto the said *Perez Cushing*, the sum of forty-two pounds, out of the tax granted in *March* last, in full compensation for the said service, and that the said sum of forty-two pounds be charged to the United States, and an account thereof transmitted by the Secretary of this Commonwealth, to the Secretary at War, in order that the same may be deducted out of the wages of the aforesaid deserters.

XIV.

Resolve on the petition of *John King*, allowing two pounds five shillings and five pence, for taxes committed to him to collect, in the year 1772. June 6, 1783.

On the petition of *John King*, praying that he may be allowed eight pounds fourteen shillings and ten pence, it being part for taxes committed to him to collect, in the year 1772, and which sum he paid to a committee in the town of *Norton*, agreeable to a resolution of the Provincial Congress, and that the aforesaid sum was carried to the credit of the said town, but omitted to be passed to the credit of the said *King*, in the Treasurer's books; and that by reason thereof, an execution was issued against the said *King*, in the year 1778, and he thereby obliged to pay the aforesaid sum of eight pounds fourteen shillings and eight pence, a second time: Therefore,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the said *John King*, two pounds five shillings and five pence, in full compensation for the aforesaid sum of eight pounds fourteen shillings and eight pence, which sum was paid by the said *King* into the treasury, in the year 1778.

XV.

Resolve on the petition of *Abiah Hall*, executor to *Brian Hall*, deceased, empowering her to make sale of the land mentioned. June 7, 1783.

On the petition of *Abiah Hall*, executor to the last will and testament of *Brian Hall*, late of *Norton*, in the county of *Bristol*, deceased, praying that she may be empowered to make sale of so much of the said deceased's real estate, as will be sufficient to discharge his just debts, and charges, for reasons set forth in the said petition:

Resolved, That the prayer of the petition be granted, and that the said *Abiah Hall* be, and she is hereby authorized and empowered, to make sale of so much of that part of the said deceased's real estate, that was given in his last will to his three sons, viz. *John*, *Brian*, and *Silas*, as may be sufficient to pay all the said *Brian's* just debts, that remain

remain unpaid, and all intervening charges; to be sold where it will be least prejudicial to the remaining part of the said estate, and to give a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, the said *Abiah* observing the rules and directions of the law for the sale of real estates by executors and administrators, and giving bond, with sufficient sureties, to the Judge of Probate for the county of *Bristol*, for the faithful performance of the said trust.

XVI.

Resolve allowing an abatement on the town of *Dartmouth*, of eight thousand three hundred ninety-three pounds and six pence, out of the tax of *March*, 1783. June 7, 1783.

On the petition of the town of *Dartmouth*, setting forth, that they were fined in the last tax-act, for a number of three-years men, which they supposed they raised, agreeable to orders of the General Court, of the 2d of *December*, 1780, and praying an abatement of the said fines:

Resolved, That the sum of eight thousand three hundred ninety-three pounds and six pence, be, and hereby is abated to the town of *Dartmouth*, for the fines and allowance of the average prices of thirty-nine men, the average cost of which, with ten per cent. added thereto, was assessed on the denomination of Christians, called Quakers, in the said town, as appears by a certificate from the assessors, agreeable to the militia-act of this Commonwealth. And the Treasurer is directed to allow the said town of *Dartmouth* the above sum out of the tax of *March* last.

XVII.

Resolve on the petition of *David Benton*, granting him a small tract of land, upon certain conditions. June 10, 1783.

On the petition of *David Benton*, praying for a grant of a small tract of land, in the said petition mentioned:

Resolved, That the said tract of land be, and the same hereby is granted, unto the said *David Benton*, his heirs and assigns, provided the same interfere with no former grant, and provided the said *David Benton* shall pay unto the Treasurer of this Commonwealth, what the said tract of land shall be appraised at, on oath, by *John Ashley* and *John Fellows*, Esq's. who are hereby empowered for that purpose, on or before the first day of *May*, which will be in the year of our Lord, one thousand seven hundred and eighty-four.

XVIII.

Resolve on the petition of *Zebediah Wyman*, empowering the Judges of the Supreme Judicial Court, to enquire into a judgment by them given at the Court at *Concord*, upon the complaint of the said *Wyman*, against *Jonathan Stickney*, and others. June 12, 1783.

On the petition of *Zebediah Wyman*, praying that the Judges of the Supreme Judicial Court may be empowered to rectify a mistake in a judgment given upon an action brought by him against *Jonathan Stickney*, *Benjamin Bowers*, and *Josiah Bowers*, and in which action they were defaulted:

Resolved, That the Judges of the Supreme Judicial Court, at a Court by them to be holden at *Ipswich*, within and for the county of *Essex*, on the third Tuesday of *June* inst. or at any other term, be, and they hereby are empowered, to enquire into a judgment by them given at the Supreme Judicial Court holden at *Concord*, within and for the county of *Middlesex*, on the second Tuesday of *April* last past, upon the complaint of the said *Wyman*, against the said *Stickney*, *Benjamin Bowers*, and *Josiah Bowers*; and also to enquire into the judgment of the Court of Common Pleas appealed from in the said case, and to enter up judgment for any such sum as may appear to them to have been omitted in either of said judgments, and which ought to have been by law considered in rendering the same judgments, or either of them, and to issue execution thereon, in due form of law.

XIX.

Resolve directing the Commissary-General to dispose of sundry articles, and to pay the proceeds into the treasury. June 14, 1783.

Resolved, That the Commissary-General of this Commonwealth be, and he is hereby directed, to sell all the flat-bottom boats belonging to this State, except two, and all the public stores enumerated in a return made by him to the General Court, on the 31st of May last, except the articles specified in the annexed schedule, in such manner as to him shall appear most for the interest of the Commonwealth, and to pay the proceeds into the public treasury, taking duplicate receipts therefor, one of which to be lodged with and recorded by the Secretary.

S C H E D U L E.

Cannon, with their carriages and		Match rope,
Blunderbuffes, (apparatus,		30 barrels beef,
Ball,		20 barrels pork,
Shott,		120 gallons mollaſſes,
Shells,		150 lb. soap,
Flints,		90 lb. candles,
Powder horns,		50 bushels falt.

XX.

Resolve on the petition of *Jane Tackanash*, empowering *Ebenezer Smith* to sell part of the estate mentioned, after the accounts are allowed. June 14, 1783.

On the petition of *Jane Tackanash*, an Indian woman :

Resolved, That the prayer of the said petition be so far granted, that the petitioner be allowed to make out her accounts for the service done, as mentioned in the said petition, and present the same to the Judge of Probate for the county of *Dukes-County*, to be by him examined ; and that such sum as appears to the said Judge to be due to the petitioner; be allowed.

And be it further *Resolved*, That after the examination and allowance of the said account, either in whole or in part, by the said Judge, *Ebenezer Smith*, Esq; be, and is hereby directed, authorized and empowered, to make sale of so much of the real estate of the deceased *Peter Pauls*, as shall satisfy the said debt, and to give good and sufficient conveyance thereof to any purchaser or purchasers, he the said *Ebenezer Smith*, Esq; first giving bond, with sufficient sureties, to the said Judge of Probate, that the neat proceeds of such sale shall be applied for the purposes aforesaid.

XXI.

Resolve on the petition of the town of *Rutland*, declaring null and void a resolve passed the 20th of *February*, 1782, directing said town to pay the town of *Sterling* ninety pounds. June 16, 1783.

On the petition of the town of *Rutland* :

Resolved, That a resolve of the General Court, of the 20th day of *February*, in the year one thousand seven hundred and eighty two, directing the said town of *Rutland* to pay unto the town of *Sterling*, the sum of ninety pounds, be, and the said resolve is hereby repealed and declared null and void.

XXII.

Resolve entitling Major *William Lithgow*, to one third pay as a wounded officer, June 16, 1783.

Upon the representation of *John Lucas*, Commissary of pensioners, in behalf of Major *William Lithgow*, of Col. *Frances's* regiment, who was wounded in the army, the

the 19th of *September*, 1777, and by means thereof hath lost the use of one of his arms :

Resolved, That the said *Lit:zow* be intitled to one third part of pay, from the time of his discharge from the army, until the further order of this Court, or the Congress of the United States.

XXIII.

Resolve on the petition of *Moses Ingles*, directing the Treasurer to credit the town of *Halifax* for a fine set upon said town. *June 16, 1783.*

On the petition of *Moses Ingles*, in behalf of the town of *Halifax*, in the county of *Plymouth* :

Resolved, That for special reasons appearing to this Court, the Treasurer be, and he is hereby directed, to credit the said town of *Halifax*, in the last State tax, the sum of twenty pounds eight shillings and four pence, being the fine set upon the said town for not sending a Representative to the General Court the last year.

XXIV.

Resolve directing *Hugh Orr*, Esq; and others, a committee to sell or lease the furnace, &c. at *Bridgwater*, to pay the government securities they have received, to the Treasurer. *June 16, 1783.*

Whereas a resolution passed the General Court in *February* last, directing *Hugh Orr*, Esq; and others, a committee to sell or lease the furnace, or any part of the stock thereof, at *Bridgwater*, to pay the money they might receive therefor, into the public treasury ; but no direction was given to the said committee to pay the government securities which they were empowered to receive, by which means the Treasurer does not think himself authorized to receive the said securities :

Resolved, That the said *Hugh Orr*, Esq; and others, be, and they are hereby directed, to pay the government securities they have or may receive, for the lease or sale of the furnace, or of any part of the stock thereof, at *Bridgwater*, into the public treasury, and take duplicate receipts therefor, specifying the interest due on the said securities, one of which to be lodged in the Secretary's office.

XXV.

Resolve allowing the accounts of the county Treasurer for the county of *York*.
June 17, 1783.

Whereas it appears, upon examination of the Treasurer's accounts for the county of *York*, that all the monies granted and allowed by the Court of General Sessions of the Peace for the said county, from *June 26, 1781*, to *January, 1783*, including *January* term, were for such purposes and appropriations, as by law the said Court were empowered to grant :

Therefore *Resolved*, That the said accounts be accepted and allowed.

XXVI.

Resolve directing the Commissioners for collecting the Continental tax, by a resolve of *July 4th, 1782*, and discharging said Commissioners. *June 19, 1783.*

Resolved, That the Commissioners appointed by a resolve of the General Court, of *July 4th, 1782*, for expediting the payment of the Continental tax, be, and they are hereby severally directed, to render to the Treasurer of this Commonwealth, on or before the 20th day of *July* next, an account of the monies they have received on the said tax, the names of the persons from whom they received the same, and the towns to which they respectively belonged, and to pay into the said Treasurer, such sum or sums of money as they may have on hand. And in case any of the said Commissioners have

have not made any collections, they are hereby directed to certify the same to the Treasurer, on or before the said 20th day of *July*.

And whereas it is not expedient that the said appointments shall any longer be continued :

It is further *Resolved*, That the said Commissioners be, and they are hereby discharged from any further execution of their respective commissions. And the Secretary is hereby directed to notify the Commissioners above-mentioned of this resolve, by inclosing the same in a letter to them respectively.

XXVII.

Resolve directing the Commissary-General to receive the stores at the laboratory, and discharging the fire-worker and clerk. *June 19, 1783.*

Resolved, That the Commissary-General be, and he is hereby directed, to receive the stores at the laboratory, and to transport such of them as he is not directed by the resolve of the 14th instant to make sale of, to the Castle, there to be deposited with the other public stores.

Resolved further, That the fire-worker and clerk be discharged, as soon as the Commissary-General shall have received the stores aforesaid.

XXVIII.

Resolve directing the Treasurer to borrow money to pay the *Massachusetts* line of the army their three months pay, in 1780, agreeable to promise. *June 20, 1783.*

Whereas there is a number of distressed soldiers in the town of *Boston*, honorably discharged from the Continental army, and on their return to their respective homes, who have not received their three months wages in money, for the year 1780, as agreed for with this Commonwealth :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby authorized and directed, to borrow a sum of money sufficient to pay the three months wages due to a number of the *Massachusetts* line of the Continental army, who have not as yet received the same, as by agreement with this Commonwealth, for the year one thousand seven hundred and eighty, and repay the said borrowed monies from the first monies that come into the treasury, not already appropriated.

XXIX.

Resolve on the petition of *Anne Doane*, and *Isaiab Doane*, for the removal of all papers relative to the estate of *Elisha Doane*, Esq; deceased, from the Probate office in the county of *Barnstable*, to the Probate-office in the county of *Suffolk*. *June 20, 1783.*

Whereas *Anne Doane*, of *Wellfleet*, in the county of *Barnstable*, widow, and *Isaiab Doane*, of *Boston*, in the county of *Suffolk*, merchant, administrators on the estate of *Elisha Doane*, Esq; late of *Wellfleet*, in the county of *Barnstable*, deceased, have represented, that great part of the real estate of the said *Elisha*, lies in the town of *Boston*, and but a small part in the said town of *Wellfleet*, and that it will be much for the advantage of the heirs to the said estate, to have all the estate settled in the Probate-office for the county of *Suffolk* :

Therefore *Resolved*, That authenticated copies of all the papers relative to the estate of *Elisha Doane*, Esq; late of *Wellfleet*, in the county of *Barnstable*, deceased, be removed from the Probate-office in the county of *Barnstable*, to the Probate-office in the county of *Suffolk* ; and the administrators to the said estate, are hereby empowered and directed, to lodge the same with the Judge of Probate for the county of *Suffolk*, who is hereby authorized and empowered, to receive and pass upon the same, and proceed to settle the said estate, any law to the contrary notwithstanding.

Resolve

XXX.

Resolve on the petition of *Paul Dudley Sargent*, appointing a committee to agree with said *Sargent* to make a division of the estate mentioned. June 21, 1783.

On the petition of *Paul Dudley Sargent*, setting forth, that he is seized, in his own right, of certain real estate in the town of *Salem*, in the county of *Essex*, being in common with an estate lately belonging to *Samuel Brown*, Esq; deceased, but now by forfeiture the property of this Commonwealth, and praying that his part may be set off in severalty :

Wherefore Resolved, That *Larkin Thorndike*, *Israel Hutchinson*, and *Dummer Jewet*, Esq's. or any two of them, be a committee on the part of this Commonwealth, to agree with the said *Sargent*, in the appointment of some indifferent persons, who are freeholders, to make a just division of the said estate, according to the property of each party, and to make report of their doings to the General Court, for acceptance.

XXXI.

Resolve on the petition of the towns of *Barnstable*, *Sandwich* and *Falmouth*, directing the Treasurer to stay executions against said towns, until the next setting of the General Court. June 23, 1783.

On the petition of the towns of *Barnstable*, *Sandwich* and *Falmouth*, setting forth their incapacity to raise and collect the taxes which have been laid upon them ; also that the resolve of the 28th of *October* last, for abating the deficiencies of men and beef to the several towns in the county of *Barnstable*, did not afford the relief to the said towns which was intended ; and praying the consideration of the General Court :

Resolved, That the prayer of the petition be so far granted, as that the Treasurer of this Commonwealth be, and he is hereby directed, to stay executions against the said towns of *Barnstable*, *Sandwich* and *Falmouth*, for two thirds of the taxes now lying against them, until the next setting of this Court ; and that the further consideration of the said petition, be referred in the mean time.

XXXII.

Resolve on the petition of *John Ephraim*, empowering *Josiah Stone*, Esq; and others, to sell the lands mentioned. June 23, 1783.

On the petition of *John Ephraim*, of *Natick*, Indian planter :

Resolved, That the prayer of the said petition be so far granted, that *Josiah Stone*, Esq; *Joseph Twitchell*, and *Eleazer Kingsbury*, guardians to the said Indians, be, and they are hereby authorized and empowered, to sell so much of the lands mentioned in the said petition, for the most it will fetch, as may be sufficient to discharge the debts that are mentioned in the said petition, and all the cost that shall arise in consequence of the said sale, and to make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers ; and the deed or deeds so executed, shall be good and valid in law, any law or resolve to the contrary notwithstanding.

XXXIII.

Resolve on the petition of *James Prescott*, Esq; and others, confirming the proceedings of a committee of the proprietors of a township of land, granted to *Samuel Whittemore*. June 23, 1783.

On the petition of *James Prescott*, Esq; and others, a committee appointed by the proprietors of a new township of land, granted by the General Court to Capt. *Samuel Whittemore*, and others, in *February*, 1774 praying that the doings of the said proprietors, at a meeting holden at *Cambridge*, on the 29th day of *August*, 1780, may be established, notwithstanding their proceeding to business before the hour of the day at which they were, through mistake, notified to meet, and also the subsequent proceedings thereon :

Resolved,

Resolved, That the prayer of the petition be so far granted, that the doings and proceedings of the said proprietors, at their meeting aforesaid, together with their doings and proceedings at any subsequent meeting, held by adjournment, shall be deemed, held, and considered as valid in law, in the same manner they would have been, if the said proprietors had not proceeded to business before the hour at which they were, through mistake, notified to meet.

XXXIV.

A grant of one hundred and fifty pounds to *Elbridge Gerry*, Esq; a Delegate to represent this Commonwealth in Congress. June 23, 1783.

Whereas the Honorable *Elbridge Gerry*, Esq; hath signified to this Court his determination soon to repair to *Philadelphia*, to attend his duty as a Delegate from this Commonwealth to Congress :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Honorable *Elbridge Gerry*, Esq; the sum of one hundred and fifty pounds, he to be accountable for the same.

XXXV.

Resolve on the petition of *William Marean*, in behalf of the town of *Hubbardston*, directing the Treasurer to credit said town for fines. June 24, 1783.

On the petition of *William Marean*, in behalf of the town of *Hubbardston*, setting forth, that they were fined for five three years men, in the last State tax, and praying that the said town of *Hubbardston* may be abated the said fines, and allowed the bounties, for reasons set forth in the petition.

Whereas it appears to this Court, by a return of an execution issued against the assessors of *Hubbardston*, that the above-laid five men, for which the said town was fined, were raised and delivered agreeable to the resolve of the 2d day of *December*, 1780, and subsequent resolves therefor :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Hubbardston* one thousand and seventy pounds, twelve shillings and six pence, in the last State tax, being the fines and bounties for five three years men. And the assessors of the said town of *Hubbardston* are to govern themselves accordingly in assessing the said tax.

XXXVI.

Resolve on the petition of *John Bane*, directing the Commissary-General to pay him in sundry articles, for supplies to the troops in the eastern department. June 24, 1783.

On the petition of *John Bane*, praying for payment for sundry provisions supplied the troops in the eastern department :

Resolved, That the Commissary-General be, and he is hereby directed, to pay to *John Bane*, fourteen hundred and twenty-two pounds of beef, twenty-one bushels of corn, one bushel of peas, and ten pounds of fish, balance of his account, with four hundred weight of beef for his time and expence in transporting the same ; and the whole be charged to the United States.

XXXVII.

Resolve on the petition of *Jesse Bullock*, in behalf of the town of *Freetown*, directing the Treasurer to credit said town with four hundred twenty-eight pounds five shillings. June 24, 1783.

On the petition of *Jesse Bullock*, in behalf of the town of *Freetown*, praying that said town may be excused from a fine laid upon said town, for the deficiency of two three years men.

Whereas it appears to this Court, by the Superintendant's returns of the county of *Bristol*, that the said town of *Freetown* did actually raise and march the whole number of men required by the resolve of the 2d of *December*, 1780 :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Freetown* the sum of four hundred and twenty-eight pounds five shillings, in the State tax granted in *March* last, it being the fines and bounties for two men.

XXXVIII.

Resolve on the petition of the town of *Ashburnham*, directing the Treasurer to credit said town for fines and bounties. *June 24, 1783.*

On the petition of *William Whetcomb*, in behalf of the town of *Ashburnham*, praying that the said town may be abated the fines of two three years men, in the last State tax, for reasons set forth in his petition.

Whereas it appears to this Court, by the Superintendant's receipts, that the town of *Ashburnham* did actually raise the whole number of men proportioned upon them by the resolve of the 2d of *December*, 1780 :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Ashburnham* four hundred and twenty-eight pounds five shillings, being the fines and bounties for two three years men. And the assessors of the said town are to govern themselves accordingly, in assessing the said tax.

XXXIX.

Resolve directing the Commissary-General to deliver one week's rations to *Samuel Payne Jones*, and ninety other non-commissioned officers of the *Massachusetts* line of the army. *June 24, 1783.*

On the petition of *Samuel Payne Jones*, *Jeremiah Mahony*, and *James Fleming*, praying for some relief for themselves, and ninety-five other non-commissioned officers and privates, belonging to the *Massachusetts* line of the army :

Resolved, That the Commissary of this Commonwealth be, and he hereby is directed, to supply the petitioners with one week's rations, for themselves and the ninety-five other persons petitioned for, said petitioners making out a roll for the same, with each person's name, regiment and company he belongs to, and giving said Commissary duplicate receipts therefor, one of which to be lodged in the Secretary's office.

XL.

Resolve requesting the Governor to discharge the rejected troops doing duty at the Castle, and to make up said men in his next muster-roll, and directing the Commissary-General to supply them with cloathing, and requesting the Governor to discharge Capt. *Amos Lincoln* and his company. *June 24, 1783.*

Resolved, That the Governor be, and he hereby is requested, to give orders to the commander of the Castle, immediately to discharge the (fourteen) soldiers which were formerly under the command of Capt. *Carpenter*, doing duty at *Springfield*, and were ordered to do duty at the Castle ; and the commander of the Castle aforesaid is directed to make up the said men in his next muster-roll, from the time they were put under his command, until the time of their discharge.

Also *Resolved*, That *Richard Devens*, Esq; Commissary-General, be, and he hereby is directed, to supply each of the said (fourteen) soldiers with a suit of cloaths, in the same manner he has supplied the men under the command of Capt. *Amos Lincoln*.

Resolved, That the Governor be, and he hereby is requested, to discharge Capt. *Amos Lincoln*, and the officers and men under his command. And the Commissary-General of this Commonwealth be, and he hereby is directed, to take effectual measures for the securing the stores which are deposited at the several posts where the company

company to be discharged as aforesaid have been doing duty, either by removing them to the Castle, or in such other way as he may think best, taking care to keep such of the said stores as are the property of the United States, by themselves.

XLII.

Resolve empowering the Governor and Council to furnish the non-commissioned officers and soldiers of the *Massachusetts* line, that may arrive in town, with rations, and directing the Commissary-General to keep an account thereof. June 25, 1783.

Resolved, That the Governor, with the advice of Council, be, and hereby is empowered, from time to time, as it shall be found necessary, to give orders to the Commissary-General of this Commonwealth, to furnish the non-commissioned officers and private soldiers of the *Massachusetts* line of the army, which in their retirement therefrom may daily arrive in the town of *Boston*, with any number of rations not exceeding ten, to be delivered to one person, having due regard to the distance of such persons from their several and respective homes, and other circumstances.

And it is further *Resolved*, That the Commissary-General be, and hereby is directed, to keep an account of the names of all persons to whom he may deliver rations, with the company and regiment to which they severally belonged when they left the army, with the number of rations delivered each; and that all rations so delivered, be charged to the United States.

XLIII.

Resolve recommending to *Samuel Henshaw*, Esq; and others, to discharge the brigantine *Fearnought*, on condition the master shall enter the vessel and cargo. June 25, 1783.

Whereas it appears to this Court, that *James Salles*, the owner of the brigantine *Fearnought*, who lately arrived from *Amsterdam*, failed in entering the whole of the cargo, in consequence of which failure or omission, *Samuel Henshaw*, Esq; collector of excise for the county of *Suffolk*, seized the said vessel and cargo, which now remains under that restraint: But whereas it appears probable, that at the time of the entry aforesaid, the said *James* was either delirious or ignorant of his duty:

Therefore *Resolved*, That it be, and hereby is recommended to the said *Samuel Henshaw*, Esq; and all others concerned in the seizure of the said brigantine and cargo, to discharge the same, on condition the master thereof shall truly enter the said vessel, with the whole of the cargo, at the naval-office, and proper security be given, either by the master or the owners, or consignees of the cargo, to the said collector, for the payment of the duties due thereon, according to law, together with the expences which have arisen on the said seizure.

XLIII.

Resolve on the petition of the Hon. *John Sprague*, Esq; in behalf of the town of *Lancaster*. June 25, 1783.

On the petition of the Hon. *John Sprague*, Esq; for and in behalf of the town of *Lancaster*, praying for the abatement of a fine, and allowance of a bounty, to the said town, for reasons set forth in the said petition.

Whereas by the last tax-act, the town of *Lancaster* was charged with a fine, for the deficiency of one man, required of the said town by a resolve of the General Court of the 2d of *December*, 1780, and it appears by a certificate of the Hon. *Seth Washburne*, Esq; late Superintendent for the county of *Worcester*, that the town of *Lancaster* have procured the whole of the men required by the resolve aforesaid:

Resolved, That the town of *Lancaster* be abated the fine, and allowed the bounty, amounting to the sum of two hundred and fourteen pounds, two shillings and six pence,

pence, in the last tax-act; and that the Treasurer of this Commonwealth be, and he hereby is directed, to govern himself accordingly.

XLIV.

A grant of sixty-five pounds, eleven shillings and two pence, to *John Fellows*, Esq;
June 26, 1783.

On the petition of *John Fellows*, Esquire:

Resolved, That there be paid out of the public treasury, unto the said *John Fellows*, Esq; the sum of sixty-five pounds, eleven shillings and two pence, in full of his account for service in alarms, paying exprestes, waggoners, and for Brigade-Major, Aid de Camp, &c. and that the same sum be charged unto the United States.

XLV.

Resolve on the petition of *David Black*, authorizing the goal-keeper to liberate him, in order for transportation. June 26, 1783.

On the petition of *David Black*, praying for leave to return to *New York*:

Resolved, That *David Black*, now confined in *Boston* goal, as being one of those named in the act of the General Court, passed in 1778, respecting refugees and absentees, be returned to some part of the dominion of the King of *Great-Britain*, in the schooner commanded by Capt. *John Black*: And the goal-keeper is hereby authorized to deliver the said *David Black* on board of the said schooner, for the purpose of being transported to some part of the said dominions, he paying all charges that may have arisen from his being so confined.

XLVI.

Resolve on the petition of *Elizabeth Freeman*, empowering her to make sale of a certain house and land. June 27, 1783.

On the petition of *Elizabeth Freeman*, wife (or widow) of *Isaac Freeman*, of *Boston*, mariner, representing that her said husband has been absent three years, and in all probability is lost, and she left with four children to support, and nothing but her labours and industry to depend upon, and prays for leave to sell a house, and about thirty acres of poor land, in the town of *Harwich*, in the county of *Barnstable*, which is a constant bill of charge to her, and is so out of repair, that it will not let at any rate:

Resolved, That the prayer of the petition be granted, and that she have full power and authority to make sale of the house and land mentioned in the said petition; and that she give bonds, with sufficient sureties, to the judge of Probate for the county of *Suffolk*, that she will apply the proceeds of sale of the said house and land, to the support and maintenance of herself and family, mentioned in the said petition, if the said Judge shall determine their circumstances to require such relief; but if he shall adjudge otherwise, that then she shall account for the said proceeds to her husband, named in the said petition, if he shall be evidently living, or return in three years; or if he shall appear to be dead and intestate, in that time, said proceeds to be subject to the like distribution as by law take place on the estate of all other deceased.

XLVII.

Resolve on the petition of *Joseph Guild*, in behalf of the town of *Dedham*, abating a fine, and allowing the bounty, for a deficiency of a man required of said town.

June 27, 1783.

On the petition of *Joseph Guild*, in behalf of the town of *Dedham*, praying for the abatement of a fine charged to said town, in the last tax act, for reasons set forth in said petition.

Whereas

Whereas it appears the town of *Dedham* was fined for the deficiency of one man, required of said town by a resolve of Court of the 2d of *December*, 1780, and it also appears, by a certificate from the late Superintendent for the county of *Suffolk*, that the town of *Dedham* procured the whole of the men required by the resolve aforesaid :

Resolved, That the town of *Dedham* be abated the fine, and allowed the bounty, amounting in the whole to two hundred and fourteen pounds, two shillings and six pence, in the last tax-act, and the Treasurer be, and he is hereby directed, to govern himself accordingly.

XLVIII.

Resolve on the petition of *Thomas Learned*, empowering the Judge of Probate for the county of *Suffolk*, to cause the commissioners on the estate of *Eliakim Hutchinson*, Esq; an absentee, to set again. *June 27, 1783.*

On the petition of *Thomas Learned* :

Resolved, That the Judge of Probate for the county of *Suffolk* be, and he hereby is empowered and directed, to cause the commissioners, by him heretofore appointed to examine the claims against the estate of *Eliakim Hutchinson*, Esq; an absentee, deceased, to set again, and examine the claim of the said *Thomas Learned* against the said estate, and certify the just amount thereof, if any there be, in order to his being paid the same, the time allowed by the said Judge to the said commissioners for receiving the said claims, being elapsed, or any act or resolve of this Court to the contrary notwithstanding.

XLIX.

Resolve on the petition of the selectmen of *Braintree*, excusing said town from certain fines. *June 28, 1783.*

On the petition of the selectmen of the town of *Braintree*, praying that the said town may be excused from certain fines therein mentioned, for reasons set forth in the said petition : And,

Whereas the said town, in the last tax-act, was fined for the deficiency of two men, required of the said town, for three years, and also for four men for five months ; and it appearing to this Court, by proper certificates, that the said men were procured by the said town, agreeable to the several resolves of the General Court :

Therefore *Resolved*, That the town of *Braintree* be abated, in the tax aforesaid, the sum of five hundred and thirteen pounds, three shillings and six pence, in full for the said fines and bounties ; and the Treasurer of this Commonwealth is hereby directed to govern himself accordingly.

L.

Resolve on the petition of *John Woodward*, in behalf of the town of *Newton*. *June 28, 1783.*

On the petition of *John Woodward*, in behalf of the town of *Newton*, praying for abatement of a fine, for reasons mentioned in the said petition.

Whereas the town of *Newton* is charged in the last tax-act, with a fine for the deficiency of two men, required of the said town by a resolve of the General Court, of the 2d of *December*, 1780, and it appearing by a certificate from the Secretary, that the said town procured the whole of the men required by the resolve aforesaid :

Therefore *Resolved*, That the town of *Newton* be abated the fine and allowed the bounty, amounting in the whole to four hundred and twenty-eight pounds, five shillings, in full (on the last tax-act) and that the Treasurer of this Commonwealth be, and hereby is directed, to credit the said town accordingly.

LI.

Resolve approving of the nomination of *William Imley*, Esq; to be a commissioner to settle the accounts between this State and the United States. *June 28, 1783.*

Resolved, That this Court do approve of the nomination of *William Imley*, Esq; to be a commissioner to settle the accounts between this State and the United States, and to liquidate and settle, in specie value, all certificates given by public officers to individuals in this State, and all other claims by such individuals against the United States, agreeably to an act of Congress, of the 20th of *February*, 1782; and that the Governor be, and hereby is requested, to write to *Robert Morris* and *William Imley*, Esq's. and inform them of this approbation.

LII.

Resolve on the representation of *John Lewis*, Esq; and others, a committee for the sale of part of the real estate of *Francis Waldo*, Esq; an absentee, confirming the doings of said committee, and directing them to pay a certain sum into the treasury. *June 30, 1783.*

Whereas it appears to this Court, by the representation of *John Lewis*, Esq; and others, a committee for the sale of part of the real estate of *Francis Waldo*, Esq; an absentee, with the papers accompanying the same, that the said committee have disposed of part of the said real estate, amounting to two hundred and eighty three pounds, and have paid the demands on the said estate, amounting to two hundred fifty-four pounds, seventeen shillings and eight pence, and that there remains in the hands of the said committee, twenty-eight pounds, two shillings and four pence:

Therefore *Resolved*, That this Court do approve and confirm the doings of the said committee; and they are hereby directed to pay the aforesaid sum of twenty-eight pounds, two shillings and four pence, into the treasury of this Commonwealth, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

LIII.

Resolve on the petition of the town of *Falmouth*, in the county of *Barnstable*, allowing pay to a guard stationed in said town, in the year 1782. *June 30, 1783.*

On the petition of the town of *Falmouth*, in the county of *Barnstable*, praying that an allowance may be made to twenty-eight men, who served as a guard in the said town, from the 10th day of *June*, to the 15th day of *November*, in the year 1782:

Resolved, That there be allowed to the twenty-eight men who served as a guard in the town of *Falmouth*, in the year 1782, one pound ten shillings per month, to each man; and that the selectmen of the said town of *Falmouth*, make up a pay-roll for the said men for the term of time they severally served, accordingly, and present the same, upon oath, to the Governor and Council, to be examined and passed; and that the amount of the pay-roll which shall be so examined and passed, be allowed and paid by receipts of the Treasurer of this Commonwealth, upon the collectors of the tax granted in *March* last, and assessed upon the said town of *Falmouth*.

LIV.

Resolve on the petition of *James Stone*, in behalf of the town of *Western*. *July 1, 1783.*

On the petition of *James Stone*, in behalf of the town of *Western*, praying for abatement of a fine, for reasons set forth in the said petition:

Resolved, That the prayer of the said petition be granted, and the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Western*, in the last tax act, the sum of two hundred fourteen pounds, two shillings and six pence, in full

full for the fine and bounty mentioned in the said petition, it appearing by a certificate from the Secretary's office, that the said town have procured the whole number of men required by a resolve of the General Court, of the second of *December*, 1780.

LV.

Resolve on the petition of the inhabitants of *Southborough*, directing the Treasurer to credit said town for a deficiency of three three years men. *July 1, 1783.*

On the petition of the inhabitants of *Southborough*, setting forth, that they are fined in the last tax-act, for a deficiency of three three years men, praying that the same may be abated, for reasons set forth in their petition :

Whereas it appears to this Court, by the Superintendant's returns for the county of *Worcester*, that the said town of *Southborough* did actually raise and march the whole number of men required of the said town by the resolve of the second of *December*, 1780 :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Southborough* six hundred forty-two pounds, seven shillings and six pence, in the last State tax, it being the fines and bounties for three three years men ; and the assessors of the said town are to govern themselves accordingly in assessing the said tax.

LVI.

Resolve appointing a committee to receive, examine, and pass on all accounts exhibited for services performed. *July 1, 1783.*

Resolved, That *Ephraim Starkweather*, *Charles Turner*, and *Joseph Hosmer*, Esquires, *Mr. Joseph B. Varnum*, and *Mr. Thomas Clarke*, be a committee to receive, examine, and pass on all accounts that are now or may be exhibited, for the support of such indigent persons as are the proper charge of the State, and all other accounts (those only excepted that are or may be committed to a special committee) that shall be exhibited for services performed, cash advanced, or property sold for the use of this Commonwealth, by order of the General Court, or any person or persons authorized to incur such expence, where the same are properly vouched : And the committee are hereby vested with the same powers, and are directed to observe the same rules, which are prescribed in a resolve of the General Court, passed the fifteenth day of *March* last, appointing a committee to examine and pass on accounts, provided that the said committee do not sit on the business of their appointment at any time in the recess of the General Court, excepting the three weeks next succeeding their present sitting.

LVII.

Resolve on the petition of *Asabel Wheeler*, in behalf of the town of *Sudbury*, directing the Treasurer to credit said town. *July 1, 1783.*

On the petition of *Asabel Wheeler*, in behalf of the town of *Sudbury*, setting forth, that the said town was fined in the last State tax, two hundred twenty two pounds six shillings, for their deficiency of the three years Continental men ; praying that they may be abated the aforesaid sum, for reasons set forth in the said petition :

And whereas it appears to this Court, by the Secretary's certificate, that the town of *Sudbury* have procured fifteen men to fill the Continental army, agreeable to a resolve of the second of *December*, 1780, which was their full quota of the said army :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Sudbury* three hundred sixty-nine pounds, fourteen shillings, in the last State tax, it being the fines and bounty for the deficiency of the said town.

Resolve

LVIII.

Resolve on the petition of *Deborah Knight*, giving her leave to dispose of a piece of land, on certain conditions. July 1, 1783.

On the petition of *Deborah Knight*, of *Boston*, in the county of *Suffolk*, praying for liberty to dispose of a piece of land, as mentioned in the petition :

Resolved, That the prayer of the petition be so far granted, that the petitioner have leave to sell and dispose of the land therein described, for the purposes there mentioned ; and that she be empowered to give and execute a good and sufficient deed or deeds for the conveyance thereof to the purchaser or purchasers, she giving bond to the Judge of Probate, &c. for the county of *Suffolk*, to apply the proceeds of the sale to the purposes prayed for in the said petition.

LIX.

Resolve directing *Richard Devens*, Esq; Commissary-General, to obtain an account of all barracks and other buildings, belonging to this Commonwealth, and make a return of the same to the Governor and Council, and to dispose of said barracks, &c. excepting. July 1, 1783.

Whereas there are a number of barracks and other buildings in various parts of the Commonwealth, and which have been erected during the war, at the expence thereof, but are not wanted for the public service, and will be lost to government if measures are not adopted to prevent the same :

Therefore *Resolved*, That *Richard Devens*, Esq; Commissary-General of this Commonwealth, be, and he is hereby directed, as soon as possible, to obtain an account of all the barracks and other buildings which belong to this Commonwealth, also the places where they are, and make return of the same to the Governor and Council, who are hereby requested to consider and determine which of them (if any) are necessary to be reserved for the public service.

And the Commissary aforesaid is further authorized and directed, (after giving suitable notice thereof) to sell at public auction, all the barracks, store-houses and bake-houses, excepting such as the Governor, with the advice of Council, shall order to be reserved, and excepting also such of them as the committee appointed to build a lighthouse at the entrance of *Boston* harbour, shall want for said purpose ; the money arising from the sale of said barracks and other buildings, the Commissary aforesaid is hereby directed to pay into the treasury of this Commonwealth, and take duplicate receipts therefor, one of which to be lodged in the Secretary's office.

LX.

Resolve appointing *Samuel Osgood*, Esq; and Mr. *Edward Waine*, a committee to settle the accounts of the late Board of War. July 1, 1783.

Whereas it is of great importance that the accounts of the late Board of War should be settled as soon as possible. in order that the claims of the Commonwealth against the United States, may be finally ascertained, and the debts of many individuals may be known :

Therefore *Resolved*, That *Samuel Osgood*, Esq; and Mr. *Edward Waine*, be, and hereby are appointed a committee to settle the accounts of the late Board of War, as speedily as may be ; and it is recommended to the said committee to apply to any of the late members of the said Board of War, or to any of their clerks, for such information as they shall judge necessary. The said committee to be allowed for their service, at the rate of ten shillings each day, and eight hours to be accounted a day.

Resolve

LXI.

Resolve on the petition of *Abel Blifs, Chileab B. Merrick*, and others, heads of several classes in the town of *Wilbrabam*. July 1, 1783.

On the petition *Abel Blifs, Chileab B. Merrick, James Warriner*, and *Samuel Sexton*, heads of several classes in the town of *Wilbrabam*, setting forth, that they respectively procured a good able-bodied man, to the acceptance of the muster-master residing at *Springfield*, to serve in the Continental army for the term of three years, in consequence of the resolve of the General Court of the 17th of *March*, 1782, praying that the fine set upon each class may be remitted :

And whereas it appears to this Court, that each of the classes aforesaid did procure a good able-bodied effective man, previous to a resolve of the General Court passed *March 11*, 1783, directing towns in this Commonwealth that have made no return of men raised agreeably to the resolves of *December 2d*, 1780, and *March 7th*, 1782, and they are now in actual service :

Resolved, That the prayer of the petitioners be so far granted, as that the Treasurer of this Commonwealth be, and he is hereby directed, to give a receipt upon the several constables or collectors of *Wilbrabam*, to whom the said classes rates were committed to collect, in favour of *Abel Blifs, Chileab B. Merrick, James Warriner*, and *Samuel Sexton*, and the classes they respectively belong to, the sum of forty-four pounds each, any law or resolve to the contrary notwithstanding.

LXII.

Resolve on the petition of *William Brown*, in behalf of the town of *Framingham*, abating said town, in the last tax-act, the sum of one thousand four hundred ninety-eight pounds, seventeen shillings and six pence. July 2, 1783.

On the petition of *William Brown*, in behalf of the town of *Framingham*, praying for the abatement of a fine set to the said town, for reasons set forth in the said petition :

Whereas it appears that the town of *Framingham* is charged with a fine in the last tax-act, for the deficiency of seven men, required of the said town by a resolve of the General Court of the second of *December*, 1780 ; and it appearing by proper certificates, that the whole of the said men were procured :

Therefore Resolved, That the town of *Framingham* be abated, in the last tax-act, the sum of fourteen hundred ninety-eight pounds, seventeen shillings and six pence, in full for the fines and bounties aforesaid ; and the Treasurer of this Commonwealth be, and he hereby is directed, to govern himself according to this resolve.

LXIII.

Resolve on the petition of *William Bodman*, in behalf of the town of *Williamsburgh*, directing the Treasurer to credit said town in the last tax. July 2, 1783.

On the petition of *William Bodman*, in behalf of the town of *Williamsburgh*, setting forth, that the said town was fined in the last State tax, for a deficiency of one three years man, and praying that the same may be abated, for reasons set forth in the said petition :

Whereas it appears to this Court, by the Superintendent's receipts, that the said town of *Williamsburgh* did actually raise and march the whole number of men required by the resolve of the second of *December*, 1780 :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Williamsburgh* two hundred fourteen pounds, two shillings and six pence, in the last State tax, it being the fine and bounty for one three years man ; and the assessors of the said town of *Williamsburgh* are to govern themselves accordingly.

LXIV.

Resolve for celebrating the anniversary of the Independence of the United States of America. July 2, 1783.

Resolved, That the Legislature, preceded by the Governor, the Lieutenant-Governor, and the Council of the State, if his Excellency and their Honors shall see cause to attend, will on Friday next, at ten of the clock in the forenoon, that day being the anniversary of the Independence of the United States of America, repair to some suitable place for public worship, and there, in a solemn and public manner, render thanks to Almighty GOD, for his great and unmerited mercy to these States, in supporting them through a dangerous, long, and expensive war,—in raising them to rank among the nations of the earth,—in establishing them as an independant Republic,—in finally bestowing on them the long wished for blessing of a cessation of hostilities,—and in affording them reason to hope, that they will speedily receive a definitive treaty of peace; and also to implore the divine benediction on the government and public concerns of these States.

And the Governor and Council are requested to order such preparations in the Senate-Chamber, at twelve of the clock on that day, as hath been usual on such occasions; and that the Governor would direct such demonstrations of joy, by the discharge of cannon, &c. as he shall think proper.

Resolved, That *John Pitts*, Esq; *Mr. Phillips*, and *Col. Dawes*, be a committee to procure a place for the said meeting, and to acquaint the Rev. Doctor *Cooper*, the chaplain of the two Houses, that they expect he will take the lead in the devotion of the day.

LXV.

Resolve on the petition of *Jonas Dix*, Esq; in behalf of the town of *Waltham*, directing the Treasurer to credit said town in the last tax-act, twenty-one pounds, one shilling and eleven pence. July 2, 1783.

On the petition of *Jonas Dix*, Esq; in behalf of the town of *Waltham*, setting forth, that the town was fined in the last State tax, for a deficiency of one three months man, praying that the same may be abated, for reasons set forth in his petition:

Whereas it appears to this Court, that the town of *Waltham* did actually raise and march the whole number of men required of the said town by a resolve of the 30th of June, 1781:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Waltham* twenty-one pounds, one shilling and eleven pence, in the last State tax, it being the fine and bounty for one three months man.

LXVI.

Resolve on the petition of *Ruth Otis*, executrix of the last will of *James Otis*, Esq; deceased. July 2, 1783.

On the petition of *Ruth Otis*, executrix of the last will and testament of *James Otis*, late of *Boston*, Esq; deceased, praying that she may be empowered, in her capacity, to execute a good and sufficient deed of a certain tract of land, lying in *Merryfield* equivalent, containing about one hundred and eighty acres, which the said *James Otis*, in his life time, covenanted to sell to one *James Gloyd*:

Resolved, That the prayer of the petition be granted, and the said *Ruth Otis*, in her capacity of executrix as aforesaid, is hereby authorised and empowered, to make and execute a good and lawful deed of the land aforesaid, to the said *James Gloyd*, she first giving security to the Judge of Probate for the county of *Suffolk*, to dispose of the monies arising from the sale of the same, agreeable to law.

Resolve

LXVII.

Resolve granting to *Oliver Phelps*, Esq; one hundred forty-five pounds, eleven shillings and eight pence, being the balance due upon settlement, and holding him accountable for certain sums or articles, and four hundred ninety six pounds, five shillings, for his services; and directing the Treasurer to receive a sum of money in the old emission. July 2, 1783.

Resolved, That there be allowed and paid out of the public treasury, to *Oliver Phelps*, Esq; late Superintendant of purchases, the sum of one hundred forty-five pounds, eleven shillings and eight pence, being the balance due to him upon the settlement of his accounts with the committee appointed therefor, in behalf of this Commonwealth. as appears by the report of the said committee; the said *Oliver Phelps* to be held accountable notwithstanding, for any quantities of beef, or other specific articles, or sums of money, which may hereafter appear to have been delivered to him or his agents, and not already accounted for by him; and also to proceed with all possible dispatch in bringing the accounts of his agents to a close, for which service he shall be entitled to a reasonable compensation.

Resolved, That there be allowed and paid out of the public treasury, to the said *Oliver Phelps*, the further sum of four hundred ninety-six pounds, five shillings, in full for the services and expences of himself and his clerk, from the 29th of January, 1781, to the 15th of April, 1782, being the time he was employed as Superintendant of purchases, as also for his time and expences in performing several journies, and attending upon the settlement of his accounts, agreeable to the orders of the General Court, since the expiration of his superintendency.

And whereas it appears to this Court, that there are in the hands of the said *Oliver Phelps*, seventeen thousand eight hundred dollars, in bills of the old emission, which were received by him and his agents, in lieu of beef, whilst authorized thereto by the resolves of the General Court:

Therefore *Resolved*, That the Treasurer be, and he hereby is directed, to receive of the said *Oliver Phelps*, seventeen thousand eight hundred dollars, of the old emission, which were taken by him and his agents, in lieu of beef, and for which he is credited by the committee aforesaid, giving duplicate receipts therefor, one of which to be lodged in the Secretary's office.

LXVIII.

Resolve on the representation of *John Woodward*, Esq; in behalf of the town of *Newton*. July 2, 1783.

On the representation of *John Woodward*, Esq; in behalf of the town of *Newton*, setting forth, that executions have issued against two classes in the said town of *Newton*, for not raising the men agreeable to a resolve of the General Court, passed in March 1782; and further setting forth, that the said two classes did absolutely raise these men before the executions were returnable, mustered and delivered them to the Continental muster-master, for whom they took his receipts; that the said classes did not return the said receipts into the Treasurer within the time limited for him to take them in discharge of the executions,—praying that the Treasurer may be directed to take the said receipts in discharge of the above-said executions, in the same manner that he would have done, provided they had been returned before the first day of May last.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive the above-mentioned muster-master's receipts in full discharge of the above-mentioned executions; the deficient classes bearing the official costs of the same, provided the said receipts are presented to the Treasurer, on or before the tenth day of July instant, any law or resolve to the contrary notwithstanding.

Resolve

LXIX.

Resolved directing *Richard Devens*, Esq; Commissary-General, to build and compleat a light-house and other buildings, at the entrance of *Boston* harbour, and granting him, one thousand pounds to execute the business, and making provision for the repairing the light-houses on *Thatcher's-Island*, *Nantucket*, and the *Garnet*. July 2, 1783.

Resolved, That *Richard Devens*, Esq; Commissary-General of this Commonwealth, be, and he is hereby authorized and directed, with all possible dispatch, to build and compleat a light-house and other necessary buildings, at the entrance of *Boston* harbour, on the same island where a light-house was formerly erected; the said light-house to be nearly of the same dimensions of the former light house on the said island; and the Commissary aforesaid, is also directed, to make the necessary repairs on the wharfs at the the said island.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *Richard Devens*, Esq; the sum of one thousand pounds, to enable him to execute the business assigned him by these resolves; three hundred pounds of which, to be paid out of the proceeds of the barracks which have been ordered to be sold, and the other seven hundred pounds, out of the tax granted the last sessions of the General Court.

And the Commissary aforesaid is further authorized and directed, to make use of any of the barracks or other buildings on *Noddle's-Island* or *Hull*, which shall be necessary for erecting the light-house and other buildings.

And he is also further authorized and directed, to demand and receive from any person or persons, any articles or materials which belonged to the former light-house or other buildings on the said island.

Resolved, That *Peter Coffin*, Esq; be, and he hereby is appointed, a committee to repair and put in order, the light-houses on *Thatcher's-Island*, near *Cape-Ann*; and the said *Peter Coffin*, Esq; is hereby authorized and directed, to demand and receive from any person or persons (who may have the same in possession) all articles which belong to the said light-houses, to be applied for repairing the same; and the said *Peter Coffin* is hereby further directed, to execute the said business with all possible dispatch, and lay his accounts before the General Court, for allowance and payment.

Resolved, That *Stephen Hurshey*, Esq; be, and he hereby is appointed, a committee to repair and put in proper order, the light-house on the island of *Nantucket*, and lay his accounts before the General Court, for allowance and payment.

Resolved, That *William Drew*, Esq; be, and he hereby is appointed, a committee to repair and put in proper order, the light-house on the *Gurnet*, near *Plymouth*, and lay his accounts before the General Court, for allowance and payment.

And it is further Resolved, That the Commissary aforesaid, and the several committees appointed by these resolves to erect and repair the light-houses aforesaid, be, and they are hereby severally directed, to compleat the same, with all possible dispatch, and when compleated, to make the report thereof to the Governor, who is hereby authorized, with the advice of Council, to appoint suitable persons to attend and take care of the same, under such rules and regulations as the Governor, with advice of Council, shall judge necessary, and best calculated to answer the important purposes for which they are intended.

LXX.

Resolved on the memorial of *Nathaniel Heard*, and a number of others, appointing a committee to adjust the accounts mentioned, and directing the Attorney General to commence a process against *Benjamin Gould*. July 3, 1783.

On the memorial of *Nathaniel Heard*, and a number of others, praying for their money due to them for three months service, under the command of Capt. *Benjamin Gould*, in the year 1780;

Whereas

Whereas by a resolve of the General Court, of *February 12, 1782*, the Treasurer was directed to pay to *Capt. Benjamin Gould*, the money due to his company, and the said *Gould* did receive the same, but hath paid only a small part to the men ; and as the said *Gould* was ordered to appear on the second Wednesday of the present setting of the General Court, but hath not appeared nor exhibited his accounts, by reason whereof it doth not appear what is the just balance due to the company under his command :

Therefore *Resolved*, That the Hon. *Stephen Choate, Esq;* *John Choate, Esq;* and Mr. *John Crocker*, be a committee to settle and adjust the accounts between *Capt. Benjamin Gould* and the men under his command, borne on the roll lodged in the Treasurer's office ; and that the said committee give notice to the said *Gould*, and the men under his command, of the time and place when they will meet, in order to make such settlement, that he and they may be present : But if the parties, or either of them, do not appear, the said committee, or the major part of them, are to proceed, *ex parte* and find the balance, in the best way they can, and report the same on the second Wednesday of the next setting of the General Court, in order for payment of the balances that shall appear to be due on the said rolls : And that the Attorney-General be, and he is hereby directed, to commence a process against the said *Benjamin Gould*, for the balance that shall appear to be due to government, agreeable to the settlement that shall be made by the committee aforesaid, unless the said *Gould* shall, within one month after the second Wednesday of the next setting of the General Court, pay the same unto the Treasurer of this Commonwealth.

LXXI.

Resolve directing the Attorney-General to commence an action on the bond given by *Zebedee Sprout*, agent on the estates of *Peter Oliver*, and *Peter Oliver, jun.* absentees. *July 4, 1783.*

Whereas it appears to this Court, that *Zebedee Sprout*, agent on the estates of *Peter Oliver*, and *Peter Oliver, jun.* absentees, unreasonably neglects to pay into the treasury of this Commonwealth, the proceeds of the sales of the personal estates of the said *Peter Oliver*, and *Peter Oliver, jun.* :

Therefore *Resolved*, That the Attorney-General be, and he is hereby directed, to commence an action on the bond given by him, the said *Zebedee Sprout*, for the faithful discharge of his said agency, and to pursue the same to final judgment and execution.

LXXII.

A grant of seven hundred eighty-three pounds, four shillings and three pence three farthings, to the Hon. *Samuel Osgood, Esq;* for expenditures and wages as a member of Congress. *July 4, 1783.*

Resolved, That there be paid out of the treasury of this Commonwealth, to the Hon. *Samuel Osgood, Esq;* the sum of sixty-four pounds, four shillings and three pence three farthings, balance due on expenditures ; and the further sum of seven hundred and nineteen pounds, in full for two years wages, deducting eleven days ; the said sums being in full for expenditures and wages to this time.

LXXIII.

Resolve making an establishment for the pay of the members of the General Court. *July 4, 1783.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to each member of the Hon. Council, the sum of eight shillings per day ; and also to the members of the General Court, as follows, *viz.* to each member of the

Hon. Senate, seven shillings and six pence per day, and to each member of the House of Representatives, seven shillings per day, for each day they have attended their duty respectively in the General Court, from the twenty-eight day of *May* last, to the tenth day of *July* current; and that their travel pay be in proportion thereto, as pointed out by the constitution.

LXXIV.

A grant of fifty pounds to *William Baker*, messenger to the General Court, for three months service, ending the twenty-fifth day of *May* last. July 4, 1783.

On the petition of *William Baker*, messenger to the General Court :

Resolved, That there be paid out of the public treasury of this Commonwealth, to Mr. *William Baker*, messenger of the General Court, fifty pounds, being in full for three months service, ending the twenty-fifth day of *May* last.

LXXV.

Resolve on the petition of *John Florence*, administrator on the estate of *Henry Florence*, late of *Marblehead*. July 5, 1783.

On the petition of *John Florence*, administrator on the estate of *Henry Florence*, late of *Marblehead*, deceased, setting forth, that he is liable to a loss on paper currency, which he received for the effects of the said estate, without the interposition of this Court, and praying for liberty to sell part of the said estate :

Resolved, That the Judge of Probate for the county of *Essex*, be, and he is hereby empowered and directed, to settle the administration accounts of the said *John Florence*, on the principles of equity and justice, and to make such allowance for the depreciation of the paper currency, as shall appear just : And the said administrator is hereby authorized and empowered, to make sale of so much of the real estate of the said *Henry Florence*, deceased, as shall be sufficient to pay the sum which shall appear to be due, on a settlement of his administration accounts, and to make and execute a good and sufficient deed or deeds thereof, to the purchaser or purchasers, he observing the rules of law for the sale of real estate by executors or administrators, and giving security to the Judge of Probate for the county of *Essex*, that the proceeds arising from such sale, shall be applied to the payment of the debts against the said estate.

LXXVI.

Resolve allowing the estimate of one hundred and twenty-pounds, for defraying the charges of the county of *York*, and granting a tax. July 7, 1783.

Whereas it appears, that the Treasurer's accounts for the county of *York*, were under such circumstances, that the Justices of the General Sessions of the Peace in that county, could not, at their sessions preceeding the first day of *January* last past, lay an estimate of their county charges for the present year, before the General Court, agreeable to an act passed *November 2*, 1781, for which reason it is necessary to afford them relief and aid :

Therefore *Resolved*, That the estimate of one hundred and twenty pounds, now laid before this Court, for defraying the charges of the said county of *York*, for the current year, be, and it is hereby allowed ; and a tax for the said sum of one hundred and twenty pounds, is hereby granted, and laid upon the said county of *York*, for the purposes of defraying the charges of the present year ; and that the Justices of the General Sessions of the Peace in the said county, at their next session, and all other officers concerned, are hereby authorized and empowered, to proceed in the affair in the same manner as if the estimate had been laid before the General Court before the first day of *January* last past, any thing in the aforesaid act to the contrary notwithstanding.

Resolve

LXXVII.

Resolve on the petition of the selectmen of *Swansey*, directing the Treasurer to credit said town. July 7, 1783.

On the petition of the selectmen of *Swansey*, setting forth, that the said town was fined, in the last State tax, for a deficiency of nineteen three years, praying that the same may be abated, for reasons set forth in their petition :

Whereas it appears to this Court, by the Superintendant's receipts, that the town of *Swansey* did actually raise and deliver twelve of the above-mentioned men, for which they were fined ; and it further appears, by a certificate from the Treasurer's office, that the said town of *Swansey* have assessed the average price, with ten per cent. added, on seven Quaker classes, agreeable to the militia law, making in the whole nineteen :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Swansey*, four thousand and sixty-eight pounds, seven shillings and six pence, in the last State tax, it being the fines and bounties of nineteen men ; and the assessors of the town of *Swansey* are to govern themselves accordingly, in assessing said tax.

LXXVIII.

A grant of twenty-five pounds, to *Thomas Williams* and *Caleb Kemble*. July 7, 1783.

On the petition of *Thomas Williams* and *Caleb Kemble*, setting forth, that they apprehended one *John Dawson*, who was thereupon convicted before the Supreme Judicial Court, of making moulds and other instruments, with design to counterfeit the true Spanish milled dollars, and the facts as set forth appearing to be true :

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to the said *Thomas Williams* and *Caleb Kemble*, the sum of twenty-five pounds, lawful money, out of the appropriation for contingences, made in the last tax-act, it being in full for the above service and expences of the said *Williams* and *Kemble*.

LXXIX.

Resolve on the petition of *John Preble*, for the payment of a roll of Col. *John Allen*, eastern-department. July 7, 1783.

On the petition of *John Preble*, praying that the pay-roll of Col. *John Allen*, eastern-department, may be passed, for reasons set forth in the said petition :

Resolved, That the prayer of the said petition be granted, and that his Excellency the Governor, with advice of Council, be, and he is hereby requested, to grant his warrant on the Treasurer, for the sum of nine hundred ninety-seven pounds, thirteen shillings and eight pence, which appears due on the said roll, for himself and men, and charge the same to the United States.

LXXX.

Resolve on the petition of *Elisha Hedge*, granting him ten pounds, six shillings, out of the estate of *Daniel Murray*, late of *Rutland*, in the county of *Worcester*, an absentee. July 8, 1783.

On the petition of *Elisha Hedge*, praying that he may be allowed his claim, out of the estate of *Daniel Murray*, late of *Rutland*, in the county of *Worcester*, an absentee :

Whereas it appears to this Court, that there is a promissary note, signed by said *Daniel Murray*, bearing date *June 24, 1771*, for the sum of six pounds, and the interest of the same for twelve years, amounting to four pounds six shillings, now the property of the said
Elisha

Elisba Hedge, the principal and interest of the said note being ten pounds six shillings; but the said *Elisba* not living in the said county, missed of having notice to exhibit his claim to the commissioners on the estate of the said absentee, and the said estate being now sold, and the neat proceeds thereof paid into the public treasury, amounting to one thousand and seventy pounds, and the said *Elisba* hath made oath to the truth of his claim aforesaid, but their being no commissioners on the said absentee's estate now existing, to receive the same :

Therefore *Resolved*, That there be allowed and paid out of the public treasury, to the said *Elisba Hedge*, the sum of ten pounds six shillings, in full of his claim on the estate of the said absentee; and the said *Elisba* is hereby required to leave the note aforesaid in the Treasurer's office, on his receiving the balance aforesaid, any law or resolve to the contrary notwithstanding.

LXXXI.

Resolve on the memorial of *Jonathan Brown*, in behalf of the town of *Watertown*, directing the Treasurer to credit said town. July 8, 1783.

On the memorial of *Jonathan Brown*, in behalf of the town of *Watertown* :

Whereas it appears to this Court, that the said town was fined, in the tax-act of *March* last, for deficiency of six Continental men, required to be raised for three years, when at the same time they should have been credited, and that they were in the said tax-act charged the sum of eleven pounds, eighteen shillings, for the pay of a Representative, more than they ought to have been :

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Watertown*, in the aforesaid tax, the sum of twelve hundred and ninety-six pounds, thirteen shillings, it being in full of what the said town was over charged as aforesaid, in the said tax.

LXXXII.

Resolve adjourning the Court of General Sessions of the Peace, and Court of Common Pleas, to be holden at *Great-Barrington*, in the county of *Berkshire*, to the second Tuesday of *September* next. July 8, 1783.

Whereas it is found to be inconvenient, that the Court of General Sessions of the Peace, and Court of Common Pleas, which by law should be holden at *Great-Barrington*, within and for the county of *Berkshire*, on the third Tuesday of *August* next, should then sit :

Resolved, That the said Courts be, and they hereby are adjourned, from the said third Tuesday of *August*, until the second Tuesday of *September* next, and that all actions, of whatever nature or kind, all recognizances, writs, processes, matters and things whatsoever, which by law are continued unto, or returnable at, and which should be heard, judged of, determined and acted upon in the Courts aforesaid, on the third Tuesday of *August*, at *Great-Barrington* aforesaid, shall have day, be continued unto, heard, judged of, and acted upon, in and by the Courts next aforesaid, on the second Tuesday of *September*, at *Great-Barrington* aforesaid, any law of this Commonwealth to the contrary notwithstanding.

LXXXIII.

Resolve on the petition of *Phillips Payson*, in behalf of the town of *Chelsea*, abating said town eleven shillings and six pence on the last valuation, until the further order of the General Court. July 8, 1783.

On the petition of *Phillips Payson*, in behalf of the town of *Chelsea*, praying for a redress of grievancies, as set forth in said petition :

Resolved,

Resolved, That the fine of twenty-eight pounds five shillings, laid on said town for not sending a Representative to the General Court the last year, be remitted.

And whereas upon examination it appears, that the town of *Chelsea* is raised by the last valuation, eighteen shillings and one penny farthing on the thousand pounds, from what it paid in the year 1772 : And whereas it further appears, that said town has suffered in the diminution of their buildings at *Point-Shirley*, and received great damages in the year 1775 :

Resolved, That until the further order of the General Court, the town of *Chelsea* be abated on the last valuation of 1781, eleven shillings and six pence on the thousand pounds, from what it now stands, and that the same be laid on the county of *Suffolk*, and that the tax granted in *March* last be abated in that proportion, and the Treasurer be, and hereby is directed, to credit the town of *Chelsea* the above sum, amounting in the whole to three hundred and sixty-two pounds, fourteen shillings, any former order notwithstanding.

LXXXIV.

Resolve requesting the Governor to inform Mr. *Morris*, that government have passed every necessary resolution for the collecting taxes appropriated for the use of Congress, and that the Legislature disapprove of the method proposed for the payment of three months wages to the American army. July 8, 1783.

The committee of both Houses, appointed to consider the letter of *Robert Morris*, Esq; dated June 5, beg leave to report :

That the Governor be requested to inform Mr. *Morris*, that the Legislature of this Commonwealth have already passed every necessary resolution, for the purpose of collecting the taxes appropriated for the use of Congress, and that the usual compliance on the part of the people is to be expected ; and that his Excellency be further requested to observe, that the Legislature, disapproving of the method proposed for the payment of three months wages to the American army, have signified the same to the Delegates of this Commonwealth, now at Congress, and instructed them to use their best exertions to prevent the execution of a measure that must unavoidably be attended with great injury to the soldiers of the American army.

LXXXV.

Resolve on the petition of *Jonathan Eddy*, in behalf of the town of *Sharon*, directing the Treasurer to receipt the constables or collectors of the said town, thirty-six pounds three shillings, in the last tax-act. July 9, 1783.

On the petition of *Jonathan Eddy*, in behalf of the town of *Sharon*, setting forth, that there is a mistake in the last tax-act, making abatement to the said town of *Sharon*, in consequence of the said town's being over taxed previous to the settlement of the last valuation ; in the said tax-act the said town of *Sharon* is abated only one hundred and nineteen pounds, nineteen shillings and seven pence, when their just proportion would be one hundred and fifty-six pounds, two shillings and seven pence.

Therefore *Resolved*, That the Treasurer be, and he is hereby directed, to receipt the constables or collectors of the said town of *Sharon*, thirty-six pounds three shillings, on the said tax, in full for the said mistake.

LXXXVI.

Resolve adding *Samuel Whittemore*, Esq; to the committee for repairing the light-house on *Thatcher's-Island*. July 9, 1783.

Resolved, That *Samuel Whittemore*, Esq; be, and he hereby is added, to the committee for repairing the light house on *Thatcher's-Island*, and that the said *Whittemore* act in conjunction with *Peter Coffin*, Esq; in prosecuting that business.

LXXXVII.

Resolve on the petition of the selectmen of the town of *Lynn*, and district of *Lynnfield*, directing the Treasurer to credit said town and district. July 9, 1783.

On the petition of the selectmen of the town of *Lynn* and district of *Lynnfield*, setting forth, that the said town and district were fined, in the last State tax, for a deficiency of ten three years men, praying that the same may be abated, for reasons set forth in their petition :

Whereas it appears to this Court, by a certificate from the Superintendant of the county of *Essex*, that the said town of *Lynn* have raised and delivered eighteen men, agreeable to the resolve of the second of *December*, 1780 : And it further appears, by a certificate from the Treasurer's office, that the town of *Lynn* have assessed the average price on four Quaker classes, with the addition of ten per cent. agreeable to the militia law, which amounts to the whole quota required of the town of *Lynn*, and district of *Lynnfield*, excepting five men :

Resolved, That the prayer of the petition be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Lynn*, and district of *Lynnfield*, in the last State tax, the sum of one thousand and seventy pounds, twelve shillings and six pence, in proportion as they severally stand charged in the said tax, it being the fines and bounties for five three years men ; and the assessors of the said town and district are to govern themselves accordingly in assessing the said tax.

LXXXVIII.

Resolve on the petition of *Richard Tritten*, jun. rendering null and void a decree of condemnation, and giving him liberty to enter his claim to the brigantine and cargo. July 10, 1783.

On the petition of *Richard Tritten*, jun. praying for liberty to enter his claim to the brigantine *Jane*, and her cargo, and that a late decree thereon, by the Judge of the Maritime Court, may be rendered null and void :

Resolved, for reasons set forth in the petition, That the decree of condemnation aforesaid, be, and hereby is rendered null and void ; that the default mentioned in the petition be taken off ; that the said *Richard Tritten* have liberty to enter his claim to the said brigantine *Jane*, and her cargo, at the Maritime Court next to be holden in and for the middle-district of this Commonwealth, and that such process be had thereon, as is required by the laws in such case made and provided ; the said petitioner first serving the libellants with an attested copy hereof, at least fifteen days before the sitting of the said Court.

LXXXIX.

Resolve on the petition of *Peter Coffin* and *Samuel Whittemore*, in behalf of the town of *Gloucester*, appointing a committee to repair to said town and view their situation, and report. July 10, 1783.

On the petition of *Peter Coffin* and *Samuel Whittemore*, in behalf of the town of *Gloucester*, setting forth the inability of the said town to pay the taxes laid on them, and praying that a committee may be appointed to repair to the said town, at the expence of the same, and to view the situation and circumstances :

Resolved, That *Stephen Choate*, *Joseph Hofmer*, and *James Bancroft*, Esq'rs. be a committee, in the recess of the General Court, to repair to the said town of *Gloucester*, view their situation and circumstances, and report a state of facts at the next session of the General Court, provided the said town, in the first instance, pay the expence of the said committee.

A grant

XC.

A grant of four hundred nine pounds, three shillings and six pence, to *John Scollay*, Esq; and others, selectmen of *Boston*, being the balance of their account of quarters furnished the officers and soldiers of the French army. July 10, 1783.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *John Scollay*, Esq; and others, selectmen of the town of *Boston*, four hundred nine pounds, three shillings and six pence, being the balance of their account of quarters furnished certain officers and soldiers of the French army, under the command of his Excellency the Baron de *Viomeneil*, by sundry inhabitants of the said town; the said sum to be by them paid to the persons to whom it is due, and that the same be charged to the United States.

XCI.

Resolve directing the Secretary to examine the receipts of beef returned upon the several requisitions of the General Court, and to state an account thereof. July 10, 1783.

Whereas by three resolves of the General Court, passed one in *September 25, 1780*, one in *December, 4, 1780*, and one in *June 22, 1781*, requiring the several towns in this Commonwealth to furnish provisions for the army, and deliver the same to the Superintendants who were authorized to receive the same; and as there are a number of towns who have not paid the whole of their proportions agreeable to the said resolves, and it being inconvenient to make a final settlement with the Superintendants or their agents, until it is fully known what each town has paid:

Therefore *Resolved*, That the Secretary be directed to examine the receipts lodged in his office, and find the pounds of beef due from each town, in consequence of the afore-recited resolves, making allowance for any county or town that may have been abated the whole or any part thereof, and to make two lists of such delinquent towns, with the pounds of beef in which they are respectively deficient, and keep one of the said lists in his office, and deliver the other to the Treasurer of this Commonwealth, who is hereby directed to estimate the beef such towns are deficient, at four pence per pound, and set the sum against each town, and advertize the same in *Nathaniel Willis's* news-paper, three weeks successively; and if any towns shall neglect to pay the respective balances that shall appear to be due from them, in consequence of the afore-recited requisitions for beef and provisions, by the first day of *November* next; that then the Treasurer of this Commonwealth be, and he hereby is empowered and directed, to issue executions against all towns that shall then be delinquent.

XCII.

Resolve on the petition of *Stephen Smith*, allowing him pay for services as truck-master for the eastern Indians, and empowering the committee for methodizing accounts, to settle his accounts. July 10, 1783.

On the petition of *Stephen Smith*, praying for an allowance for his service as truck-master for the eastern Indians, and for a settlement of his accounts as truck-master, and also for the settlement of his accounts as commissary in the eastern department; under the command of Col *John Allan*:

Resolved, That the said *Stephen Smith* be allowed and paid eight pounds per month as truck-master, and two rations per day; and four pounds per month, and one ration per day for his clerk, while necessarily employed in that service.

And it is further *Resolved*, That the committee for settling and methodizing the public accounts be, and they are hereby empowered and directed, during the time it shall appear to the said committee that he was truck-master in the said department, to settle the said *Smith's* accounts as truck-master, for what he has received of the

Treasurer,

R E S O L V E S, July, 1783.

the late Board of War, or any other public office, as a truck-master in this
ealth, and also his commissary accounts in the aforesaid eastern depart-
the aforesaid committee are hereby directed, to charge the United States
... these articles delivered to the Indians by order of the Superintendant, toge-
ther with such part of the truck-master's time, rations and expences, as they shall think
proper, and also his commissary accounts, and report the balance due to or from
this Commonwealth, to the General Court, at their next session.

XCIII.

Resolve on the petition of *Ephraim Fairbank*, in behalf of the town of *Bolton*, direct-
ing the Treasurer to credit said town two hundred fourteen pounds, two shillings
and six pence, in the last State tax. July 10, 1783.

On the petition of *Ephraim Fairbank*, in behalf of the town of *Bolton*, setting forth,
that the said town was fined in the last State tax, for a deficiency of one three years
man, praying that the same may be abated, for reasons set forth in his petition :

Whereas it appears to this Court, by the Superintendant's returns, that the town
of *Bolton* did actually raise and deliver the whole number of men required of them by
the resolve of the second of *December*, 1780 :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed,
to credit the town of *Bolton* two hundred fourteen pounds, two shillings and six pence,
in the last State tax, it being the fine and bounty for one three years man ; and the
assessors are to govern themselves accordingly in assessing said tax.

XCIV.

Resolve on the petition of *James Swan*, Esq; executor to the last will of *William Den-
nie*, late of *Boston*, merchant, deceased, granting two thousand five hundred and
five pounds, sixteen shillings and ten pence, for merchandize supplied the late Board
of War. July 10, 1783.

On the petition of *James Swan*, Esq; executor to the last will and testament of
William Dennie, late of *Boston*, merchant, deceased :

Resolved, That there be paid out of the treasury of this Commonwealth, from the
monies arising out of the present tax, the sum of two thousand three hundred sixty-
five pounds, sixteen shillings and ten pence, principal, and the further sum of one
hundred and forty pounds, interest, to *James Swan*, Esq; executor to the last will and
testament of *William Dennie*, late of *Boston*, merchant, deceased, which sum is in full
for merchandize supplied the late Board of War ; the aforesaid sum of two thousand
three hundred sixty-five pounds, sixteen shillings and ten pence being the balance due
to the said *William*, in specie, as appears by an adjustment of the books, July, 1782.

XCIV.

A grant of twenty two pounds, six shillings and nine pence, to *Samuel Baker*, Esq; and
others, a committee to take a survey of the ancient gore of land, lying between
Leicester and other towns in the county of *Worcester*. July 10, 1783.

Resolved, That there be allowed and paid out of the treasury of this Common-
wealth, to *Samuel Baker*, Esq; and others, a committee appointed to take a survey of
the ancient gore of land, lying between *Leicester*, *Spencer*, *Brookfield*, *Charlton* and
Oxford, in the county of *Worcester*, the sum of twenty-two pounds, six shillings and
nine pence, in full for their service.

XCVI.

Grants to the President and Fellows of *Harvard College*. July 11, 1783.

On the memorial and petition of the President and Fellows of *Harvard College* :

Resolved,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Rev. *Joseph Willard*, President of *Harvard College*, the sum of one hundred and fifty six pounds, on account of his services done and to be done, he to be accountable for the same.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Rev. *Edward Wigglesworth*, *Hollisian* Professor of Divinity at *Harvard College*, the sum of one hundred and five pounds, in part for his services, he to be accountable for the same.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Rev. *Samuel Williams*, *Hollisian* Professor of Mathematicks and Natural Philosophy at *Harvard College*, the sum of one hundred and five pounds, in part for his services, he to be accountable for the same.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Stephen Sewall*, Esq; *Hancock* Professor of the Hebrew and other Oriental Languages at *Harvard College*, the sum of one hundred and five pounds, in part for his services, he to be accountable for the same.

XCVII.

Resolve directing the committee on accounts, to settle certain accounts, and close the same, and to certify the balances to the Treasurer, and to transmit to the committee for collecting accounts against the United States, an account of all monies as shall appear due by said accomptants, &c. July 11, 1783.

Whereas the committee for collecting accounts against the United States, have represented to this Court the necessity of settling and closing the accounts with *Joseph Foster*, and others, named in a list exhibited by the said committee, which persons, in the said list so named, have been entrusted with public monies for certain purposes :

Therefore *Resolved*, That the committee on accounts be, and they are hereby authorized and directed, to settle the accounts with the several persons named in the aforesaid list, and close the same, and state balances, if any there be, in the hands of the accomptants, and certify the same to the Treasurer, as soon as may be ; and the said accomptants are hereby directed to pay the said balances to the Treasurer, taking duplicate receipts for the same, one of which to be lodged in the Secretary's office.

And be it further *Resolved*, That the committee on accounts transmit to the committee for collecting accounts against the United States, an account of all such monies as shall appear on the said settlement to have been by the said accomptants expended in the service of the United States, together with the proper vouchers, that the same may be charged accordingly.

And be it further *Resolved*, That if any of the aforesaid accomptants shall, for the space of forty days from and after the passing this resolve, refuse or neglect to settle their accounts respectively, in every such case the committee on accounts are hereby directed to certify every such delinquent to the Attorney-General, who is hereby directed to prosecute to final judgment and execution the delinquents aforesaid. And the committee on accounts are hereby directed to set in the recess of the General Court, to attend the business assigned them by this resolve.

XCVIII.

Resolve directing the Treasurer to pay the members of the General Court. July 11, 1783.

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to pay out of the public treasury, to the members of the General Court, the respective sums due to them for their travel and attendance on the General Court the present session ; and in case there should not be a sufficiency of unappropriated money in the treasury to pay the whole, then the Treasurer is hereby directed to pay to the several members the unappropriated money in the treasury, in proportion to the several sums set against their respective names in the pay rolls.

XCIX.

Resolve giving directions to the committee appointed by a resolve of May 1, 1781, to examine into all trespasses and illegal entries, on the unappropriated lands belonging to this Commonwealth. July 11, 1783.

Resolved, That the committee appointed by a resolve of the General Court of May 1, 1781, to examine into all trespasses and illegal entries on the unappropriated lands belonging to this Commonwealth, be, and they are hereby directed, to compleat in the county of York, with all possible dispatch, the business assigned them by the said resolve, and to settle and agree with all such who are disposed to settle and agree, as have, before the said first day of May, 1781, illegally entered upon, or taken possession of, any of the said lands, or committed any trespass or trespasses thereon; and against all such as shall not apply to, and settle with the said committee, agreeable to the provision made in the said resolve, the said committee are hereby directed to proceed and commence such actions as may be necessary, and prosecute the same to final judgment and execution; and against all such as have since the first day of May, 1781, illegally entered upon, or taken possession of, any of the said unappropriated lands, or committed trespass or trespasses thereon, the said committee are directed to commence a legal process, and prosecute the same to final judgment and execution; and in case any of the illegal possessors afore-mentioned, shall agree with the said committee and make payment to them of the sum or sums agreed upon, or shall give good and sufficient security to the Treasurer of this Commonwealth for the payment thereof, in a time not exceeding eighteen months from the time of agreement, with lawful interest for the same, in such case the said committee are hereby empowered to give a good and sufficient deed of conveyance.

And it is further *Resolved*, That the said committee be, and they are hereby directed, to apprise such pieces or strips of the said lands in the county of York, as are not large enough for a township, and to make report of their appriement of each strip or piece, together with a plan and the contents of each, the same having been surveyed under their direction: And the said committee are also directed, to lay out such of the said unappropriated lands in the said county of York, as lay below Fryburgh, into townships of six miles square each, or thereabouts, and cause the said townships to be surveyed by a surveyor and chairman, under oath; a plan of each of which, with the contents and boundaries, the quality of the soil of each, the growth, goodness and kind of wood on each, its distance from any settlement or navigable river, whether rocky, mountainous, plain, or abounding with brooks or streams; the said committee are directed to report to the General Court, at their next sessions, and to compleat their business in the county of York, and if possible, to pursue and accomplish in the counties of Cumberland and Lincoln, the business assigned them by the said resolve of the first of May, 1781, and to make report of the whole at the next sitting of the General Court.

And the Secretary of this Commonwealth is directed to furnish the said committee with a copy of the foregoing resolve.

(C.)

Resolve that the committee for methodizing and stating public accounts, be a committee for settling with the army, and directing them to proceed in preparing accounts and vouchers for the demands of this State against the United States, for settlement, and empowering them to procure clerks, and making an establishment for said committee. July 11, 1783.

Resolved, That the committee for methodizing and stating public accounts, be also a committee for compleating the settlements of the accounts with the officers and soldiers of the Massachusetts line of the army, for the first three years service, and also for the year 1780, and they are hereby directed to compleat the same accordingly.

And whereas a commissioner is daily expected, to settle all accounts now subsisting between this and the United States:

Resolved, That the said committee be, and they hereby are empowered and directed, to proceed in preparing accounts and vouchers for the demands this State has against

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the United States, and when the said commissioner shall be ready to enter on the business, to exhibit the said accounts to him for approbation and allowance; and in case any difficulty or dispute should arise in the prosecution of the said business with the said commissioner, in the recess of the General Court, they are directed to apply to the Governor and Council for advice how they shall proceed, who are hereby requested, on their application, to advise them accordingly.

And whereas it may be necessary that clerks should be employed to expedite this business and the settlement with the army, with the committees on absentees estates, the committee of sequestration, and other public accounts:

Resolved, That the said committee be, and they hereby are empowered, to procure one or more clerks, as they shall find necessary to assist them in the business, to be paid by government.

And whereas the various branches of business in which the said committee are to be employed, will require the greatest care and attention, and the said business is intricate in its nature, and of the greatest importance to this Commonwealth:

Resolved, That each of the said committee be allowed and paid out of the public treasury, sixteen pounds, lawful money, per month, for each and every month they shall be employed in said service, the pay to commence the first instant; and that each clerk they shall employ, shall be allowed and paid seven shillings per day, for as many days as they shall be employed in the said service: And the Governor, with advice of Council, is hereby requested, on their application, to grant warrants on the Treasurer for the same, they producing certificates from the said committee, of the time they have been employed in the said service.

CI.

Resolve empowering the Treasurer to borrow six hundred pounds. July 11, 1783.

Resolved, That the Treasurer of this Commonwealth be, and he is hereby empowered and directed, to borrow six hundred pounds, lawful money, for the use of the Commonwealth, and give his note or notes for the same, on interest, at six per cent. per annum, and payable out of the money arising from the last State tax.

CII.

Resolve allowing the committee for sale of absentees estates in the county of Hampshire, three months longer to bring in their accounts, after the first day of August next, and directing the committee to pay the monies they receive into the treasury. July 11, 1783.

Resolved, That the committee for selling absentees estates in the county of Hampshire, have three months longer allowed from and after the first day of August next, to collect and bring in their accounts, any law or resolve to the contrary notwithstanding: And the said committee are hereby directed to pay into the treasury of the Commonwealth, any monies which may come into their hands in the mean time.

CIII.

Resolve allowing extra pay to the Hon. President of the Senate and Speaker of the House of Representatives, as also a grant of thirty pounds to each of the clerks. July 11, 1783.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to the Hon. Samuel Adams, Esq; President of the Hon. Senate, the sum of six shillings per day, and also to the Hon. Tristram Dalton, Esq; Speaker of the House of Representatives, the sum of six shillings per day, for each day of their attendance on the General Court the present session, over and above their respective pay as members of the General Court.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to Mr. William Baker, jun. clerk of the Hon. Senate, the sum of thirty pounds, and also to Mr. George Richards Minot, clerk of the House of Representatives, thirty pounds, they to be accountable.

Resolve

CIV.

Resolve explaining a resolve, passed the first day *July* current, relative to pay-rolls:
July 11, 1783.

Whereas a resolution passed this Court the first day of *July* current, appointing a committee to receive, examine and pass on all accounts; but it was not the design of this Court, that the pay-rolls of officers and soldiers should be included in the said resolution:

Therefore *Resolved*, That such pay-rolls as remain yet unpaid, be exhibited at the Secretary's office, well authenticated, to be laid before the Governor and Council, for examination and payment.

CV.

Resolve repealing a resolve passed the first of *July* inst. and empowering *Thomas Ivers*, Esq; Mr. *Peter Roe Dalton*, and Mr. *Edward Waine*, to settle the accounts of the late Board of War. *July 11, 1783.*

Whereas a resolution passed the General Court the first day of *July* instant, appointing the Hon. *Samuel Osgood*, Esq; and Mr. *Edward Waine*, a committee to settle the accounts of the late Board of War; and as it is expedient that the said accounts be settled as soon as possible, and one of the aforesaid gentlemen having declined the service:

Resolved, That the resolve of the first day of *July* current, appointing the Hon. *Samuel Osgood*, Esq; and Mr. *Edward Waine*, a committee to settle the accounts of the late Board of War, be, and is hereby repealed.

And it is further *Resolved*, That *Thomas Ivers*, Esq; Mr. *Peter Roe Dalton*, and Mr. *Edward Waine*, be, and they are hereby authorized and empowered, to settle the accounts of the late Board of War.

CVI.

Resolve allowing an annual interest of six per cent. on the capital sum of seventy five pounds, to *Love Adams*, and ordering the committee for the sale of absentees estates in the county of *Middlesex*, to pay the aforesaid sum into the treasury. *July 11, 1783.*

Whereas a resolve passed the General Court in *February* last, for allowing and paying out of the treasury of this Commonwealth, to Mrs. *Love Adams*, wife of Doctor *Joseph Adams*, late of *Lincoln*, an absentee, an annual interest of six per cent. on one third part of the sum for which the estate of her late husband has been sold, from the time of sale, during her abode in any of the United States, in lieu of her dower: And whereas it is reasonable; in order to do justice between the Commonwealth, the said *Love Adams*, and the creditors to the estate of the said *Joseph Adams*, that allowance should be made for some personal estate left in the possession of the said *Love Adams*; by the agent appointed on the said estate; and also that she should have an allowance out of the said estate, not only from the time of sale, but from the time when the said agent first took the same into his possession:

Therefore *Resolved*, That there be allowed and paid out of the treasury of this Commonwealth, to the aforesaid *Love Adams*, an annual interest of six per cent. on the capital sum of seventy-five pounds, being the first proportion of the sum for which the aforesaid estate has been sold, from the first of *April*, 1778, during her abode in any of the United States, in lieu of her dower; and the Governor, with the advice of Council, is authorized and requested to issue his warrant for the payment of such interest for the time past, and annually afterward.

And it is further *Resolved*, That the committee for the sale of absentees estates in the county of *Middlesex*, be; and hereby are ordered, to pay into the treasury of this Commonwealth the aforesaid sum of seventy five pounds, and that when the interest aforesaid shall cease, the before-mentioned creditors shall receive their just demands out of the said sum. And the aforesaid resolve of *February* last, is hereby repealed and made null and void.

Resolve

R E S O L V E S, July, 1783.

CVII.

Resolve requesting the Governor, with advice of Council, to take suitable measures for taking possession of the port at *Penobscot*, and places adjacent, upon the evacuation of that post, and to make enquiry with regard to certain hulks in said river. July 11, 1783.

Resolved, That the Governor, with advice of Council, be requested to take such measures as he may judge best for the honor and advantage of the Commonwealth, for taking possession of the port at *Penobscot*, and places adjacent, upon the British troops evacuating the same; also that enquiry be made with regard to the hulks in the river of *Penobscot*, the barracks, and such large masts as may be in the county of *Lincoln*, belonging to this Commonwealth.

CVIII.

Resolve requesting the Governor, with advice of Council, to give orders relative to the removal or selling public stores at the post at *Machias*. July 11, 1783.

Whereas by a resolve of the General Court, of July 3, 1783, on the memorial of Col. *John Allan*, no provision was made for that part of the memorial that respected the artillery, ordinance stores, buildings, and persons now in service at the post at *Machias*:

I therefore *Resolved*, That his Excellency the Governor, with advice of Council, be, and they hereby are requested, to give such orders relative to the removing or selling the said public stores, and discharging the said persons, as shall appear most for the interest of this Commonwealth.

CIX.

Resolve appointing the Honorable *James Bowdoin*, *Samuel Adams*, and *John Lowell*, Esq's. a committee to examine and state the claims to lands lying west of *Hudson's* river. July 11, 1783.

Resolved, That the Honorable *James Bowdoin*, *Samuel Adams*, and *John Lowell*, Esq's. be, and hereby are appointed a committee to examine and state the claims of this Commonwealth to lands lying west of *Hudson's* river, and report to the General Court at their next sessions.

CX.

Stephen Metcalf, Esq; elected one of the committee on accounts. July 11, 1783.

Mr. *Thomas Clarke* having signified his resignation of his appointment as one of the committee on accounts, the House proceeded to the choice of a gentleman in his room, by ballot, and *Stephen Metcalf*, Esq; was chosen.

CXI.

Resolve on the petition of *James Perry*. July 11, 1783.

On the petition of *James Perry*, praying that he may have a further time allowed him for the payment of one hundred and eighty pounds, which appears to be due from the said *Perry* to the committee on the sale of absentees estates in the county of *Bristol*:

Resolved, That for reasons set forth in the said petition, the prayer thereof be so far granted, as to allow the said *Perry* three months from the date of this resolve, for the payment of the said one hundred and eighty pounds, with the interest of the same; and provided further, that the said *Perry* shall give the said committee good and sufficient security theretor; and the committee on the sale of absentees estates aforesaid, are hereby directed to govern themselves accordingly.

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R E S O L V E S
 O F T H E
 G E N E R A L C O U R T
 O F T H E
 C O M M O N W E A L T H
 O F
 M A S S A C H U S E T T S :

Begun and held at *Boston*, in the County of *Suffolk*, on Wednesday the Twenty-Eighth Day of *May*, *Anno Domini*, 1783; and from thence continued, by Adjournment, to Wednesday the Twenty-Fourth Day of *September* following.

I.

Resolve directing the committee for methodizing accounts, to adjust the accounts of *Waterman Thomas*, Esq; *September 25*, 1783.

RESOLVED, That the committee for stating and methodizing public accounts, are hereby directed to examine and settle the accounts of *Waterman Thomas*, Esq; late Commissary and Assistant-Quarter-Master-General in the eastern department.

II.

Grant of three pounds to *Pearson Eaton*. *September 27*, 1783.

On the petition of *Pearson Eaton*, of *Lunenburg*, praying for mileage due to him and his son *Benjamin Eaton* :

Resolved, That there be paid out of the treasury of this Commonwealth, unto *Pearson Eaton*, the sum of *three pounds*, in full for mileage money due to him and his said son *Benjamin*.

III.

Resolve on the petition of *Joseph Perry* and *Erastus Wolcott*, jun. *September 29*, 1783.

On the petition of *Joseph Perry* and *Erastus Wolcott*, jun. of *East-Winfor*, in the county of *Hartford*, and State of *Connecticut*, praying for liberty to make sale of a
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tract of unimproved land, containing about one hundred and sixty acres, lying in the town of *Ashby*, in the county of *Middlesex*, and Commonwealth of *Massachusetts*, for reasons set forth in the said petition :

Resolved, That the prayer thereof be granted, and that he, the said *Eraslus Wolcott*, jun. guardian to the children and heirs of the Reverend *Joseph Perry*, late of the said *East-Winfor*, deceased, be, and he hereby is authorized and empowered, to sell, for the most it will fetch, the land set forth in his petition, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, he observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving bond, with sufficient security, to the Judge of Probate for the county of *Middlesex*, that the proceeds by sale of the said estate, be applied for the discharging the debts of the said Rev. *Joseph Perry*, deceased ; and that the overplus, if any be after paying the said debts and charge of sale, be put on interest for the benefit of the heirs, and that the principal and interest be paid to them severally, at the time and in the manner as the law directs.

IV.

Resolve directing the committee for selling absentees estates in the county of *Bristol*, to pay to *Cory Durfee*, seven pounds eight shillings and eight pence, from the sales of *Thomas Gilbert's* estate, an absentee. September 29, 1783.

On the petition of *Cory Durfee*, of *Freetown*, praying that he may be allowed payment on a note of hand given by *Thomas Gilbert*, an absentee, to *Hope Durfee*, and endorsed by her to said *Cory Durfee* :

Resolved, That the committee for selling absentees estates in the county of *Bristol*, pay to the said *Cory Durfee*, seven pounds eight shillings and eight pence, it being the principal and interest of the aforesaid note, out of the money arising from the sales of the said *Thomas Gilbert's* estate, he giving bond to the Judge of Probate in the county of *Bristol*, as other creditors are required.

V.

Resolve entitling *Thomas Bowling* to one third pay as a Gunner's mate. September 30, 1783.

On the representation of *John Lucas*, Commissary of pensioners, in behalf of *Thomas Bowling*, Gunner's mate on board the sloop *Tyrannicide*, belonging to this State, and who lost his left hand whilst in the service, by a swivel gun, on the fifth day of *July*, 1777, as appears by a certificate :

Resolved, That the said *Thomas Bowling* be, and he hereby is entitled to receive one third pay as a Gunner's mate, from the day of his discharge, which was the 20th of *February*, 1777, until the further orders of this Court.

VI.

A grant of one hundred sixty-three pounds, fifteen shillings and six pence one farthing, to *Stephen Smith*, Truckmaster and Commissary at *Machias*, and directing the committee for settling with the army, to make up his pay. September 30, 1783.

Resolved, That there be paid out of the treasury of this Commonwealth, one hundred sixty-three pounds fifteen shillings and six pence one farthing, to *Stephen Smith*, Truckmaster and Commissary at the post of *Machias*, being the balance due to him, as appears by the certificate and representation of the committee for methodizing and liquidating the public accounts, and that the same be charged to the United States.

And it is further *Resolved*, That the committee for settling with the army be, and they are hereby authorized and empowered, to make up the pay to *Stephen Smith*,
Truckmaster

Truckmaster and Commissary at the post of *Machias*, in the same manner as they have, by order of the General Court, made up to the officers in Col. *John Allan's* department at the said post.

VII.

A grant of one thousand six hundred and fourteen pounds nineteen shillings, to Col. *John Allan*, to enable him to discharge several debts. *September 30, 1783.*

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of one thousand six hundred and fourteen pounds nineteen shillings, to Col. *John Allan*, in order to enable him to discharge the debts due from him to several creditors named in his memorial, to the said amount; the aforesaid sum being the balance due to the said *Allan*, as appears by the certificate and representation of the committee for methodizing and liquidating the public accounts, and was expended in the eastern department; and that the said sum of one thousand six hundred and fourteen pounds nineteen shillings, be charged to the United States.

VIII.

Resolve on the petition of *Mary Obsco*, a *Natick* Indian, empowering the Honorable *Josiah Stone*, Esq; and others, to sell the lands mentioned. *September 30, 1783.*

On the petition of *Mary Obsco*, of *Natick*, Indian woman, praying for liberty to sell certain lands in her petition mentioned, for reasons therein set forth:

Resolved, That the prayer of the said petition be so far granted, that the Honorable *Josiah Stone*, Esq, *Eleazer Kingbury*, and *Joseph Twitchell*, guardians to the *Natick* tribe of Indians, be, and hereby are fully authorized, in their said capacity, to sell so much of the lands belonging to the said *Mary*, as they shall find necessary to discharge the debts mentioned in the petition, and cost of sale, and make and execute a good and lawful deed or deeds of the same to the purchaser or purchasers thereof, and apply the money arising by the said sale, solely to the purposes aforesaid.

IX.

Resolve on the petition of *Agnes Thompson*, appointing *Justus Dwight* guardian to the said *Agnes*, and directing provision to be made for her. *September 30, 1783.*

On the petition of *Agnes Thompson*, of *Palmer*, in the county of *Hampshire*, setting forth, that she is a poor, indigent person, destitute of any subsistence, and has been supported at the public expence for upwards of forty years, under the direction of Mr. *Aaron Lyman*, of *Belchertown*, who is now deceased, and praying that Mr. *Justus Dwight*, of the said *Belchertown*, may be appointed her guardian, to provide for her under her peculiar circumstances:

Therefore *Resolved*, That the prayer of the said petition be granted, and Mr. *Justus Dwight*, of *Belchertown*, be, and he hereby is appointed, guardian to the aforesaid *Agnes Thompson*; and the said guardian is hereby directed to provide for the comfortable support of the aforesaid *Agnes Thompson*, and to lay his accompts before the General Court once a year, for allowance and payment.

X.

Resolve granting four hundred and four pounds twelve shillings, to *Knott Pedrick*, and *Burril Devereux*. *October 2, 1783.*

On the memorial of *Burril Devereux* and *Knott Pedrick*, attornies to the administratrix on the estate of *John Pedrick*, late of *Marblehead*, Esq; deceased, praying for payment for a certain brigantine, which was taken and made use of by order of government,

vernment, by the committee appointed for the purpose of fortifying the harbour of *Boston* :

Resolved, That there be granted and paid out of the treasury of this Commonwealth, to *Burril Devereux* and *Knott Pedrick*, attornies to the administratrix on the estate of the said *John Pedrick*, the sum of four hundred and four pounds twelve shillings, in full for the appraised value of the said brigantine, and the interest due thereon to this time ; the same to be paid in government securities, similar to the securities called consolidated notes, payable at like times and with the like interest.

XI.

Resolve on the petition of the inhabitants of the town of *Westminster*. *October 2, 1783.*

On the petition of the inhabitants of the town of *Westminster*, setting forth, that the said town was required, by the resolve of the second of *December*, A. D. 1780, for raising men for the service of the Continent, to raise twelve men for the said service ; that as a town they procured seven of the said men, and that the other five men were procured and raised by five-twelfth parts of the said town, in polls and estates, agreeable to a vote and an agreement of the said town, requesting them so to do, and promising them an exemption from any costs or charge of procuring the said seven men ; and praying that the assessments made, or that shall be made by the assessors or selectmen of the said town, for defraying the costs and charges of procuring the said seven men, on the polls and estates of the inhabitants of the said town, exclusive of the said five-twelfth parts, may be confirmed :

Resolved, That any assessment or assessments made, or that shall be made and duly proportioned by the said selectmen or assessors, on the polls and estates of the inhabitants of the said town, or non-resident proprietors of lands therein, exclusive of the said five-twelfth parts, for the purpose of defraying the costs and charges of procuring the said seven men, be, and hereby are confirmed and made good and valid, to all intents and purposes.

Provided however, That this resolve shall in no wise affect any contract made by the said town with any of the said seven men, or any other person of whom money or other property was had, hired or borrowed, for the purpose of procuring the said seven men by the said town ; but on failure of the said town to perform and fulfil any such contract, the party injured shall have his remedy against the inhabitants of the said town, as in other cases.

Provided also, That no right of action already accrued, by reason of any distress already taken, or sale made of any non-residents land in the said town, in the collection of the said assessments, shall be affected or barred in any wise by this resolve.

XII.

Resolve directing the Attorney-General to surcease any prosecution against *Beriah Norton*. *October 3, 1783.*

Whereas it has been represented to this Court, that there was a balance due from *Beriah Norton*, and that the Attorney-General was directed to commence an action against the said *Norton*, for the recovery thereof ; and as it since appears that the said *Norton* is not indebted to this Commonwealth :

Therefore *Resolved*, That the Attorney-General surcease any prosecution against the said *Norton*.

XIII.

Resolve allowing a balance of five pounds seven shillings and five pence, to the Treasurer of the county of *Middlesex*. *October 4, 1783.*

The committee appointed to examine the accounts of the Treasurer of the county of *Middlesex*, find that the monies have been applied to such uses as the law allows ; but

that there is a mistake of nine pounds fourteen shillings and nine pence half-penny, in casting the said account, and that the balance due to the said Treasurer, upon his settlement, is five pounds seven shillings and five pence two farthings.

XIV.

Resolve directing the several committees for sale of absentees estates, to surcease the sale of said estates till further order, and to lay their proceedings before the General Court, and to observe their resolution relating to leasing said estates. *October 4, 1783.*

On the petition of the committee for the sale of absentees estates in the county of *Berkshire*, praying for the direction of this Court respecting their further proceeding on the business of their commission, for the sale of the lands of the said absentees, as set forth in their petition :

Resolved, That the several committees appointed to make sale of the estates of absentees, lying within their respective counties, be, and hereby are directed, to surcease the sale of the said estates until the further order of the General Court, any resolve or order to the contrary notwithstanding.

And the said committees are hereby respectively further directed, to lay their proceedings respecting the sale of such estates as they have already made, before the General Court, as soon as may be.

And it is further *Resolved*, That the said committee observe the resolution of the General Court relating to the leasing of the estates of the absentees which remain unfold.

XV.

Resolve on the petition of *Charles Chandler*, and others, empowering them to take possession and improve that part of the real estate of their father, in *Worcester*, that was set off to their mother. *October 4, 1783.*

On the petition of *Charles Chandler*, and others :

Resolved, That *Charles Chandler, Sarah Stanton, Mary Chandler, Lucretia Chandler, Thomas Chandler, and Elizabeth Chandler*, be, and they are hereby authorized and empowered, to take possession of, and improve, for their advantage, that part of the real estate of their father, *John Chandler, Esq;* late of *Worcester*, an absentee, lying in the town and county of *Worcester*, that was set off to their mother, now deceased, for the support of her and the children, as set forth in their petition, until the further order of the General Court.

XVI.

Resolve directing the selectmen of towns to make returns of bounties paid to soldiers serving in the armies of the United States, and allowing them four shillings per day. *October 6, 1783.*

Whereas it is necessary that the Legislature should be furnished with an account of all bounties paid to soldiers during the war, in order that a charge thereof may be made against the United States :

Therefore *Resolved*, That the selectmen of the several towns and districts, and committees of plantations, within this Commonwealth, be, and they hereby are directed and required, to collect the receipts, or other the best vouchers they can, of all bounties paid by their respective towns, districts or plantations, or by classes or individuals, to soldiers enlisted to serve in, or to recruit or reinforce the armies of the United States, excepting of the bounties paid to those raised for three years, by the resolve of *January 26, 1777* ; for six months, by the resolve of *June 5, 1780* ; for three years, by the resolve of *December 2, 1780* ; for three and five months, by

the several resolves of *June, 1781*; and for three years, by the resolve of *March, 1782*; whose bounties are already ascertained, and to transmit accounts of such bounties, together with the receipts or vouchers which shall be thus collected, to the Secretary's office, on or before the first day of *February* next.

Resolved, That the selectmen and committees aforesaid, shall be severally paid out of the treasury of the town, district or plantation to which they belong, the sum of four shillings per day, for each and every day they shall be necessarily employed in performing the afore-mentioned service.

Resolved, That the Secretary be, and he hereby is directed, forthwith to procure a sufficient number of printed copies of these resolves, and, without delay, to transmit one of the same to the selectmen of each town and district, and to the committees of each plantation within this Commonwealth.

Resolved further, That the Secretary be, and he hereby is directed, to collect an account of the dates of all the resolves of the General Court, and orders of Council, for raising or detaching men to serve in, recruit or reinforce the army, since the commencement of the war, excepting the resolves above excepted, and cause the same to be inserted in the copies afore-mentioned.

XVII.

Resolve directing the Treasurer to credit the town of *Oxford* for two hundred fourteen pounds two shillings and six pence, being for a fine and bounty laid on said town. *October 7, 1783.*

On the petition of *Ebenezer Learnard*, in behalf of the town of *Oxford*, setting forth, that the said town was fined for a deficiency of one three years man, praying that the same may be abated, for reasons set forth in the said petition :

Whereas it appears to this Court, by a certificate from the superintendant of the county of *Worcester*, that the town of *Oxford* did actually procure the whole number of men required of them by the resolve of the second of *December, 1780* :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Oxford* the sum of two hundred and fourteen pounds two shillings and six pence, in the last State tax, it being the fine and bounty for one three years man.

XVIII.

Resolve for extending the time for issuing executions. *October 9, 1783.*

Whereas the time is expired limiting the Treasurer, by the resolve of *November 2, 1782*, and *March 18, 1783*, to issue execution in favour of persons who are possessed of receipts upon collectors and constables; and many persons living in the remote parts of the Commonwealth, did not come to the knowledge of the said resolves at a period early enough to reap the advantage of the same, and are still possessed of such receipts, without the power of collecting what is justly due to them thereon :

Be it therefore *Resolved*, That the time limited in the said resolves is extended to the first Wednesday in *March* next; and in the mean time the aforesaid resolves shall have the same force and validity, in all respects, until the said first Wednesday of *March*, as they had during the time prescribed in the said resolves.

XIX.

Resolve directing the Treasurer to credit the town of *Rowley* for the deficiency of one man. *October 9, 1783.*

On the petition of *Thomas Mighill*, in behalf of the town of *Rowley*, praying for abatement of a fine charged on the said town in the last tax-act, for reasons set forth in the said petition :

Whereas

Whereas by the last tax-act, the town of *Rowley* was fined for a deficiency of one man, required of the said town by a resolve of the General Court of the second of *December, 1780*; and it also appears that a certain class in the said town is assessed for the same deficiency, which assessment is returned into the Treasurer's office:

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Rowley* the sum of one hundred and twenty-eight pounds nine shillings and six pence, in the last tax-act, and receive the sum assessed on the said deficient class in the said town in lieu thereof; and that the assessment laid on the inhabitants of the town of *Rowley*, by virtue of a warrant from the Treasurer in consequence of the aforesaid last tax-act, shall be deemed legal and valid to all intents, notwithstanding it is for one hundred and twenty-eight pounds nine shillings and six pence less than the sum contained in the Treasurer's warrant.

XX.

Resolve adjourning the Supreme Judicial Court in the county of *Bristol. October 9, 1783.*

Whereas the Supreme Judicial Court holden at *Worcester*, within and for the county of *Worcester*, after sitting one week, adjourned to Tuesday the fourteenth day of *October* instant; and to the end there may be time at the said adjournment for the Justices of the same Court to hear and determine the weighty and important matters now pending therein, before the sitting of the said Court at *Taunton*:

Resolved, That the Supreme Judicial Court, by law appointed to be holden at *Taunton*, within and for the county of *Bristol*, on the Tuesday next preceeding the last Tuesday of *October* instant, and all matters and things, civil or criminal, pending, or that may be pending thereat, be, and hereby are adjourned to the last Tuesday of *November* next; of which jurors, witnesses, parties, and all others interested, are to take notice and govern themselves accordingly.

XXI.

Resolve remitting a fine set on certain classes in the town of *Bridgwater. October 9, 1783.*

On the petition of *Timothy Fabes*, and *Jeremiah Thayer*, praying that a fine set on the classes number one and three, be remitted them, for reasons set forth in their petition:

Resolved, That the classes number one and three, in the town of *Bridgwater*, be abated the sum of fifty-five pounds, to the class number one; and the sum of fifty-three pounds, to the class number three; and that the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said classes accordingly.

XXII.

Resolve directing the Treasurer to credit the town of *Attleborough*, for the delinquency of one man. *October 9, 1783.*

On the petition of *Stephen Richardson*, in behalf of the town of *Attleborough*, setting forth, that said town was fined for a delinquency of one three years man, praying the same may be abated, for reasons set forth in said petition:

Whereas it appears to this Court, by a certificate from the superintendant for the county of *Bristol*, that the said town of *Attleborough*, as aforesaid, did actually procure their full number of men required of them by the resolve of *December* the second, 1780:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Attleborough* the sum of two hundred and fourteen pounds, two shillings and six pence, in the last State tax, it being the fine and bounty for one three years man.

Resolve

XXIII.

Resolve directing the Commissary-General to deliver *Richard Ward*, late commissary at *Salem*, a quantity of flour. *October 9, 1783.*

Resolved, That *Richard Devens*, Esq; Commissary-General, be, and hereby is directed, to deliver to Mr. *Richard Ward*, late commissary at *Salem*, twenty-six hundred and two quarters of flour, it being in full for thirty-two hundred, one quarter and twenty-seven pounds of rice, advanced by him to the troops stationed at *Salem*, as appears by a certificate from the committee on accounts.

XXIV.

Resolve empowering the assessors of the town of *Sandwich*, in the county of *Barnstable*, to assess on the polls and estates of certain classes for deficiencies. *October 9, 1783.*

Resolved, That the assessors of the town of *Sandwich*, in the county of *Barnstable*, be, and hereby are empowered and directed, to levy and assess on the polls and estates of such persons as compose the deficient classes in the said town, who have not complied with the resolve of *December, 1780*, for raising this Commonwealth's proportions of the Continental army, such sum or sums upon each of the said deficient classes, as shall be found equal to the average price which has been given or engaged by those classes in the said town who have procured their men agreeable to the said resolve; and that the said assessors, in making the said assessment, observe the same proportions and directions specified by a resolve of *April 26, 1781*; and the said assessment, so made, they are to commit to the constables or collectors of the said town of *Sandwich*, to collect, and issue their warrants, *mutatis mutandis*, in the same form and manner as is usual in the collection of town taxes.

And it is further *Resolved*, That the money so assessed and collected, shall be paid into the treasury of the said town of *Sandwich*, and shall be applied by a vote of the said town, for the relief of the inhabitants, in such manner as they shall judge most equitable.

XXV.

Resolve on the petition of *Peter Savory*, granting him three hundred and ninety-two pounds six shillings and one penny, due to Messieurs *Penet* and Company, and directing the Treasurer to receive a number of loan-office certificates. *October 10, 1783.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Peter Savory*, the sum of three hundred and ninety-two pounds six shillings and one penny, in full for the balance due to Messieurs *Penet, Decosta, Brothers, and Co.* from the late Board of War.

And be it further *Resolved*, That the Treasurer be, and he hereby is directed, to receive of *Peter Savory*, ninety Continental loan-office certificates, bearing date the eighth of *February, 1777*, each for four hundred dollars, making in the whole, with two years and one month's interest due thereon, twelve thousand one hundred and fifty pounds; and that the Treasurer be further directed to deliver to the said *Savory*, in behalf of Messieurs *Penet, Decosta, Brothers, and Co.* his promissary note for thirteen thousand one hundred and thirty two pounds sixteen shillings, on interest at six per cent. which sum will be in full for the ninety loan-office certificates, and in full for the sum of nine hundred and eighty-two pounds sixteen shillings, the amount of a further allowance of two and a half per cent. commissions on six hundred eighty-eight thousand and forty-five livres tournois, the cost of sundry parcels of goods shipped in the year 1776, by the said *Penet, Decosta, Brothers and Co.* by order of the then Board of War, on account of this Commonwealth; the said notes to be made payable at four annual, equal payments.

Resolve

XXVI.

Resolve on the petition of *Joseph Buffam*, authorizing the Justices of the Supreme Judicial Court to take cognizance of the appeal mentioned. *October 11, 1783.*

Whereas it appears to this Court, that *Joseph Buffam*, at the Inferior Court of Common Pleas holden at *Worcester*, within and for the county of *Worcester*, on the second *Tuesday of June, A. D. 1774*, recovered judgment against *John Campbell*, of *Oxford*, in the said county, blacksmith, for the sum of twenty-one pounds four shillings, damages and cost taxed at one pound nineteen shillings and eight pence; that the said *John Campbell* appealed from the said judgment to the then next Superior Court of Judicature, which was to have been holden at *Worcester*, within and for the county of *Worcester*, in *September, 1774*, which Court, by reason of the peculiar circumstances of the times, was not held:

And whereas the said *Joseph Buffam* has represented to this Court, that by reason of his absence from this Commonwealth, he was unacquainted with the laws of the General Court which have since intitled him to a remedy, and has prayed this Court for relief:

Therefore *Resolved*, That the Justices of the Supreme Judicial Court be, and they are hereby fully authorized, at their next session within and for the aforesaid county of *Worcester*, to take cognizance of the aforesaid appeal, and that the same proceeding may be had thereon, in as full and ample a manner as if the same had been prosecuted within the time limited by the laws or resolves of the General Court providing remedy in similar cases, the time therein specified being elapsed notwithstanding.

XXVII.

Resolve on the petition of the selectmen of the town of *Marblehead*, appointing a committee to repair to said town, and view their situation. *October 11, 1783.*

On the petition and memorial of the selectmen of the town of *Marblehead*, setting forth their distressed situation, and praying for relief from the heavy burdens they labour under on account of taxes, and for many other weighty reasons, as set forth in their said petition and memorial:

Resolved, That *Jabez Fisher*, Esq; *Solomon Lovell*, Esq; and the Hon. *Timothy Danielson*, Esq; be a joint committee to repair to the town of *Marblehead*, and make particular inquiry whether the property they possessed at the time of taking the last valuation, hath been since lost, and if so, how much; whether the collectors have not at this present time got money in their hands unaccounted for, and how much; whether some persons have not paid the whole of their taxes, and others none; whether they have returned more poor people and widows than really belonged to them, or not; and whether their situations in general be as set forth in their said petition and memorial, and make report of their doings to this Court, as soon as conveniently may be.

XXVIII.

Resolve on the petition of *Moses Inglee*, in behalf of a certain class in the town of *Halifax*, directing the Treasurer to receive the muster-master's receipt. *October 11, 1783.*

On the petition of *Moses Inglee*, in behalf of class number two, in the town of *Halifax*, setting forth, that the said class procured a man agreeable to a resolve of the General Court, passed in *March, 1781*, but the muster-master having neglected to make return of the said man into the Secretary's office, the said class are liable to have an execution issued against them, praying that the Treasurer may be directed to receive the muster-master's receipt in discharge of the said class, the time limited for receiving them being expired notwithstanding:

O

Resolved,

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive the above mentioned muster-master's receipt for the said man, in full discharge of the said class, provided it be offered to the Treasurer on or before the twentieth day of *October* instant, any law or resolve to the contrary notwithstanding.

XXIX.

Resolve directing the Treasurer to credit the town of *Dudley* for deficiency of men, for reasons set forth in the petition of *Edward Davis*, Esq; *October 11, 1783.*

On the petition of *Edward Davis*, in behalf of the town of *Dudley*, setting forth, that the said town was fined in the last State tax, for a deficiency of two five months men, and one three months man, which they had raised, praying they may be abated the fines and allowed the bounties for the said men :

Whereas it appears to this Court, by returns made to the Secretary's office, that the said town of *Dudley* did actually raise and march the above-mentioned two five months men, and one three months man, agreeable to the resolves for raising the same :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Dudley* the sum of sixty-three pounds eleven shillings, in the last State tax, it being the fines and bounties for two five months and one three months men.

XXX.

Resolve on the petition of *Richard Cary*, agent for the executors of the last will, &c. of *Dennis de Berdt*, Esq; late of *London*, deceased. *October 13, 1783.*

Upon the petition of *Richard Cary*, agent for the executors of the last will and testament of *Dennis de Berdt*, Esq; late of *London*, deceased, and formerly agent for the Honorable House of Representatives, praying for payment of a balance of three hundred and sixteen pounds fifteen shillings and eight pence sterling, which was voted to be paid to the executors aforesaid, by the Honorable House of Representatives, and concurred in Council in *June, 1774*, and which doth not appear to have been paid :

Resolved, That the prayer of the said petition be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to make out and deliver to the petitioner, in his capacity aforesaid, a note in behalf of this Commonwealth, payable in the same manner as the consolidated notes are, for the sum of six hundred and fifty pounds eleven shillings, lawful money, that being equal to the aforesaid sum of three hundred and sixteen pounds fifteen shillings and eight pence sterling, with interest ; the said note to be in full for the services of the said *de Berdt*, in his capacity aforesaid. And the said Treasurer is further directed to allow such premium on the said sum of six hundred and fifty pounds eleven shillings, as by law is allowed for the consolidating of governmental securities.

XXXI.

Resolve directing the Treasurer to credit the town of *Pe'ham* for the fine and bounty of one deficient man. *October 13, 1783.*

On the petition of the selectmen of the town of *Pe'ham*, setting forth, that said town was fined in the last State-tax for a deficiency of one three years man, praying that the same may be abated, for reasons set forth in their petition :

Whereas it appears to this Court, by the superintendant's returns of the county of *Hampshire*, that the town of *Pe'ham* have actually procured the whole number of men required of the said town by the resolve of the second of *December, 1780.*

Resolved,

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Pelham* two hundred and fourteen pounds two shillings and six pence in the last State tax, it being the fine and bounty for one three years man.

XXXII.

Resolve granting a tax of six hundred pounds, to be levied on the polls and estates within the county of *Middlesex*, for the purpose of defraying the charges of said county. *October 13, 1783.*

Whereas it appears to this Court, from the representation and estimate of the Justices of the Court of General Sessions of the Peace for the county of *Middlesex*, that it is necessary that the sum of six hundred pounds should be raised in the said county, for the purpose of defraying the charges necessary for the administration of justice :

Therefore *Resolved*, That there be, and there hereby is granted, a tax of six hundred pounds, to be levied on the polls and estates, both real and personal, within the said county of *Middlesex*; and the Clerk of the Court of General Sessions of the Peace for the said county, is hereby empowered to apportion the said sum upon the several towns and districts within the said county, in the manner pointed out by the law of this Commonwealth, and to issue his warrants to the assessors of the said towns and districts for the assessment of the same.

XXXIII.

Resolve directing the Treasurer to credit the town of *Rutland* for the fine and bounty of one deficient man. *October 13, 1783.*

On the petition of *Jonas How*, in behalf of the town of *Rutland*, setting forth that the said town was fined in the last tax-act, one hundred and twenty-eight pounds, for a deficiency of one three years man, praying that the same may be abated, for reasons set forth in his petition :

Whereas it appears to this Court, by the superintendant's returns for the county of *Worcester*, that the said town of *Rutland* have procured the whole number of men required of them by the resolve of *December, 1780* :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Rutland* the sum of two hundred and fourteen pounds, two shillings and six-pence, in the last State-tax, it being the fine and bounty for one three years man.

XXXIV.

Resolve granting a tax of one hundred pounds, to be apportioned on the inhabitants of *Dukes-County*, for defraying the charges of said county. *October 13, 1783.*

Whereas it appears, from an estimate of the Justices of the General Sessions of the Peace for the county of *Dukes-County*, that the sum of one hundred pounds will be necessary for defraying the charges of the said county, for one year next ensuing :

Therefore *Resolved*, That there be, and hereby is granted, a tax of one hundred pounds, to be apportioned and assessed on the inhabitants of the said county, and estates lying within the same, and collected, paid and applied for the use of the said county, according to the laws of this Commonwealth.

XXXV.

Resolve empowering *Isabel Merchant*, guardian to *Hannah Ward*, to make sale of the real estate mentioned. *October 14, 1783.*

On the petition of *Isabel Merchant*, guardian to *Hannah Ward* :

Resolved, That the petition be so far granted, as that the petitioner be, and hereby

is

is authorized and impowered, in her said capacity, to make sale of that part of the real estate of the said *Hannah Ward*, mentioned in the said petition, and lying in the town of *Dartmouth*, within this Commonwealth, for the most the same will fetch, and make and execute a good deed or deeds thereof, she observing the rules of the law for the sale of real estates by executors or administrators, and giving caution to the Judge of Probate for the county of *Bristol*, that the proceeds of the said sale be applied to the support of the said *Hannah*, and that if any monies arising from the said sale remain in the hands of the said *Isabel Merchant*, at the decease of the said *Hannah Ward*, that she account with the legal heirs of the said *Hannah* therefor.

XXXVI.

Resolve on the application of *Ruggles Woodbridge*, Esq, directing the Treasurer to receive a certain sum of money of the old emission, and the committee on accounts to receipt said sum. *October 14, 1783.*

Whereas *Ruggles Woodbridge*, Esq; has made application to this Court to receive a sum of Continental money of the old emission, being the balance of a sum put into his hands in the year 1780, as muster-master of the county of *Hampshire*; and it appears to this Court, that the said money was ever ready for payment, when called for; that he sent down the said money in the month of *May* or *June*, 1781, to the committee for liquidating accounts, who declined receiving it without the order of Court; and that the said *Woodbridge* has not received any advantage by the depreciation thereof:

Resolved, That the Treasurer be, and he hereby is directed, to receive of *Ruggles Woodbridge*, the sum of fifteen hundred and fifty pounds, old emission money, giving him a receipt therefor; and the committee on accounts are hereby directed to receive said receipt of said *Ruggles*, in part of the money which said *Ruggles* stands charged with in the year 1780.

XXXVII.

A grant of four thousand pounds to the committee on accounts. *October 14, 1783.*

Resolved, That there be paid out of the treasury of this Commonwealth, to the committee on accounts, the sum of four thousand pounds, to enable them to pay such accounts as they have passed, or may hereafter pass upon; they to be accountable for the same.

XXXVIII.

Resolve on the petition of *Katharine Willard* and others, empowering the late commissioners on the estate of *Abel Willard*, to revise all accounts and claims heretofore allowed by them, for reasons mentioned. *October 14, 1783.*

On the petition of *Katharine Willard* and others, suggesting, that errors have happened in the allowance of sundry claims by the commissioners appointed upon the estate of *Abel Willard*, Esq, late of *Lancaster*, in the county of *Worcester*, an absentee, deceased, and praying for a remedy in this behalf:

Resolved, That *William Greenleaf* and *Josiah Wilder*, Esq's, and Mr *Ephraim Wilder*, late commissioners on the estate of the said *Abel*, be, and they hereby are authorized and fully impowered, to revise all accounts and claims by them heretofore allowed, which they shall judge necessary; and where, upon such revision, it shall appear to the said commissioners that any errors have heretofore happened, in any allowance of such accounts and claims, that such former allowance shall be, and hereby is declared to be null and void; and such allowance as shall be made on such revision, shall be of the same effect and force, as though such former allowance had never been made.

Provided,

Provided, That all such persons, whose accounts and claims are intended to be revised by the said commissioners, be by them notified of the time and place of their intended revision, ten days at least previous thereto.

And it is further *Resolved*, That in every case where, in consequence of such former allowance of the said commissioners, any sum or sums of money have been paid and satisfied to any person or persons, or the appointee or appointees of such person or persons whose claims or accounts have been allowed by the said commissioners, and upon a revision of the said claims or accounts, such former allowance shall be found to be erroneous in whole or in part, the commissioners shall return a certificate of the same, with the evidence thereof, to the Attorney-General, who is hereby directed, in behalf of this Commonwealth, to institute such suit or suits for the recovery back of any such sum or sums so paid in consequence of such former allowance, as justice may require; and such suit or suits to prosecute to final judgment and execution.

XXXIX.

Resolve on the petition of *Josiah Moor*, to notify *Edward* and *Hephzibah Raymond* to shew cause, and staying execution in the mean time. *October 14, 1783.*

On the petition of *Josiah Moor*, praying, for reasons set forth in his said petition, for the interposition of the General Court relative to a judgment on an action commenced against him by *Edward* and *Hephzibah Raymond*, at the Court of Common Pleas held at *Worcester*, in and for the county of *Worcester*, in *March, 1781*:

Resolved, That the prayer of the petition be so far granted, that the petitioner notify the said *Edward* and *Hephzibah Raymond*, by serving them with an attested copy of his petition and this order thereon, fifteen days at least before the second Wednesday of the next session of the General Court, that they may shew cause (if any they have) why the prayer thereof should not be granted; and that execution be stayed in the mean time.

XL.

A grant of twelve pounds to *Jonathan Reed*, Esq; for the use of the town of *Littleton*, being an abatement in part of the fine laid on said town. *October 15, 1783.*

On the petition of *Jonathan Reed*, Esq; praying that twelve pounds, granted to the town of *Littleton* by a resolve of the General Court of *June 16, 1774*, as an abatement in part of a fine laid on said *Littleton*, for not sending a Representative, may be paid to said town:

Resolved, That there be allowed and paid out of the public treasury, to the said *Jonathan Reed*, for the use of the town of *Littleton*, twelve pounds, in full discharge of the abatement aforesaid.

XLI.

Resolve on the petition of *Solomon Clerk* and *John White*, of a plantation called *Canaan* or *Howardstown*, empowering the Treasurer to recall his executions, if any have issued against said plantation, and empowering said plantation to raise money for the support of a gospel minister. *October 15, 1783.*

On the petition of *Solomon Clerk* and *John White*, of a plantation called *Canaan* or *Howardstown*, praying for relief with regard to their late taxes, and that the said plantation may be incorporated, or otherwise enabled to raise, assess, and collect taxes:

Resolved, That the Treasurer of this Commonwealth be directed to recall his executions, if any has issued for taxes against the said plantation, and stay the issuing any executions for the future, until the further order of the General Court.

And it is further *Resolved*, That the said plantation is further empowered to assess themselves for such sum or sums of money as they shall find necessary for the support of a gospel minister in the plantation aforesaid.

XLII.

Resolve intitling *Aaron Rowley* to one fourth part of pay as a Major. *October 15, 1783.*

On the representation of *John Lucas*, Commissary of pensioners, in behalf of Lieutenant-Colonel *Aaron Rowley*, who was wounded in his left ankle, on the twenty-fifth of *October*, one thousand seven hundred and eighty-one :

Resolved, That the said *Aaron Rowley* be intitled to one-fourth part of pay as a Major, from the fifteenth day of *November*, in the year one thousand seven hundred and eighty-one, until the further order of the General Court or Congress.

XLIII.

Resolve on the petition of Capt. *Japheth Daniels*, in the sixth *Massachusetts* regiment. *October 15, 1783.*

On the petition of *Japheth Daniels*, Captain in the sixth *Massachusetts* regiment :

Resolved, That there be paid out of the treasury of this Commonwealth, the sum of six pounds, to *Japheth Daniels*, being in full for the depreciation on the sixty-seven pounds ten shillings he received in bills of the new emission for three months wages, as appears by a certificate from the Treasurer's office, *June 26, 1782*, signed by the late Treasurer, agreeable to a resolve of the General Court for the said purpose.

XLIV.

Resolve on the petition of *Joshua Plumer*, administrator on the estate of his father, *Samuel Plumer*, Esq; late of *Gloucester*, in the county of *Essex*, deceased. *October 15, 1783.*

On the petition of *Joshua Plumer*, administrator on the estate of his father, *Samuel Plumer*, Esq; late of *Gloucester*, in the county of *Essex*, deceased, setting forth, that his said father received of *Thomas Harris*, of the said town, a deed of eleven acres and one half of land in the said town of *Gloucester*, for a certain debt ; and after the decease of the said *Thomas*, promised *Sarah Harris*, widow of the said *Thomas*, that if she would pay the money which was due to him, he would give her a deed of the same land ; and that his father did receive the money of the said *Sarah*, but did not give her a deed, and praying he may have liberty to give to the said *Sarah Harris* a deed of the said land, agreeable to his father's promise :

Therefore *Resolved*, That the prayer of the petition be granted, and that he the said *Joshua Plumer*, in his capacity as administrator, in consideration of the money received by his father, be, and he hereby is authorized and impowered, to make and execute to the said *Sarah Harris*, a good and lawful deed of the eleven acres and half of land set forth in his petition, in order that she the said *Sarah* may henceforth enjoy the said premises as fully, to all intents and purposes, as if the deed given by the said *Thomas Harris* had not been given.

XLV.

Resolve on the petition of the committees of the towns of *Westborough* and *Northborough*, impowering a committee to make sale of certain lands. *October 15, 1783.*

On the petition of the committees of the towns of *Westborough* and *Northborough*, and the minister of *Northborough*, praying for liberty to sell certain lands granted by the proprietors of *Marlborough*, on the thirteenth day of *March*, A. D. 1709—10, for the benefit of the ministry in the westerly end of the said *Marlborough*, called *Chauncy-Village*, which village now constitutes the aforesaid towns of *Westborough* and *Northborough* :

Resolved,

Resolved, That the prayer of the petition be granted, and that *James Hawes*, Esq; of *Westborough*, and Mr. *Seth Rice*, jun. of *Northborough*, be, and they hereby are appointed a committee to make sale of the aforesaid lands by public auction, they giving seasonable notice of the time and place of sale, by posting the same in the towns of *Marlborough*, *Westborough* and *Northborough*; and to make and execute a good and lawful deed or deeds to the purchaser or purchasers. And the said committees are hereby directed to deliver the money arising by the sale of the said lands, in equal shares, to the selectmen of the towns of *Westborough* and *Northborough*.

And be it further *Resolved*, That the selectmen of the towns of *Westborough* and *Northborough* respectively, for the time being, and their successors in the said office as selectmen, forever, be a committee for the purpose of receiving their share of the above-said money, belonging to each town; and they are hereby directed to put the same on interest, with good security, and to appropriate the income arising therefrom annually, for the ministry in their towns respectively. The said selectmen to render an account of their proceedings relative to the premises, to their respective towns, at their *March* meetings, annually.

XLVI.

[The following resolve passed October 11, 1783.]

Resolve directing the Attorney-General to commence a process against Capt. *Benjamin Gould*, of *Lancaster*, for the recovery of a sum of money due to this Commonwealth.

Whereas it appears to this Court, by the report of a committee of both Houses, appointed to adjust and settle accounts between Capt. *Benjamin Gould*, of *Lancaster*, and the men under his command, that there is a balance due to this Commonwealth, from the said Capt. *Gould*, of four hundred eighty-one pounds four shillings and one penny:

Resolved, That the Attorney-General be, and he hereby is directed and required, to commence a process against the said Capt. *Benjamin Gould*, of *Lancaster*, in the county of *Worcester*, for the recovery of the aforesaid sum of four hundred eighty-one pounds four shillings and one penny, and to pursue the said prosecution to final judgment and execution, provided the aforesaid Capt. *Gould* does not pay the said sum into the public treasury, on or before the first day of *November* next.

And it is further *Resolved*, That the Secretary be, and he hereby is directed, to furnish the Attorney-General with attested copies of this resolution, and all such papers in his office as may be necessary to afford evidence in the course of the said process.

XLVII.

Resolve granting four hundred eighty-one pounds four shillings and one penny, to a number of men borne on the roll of Capt. *Benjamin Gould*, for three months service in 1780. October 15, 1783.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of four hundred eighty-one pounds four shillings and one penny, to the men, in proportion to the sum set against their respective names, contained in the schedule hereunto annexed; which sum appears to be due for their service for the term of three months, in the Continental army, in the year 1780, under the command of Capt. *Benjamin Gould*, which shall be in full for the said service, viz.

Nathaniel Storey, twelve pounds nine shillings and three pence.

Nathaniel Treadwell, nine pounds twelve shillings and three pence.

Isaac Howard, nine pounds twelve shillings and three pence.

Ammi Burnam, nine pounds twelve shillings and three pence.

William Dodge, nine pounds nine shillings and two pence.

Elijah Cummings, eight pounds seventeen shillings and eleven pence.

Stephen

Stephen Cree, eight pounds seventeen shillings and eleven pence.
William Baker, eight pounds seventeen shillings and eleven pence.
Abel Boardman, eight pounds seventeen shillings and eleven pence.
Jonathan Burnam, eight pounds seventeen shillings and eleven pence.
John Burnam, eight pounds seventeen shillings and eleven pence.
David Burnam, eight pounds seventeen shillings and eleven pence.
William Dodge, eight pounds seventeen shillings and eleven pence.
John Phipps, eight pounds seventeen shillings and eleven pence.
Isaac Giddings, eight pounds seventeen shillings and eleven pence.
Aaron Goodhue, eight pounds seventeen shillings and eleven pence.
William Holms, eight pounds seventeen shillings and eleven pence.
Thomas Jones, five pounds seventeen shillings and eleven pence.
Nathaniel Kimball, eight pounds seventeen shillings and eleven pence.
Jonathan Kimball, eight pounds seventeen shillings and eleven pence.
Isaac Lummis, eight pounds seventeen shillings and eleven pence.
Joseph Lord, eight pounds seventeen shillings and eleven pence.
Aaron Lord, eight pounds seventeen shillings and eleven pence.
Moses Lord, eight pounds seventeen shillings and eleven pence.
Francis Merrifield, eight pounds seventeen shillings and eleven pence.
Joseph Pinder, eight pounds seventeen shillings and eleven pence.
William Patter, eight pounds seventeen shillings and eleven pence.
Phineas Richardson, eight pounds seventeen shillings and eleven pence.
Ephraim Smith, eight pounds seventeen shillings and eleven pence.
James Smith, eight pounds seventeen shillings and eleven pence.
John Smith, eight pounds seventeen shillings and eleven pence.
Philemon Smith, eight pounds seventeen shillings and eleven pence.
Prince Story, eight pounds seventeen shillings and eleven pence.
Robert Stocker, eight pounds seventeen shillings and eleven pence.
Jabez Woodbridge, eight pounds seventeen shillings and eleven pence.
William Whipple, eight pounds seventeen shillings and eleven pence.
Jacob Woodbury, eight pounds seventeen shillings and eleven pence.
William Farley, eight pounds seventeen shillings and eleven pence.
John Cogswell, eight pounds seventeen shillings and eleven pence.
Nathaniel Farley, eight pounds seventeen shillings and eleven pence.
Peter Knowlton, eight pounds seventeen shillings and eleven pence.
John Crocker, eight pounds seventeen shillings and eleven pence.
Daniel Doy, eight pounds seventeen shillings and eleven pence.
Peter Low, eight pounds seventeen shillings and eleven pence.
Joshua Orne, eight pounds fifteen shillings and two pence.
Bernard Poland, eight pounds fifteen shillings and two pence.
Stephen Brown, eight pounds fifteen shillings and two pence.
Joseph Lefavour, seven pounds nineteen shillings and eleven pence.
Isaac Patch, eight pounds seventeen shillings and eleven pence.
Isaac Adams, eight pounds seventeen shillings and eleven pence.
John McNeil, eight pounds seventeen shillings and eleven pence.
Nathaniel Heard, eight pounds seventeen shillings and eleven pence.
Benjamin Edwards, eight pounds fifteen shillings and two pence.
Asa Farland, eight pounds seventeen shillings and eleven pence.
 Total. Four hundred eighty-one pounds four shillings and one penny.

XLVIII.

Resolve requiring the Hon. *Samuel Dexter*, Esq; Doctor *William Gordon*, and others, possessed of certain letters of the late *Thomas Hutchinson*, Esq; to return the same into the Secretary's office. *October 16, 1783.*

Whereas in the year 1775, certain letters were found in the mansion-house of *Thomas Hutchinson*, Esq; late Governor of the province of the *Massachusetts-Bay*, written by

by the said *Hutchinson* to persons of public character, and others, in *England* and elsewhere; which letters tend to the discovery of the plans which had been secretly laid for the destruction of the rights, liberties and privileges, of the then *British* colonies: And whereas the said letters were committed to the care of the Hon. *Samuel Dexter*, Esq; with permission to the Reverend Doctor *William Gordon* to take and select such of them as he shall judge proper for immediate publication:

And whereas it is highly expedient that papers, so adapted as the said letters appear to be, to mark the leading principles and characters in the late happy *American* revolution, should be safely kept among the archives of this Commonwealth, that so the historian and others may avail themselves thereof, under the direction of the General Court:

Resolved, That the said *Samuel Dexter*, Esq; Doctor *William Gordon*, and all others who are possessed of any of the said letters of the said *Thomas Hutchinson*, Esq; be, and they hereby are required, to return the same into the Secretary's office without delay.

Ordered, That the Secretary serve the said *Samuel Dexter*, Esq; and Doctor *William Gordon*, with an attested copy of the foregoing resolution, and also publish the same in one of the *Boston*, the *Salem*, *Worcester* and *Springfield* news-papers.

XLIX.

Resolve on the petition of *Ezra Hoit*, head of a class in the town of *Lanesborough*, directing the Treasurer to credit said *Hoit* with the sum of fifty-five pounds. *October 16, 1783.*

On the petition of *Ezra Hoit*, head of a class in the town of *Lanesborough*, setting forth, that he procured a good able-bodied man, to the acceptance of the muster-master residing at *Springfield*, to serve in the Continental army for the term of three years, in consequence of the resolve of the General Court of the seventeenth of *March*, 1782, praying that the fine set upon said class may be remitted:

And whereas it appears to this Court, that the said *Hoit*, head of the aforesaid class, did procure a good able bodied effective man, previous to a resolve of the General Court passed *March* the eleventh, 1783, directing the towns in this Commonwealth, that have no return of men raised agreeable to a resolve of *December* the second, 1780, and *March* the seventh, 1782; and the said man is now in actual service:

Resolved, That the prayer of the petition be so far granted, as that the Treasurer of this Commonwealth be, and he is hereby directed, to credit the said *Hoit* the sum of fifty-five pounds, any law or resolve to the contrary notwithstanding.

L.

Resolve directing the Treasurer to charge *William Tyng*, late sheriff for the county of *Cumberland*, with certain receipts, and to receive two pieces of plate belonging to said *Tyng's* estate, and repealing a resolve of *February 17th* last. *October 16, 1783.*

Whereas it appears, by the late Treasurer *Gardner's* books, that upon his issuing executions against the following constables, they respectively produced receipts from *William Tyng*, late sheriff for the county of *Cumberland*, for the same sums; and it does not appear that the said *Tyng* ever accounted with the late Treasurer *Gray* for the same, viz.

		£.	s.	d.
Of <i>Isaac Ilfley</i> , of <i>Falmouth</i> , collector of taxes	1769,	91	11	10
<i>John Starbird</i> , ditto,	1771,	55	0	0
<i>Jeremiah Jordan</i> , <i>Cape-Elizabeth</i> ,	1769,	105	11	10
<i>James Leach</i> , ditto,	1770,	43	17	6
<i>William McClallen</i> , <i>Gorham</i> ,	1769,	39	15	6

£. 335 16 8¹
Therefore

Therefore *Resolved*, That the Treasurer of this Commonwealth charge the aforesaid *William Tyng* with the aforesaid receipts, amounting to three hundred and thirty-five pounds sixteen shillings and eight pence half penny, and give the aforesaid constables credit for the sums they have respectively paid.

Resolved, That a resolution of the General Court, which passed the 17th of *February* last, empowering *Samuel Cobb* to receive from the Treasurer of this Commonwealth a silver tankard and a large silver cup, belonging to the estate of *William Tyng*, an absentee, and empowering the said *Cobb* to make sale of part of the said *Tyng's* real estate, be, and hereby is repealed.

Resolved, That Doctor *Joseph Gardner*, administrator on the estate of the late Treasurer *Gardner*, be, and hereby is directed, to deliver unto the Treasurer of this Commonwealth, a silver tankard and a large silver cup, which belonged to *William Tyng*, an absentee, or the amount thereof in money, at the rate of seven shillings per ounce, taking duplicate receipts therefor, and lodging one receipt in the Secretary's office.

Resolved, That the Treasurer credit the aforesaid *William Tyng* with the money he shall receive for the aforesaid tankard and cup.

LI.

Resolve on the petition of *Oliver Wood*, of *Norridgewalk* plantation, in the county of *Lincoln*, directing *Jeshua Chamberlain* to be notified to appear to shew cause, &c. and staying execution in the mean time. *October 17, 1783.*

On the petition of *Oliver Wood*, of *Norridgewalk* plantation, in the county of *Lincoln*. Esq;

Resolved, That the petitioner be, and hereby is directed, to notify *Jeshua Chamberlain*, of a place called *Seven-Mile Brook*, in the county aforesaid (being the adverse party) to appear on the second Wednesday of the next session of the General Court, and shew cause (if any he has) why the prayer in the said petition should not be granted, by leaving an attested copy of the said petition, and this order thereon, at the usual place of abode of the adverse party, thirty days before the said second Wednesday.

And it is further *Resolved*, That all executions of, and proceedings upon or in consequence of the judgment mentioned in the said petition, be suspended and stayed in the mean time, and that all persons who may be concerned therein, govern themselves accordingly.

LII.

A grant of three pounds eighteen shillings and six pence, to *Samuel Hinckley*.
October 17, 1783.

Resolved, That the sum of three pounds eighteen shillings and six pence, be allowed and paid out of the public treasury, to *Samuel Hinckley*, in full for his service in conveying letters from the sheriff of the county of *Hampshire*, and others, to the General Court, at the time of the insurrection in the same county, in *June* last.

LIII.

Resolve granting four pounds to the selectmen of the town of *Grafton*, for the use *George Geyer*, a pensioner. *October 17, 1783.*

On the petition of the selectmen of the town of *Grafton*, in behalf of *George Geyer*, who was maimed in the public service in the army, in the last French war :

Resolved, That there be paid out of the public treasury of this Commonwealth, the sum of four pounds, into the hands of the said selectmen, for the use of the said *George Geyer*, in full for the said *Geyer's* pension from *June 1781*, at which time his last grant determined, unto *June 1783.*

Resolve

LIV.

Resolve on the petition of *Isaac Adams*, and others, in behalf of the town of *Boxford*, abating a fine for not sending a member in the year 1782. *October 17, 1783.*

On the petition of *Isaac Adams*, *Jonáthán Foster* and *Nathan Wood*, in behalf of the town of *Boxford*, setting forth, that the said town was fined in the last State tax-act, fifty-eight pounds six shillings and six-pence, for not sending a member in the year 1782, to represent them in the General Court, praying that the above-said fine be remitted :

Therefore *Resolved*, That the town of *Boxford* be abated in the tax aforesaid, the sum of twenty-eight pounds six shillings and six-pence, part of the said fine, for reasons set forth in the petition ; and the Treasurer of this Commonwealth is hereby directed to govern himself accordingly.

LV.

Resolve on the petition of *James Sprout*, and others, heads of certain classes in the town of *Middleborough*, directing the Treasurer to receive the muster-master's receipts in discharge of said classes. *October 17, 1783.*

On the petition of *James Sprout*, *Jacob Thomas* and *Peter Vaughan*, heads of classes number two, four and eleven, in the town of *Middleborough*, setting forth, that they have procured their men respectively, agreeable to the resolve of the General Court, passed in *March 1782*, but the muster-master having neglected to make return into the Secretary's office of the said men, the above said classes are liable to have executions issued against them ; praying that the Treasurer may be directed to receive the muster-master's receipts in discharge of the above-said classes, the time limited for receiving them being expired notwithstanding :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive the said muster-master's receipts, in full discharge of the above-said classes, any law or resolve to the contrary notwithstanding, provided that the said receipts be offered to the Treasurer on or before the first day of *November* next.

LVI.

Resolve on the representation of *Joseph Buffam*, directing the Justices of the Supreme Judicial Court, now sitting at *Worcester*, to take cognizance of the appeal mentioned. *October 17, 1783.*

Whereas it appears to this Court, that *Joseph Buffam*, at the Inferior Court of Common Pleas holden at *Worcester*, within and for the county of *Worcester*, on the second *Tuesday of June, A. D. 1774*, recovered judgment against *John Campbell*, of *Oxford*, in the said county, blacksmith, for the sum of twenty-one pounds and four shillings, damages and costs taxed at one pound nineteen shillings and eight pence ; that the said *John Campbell* appealed from the said judgment to the next Superior Court of Judicature, which was to have been holden at *Worcester* in *September 1774*, which Court, by reason of the peculiar circumstances of the times, was not held :

And whereas the said *Joseph Buffam* has represented to this Court, that by reason of his absence from this Commonwealth, he was unacquainted with the laws of the General Court which have since intitled him to a remedy, and has prayed this Court for relief :

Therefore *Resolved*, That the Justices of the Supreme Judicial Court be, and they hereby are fully authorized, at their present session within and for the said county of *Worcester*, to take cognizance of the aforesaid appeal, and that the same proceeding may be had thereon, in as full and ample a manner as if the same had been prosecuted within the time limited by the laws or resolves of the General Court, providing remedy in similar cases, the time therein specified being elapsed notwithstanding, any former law or resolve to the contrary notwithstanding.

Resolve

LVII.

Resolve on the petition of *Martha Symmes*, granting thirty-five pounds five shillings and six pence one farthing, being the amount of compound interest due on a certain sum, out of the proceeds of *John Murray*, Esq's. estate. October 18, 1783.

On the petition of *Martha Symmes*, praying that she may be refunded the sum of thirty-five pounds five shillings and six pence one farthing, silver money, which sum it appears she did pay to the committee for the sale of absentees estates in the county of *Worcester*, by reason of their exacting compound interest in discharge of a mortgage deed and bond of a certain tract of land, with the buildings thereon, which was given to *John Murray*, Esq; an absentee :

Resolved, That the prayer of the said petition be granted, and that there be allowed and paid out of the treasury of this Commonwealth, to the said *Martha Symmes*, the sum of thirty-five pounds five shillings and six pence one farthing, in full of the amount of the compound interest of two hundred and ninety pounds two shillings and one penny, for the term of eight years and one month, out of the proceeds of the estate of *John Murray*, Esquire.

LVIII.

A grant of one hundred and twenty pounds to *George Partridge*, Esq; to enable him to proceed to Congress. October 18, 1783.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the Honorable *George Partridge*, Esq; one hundred and twenty pounds, lawful money, to enable him to proceed to Congress, and that he be accountable for the same.

LIX.

Resolve directing the Treasurer to credit the town of *Gloucester* a certain sum, and empowering the assessors in this case. October 18, 1783.

Whereas a resolve of the two Houses passed this day, abating the town of *Gloucester* the sum of two hundred and twenty-five pounds three shillings and one penny, out of the last tax-act :

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Gloucester* the sum of two hundred and twenty-five pounds three shillings and one penny, on the last tax-act, and that the assessors of the said town of *Gloucester* be, and they are hereby empowered, to assess the inhabitants of the said town the aforesaid sum of two hundred and twenty five pounds three shillings and one penny short of the sum required of the said town in the tax aforesaid, which assessment shall be valid, any law or resolve notwithstanding.

LX.

Resolve on the petition of *Seth Freeman* and others, in behalf of the town of *Sandwich*, abating a fine in the last tax-act. October 18, 1783.

On the petition of *Seth Freeman*, *John Smith* and *Sylvanus Nye*, in behalf of the town of *Sandwich*, setting forth, that the said town was fined in the last State tax-act, forty pounds ten shillings, for not sending a member the last year to represent them in the General Court, praying that the above-said fine may be remitted :

Therefore *Resolved*, That the town of *Sandwich* be abated in the tax aforesaid, the sum of forty pounds ten shillings, in full for the said fine, for reasons set forth in the petition ; and the Treasurer of this Commonwealth is hereby directed to govern himself accordingly.

Resolve

LXI.

Resolve on the petition of *Abraham Hobbs*, in behalf of the town of *Topsfield*, abating a fine of sixteen pounds, set on said town for not sending a Representative. *October 18, 1783.*

On the petition of *Abraham Hobbs*, in behalf of the town of *Topsfield*, praying for the abatement of a fine set on the said town for not sending a Representative the last year, for reasons set forth in their petition :

Resolved, That the prayer of the said petition be so far granted, that there be allowed and paid out of the public treasury of this Commonwealth, the sum of sixteen pounds, to the said town of *Topsfield*.

LXII.

Resolve on the petition of *Melzer Sampson*, directing the committee to settle accounts for the loss of vessels, &c. on the *Penobscot* expedition, to make up the number of days mentioned. *October 18, 1783.*

On the petition of *Melzer Sampson* :

Resolved, That the committee appointed to settle the accounts for loss of vessels, &c. on the *Penobscot* expedition, be, and they are hereby directed, to make up the fourteen days and disbursements of *Melzer Sampson*, as it appears that said *Melzer* was in the service of this Commonwealth fourteen days after the destruction of the fleet at *Penobscot*, and that the disbursements were in consequence of orders received from Brigadier-General *Wadsworth*.

LXIII.

Resolve directing the Treasurer to credit the town of *North-Yarmouth*, in the last State tax, with twenty-one pounds three shillings, being a fine laid on said town for not sending a Representative. *October 18, 1783.*

On the petition of *Edward Russell*, in behalf of the town of *North-Yarmouth*, praying for the remission of a fine of twenty-one pounds three shillings, set upon the said town for not sending a Representative to the General Court in the year 1781 : And whereas it appears that the facts set forth in the petition are true :

Resolved, That, for reasons set forth in the said petition, the Treasurer be, and he is hereby directed, to credit the town of *North-Yarmouth*, in the last State tax, the sum of twenty-one pounds three shillings, being the fine set on the said town for not sending a Representative to the General Court in the year 1781.

LXIV.

Resolve on the representation of *John Deming* and others, a committee for settling with the committee on absentees estates, discharging them of a certain sum of money. *October 18, 1783.*

On the representation of *John Deming*, *Thomas Walley* and *Peter Beyer*, a committee for settling with the committees on absentees estates in the several counties in this Commonwealth, setting forth, that they have received of the committees of the counties of *Middlesex*, *Essex*, *Bristol*, *Worcester* and *York*, the sum of five hundred and eighty-four pounds sixteen shillings and ten pence, and paid the same to *Thomas Ivers*, Esq; Treasurer of this Commonwealth, and praying that they may be discharged the above-said sums :

Resolved, That *John Deming*, *Thomas Walley* and *Peter Beyer*, be, and are hereby discharged the sum of five hundred and eighty-four pounds sixteen shillings and ten pence, they having produced sufficient vouchers that they have paid the said sum into the hands of the Treasurer of this Commonwealth.

R

Resolve

LXIV.

Resolve on the petition of *Job Smith*, in behalf of *Noah Dean*, chairman of the fifth class in the town of *Taunton*. October 18, 1783.

On the petition of *Job Smith*, in behalf of *Noah Dean*, chairman of the fifth class in the town of *Taunton*, setting forth, that the said class did procure their man agreeable to the resolve of the General Court passed in *March*, 1782, but the muster-master having neglected to make return into the Secretary's office of said man, the above-said class is liable to have execution issued against them, praying that the Treasurer may be directed to receive the muster-master's receipts in discharge of the above-said class, the time limited for receiving the said receipts being expired notwithstanding :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to receive the said muster-master's receipt in full discharge of the above said class, any law or resolve to the contrary notwithstanding, provided that the said receipt be offered to the Treasurer on or before the first day of *November*.

LXV.

Resolve directing the Secretary to deliver *Andrew* and *Rebecca Gardner* a note of hand and other papers. October 18, 1783.

On the memorial and petition of *Andrew* and *Rebecca Gardner* :

Ordered, That the Secretary of this Commonwealth be, and he hereby is directed, to deliver to the said *Andrew Gardner*, a note of hand, bond and mortgage deed, which accompanied a petition presented to this Court in *January* last, and are now lodged in his office ; the said note, bond and mortgage deed, being necessary to the settlement of an estate in which *Rebecca*, the wife of the said *Andrew*, is interested as executrix.

LXVI.

A grant of four hundred and fifty pounds to *Richard Devens*, Esq; Commissary-General, for the compleating of the light-house and wharf at the entrance of *Boston* harbour. October 18, 1783.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, unto *Richard Devens*, Esq; (for the purpose of so far compleating the repairs of the light house and wharf at the entrance of *Boston* harbour, as to have a light as soon as possible, and to put the work already done in a state of security from the storms of the approaching winter) the sum of four hundred and fifty pounds, out of any money which the Treasurer may have in his hands, he replacing the said sum out of any other money which he may receive from the taxes due to this Commonwealth ; the said *Devens* to be accountable for the same.

LXVII.

Resolve on several petitions from the inhabitants of *Machias*, and others in the eastern part of this Commonwealth. October 20, 1783.

Whereas several petitions from the inhabitants of *Machias* and others, have been presented to the General Court, being in substance, as follows, viz.

That the Legislature of this Commonwealth would impower two or more Justices of the Peace, to try causes to the amount of twenty pounds and under, and establish at *Machias*, in the county of *Lincoln*, a Court of Probate of Wills, a Register of Probate, a Register of Deeds, a Court of General Sessions of the Peace, a Court of Common Pleas, with a right of appeal to the Supreme Judicial Court held at *Boston* ; the said officers to exercise their respective offices, and the said Courts to have jurisdiction to the eastward of *Penobscot-River* : *Ordered*,

Ordered, That the substance of the said petition as afore mentioned, be published in three of the *Boston* news-papers, for three weeks successively, which shall be considered as a notification to the several towns in the said county of *Lincoln*, to shew cause (if any they have) on the second Wednesday of the first sessions of the next General Court, why the prayer of the said petition should not be granted: And the Secretary is hereby directed to publish the same accordingly.

LXVIII.

Resolve on the petition of several towns in the county of *Dukes-County*, postponing the consideration thereof to the next session; said towns to make returns of their losses by the *British*; and Treasurer directed to stay his executions. *October 20, 1783.*

On the memorial and petition of the Representatives of the several towns in the county of *Dukes-County*, on the island of *Marthas-Vineyard*:

Ordered, That the further consideration of the said memorial be postponed to the second Wednesday of the next sitting of the General Court, and that the petitioners at that time, lay before said Court a true estimate of their losses, distinguishing the loss of ships of every kind destroyed in their harbours; their loss by stock in trade, household furniture, cattle of all kinds, damage done fences and crops; and that they furnish an account of all monies and merchandize they have received of the *British* government and others, in compensation of such losses, together with the number of sheep and other cattle still remaining in the several towns within the said county, and that the Treasurer be directed in the mean time, to stay his executions against said towns for deficient taxes.

LXIX.

Resolve on the petition of *Jacob Walker*, directing the Treasurer to make out a consolidated note in his favour, to a certain amount. *October 20, 1783.*

On the petition of *Jacob Walker*, setting forth that he engaged in the Continental army on the fourteenth of *October, 1777*, for the term of three years, and was mustered by the muster-master for the county of *Hampshire*; but by reason of the muster-master's not having any bounty notes on hand, he was prevented from receiving his bounty, being the sum of fifteen pounds and ten shillings:

Whereas it appears to this Court, by a certificate from the muster-master for the county of *Hampshire*, that the aforesaid *Jacob Walker* has not received his bounty of fifteen pounds ten shillings, as set forth in his petition:

Therefore Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to make out a consolidated note in favour of the said *Jacob Walker*, to the amount of the sum that he would have been intitled to, provided he had received his bounty notes at the time he engaged in the Continental army.

LXX.

Resolve on the petition of *Samuel Tobey*, one of the committee for selling estates of absentees in *Bristol* county, and directing the Treasurer to stay his execution. *October 20, 1783.*

On the petition of *Samuel Tobey*, one of the committee for selling the estates of absentees in the county of *Bristol*, in behalf of the said committee:

Whereas it appears to this Court, from the representation of the said *Samuel Tobey*, that the said committee stand charged to this Commonwealth, with the sum of seventeen hundred and sixty-seven pounds two shillings and four pence, being the balance of the proceeds of the sales of the said estates in the said county; but that the said committee have not as yet been able to effect the payment of divers sums of money of the purchasers of some of the said estates, to the amount of the said balance:

Therefore

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, to stay his execution against the said committee for the said balance of seventeen hundred and sixty-seven pounds two shillings and four pence; and that the said committee again make sale of such lands as remain unpaid for by former purchasers, unless prevented by their immediate payment, and to pay the proceeds of such sales into the treasury of this Commonwealth, agreeably to the resolves of the General Court.

LXXI.

Resolve on the petitions of *Warren, Medumcook, New-Castle, Waldoborough* and *Bristol*, directing the Treasurer to stay executions until. *October 20, 1783.*

On the petitions of the towns of *Warren, Medumcook, New-Castle, Waldoborough* and *Bristol*, praying for a release of their back taxes:

Resolved, That the prayer of the said petitions be so far granted, that executions be stayed; and the Treasurer of this Commonwealth is hereby directed to stay his executions against the said towns accordingly, till the first day of *November, 1784.*

LXXII.

Resolve granting eight pounds two shillings to *Jonathan Warner* and *John Ashley, Esq's.* *October 21, 1783.*

Whereas it appears to this Court, that there is an error in the settlement of accounts of *Jonathan Warner* and *John Ashley, Esq's.* a committee appointed by the General Court for the purpose of paying the gratuity granted to the *Massachusetts* line of the Continental army, amounting to the sum of eight pounds two shillings, to the prejudice of the said *Warner* and *Ashley*:

Therefore *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to the aforesaid *Jonathan Warner* and *John Ashley, Esq's.* the sum of eight pounds and two shillings, in full compensation for the error aforesaid.

LXXIII.

Resolve on the memorial of *Jonathan Ward, Esq;* granting him two hundred pounds for services performed in detecting persons who uttered counterfeit money. *October 21, 1783.*

On the memorial of *Jonathan Ward, Esq;* setting forth the services performed and money expended in consequence of his appointment to detect persons who made and uttered counterfeit money, praying an allowance for the same:

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Jonathan Ward, Esq;* two hundred pounds, in full for his faithful services as above mentioned, and his expences therein.

LXXIV.

Resolve abating a fine laid on the town of *Halifax*, for the deficiency of two men. *October 21, 1783.*

On the petition of *Moses Inglee*, in behalf of the town of *Halifax*, praying for abatement of fines set on the said town in the last tax-act, for deficiency of two five months soldiers, it appearing to this Court that the said town did raise all their quota of the said men:

Therefore *Resolved*, That there be allowed and paid out of the treasury of this Commonwealth, to the town of *Halifax*, out of the last State-tax, forty two pounds nine shillings and three pence, in full for the abatement of said fine and average price allowed for raising the said two men.

LXXV.

A grant of thirteen pounds six shillings and eight pence to *Joseph Barnard*, for services as post rider from *Falmouth*, in the county of *Cumberland*. *October 21, 1783.*

On the petition of *Joseph Barnard* :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Joseph Barnard*, the sum of thirteen pounds six shillings and eight pence, for the reasons set forth in his petition, in full, with what he has otherways received, for his service as post-rider unto the 5th of *April, 1783.*

LXXVI.

Resolve intitling *John Barberick* to one third pay as a pensioner, until further order. *October 21, 1783.*

Upon the representation of *John Lucas*, commissary of pensioners, in behalf of *John Barberick*, who was Corporal in Capt. *Child's* company, in Colonel *Greaton's* regiment, who by dislocation of his left shoulder while in the army, is unable to get a livelihood, as otherwise he would have been :

Resolved, That the said *Barberick* be intitled to one third pay from the time of his discharge from the army until the further order of this Court, or the Congress of the United States.

LXXVII.

Resolve requesting the Governor to write to the legislature of the State of *New-York*, relative to ascertaining the dividing line between the unappropriated lands lying to the westward of *Hudson's-River*. *October 22, 1783.*

Whereas in compliance with a recommendation from the United States in Congress assembled, the legislature of this Commonwealth is disposed to cede a part of their unappropriated lands lying to the westward of *Hudson's-River*, and bounded by the westerly line of the State of *New-York*, for the general benefit of the United States : And whereas, previous to such cession, it is necessary that the dividing line should be precisely ascertained :

Therefore *Resolved*, That three commissioners shall be appointed on behalf of this Commonwealth, who shall be chosen by joint ballot of both Houses, to join with such commissioners as may or shall be appointed by the legislature of the State of *New-York*, in running and ascertaining the dividing line between the said State of *New-York*, and the unappropriated land belonging to this Commonwealth, lying to the westward of *Hudson's-River*.

And it is further *Resolved*, That the Governor of this Commonwealth be requested to transmit an attested copy of this resolve to the Governor of the State of *New-York*, to be laid before the legislature thereof, requesting that they would appoint commissioners on their part for speedily ascertaining the aforesaid line.

And it is further *Resolved*, That the Governor of this Commonwealth be requested to inform Congress of the disposition of the legislature of this Commonwealth to cede a part of their said unappropriated land to the United States, for their general benefit, as soon as the said line shall be precisely ascertained.

LXXVIII.

Resolve respecting divers tracts of valuable unimproved lands confiscated, lying in *Pepperrellborough*, and other places in the county of *York*, late belonging to Sir *William Pepperell's* estate, an absentee. *October 22, 1783.*

Whereas it appears that this Commonwealth is vested with the fee of divers tracts of valuable unimproved lands, by virtue of the confiscation of the estate of Sir *Wil-*

liam Pepperrell, an absentee, lying in *Pepperrellborough*, and other places in the county of *York*, while a right of use for life remains in *Lady Mary Pepperrell* and her daughter, which lands, as well as other lands under similar circumstances, by constables and collectors within this Commonwealth, have been considered as liable to be sold for the payment of taxes, to the great detriment of the Commonwealth:

Therefore *Resolved*, That the several constables and collectors of taxes within this Commonwealth be, and hereby are directed, not to sell or dispose of any lands under the circumstances above-described, for the payment of taxes, until the further order of the General Court; and all such sales which may be made, are hereby declared to be void and of no effect, any law or resolve to the contrary notwithstanding.

And it is further *Resolved*, That the committee of the General Court, appointed by a resolve of the eighteenth of *March, 1783*, to treat with the said Lady and her daughter, &c. be, and hereby are directed, from time to time, to examine all taxes upon lands in the county of *York*, under the circumstances aforesaid, and certify the several amounts of the said taxes, or so much thereof as the said committee, or the major part of them, shall judge reasonable, to the Treasurer of this Commonwealth, which shall be allowed and paid out of the public treasury to the constable or collector presenting the same.

And *Ordered*, That the said committee, appointed and impowered to treat with *Lady Mary Pepperrell* and her daughter, on the subject aforesaid, proceed in the further prosecution of the business of their appointment.

LXXIX.

A grant of one hundred and twenty-five pounds to *Lewis de Maresquelle*, for his salary; part on the war and part on the peace establishment. *October 22, 1783.*

On the petition of *Lewis de Maresquelle*:

Resolved. That there be paid out of the treasury of this Commonwealth, to Colonel *Lewis de Maresquelle*, the sum of seventy-five pounds, in full for his salary from the fifth of *February* to the fifth of *May, 1783*; and also the further sum of fifty pounds, in full for his salary (on the peace establishment) from the said fifth of *May* to the fifth day of *August* last.

LXXX.

Resolve establishing the pay of the Honorable Council, Senate and House of Representatives. *October 22, 1783.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to each member of the Honorable Council, the sum of eight shillings per day; and also to the members of the General Court, as follows, *viz.*—To each member of the Honorable Senate, seven shillings and six pence per day; and each member of the Honorable House of Representatives, seven shillings per day, for each day they have attended their duty respectively, from the twenty-fourth day of *September* last, to the end of the present session, and that their travel pay be in proportion thereto, as pointed out by the constitution.

LXXXI.

Resolve on the petition of the selectmen of the town of *Franklin*, relative to Captain *Nathan Thayer*, appointing *Josiah Stone*, and others, a committee to adjust the accounts and ascertain the balances due to the men mentioned, with directions to the Attorney General in this case. *October 22, 1783.*

On the petition of the selectmen of the town of *Franklin*, and the representation of others, setting forth, that Captain *Nathan Thayer* commanded a company of
men

men inlisted to serve three months in the Continental service, in the year 1780; and that the said *Thayer* has since made up his muster roll according to order, and received out of the public treasury the whole sum due to the men borne on the said roll, but refuses to pay the amount due to each man, and retains a part in his own hands, to the prejudice of the said men, and of such towns as by agreement are intitled to a part of their wages.

Whereas the said Captain *Thayer* was by order of Court notified to appear on Friday the seventeenth instant, at ten o'clock in the morning, to render an account of the expenditure of the money he received out of the treasury, in payment of his muster-roll, and the reasons for retaining any part of the money due to the men borne on the said roll in his own hands; but the said *Thayer* has neglected to render the account and reasons required by the said order, and it does not therefore appear what is the balance justly due to the men borne on the said roll:

Therefore *Resolved*, That *Josiah Stone*, Esq; *Lemuel Kollock*, Esq; and Mr. *John Baxter*, be a committee to settle and adjust the accounts, and ascertain the balances that may be still due to the men borne on the said roll, which was lodged in the Treasurer's office, and paid to the said *Thayer*; and that the said committee give timely notice to the said *Thayer*, and to the men borne on the said muster-roll, and to the selectmen or town-treasurers of such towns as may be interested, by virtue of any agreements made with any of the men as aforesaid, of the time and place when and where they shall meet in order to make such settlement, that he and they may be present; but if either the parties shall neglect to appear, the said committee, or the major part of them, are to proceed *ex parte*, and find the balance in the best way they can, and report the same to the General Court, on the second Wednesday of the next sitting of the said Court, in order for payment of the balances that may appear to be still due on the said rolls.

And it is further *Resolved*, That the Attorney-General be, and he is hereby directed, to commence a process against the said *Nathan Thayer*, for the balance that shall appear to be due to government, agreeable to the settlement that shall be made by the committee aforesaid, unless the said *Thayer* shall immediately pay the same into the hands of the said committee, for the use of those to whom it shall be found due, or to the Treasurer of this Commonwealth, within one month after the second Wednesday of the next sitting of the General Court.

LXXXII.

Resolve on the petition of *Joseph Russell*, authorizing the Treasurer to receive a certain warrant, drawn *April 1783*, in part pay of a sum he is indebted to government. *October 22, 1783.*

On the petition of *Joseph Russell*:

Resolved, That the Treasurer of this Commonwealth be, and he is hereby authorized and directed, to receive a warrant drawn on him, indorsed in favour of *Joseph Russell*, *April second, 1783*, for the sum of four hundred and fifty pounds five shillings and nine pence, in part pay of six hundred and thirty pounds, which he is indebted to this government, for the reasons set forth in his petition.

LXXXIII.

Resolve on the petition of *John and Martha Bishop*, empowering them to make sale of the store, wharf and land mentioned. *October 23, 1783.*

On the petition of *John Bishop* and *Martha Bishop*; the said *Martha* in her capacity of guardian to *Ann Dogget*, a minor, praying for leave to sell one sixth part of a certain store, wharf and land, lying in *Rehoboth*, belonging to the said minor:

Resolved,

Resolved, That the prayer of the said petition be granted, and that the said petitioners be, and they are hereby authorized and impowered, to make sale of the said one sixth part of the store, wharf and land, mentioned in their petition, for the most the same will fetch, and to make and execute a good deed or deeds to the purchaser, they observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Bristol*, that the money arising by the sale of the said estate (the necessary charges of the said sale being first paid) be put on interest for the benefit of the minor, and the principal, with the interest, be paid to the said minor, when she shall arrive to lawful age.

LXXXIV.

Resolve on the petition of the selectmen of *Beverly*, impowering *Zachariah Gage* to make sale of the land mentioned. *October 23, 1783.*

On the petition of the selectmen of *Beverly*, and others, setting forth that *Andrew* and *Jonathan Gage* are seized after an estate for life, in remainder of two undivided seventh parts of about one acre of land, situate in the said *Beverly*, and praying that some proper person may be impowered to sell the same, for reasons set forth in the said petition :

Resolved, That *Zachariah Gage* be, and he is hereby impowered, to make sale of the said two undivided seventh parts, for the most they will fetch, he observing in the sale thereof the rules and directions of law in the sale of real estates by executors and administrators, and giving bond, with sufficient sureties, to the Judge of Probate for the county of *Essex*, to account for the proceeds of the said sale; to pay one half thereof, with lawful interest, to the said *Jonathan*, his heirs, executors or administrators, on demand; and of the other half and interest that may become due thereon, to pay twelve pounds annually, in quarterly payments, to the said selectmen, for the support and maintainance of the said *Andrew's* family, until the said half and interest be expended, or until he shall return home, which may first happen; and the residue of the said half and interest that shall remain due and unpaid at his said return, to pay to him, or in case of his death, to his heirs, executors or administrators, on demand, and to execute good and sufficient deed or deeds of conveyance thereof in fee to the purchaser or purchasers.

LXXXV.

Resolve on the petition of *Nathan Bent*, to notify the adverse party to shew cause, &c. and staying execution in the mean time. *October 23, 1783.*

On the petition of *Nathan Bent*, setting forth that *Elijah Bent* unduly obtained a judgment against him, at the Court of Common Pleas held at *Concord*, within and for the county of *Middlesex*, on the second Tuesday of *September* last, and praying that the said execution may be stayed, for reasons set forth in the said petition :

Resolved, That the petitioner notify the adverse party, by serving him with an attested copy of the said petition, and this order thereon, fourteen days previous to the third Wednesday of the next session of the General Court, to shew cause (if any he should have) on the said day, why the prayer of the said petition should not be granted; and that the said execution be stayed in the mean time.

LXXXVI.

Resolve granting extra pay to the President and Speaker, and thirty pounds to each of the Clerks of the General Court. *October 23, 1783.*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to the Honorable *Samuel Adams*, Esq; President of the Honorable Senate, the

the sum of six shillings per day; and also to the Honorable *Tristram Dalton*, Esq; Speaker of the House of Representative, the sum of six shillings per day, for each day of their attendance on the General Court the present session, over and above their respective pay as members of the General Court.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to Mr. *William Baker*, jun. Clerk of the Honorable Senate, the sum of thirty pounds; and also to Mr. *George Richards Minot*, Clerk of House of Representatives, thirty pounds, they to be accountable.

LXXXVII.

Grant of fifty pounds to *William Baker*, messenger of the General Court. *October 23, 1782.*

On the petition of *William Baker*, messenger of the General Court :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *William Baker*, fifty pounds, in full for one quarter's salary, due to him the 25th day of *August* last.

LXXXVIII.

Resolve on the memorial of his Honor *Thomas Cushing*, Esq; discharging him from any demand on account of furniture delivered him in 1776. *October 23, 1783.*

On the memorial of his Honor *Thomas Cushing*, Esq; praying that the value of certain articles of furniture, with the use of which out of the estates of absentees he hath been indulged, may be discounted against what is or may be due to him :

Resolved, That the prayer of the said memorial be so far granted, that the aforesaid articles, amounting, as by appraisement, to the sum of one hundred and ten pounds two shillings and eight pence, lawful money, be granted to his Honor the said *Thomas Cushing*, Esq; in full compensation for his services as Speaker of the House of Representatives for the year 1774; and also for his services and care in taking charge of and bringing from *Philadelphia*, on account of this State, about four hundred and fifty thousand dollars, Continental money, in the year 1776; for which services it appears he has had no reward.

And it is further *Resolved*, That he be, and hereby is discharged from any demand from this State on account of said articles of furniture.

LXXXIX.

Resolve directing the Treasurer to furnish money on loan, to procure oyl for light-houses. *October 23, 1783.*

Whereas it is necessary that the several light-houses ordered to erected, should be supplied with oyl, as soon as they shall be ready to be lighted; and the present season being the most proper to make such purchases :

Therefore *Resolved*, That there be paid out of the treasury of this Commonwealth, unto *Richard Devens*, Esq; Commissary-General, the sum of three hundred pounds, for the purpose of purchasing suitable oyl for the lamps to be lighted in the several light-houses in this Commonwealth.

Resolved, That the Treasurer of this Commonwealth replace the aforesaid sum of three hundred pounds out of the first monies that shall be paid into the treasury by the several Naval Officers, agreeably to an act of the General Court providing a maintainance and support of the light-houses erected within this Commonwealth.

XC.

Resolve requesting the Governor to take measures relative to any subjects of the King of *Great-Britain* taking possession of any lands belonging to this Commonwealth. *October 23, 1783.*

Resolved, That his Excellency the Governor, with advice of Council, be, and he hereby is requested, to take proper and necessary measures for ascertaining a true state of facts relative to any of the subjects of the King of *Great-Britain* taking possession of any of the lands belonging to this Commonwealth, and within the limits of the United States, and lay the same before the General Court; and if it shall appear to him that the facts are ascertained as they have been represented to him, to communicate the same to Congress,

XCI.

Resolve granting three hundred pounds to the Hon. *William Cushing*, *Nathaniel Peasley Sargeant*, and *James Sullivan*, Esquires, and two hundred and twenty pounds to the Hon *David Sewall*, Esq; in notes, for services, &c. as Justices of the Supreme Judicial Court. *October 24, 1783.*

On the memorial of the Justices of the Supreme Judicial Court :

Resolved, That there be allowed and paid out of the public treasury, to the Honorable *William Cushing*, Esq; the sum of three hundred pounds; to the Honorable *Nathaniel Peasley Sargeant*, Esq; the sum of three hundred pounds; to the Honorable *James Sullivan*, Esq; the sum of three hundred pounds; and to the Honorable *David Sewall*, Esq; the sum of two hundred and twenty pounds, in notes issued by the Treasurer of this Commonwealth, bearing date the first day of *February*, one thousand seven hundred and eighty-two, and of the same form, and payable both principal and interest in the same way, and at the same periods with those commonly called consolidated notes: And the Treasurer is hereby directed, in his said capacity, to issue his notes accordingly; which notes, when paid, shall be in full of all the services and expenditures of the said Justices, from the time of their several respective appointments to the time when the salaries of the said Justices were established by law.

XCII.

Resolve authorizing the Justices of the Supreme Judicial Court to be holden at *Northampton*, to examine the premises, and enter up judgment in favour of *James Freeland*. *October 24, 1783.*

Whereas it appears to this Court, by a certificate from the Clerk of the Court of Common Pleas in the county of *Hampshire*, that in the said Court of Common Pleas held at *Northampton*, in the said county, on the second Tuesday of *November*, A. D. 1781. in an action then pending between *James Freeland*, plaintiff, and *Silas Rice* and *Daniel Risk*, defendants, on a note of hand bearing date *July 21, 1778*, promising the payment of the sum of four hundred pounds lawful money to the said *James*, that by a mistake judgment was rendered for the sum of thirty-seven pounds sixteen shillings and eleven pence damage only, and two pounds nineteen shillings and four pence cost, and that there was no indorsement on the said note; from which judgment the said *Silas* and *Daniel* appealed to the Supreme Judicial Court to be holden at the said *Northampton*, in and for the said county of *Hampshire*, on the last Tuesday of *April* then next following:

And whereas the said *James* has represented, that at the said Supreme Judicial Court the said judgment was affirmed, after which the aforesaid mistake was discovered by the said *James*, who has prayed the interposition of this Court; and the

adverse

adverse party being notified and not appearing to shew cause why the prayer of the said *James* should not be granted :

Therefore *Resolved*, That the prayer of the petition be so far granted, that the Justices of the Supreme Judicial Court to be holden at *Northampton*, within and for the county of *Hampshire*, on the fourth Tuesday of *April* next, be, and hereby are fully authorized and impowered to examine the premises and enter up judgment in favour of the said *James Freeland*, against the said *Silas* and *Daniel*, for so much as shall appear to be justly due to the said *James* on the note aforesaid, the former judgment notwithstanding.

XCIII.

Resolve entitling *Samuel Brown* (an officer) wounded on the heights of *Charlestown*, in *June 1775*, to one third pay as a pensioner, until further order. *October 27, 1783.*

Upon the representation of *John Lucas*, commissary of pensioners, in behalf of *Samuel Brown*, second Lieutenant in Capt. *Bancraft's* company, in Colonel *Bridge's* regiment, who was wounded on the heights of *Charlestown*, the 17th of *June, 1775*, in his left shoulder, and by means thereof is unable to get his living by labour as usual :

Resolved, That the said *Brown* be intitled to one third pay from the time of his discharge, which was *January 3d, 1777*, until the further order of this Court or the Congress of the United States.

XCIV.

Resolve requesting the Governor to write to the legislature of the State of *New-Hampshire*, upon the subject matter of an act for regulating the catching of Salmon, &c. and to inclose a copy of the same, as also an act passed in 1735, and requesting them to adopt similar measures. *October 27, 1783.*

Whereas this Court have passed an act the present sitting, to prevent the destruction of fish in *Merrimack-River*, and the other rivers and streams emptying into the same, within this Commonwealth, and as it is the opinion of this Court that the said act cannot have its desired effect unless similar measures are adopted in the State of *New-Hampshire* :

Therefore *Resolved*, That his Excellency the Governor be requested to write to the legislature of the State of *New-Hampshire*, inclosing a copy of the before recited act, together with one act passed 1735, making provision to prevent the destruction of fish by mill-dams, &c. and signify to them the earnest desire of this Court that they would adopt effectual measures to prevent the destruction of fish in the said rivers and streams within their State.

XCV.

Resolve directing the Treasurer to call on auctioneers for a settlement of their accounts, and prosecute their bonds on neglect thereof, by the 1st of *December* next ; also directing the administrator of the late Treasurer to deliver auctioneers bonds in his custody to the present Treasurer. *October 27, 1783.*

Whereas it appears to this Court, that many of the auctioneers within this Commonwealth have neglected to settle their accounts with the Treasurer, agreeably to law :

Therefore *Resolved*, That the Treasurer be, and he hereby is directed, to call upon all auctioneers who have neglected to adjust and settle their accounts agreeably to the law of this Commonwealth, forthwith to come to a settlement of the same, and to commence a process upon the bonds of all such of the said auctioneers as shall not have settled their accounts on or before the first day of *December* next.

Resolved

Resolved further, That the administrator upon the estate of *Henry Gardner, Esq.*, late Treasurer of this Commonwealth, be, and he hereby is directed, to deliver to the present Treasurer, all the bonds given by auctioneers to the said *Henry Gardner*, which are now in the custody of the said administrator.

XCVI.

Resolve directing the committee for methodizing accounts, to take measures for stopping in the treasury, and deducting from the Continental tax for 1782, the several sums or money ordered to be paid in favour of the United States, since *October*, 1781, in consequence of certain applications. *October* 27, 1783.

Resolved, That the committee for stating and methodizing public accounts be, and they hereby are directed, to make such applications and take such other measures as may be necessary for the orderly stopping in the treasury of this Commonwealth, and deducting from the Continental tax for the year 1782, the several sums of money which have been ordered to be paid out of the said treasury in favour of the United States, since the twentieth of *October*, 1781, in consequence of applications from the Superintendant of finance, the Secretary at war, the Commissaries of pensioners and prisoners, and other advancements for Continental purposes; which sums of money were designed to be stopped in the treasury, and deducted out of the Continental tax for the year 1782, which will appear by the resolves of the General Court passed at the several different periods hereafter mentioned, *viz.* Resolves passed *October* twenty-seventh and twenty-ninth, 1781; resolves passed *February* fifteenth and twenty-third, *March* first, *April* seventeenth, twenty-seventh and twenty-ninth, *June* third and twenty-first, *November* twelfth, 1782, and *March* eighth, 1783, and other similar resolves.

XCVII.

Resolve directing Naval Officers of this Commonwealth to omit certain words and clauses in registers as restrict trade with the subjects of *Great-Britain*. *October* 28, 1783.

Whereas a treaty of commerce, regulating the foreign trade of these United States, has not yet arrived, and the acts of trade for this Commonwealth being calculated for a time of war, and laying certain restrictions on trade, which are since the peace become unnecessary:

Therefore *Resolved*, That the Naval Officers of this Commonwealth be, and they hereby are directed, to omit all such words and clauses contained in registers, bonds and clearances, as restrict the citizens of this Commonwealth in their trade with the subjects of the King of *Great-Britain*.

XCVIII.

Resolve relative to engine men in the town of *Boston*, augmenting the number, and repealing a resolve passed *February* 16th, 1778. *October* 28, 1783.

Whereas a resolve of the General Court passed *February* sixteenth, 1778, the number of men exempted from military duty, and allowed for the engines in the town of *Boston*, was reduced to one hundred and thirty eight, on account of the war; and as it is not now necessary that the said resolve should remain in force:

Therefore *Resolved*, That the resolve aforesaid be, and it is hereby repealed, and the number of one hundred and seventy-one men be allowed for the several engines in the town of *Boston*, and to be subject to the same regulations, and entitled to the same exemptions, as they were before the commencement of the late war with *Great-Britain*.

XCIX.

Letter to Congress, relative to the old emission of money, *Penobscot* expedition, and bounties.

S I R,

THE legislature of the Commonwealth of *Massachusetts*, sensibly impressed with the idea of their duty to those free citizens with whose important concerns they are intrusted to inquire, on proper occasions, into those great and national measures that attract their attention and essentially affect their political being, are lead to address Congress on several important subjects—feeling a full confidence in the understanding, the virtue, and the candor of their constituents, that they will ever cheerfully acquiesce in all public measures, and the determinations of Congress, calculated for the public weal, when sufficiently explained and understood. In the free and republican government adopted by these States, and resting on the virtue and suffrages of the people, they conceive that matters of public importance and national extent cannot be transacted for the general good without an open and free communication of the several States with the Fœderal Head. The legislature of this Commonwealth, as well as their constituents, are not insensible of the expediency, good policy, and necessity of delegating to those who are intrusted with their best interests, their protection, their honor and safety, sufficient powers, and means adequate to the discharge of the trust reposed in them; at the same time, they think they have a reciprocal right, a right founded in the fœderal union, to expect in return a just and impartial account of the use of them. Influenced, Sir, by these principles and these considerations, essential, as they conceive, to the preservation of that system of government which these confederated Republics have agreed to; anxiously concerned that the measures and establishments lately proposed by Congress for the discharge of the national debt, when not opposed to the internal police and constitutions of the States, should be carried into effect, the legislature of this Commonwealth address that honorable body, and ask for a fuller explanation of some articles that compose a part of the national debt, and of the determinations of Congress relative to the money of the old emission still remaining in the hands of the subjects of this State not yet redeemed—the expedition against *Penobscot*—and the bounties allowed by this State in recruiting the army.

The legislature of this Commonwealth, Sir, wish to be informed, Why one hundred and ninety thousand dollars should be charged to the national debt, to be funded for the payment of the interest on loan-certificates for the year 1781, when that sum originally designed for the same purpose still remains in *France*, unaccounted for? Why six hundred eighty-seven thousand, eight hundred and twenty-eight dollars should be charged to the said national debt, for the payment of interest on loan-certificates for the year 1782, when the requisition upon each State to raise their proportion of the sum necessary for that purpose, still continues; and if the interest is to compose a part of the said national debt, to what use is the above requisition on each State to be applied?

Congress called upon the States for eight millions of dollars, to defray the expences of the year 1782. The whole amount of the expences for that year, as ascertained, was four millions, six hundred sixty-five thousand, five hundred dollars, of which the pay of the army for that year is two millions, three hundred eighty-seven thousand, two hundred and nine dollars. Why the pay of the army should be carried to the said national debt, when the eight million dollars called for by Congress (and which the several States are now collecting to defray the expences of that year) exceed by a considerable sum the whole expences of that year? And if the pay of the army is carried to the national debt, to what purpose is the eight million dollars to be applied, especially when the pay of the army is the only debt incurred for that year unsatisfied, and it is supposed there still remains seven-eighths of the eight million dollars uncollected? Whether the estimation of the two million dollars for the deficiencies of the year 1783, was made on the supposition of the war's continuing?

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And as peace commenced early in the year, whether the two million dollars is a debt really incurred, and consequently if there is any propriety in its being charged to the national debt?

The legislature of this Commonwealth, Sir, cannot think the accounts exhibited by the Financier are sufficiently explicit; for they cannot suppose that a charge of a large amount under the term of contingences, without furnishing the particulars that compose it, can be satisfactory.

These are the doubts and difficulties, Sir, which the legislature are desirous, for the public satisfaction, and for expediting public measures, to see further explained and illustrated.

The great and unequal quantity of the Continental bills of the old emission (so called) now remaining in the hands of the good people of this Commonwealth, is so grievous, and therefore a matter so important to them, that this legislature is constrained repeatedly to remonstrate it to your honorable body.

The several States were earnestly called upon by Congress to redeem their respective proportions of those bills, at a time when the existence of the army, and the very cause the United States were contending for, was threatened by their great and rapidly increasing depreciation. We would with all due deference urge the attention of Congress to a matter so interesting to us. Permit us, Sir, to ask, Were not all the States equally obliged to redeem their quotas? Did they all fulfil that obligation? Are there not *some* States who have not redeemed one farthing? Has not *this* State redeemed its *full* proportion as charged upon it by Congress. They have done it at the rate of forty for one, agreeable to the recommendation. Can it be expected, that while so great a share of their property lies dead in their coffers, the people will be able to yield their aid for the future supply of the public treasury? And how long can it be supposed it will be, before a manly and free people, sensible of such unequal burdens, will hearken to the dictates of their own feelings, and even refuse to advance more till they are relieved? The Congress; the legislatures of the States; wise and virtuous men, see the importance of maintaining the national honor and faith: And is not the national honor and faith concerned in this matter? It is said that Congress are bound to fulfil every contract made (the half pay or commutation for instance) that they have pledged their faith and cannot recall it? And is not the public faith as strongly pledged and as irrevocable in this case as in any other? We appeal to the resolutions of Congress. And we rely upon it, that the representative body of the United States will speedily afford relief to *that* State which perhaps has discovered itself the most forward in its duty in this particular case, and come to a decision, which public justice and public faith and honor shall point out and require.

To other subjects of no less importance, this Commonwealth would again, Sir, call the attention of Congress: The vast expence this State was at in forming and carrying on the expedition against *Penobscot*. True it is, that this expedition was engaged in by this State; but when such a measure is pursued, that in its consequences must affect the whole union, they conceive it to be of national concern, and therefore ought to be a national debt.

In the exigences of our affairs in the late arduous contest, this State, on this and other occasions, often thought it to be her duty to seize every advantage that could advance the common cause, to part with her property and render her services, relying on the goodness of her cause, the necessity of the measure, and the assurances of Congress that there should be a day of equal retribution.

The enemy were then advantageously posted for the purpose of extending their depredations by land, and still better situated to annoy the commerce of the United States. With a view to prevent these evils, this Commonwealth engaged in the undertaking, which Congress, she then believed, would have readily recommended, and not their attention at that time been drawn to other and more important scenes, the operations of the enemy in the other States. As the States were all interested

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in this expedition, Congress will not let the whole burden of it fall an intolerable load on those who generously engaged in it, because in the chance of war it proved unfortunate.

This expence, added to the large bounties allowed and given by this State in recruiting that army that fought in defence of the whole, is a source of great uneasiness. For the Commissioner for settling the accounts of this Commonwealth with the United States, not thinking himself authorized by the resolves of Congress and by his instructions to allow those bounties, and consequently in his settlements taking no notice of them, excites the fears and apprehensions of the people of this Commonwealth that this is to be another source of inequality. This construction of the resolves, and these proceedings, create the greater dissatisfaction in their minds, as they are contrary to what they and their legislature ever supposed to be the spirit and meaning of them, and of all their federal engagements of this general extent: For in all matters of war and peace, and other general concerns, these United States ought to be considered as one compact nation, engaged in one common cause, and every part and individual of it to be rewarded as far as practicable, in proportion to the service performed.

This Commonwealth would, Sir, not only call the attention of Congress to the large proportion of troops furnished by this State, but to the large bounties they were obliged to give because many of their subjects were engaged on the seas in the common cause, and because a large proportion of them were constantly employed in the land service of the Continent.

This Commonwealth, Sir, on these considerations, and many more that might here be recited, do think it just and equitable, their just right and claim, that the Commissioner appointed for the purposes above mentioned, should, in settling with this State, have more explicit instructions to allow the several bounties given by it in recruiting the army, as a charge against the United States.

To his Excellency the PRESIDENT of CONGRESS.

C.

Instructions to the Delegates representing this Commonwealth in Congress.

GENTLEMEN,

ALTHOUGH the delegation of power necessarily implies a confidence equal to a right exercise of the same, and although the legislature of this Commonwealth have a reliance on your faithful and unremitting services, as great as your trust is dignified and important, yet we think it a duty to ourselves and our constituents ever to communicate to our Representatives in Congress, what we suppose may conduce to promote the liberties and happiness of *America*, and what you, as acting in our behalf, are under indispensable obligation to make the line of your conduct.

When the public attention was solely engrossed in the late war, for the establishment of the liberties and independence of these States, it can be matter of no surprize, that we were less careful to avoid any evils which concerned the internal police thereof, than we were to resist the invasions of a foreign enemy, for to have pursued the one to the neglect of the other, would have been grasping at the shadow and relinquishing the substance; but at a time when that nation which threatened our very existence, has become weary of its pursuits, and we rest in quiet possession of the independence we have so arduously contended for, not to examine minutely the principles upon which we are acting, would be evidencing to the world that we have made unparallel'd exertions for the attainment of the greatest object; but having attained it, we have not virtue and wisdom to improve it.

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Under these considerations, the General Court in the present session have looked into the estimate of the national debt, the expenditure of public money, the great and insupportable burthens of this State, from a delay of the other States to redeem their proportion of the old emission currency, and the neglect of Congress in not passing the expence of the *Penobscot* expedition to the national account, and have made proper representations, accompanied herewith, relative thereto.

Besides the foregoing representations immediately made to Congress, to which you will pay a serious attention, we *subjoin for your government the following instructions* :

That you use your *unremitting* endeavours to have the office of Superintendant of Finance abolished, and a Board of Treasury, consisting of three persons, annually chosen from different States, with proper powers, instituted in its stead; for history invariably evinces; that the public revenue naturally begets influence to the person to whom the disposal of it is committed; and it must be our wisdom to diminish that bane of all free governments, by placing it in such a manner as to have the least possible effect. However pressing and justifiable the reasons might have been for instituting the office of Superintendant of Finance, and intrusting such extensive powers thereto; or however faithfully and impartially they may have been exercised, we conceive such reasons do now cease, and in a time of general tranquility cannot operate for its continuance. If you should fail in your application for the abolition of that office, you are by all means to endeavour to procure an abridgement of its powers, so far as relates to the great controul over public officers, and in the settlement of public accounts.

You are always to oppose the expenditure of any part of the public revenue for purposes different from those to which it was particularly appropriated.

The difficulties which occur in our deliberations on Continental concerns, arise in a great measure from our ignorance of the state of facts. The natural and constitutional channel of information must be through our Representatives in Congress; and in order to obtain this necessary intelligence, you are instructed to write an official letter to the Governor once in every fortnight, and inform him of every transaction, and every matter in contemplation, which you may conceive expedient for this legislature to be acquainted with, in order that the same be laid before the General Court.

To Elbridge Gerry, Esq; and others, Delegates in Congress from this Commonwealth.

CI.

Resolve directing the Treasurer to suspend issuing his executions against any of the towns and plantations in the county of *Lincoln*, for not procuring beef, for three months. *October 28, 1783.*

Whereas it is represented to this Court, that many towns and plantations in the county of *Lincoln*, have delivered to the superintendant appointed to receive it in that county, a considerable part of the quota of beef required of them by the several resolves of the General Court for procuring beef for the use of the army; but from an ignorance of their duty in that respect, have neglected to make returns of the quantities of beef by them respectively delivered as aforesaid, by which means such towns and plantations are now subject to execution for much larger sums than are in fact due from them to the public: For the prevention whereof, and in order that such towns and plantations may have an opportunity of making proper returns of the quantities of beef by them respectively supplied as aforesaid,

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to suspend issuing executions against any of the towns and plantations in the aforesaid county for the sums respectively assessed upon them, in consequence of their not having procured the beef respectively required of them by the aforesaid several resolves, for the term of three months from the passing this resolve, any resolve to the contrary notwithstanding.

Resolve

CII.

Resolve relative to the unappropriated lands within the three eastern counties, directing the committee appointed *May* first, 1781, in this case, and choosing a committee to repair to the county of *Lincoln*, to execute certain business. *October* 28, 1783.

Whereas the committee who were appointed by a resolve of the General Court, of *May* first, 1781, for examining into all trespasses and illegal entries on the unappropriated lands belonging to this Commonwealth, cannot execute the business that may arise in all the eastern counties, with necessary dispatch: It is the opinion of your committee, that the last mentioned committee be excused from attending to any concerns that may fall within their commission in the county of *Lincoln*, and that a committee be appointed specially for the said county of *Lincoln*, to do and execute all that in the said county, which the committee appointed by the resolve aforesaid were impowered to do and execute in the said county of *Lincoln*: Your committee therefore report the following resolves, viz.

Resolved, That the committee appointed by a resolve of the General Court, of *May* the first, 1781, for examining into all trespasses and illegal entries on the unappropriated lands belonging to this Commonwealth, be enjoined to compleat, without delay, in the counties of *York* and *Cumberland*, the business assigned them by said resolve, and one other resolve of *June* the eleventh, 1783; and the said committee be, and they are hereby directed, to lay out one or more townships in the county of *Cumberland*, if they shall judge it expedient, and make report of the same at the next session of the General Court.

Resolved, That the aforesaid committee be, and they are hereby discharged of any further execution of their commission in the said county of *Lincoln*, and no further.

Resolved, That a committee, to consist of three persons, be appointed for the purpose of doing and executing all that in the said county of *Lincoln*, or relating thereto, which a committee appointed by a resolve of the General Court of *May* first, 1781, were impowered to do and to execute therein, or relative thereto; and that the committee now appointed be vested with all the powers and authorities, so far as the same may apply to the county of *Lincoln*, that the said committee of *May* first, 1781, were vested with, reference thereto being had.

Resolved, That one or more of the committee appointed by the foregoing resolve, repair immediately to the said county of *Lincoln*, to enquire into the trespasses, illegal entries, possessions and encroachments taken or made by any person or persons, or by any body or bodies of men; also to enquire into the state and condition of such townships or lands as have been granted or sold either by the late province of the *Massachusetts-Bay*, or since the year 1775; how far the grantees or vendees have complied with the conditions of the grant or sale, and whether the quantity by them taken in, exceed the quantity granted or sold; and also to enquire into and ascertain the limits of the land allowed the Indians for hunting ground; and also to consider the expediency and advantage of laying out a number of townships on the eastern part of the said county of *Lincoln*, bordering on the river *St. Croix*, or in any other parts of the said county.

Resolved, That the said committee, as well as the committee appointed by a resolve of *May* first, 1781, heretofore mentioned, be, and they are hereby respectively directed, to consider and report what lands it may be necessary to reserve for the use of the Commonwealth, for timber and other public uses, in the counties for which they are respectively appointed; and in like manner to make report of their other proceedings, at each session of the General Court (and if possible at the beginning of each session) until the said committees shall have accomplished the business assigned them. And the said committees are directed to lay their accounts before the General Court, from time to time, for allowance and payment.

And the Secretary is directed to furnish each of the said committees with a copy of these resolves.

CIII.

Resolve appointing a committee for ascertaining the dividing line between the unappropriated lands lying to the westward of *Hudson's-River*, to be joined by commissioners from the State of *New-York*. *October 28, 1783.*

Whereas the Honorable *Timothy Danielson*, *Caleb Strong* and *Samuel Phillips*, jun. Esqrs. were, on the 27th of *October* instant, chosen commissioners, by the joint ballot of both Houses of the legislature, on behalf of this Commonwealth, to join with such commissioners as may or shall be appointed by the legislature of the State of *New-York*, in precisely ascertaining the dividing line between the unappropriated lands lying westward of *Hudson's-River*, and belonging to this Commonwealth and the said State of *New-York* :

Therefore *Resolved*, That his Excellency the Governor be, and he hereby is requested, to commission the persons aforesaid according to the tenor of the resolve for appointing such commissioners, and to inform the Governor of *New-York* of the proceedings of this government relative to the ascertaining of the boundaries aforesaid.

CIV.

Resolve on the petition of *Stephen Davis*, to notify the adverse party to shew cause, &c. and staying executions in the mean time. *October 28, 1783.*

On the petition of *Stephen Davis* and others, praying for a new trial in the case wherein *Beriah Tree* was plaintiff against them, before the last Supreme Judicial Court held in the county of *Berkshire*, for reasons set forth in the said petition, and that in the mean time execution may be stayed :

Resolved, That the prayer thereof be so far granted, that the adverse party be notified to appear and shew cause (if any he has) why the prayer thereof should not be granted, on the third Wednesday of the next sitting of the General Court, and that execution be stayed in the mean time accordingly ; and that the said *Davis* be, and he hereby is directed, to serve the said *Beriah Tree* with an attested copy of the said petition, and this resolve, thirty days at least previous to the said day.

CV.

A grant of thirty-six pounds to *Robert Miller*, a pensioner, to 21st *January*, 1783. *October 28, 1783.*

On the petition of *Robert Miller*, setting forth that he lost an arm in the siege at *Louisburg*, in the year 1745, while in the service of this then province, for which loss a pension of nine pounds was granted him by this government, and that he has received no part thereof since *March*, in the year 1779, and then received only fifty pounds paper money, and praying he may be paid the full of said pension for four years, and allowed for the depreciation of the paper money :

Resolved, That the prayer of the petition be so far granted, as that he be allowed and paid out of the public treasury of this Commonwealth, the sum of thirty-six pounds, in full of his pension to the twenty-first day of *January*, one thousand seven hundred and eighty-three.

CVI.

Resolve directing the Treasurer to take monies arising from vendues, to pay the members of Court, and to replace the same from the last State tax. *October 28, 1783.*

Resolved, That the Treasurer of this Commonwealth be, and he is hereby empowered and directed, to take of the monies arising from vendues, and other money he may

may have now in the treasury, for the purpose of paying the members of the General Court, severally, two thirds of their travel and attendance the present session, and replace the same out of the last State tax, as soon as may be, any resolve to the contrary notwithstanding.

CVII.

Resolve on the petition of *Jonas Temple*, in behalf of the town of *Shrewsbury*, directing the Treasurer to stay execution against said town until. *October 28, 1783.*

On the petition of *Jonas Temple*, in behalf of the town of *Shrewsbury*, praying that they may be relieved from the execution which they are exposed to, for not procuring their quota of beef, for reasons set forth in his petition :

Resolved. That the prayer of the said petition be so far granted, as that the Treasurer of this Commonwealth be, and he is hereby directed, to stay the execution from the town of *Shrewsbury* until the second Tuesday of the next sitting of the General Court, so that they may be enabled to obtain *Jacob Davis*, Esq; his receipts, as set forth in the said petition.

CVIII.

Resolve requesting the Governor to take measures for procuring an order upon *James Lovell*, Esq; to pay four thousand six hundred and ten pounds, being a balance due upon a note of hand in his Excellency's possession, given by *Michael Hillegas*, Esq; *October 28, 1783.*

Resolved. That his Excellency the Governor be, and hereby is requested, to take such steps as he shall think proper, for procuring an order upon *James Lovell*, Esq; to pay out of the second moiety of the Continental tax, now collecting, the sum of four thousand six hundred and ten pounds, being the balance due upon a note of hand given by *Michael Hillegas*, Esq; Treasurer of the United States, to him, in behalf of this Commonwealth, bearing date the sixteenth day of *April*, one thousand seven hundred and seventy-six, and now in his possession ; and as the said note was payable on demand, and not intended to remain unpaid but a short space of time, to use his endeavours likewise that interest be allowed upon the said balance, from the date of the said note.

And he is further requested, upon the receipt of the said order, to transfer the said note to the Treasurer of this Commonwealth, taking his receipt therefor, and lodging the same in the Secretary's office.

CIX.

Resolve on the petition of the selectmen of *Greenwich*, directing the Treasurer to abate a fine set against said town. *October 28, 1783.*

On the petition of the selectmen of the town of *Greenwich*, praying for an abatement of a fine laid on said town in the last tax-act, for a deficiency of six men to serve in the Continental army for the term of three years : And whereas it appears to this Court, that the said town of *Greenwich* did actually procure their full quota of the said requisition :

Therefore *Resolved.* That the Treasurer be, and he hereby is directed. to credit the said town of *Greenwich* the sum of twelve hundred eighty-four pounds and fifteen shillings, in full for the fine and average price of the said men, in the last State tax.

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G E N E R A L C O U R T
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M A S S A C H U S E T T S :

Begun and held at *Boston*, in the County of *Suffolk* on Wednesday the Twenty-Eighth Day of *May*, *Anno Domini*, 1783 ; and from thence continued, by Adjournment and Prorogation, to Wednesday the Twenty-First Day of *January*, 1784.

I.

Resolve giving day to all bills, resolves, &c. which were to have day the present sessions. *January 23, 1784.*

R E S O L V E D, That all bills, petitions and other matters, which had day in the last sessions of the General Court, be, and they hereby are revived, and shall have day accordingly, in the present session of the said Court, a prorogation of the same having taken place notwithstanding.

II.

A grant of thirty pounds to *William Baker*, messenger of the General Court, to purchase fuel, &c. *January 24, 1784.*

Resolved, That there be paid out of the public treasury, to Mr. *William Baker*, messenger of the General Court, thirty pounds, to enable him to purchase fuel and candles for the use of the General Court, during their present session, he to be accountable for the same.

III.

Resolve on the petition of *Barnabas Brigham*, empowering the Supreme Judicial Court, at their next session in and for the county of *Worcester*, to take cognizance of the action mentioned. *January 24, 1784.*

On the petition of *Barnabas Brigham*, praying that he may have liberty to enter a complaint at the Supreme Judicial Court in the county of *Worcester*, against

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James Nichols, for his failing to prosecute an appeal by him made from a judgment rendered by the Court of Common Pleas held at *Worcester*, in and for the said county of *Worcester*, on the last Tuesday of *March* last, in favour of the said *Brigham*, for reasons set forth in the said petition :

Resolved, That the Supreme Judicial Court of this Commonwealth, at their next session in and for the county of *Worcester*, be, and they hereby are authorized and empowered, to take cognizance of the said action, and that the same proceedings may be had thereon, and execution issue, in the same manner as if the said complaint had been entered at the said Court, at their session in and for the said county, in *April* last, any law to the contrary notwithstanding.

IV.

Resolve on the petition of *Isaac Smith*, Esq. *January 24, 1784.*

On the petition of *Isaac Smith*, Esq; praying that a bond given by him to the Collector of excise for the county of *Suffolk*, for the payment of duties on a cargo of salt imported from *Portugal*, and consigned to him, may be cancelled :

Resolved, That the said *Isaac Smith* be, and he is hereby discharged from the payment of any duty on the salt mentioned in his petition, and that the Collector of excise for the county of *Suffolk*, be, and he is hereby directed, to cancel the bond given by the said *Smith* for that purpose, it not being the intent of the Legislature that salt should be included among the articles subject to a duty.

V.

Grant of six thousand pounds to the committee on accounts. *January 26, 1784.*

Resolved, That there be paid out of the treasury of this Commonwealth, six thousand pounds, to the committee on accounts, to enable them to pay such accounts as have been or may be by them examined and allowed, they to be accountable for the expenditure of the same.

VI.

Resolve for the payment of the accounts of the committee for repairing the light-house on *Thatcher's-Island*. *January 26, 1784.*

Resolved, That the sum of four hundred and eighty-four pounds, six shillings and one penny half-penny, be paid out of the public treasury of this Commonwealth, to *Peter Coffin* and *Samuel Whittemore*, Esq; in full for their accounts of repairs on the light-house on *Thatcher's-Island*, agreeable to an order of the General Assembly the last session.

VII.

Resolve on the petition of *Joseph Hamilton*, and others, selectmen of the town of *Pelham*, remitting a fine laid on said town. *January 26, 1784.*

On the petition of *Joseph Hamilton*, and others, selectmen of the town of *Pelham*, praying that a fine laid on said town of *Pelham*, for not sending a Representative to the General Court in the year 1782, may be abated, for reasons set forth in the said petition :

Resolved, That the fine mentioned in the said petition be, and hereby is remitted; and the Treasurer of this Commonwealth be, and he is hereby accordingly directed, to credit the said town of *Pelham* on the last State tax, of *March, 1783*, in which
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the said fine was laid, the sum of twenty pounds eight shillings and four pence, in full of the said fine.

VIII.

Resolve granting a tax of three hundred and fifty pounds, to be assessed on the inhabitants of the county of *Hampshire*, for defraying the charges of said county. *January 28, 1784.*

Whereas it appears, from an estimate of the Justices of the Court of General Sessions of the Peace for the county of *Hampshire*, made on the second Tuesday of *November, 1783*, that the sum of three hundred and fifty pounds will be necessary for defraying the charges of the said county for one year then next ensuing :

Therefore *Resolved*, That there be, and hereby is granted, a tax of three hundred and fifty pounds, to be apportioned and assessed on the inhabitants of the said county, and estates laying within the same, and collected, paid and applied for the use of the said county, according to the laws of the Commonwealth.

IX.

Resolve granting a tax of three hundred pounds, to be assessed on the inhabitants of the county of *York*, for defraying the charges of said county. *January 28, 1784.*

Whereas it appears, from an estimate of the Justices of the Court of General Sessions of the Peace for the county of *York*, made on the second Tuesday of *October, 1783*, that the sum of three hundred pounds will be necessary for defraying the charges of the said county, for one year then next ensuing :

Therefore *Resolved*, That there be, and hereby is granted, a tax of three hundred pounds, to be apportioned and assessed on the inhabitants of the said county, and estates laying within the same, and be collected, paid and applied for the use of the said county, according to the last laws of the Commonwealth.

X.

Resolve on the memorial of *Richard Devens, Esq;* directing the committee appointed to examine his accounts, to allow customary wastage of provisions. *January 28, 1784.*

On the memorial of *Richard Devens, Esq;* Commissary-General :

Resolved, That the committee appointed to examine and settle the accounts of *Richard Devens, Esq;* Commissary-General, are hereby authorized and empowered, to make such allowances for wastage on the articles of provisions delivered in small quantities by the said Commissary-General, as is customary in such case, in order that the accounts may be adjusted, and the balance struck between the said Commissary-General and this Commonwealth.

XI.

Resolve on the petition of *Isaac Stearns*, and others, proprietors of the plantation called *New-Suncook*, allowing the proprietors a further time to complete their settlement, *January 29, 1784.*

On the petition of *Isaac Stearns*, and others, proprietors of the plantation called *New-Suncook*, setting forth, that the time limited for settling the said township, by a resolve of the General Court passed on the 13th day of *April, 1779*, is near expired,

pired, praying that they may have a further time allowed them to compleat the settlement of the number of families required by the grant of the said township, for reasons set forth in their petition :

Resolved, That there be, and hereby is allowed, to the proprietors of the township called *New-Suncook*, lying on the eastern side of *Saco-River*, the further time of three years, from the last of *February* next, to compleat the settlement of the number of families, required by the grant of the said township, any law or resolve to the contrary notwithstanding.

XII.

Resolve on the petition of a number of inhabitants of the town of *Roxbury*, empowering the selectmen of said town to appoint a number of engine men, and entitling them to the same privileges as those in the town of *Boston*. *January 29, 1784.*

On the petition of a number of inhabitants of the town of *Roxbury* :

Resolved, That the prayer of the petition be granted, and that the selectmen of said town of *Roxbury* be, and hereby are empowered, to appoint a number of engine men, not exceeding seventeen, who shall be entitled to the same privileges and exemptions, and subject to the same regulations, to which engine men are subjected in the town of *Boston*.

XIII.

Resolve entitling *Joel Bullard*, a soldier, to one-third pay, from *January, 1776*, till further order. *January 30, 1784.*

On the representation of *John Lucas*, Esq; Commissary of pensioners, in behalf of *Joel Bullard*, a soldier in Capt. *John Black's* company, in Col. *Jonathan Brewer's* regiment, who was wounded on the seventeenth day of *June*, one thousand seven hundred and seventy-five :

Resolved, That the said *Joel Bullard* be intitled to one third part of pay as a soldier, from the first day of *January*, one thousand seven hundred and seventy-six, till the further order of the General Court, or Congress:

XIV.

Resolve on the petition of *Benjamin Goodridge*, directing the Judge of Probate for the county of *Worcester*, to grant his warrant to the Commissioners for settling the estate of *Aaron Willard*, to continue the business of that appointment. *January 31, 1784.*

On the petition of *Benjamin Goodridge* :

Whereas it appears to this Court, that there are several claims against the estate of *Aaron Willard*, Esq; late of *Lunenburg*, in the county of *Worcester*, deceased, that were not exhibited to the Commissioners appointed for examining and allowing the claims of the creditors to the said estate, until their term was expired ; and just dues from the said estate are liable to be lost, if a further time for exhibiting claims be not permitted, for reasons therefor :

Resolved, That the Judge of Probate of Wills, &c. for the county of *Worcester*, be, and he is hereby authorized, to allow the Commissioners appointed to examine the claims on the said estate, the further term of one month for the purpose aforesaid (at the expence of those creditors that may exhibit their claims within the term last mentioned, any law to the contrary notwithstanding.

Resolve

XV.

Resolve on the petition of *John Torrey.* *January 31, 1784.*

On the petition of *John Torrey* :

Resolved, That *George Fecham*, named in the petition, be notified by the petitioner, by serving him with a copy of his said *Torrey's* petition, and this order of Court thereon, three weeks before the next sitting of the General Court, to shew cause, on the second Tuesday of the said Court's sitting, why the prayer of the said petition should not be granted ; and that in the mean time the alias executions on the judgment therein recited, and all further process thereon, be stayed and suspended.

XVI.

Resolve on the petition of the selectmen of the town of *New-Salem*, remitting a fine laid on said town. *February 2, 1784.*

On the petition of the selectmen of the town of *New-Salem*, in the county of *Hampshire*, praying that they may be eased of a fine set upon the said town in the last tax-act, for not sending a Representative :

Resolved, That the sum of twenty pounds thirteen shillings, one half part of a fine set upon the town of *New-Salem*, in the county of *Hampshire*, by the General Court, in the last tax-act, for not sending a Representative; be, and hereby is remitted to the said town ; and the Treasurer of this Commonwealth is hereby directed to discount with the constable of *New-Salem* aforesaid, the said sum of twenty pounds thirteen shillings, in full of one half part of the fine aforesaid.

XVII.

Resolve on the petition of *Bazaleel Taft*, in behalf of the town of *Uxbridge*.
February 2, 1784.

On the petition of *Bazaleel Taft*, in behalf of the town of *Uxbridge* :

Resolved, That the Treasurer be, and he is hereby directed, to credit the town of *Uxbridge* the sum of one hundred and twenty-eight pounds nine shillings and six pence, being a fine laid on said town in the tax assessed on the inhabitants of this Commonwealth in *March* last, for being deficient one man in their quota assigned for the Continental army, by a resolve of the second of *December, 1780*, the said town having found the man supposed to be deficient, as appears by a certificate of the Superintendent for the county of *Worcester*.

XVIII.

Resolve on the petition of the selectmen of the town of *Pembroke*, directing the Treasurer to credit said town for a fine laid on said town. *February 3, 1784.*

On the petition and memorial of *Seth Hatch*, and *John Turner*, jun. selectmen of the town of *Pembroke*, praying for an abatement of the fine laid on the said town of *Pembroke*, for their not returning a Representative the last year :

Resolved, That the prayer of the said petition be so far granted, that the Treasurer of this Commonwealth be, and is hereby directed, to credit the said town of *Pembroke* on the last Commonwealth tax, the sum of twenty-two pounds ten shillings, it being one half of the said fine, any law or resolve to the contrary notwithstanding.

XIX.

Resolve on the petition of *Gideon Baty*, executor to the testament of *Richard Burton*, deceased. February 3, 1784.

On the petition of *Gideon Baty*, executor to the testament of *Richard Burton*, deceased, praying that he may be enabled to discharge himself of a sum of money in his hands in his said capacity :

Resolved, That if *John Young*, mentioned in the said petition, or any other person having a demand against the said *Gideon*, in his capacity aforesaid, shall not within three months next after he or they shall be personally served with an attested copy of the aforesaid petition, and this order thereon, bring his or their action or actions against the said *Gideon*, to recover the same, any sum of money paid by the said *Gideon* to the said *Mary Burton*, legatee to the will aforesaid, shall not be considered as assets in the hand of the said executor, but he may plead his having administered the said sum to paid to the said *Mary*, in bar to such action or actions.

XX.

Resolve directing the Commissary-General to supply the light-house at the entrance of *Boston* harbour, and *Thatcher's* Island, with wood and candles, and lay his account before the Governor and Council. February 3, 1784.

Resolved, That the Commissary-General be, and he is hereby directed, to supply the keepers of the light-houses at the entrance of *Boston* harbour and *Thatcher's* Island, with a sufficient quantity of wood and candles, not exceeding twelve cords of wood, and thirty pounds of candles each, for one year, and present his account for the cost thereof to the Governor, who, with advice of Council, is hereby requested to issue his warrant for the same, to be paid out of the revenue which may arise from the light money.

XXI.

Resolve authorizing *Hugh Orr*, Esq; to sell the air-furnace at *Bridgwater*, together with the stock, &c. February 4, 1784.

Resolved, That *Hugh Orr*, Esq; be, and he is hereby authorized and directed, to sell (either at public or private sale, as he shall judge best) the air-furnace and blast-furnace belonging to this Commonwealth, at *Bridgwater*, together with all the land, stock and appurtenances thereto belonging, and give and execute a good and lawful deed or deeds of the same, in behalf of this Commonwealth, and pay the proceeds thereof into the treasury of this Commonwealth, taking duplicate receipts therefor, one of which he is directed to lodge in the Secretary's office, and make report to the General Court of his proceedings, as soon as may be.

XXII.

Resolve on the petition of *Ebenezer Learned*, Esq; in behalf of the town of *Oxford*, for staying execution against said town for beef. February 4, 1784.

On the petition of *Ebenezer Learned*, Esq; in behalf of the town of *Oxford* :

Whereas the said town of *Oxford* stands as indebted to this Commonwealth, for eleven thousand and sixty-two pounds of beef, being the said town's quota required by a resolve of the General Court of the 4th of *December*, 1780 : And whereas it appears to this Court, by the certificate of *Jacob Davis*, agent of *Oliver Phelps*, Esq; that the said town furnished the said beef : Therefore

Therefore *Resolved*, That the execution issued against the said town of *Concord*, for the said eleven thousand and sixty-two pounds of beef, be stayed, and that no further process be had thereon.

XXIII.

Resolve on the petition of *Jonathan Clark*, of *Southampton*, directing the Treasurer to credit said town to an over-tax. *February 4, 1784.*

On the petition of *Jonathan Clark*, of *Southampton*, praying for an abatement in the sum set on the said town in the last tax act :

Whereas it appears to this Court, that there is a mistake in the casting of the last tax act, whereby the town of *Southampton* is taxed the sum of ten pounds more than is just :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to credit the town of *Southampton* the sum of ten pounds in the last State tax, it being the sum the said town was over-taxed in the said tax-act.

XXIV.

Resolve on the petition of the inhabitants of part of *Carlisle*, empowering the assessors of said district to receive of the assessors of the town of *Concord*, an assessment made upon said inhabitants. *February 4, 1784.*

On the petition of the inhabitants of that part of *Carlisle* which was taken from the town of *Concord*, praying that they may be enabled to collect of the said inhabitants, each one his respective proportion of the public debts due from the said *Concord*, at the time of the incorporating the said district, agreeable to the rateable polls and estates they were then possessed of :

Resolved, That the prayer of the petition be granted ; and the assessors of the district of *Carlisle* are hereby empowered to receive of the assessors of the town of *Concord*, an assessment made upon the inhabitants of that part of the district of *Carlisle* which was taken from *Concord*, of their respective proportions of the public debt due from the said town of *Concord*, at the time of the district being incorporated, and commit the same unto a constable or collector of the said district, together with a warrant under their hands and seals, to empower him to collect the same.

XXV.

Resolve directing the Commissary-General to erect a light-house, &c. at *Sandy-Point*, *Nantucket*, and granting three hundred pounds for that purpose. *February 5, 1784.*

On the petition of *Alexander Coffin*, and *Peleg Coffin*, praying that a light-house may be erected on the island of *Nantucket* :

Resolved, That *Richard Devens*, Esq; Commissary-General of this Commonwealth, be, and he is hereby authorized and directed, to agree and contract with some suitable person or persons to erect a wooden building of proper height and dimensions for a light-house, together with a small building for the keeper of the said light house, on the Point called *Sandy Point*, on the island of *Nantucket* ; and that he provide lamps and other utensils necessary for the said light-house ; and as soon as the same is ready to be lighted, the Commissary aforesaid is further directed to make report thereof to the Governor, who is hereby requested, with advice of Council, to appoint some suitable person to light and take care of the same.

And

And it is further *Resolved*, That there be paid out of the treasury of this Commonwealth, to the said *Richard Devens*, Esq; out of the money arising from the revenue of light-money, the sum of three hundred pounds, to enable him to execute the order aforesaid, he to be accountable for the expenditure of the same, and to present his account and report his proceedings in this business, before the General Court, as soon as may be.

XXVI.

Resolve granting two hundred eighty pounds eleven shillings and four pence, to Hon. *Stephen Higginson*, Esq. *February 5, 1784.*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to the Hon. *Stephen Higginson*, Esq; late a delegate from this State to the Congress of the United States of *America*, the sum of two hundred and eighty pounds eleven shilling and four pence, which, with the sum of one hundred and ninety-six pounds two shillings and five pence he has already received, to enable him to proceed to *Phladelphia*, is in full for his services and expences while at Congress, viz. from the 10th day of *February* to the 26th day of *September, 1783*, being one hundred and ninety-five days, exclusive of Sabbaths.

And it is further *Resolved*, That the said *Stephen Higginson*, Esq; be, and he hereby is discharged from the aforesaid sum of one hundred and ninety-six pounds two shillings and five pence, which he has received as aforesaid.

XXVII.

Resolve for staying an execution upon the judgment recovered by *Beriah Tree*, against *Stephen Davis* and others, till the Court shall pass finally upon the petition of said *Stephen Davis*. *February 5, 1784.*

Whereas upon the petition of *Stephen Davis* and others, praying for a new trial in a case wherein *Beriah Tree* was original plaintiff, and the petitioners defendants, a resolve passed this General Court, in their last session, that the said *Beriah Tree* should be notified by the petitioners, by serving him with an attested copy of their said petition, and the resolve thereon, thirty days before the third Wednesday of the present session of this General Court, then to appear, and shew cause, why the prayer of the said petition should not be granted; and that the execution upon the judgment recovered by the said *Tree*, should stay until the said third Wednesday of the present session: And whereas the said *Tree* hath not appeared at the time fixed as aforesaid, to shew cause as aforesaid, but may have been providentially prevented: And whereas the time fixed for staying the said execution has elapsed:

Resolved, That the said execution upon the said judgment, recovered by the said *Beriah Tree*, against the said *Stephen Davis* and others, stay until this Court do pass finally upon the said petition.

XXVIII.

Resolve on the petition of *Thomas Poor*, in behalf of the town of *Methuen*, remitting a fine on said town. *February 5, 1784.*

On the petition of *Thomas Poor*, in behalf of the town of *Methuen*, setting forth that the said town was fined, in the last State tax, for a deficiency of twelve three and five months men, ten of which they sent into the army, as appears by certificate from the officer under which they served:

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed to credit the said town of *Methuen* the sum of two hundred and eleven pounds
six

six shillings, upon the State tax of *March* last, it being the bounty for ten five and three months men.

XXIX.

Resolve on the petition of *Oliver Wood*, directing him to notify *Joshua Chamberlain*, to shew cause, &c. and staying execution in the mean time. *February 6, 1784.*

Whereas on the petition of *Oliver Wood*, Esq; praying that all further proceedings upon a judgment recovered against him by one *Joshua Chamberlain*, of a place called *Seven-Mile-Brook*, in the county of *Lincoln*, at a Court of Common Pleas, held at *Pownalborough*, within and for the said county, on the first Tuesday of *June* last, should be suspended until the further order of the General Court, for reasons mentioned in the said petition, an order of the said General Court did issue on the 17th day of *October* last, directing the petitioner to notify the adverse party to appear and shew cause, &c. on the second Wednesday of the present session of the General Court: And whereas it appears that the said *Chamberlain* has not had a sufficient opportunity to appear and make his defence: It is therefore

Resolved, That the said petitioner be, and he is hereby directed, to notify the said *Chamberlain* to appear, on the second Wednesday of the first session of the next General Court, if he see fit, to shew cause (if any he has) why the prayer of the said petition should not be granted, by leaving an attested copy of the said petition, and this order thereon, at the usual place of abode of the adverse party, thirty days at least before the said second Wednesday of the first session of the next General Court.

And it is further *Resolved*, That all executions or proceedings upon or in consequence of the said judgment, be suspended and stayed in the mean time, and until the General Court shall take further order thereon, and that all persons who may be concerned therein, govern themselves accordingly.

XXX:

Resolve on the petition of *Nathaniel Wells*, Esq; in behalf of the town of *Sanford*, directing the Treasurer not to issue his execution against said town for deficiencies of beef, for a larger sum than fifty one pounds nineteen shillings and four pence. *February 9, 1784.*

On the petition of *Nathaniel Wells*, Esq; in behalf of the town of *Sanford*, letting forth, that execution has been issued against the said town for a larger sum of money for the said town's deficiency of beef required by the resolves of the General Court, than is due from the said town:

Resolved, That the Sheriff of the county of *York*, return the execution now in his hands against the said town of *Sanford*, for their deficiency of beef, to the Treasurer of this Commonwealth.

And it is further *Resolved*, That the Treasurer aforesaid be, and hereby is directed, not to issue his execution against the said town of *Sanford*, for a larger sum than fifty one pounds nineteen shillings and four pence, as it appears to this Court that the said sum is the just balance due from the said town for their deficiency of beef required as aforesaid.

XXXI.

Resolve intitling *Benoni Simmons*. to one half pay, from *August, 1777.* *February 6, 1784.*

On the representation of *John Lucas*, Esq; commissary of pensioners, in behalf of *Benoni Simmons*, jun. who lost his left arm in the service of the United States:

Resolved, That the said *Benoni Simmons*, jun. be intitled to one half pay as a gunner, from *August*, one thousand seven hundred and seventy-seven, until the further order of the General Court, or Congress.

XXXII.

Resolve on the petition of the town of *Westhampton*, directing the Treasurer to credit said town for the deficiency of one man. *February 7, 1784.*

On the petition of the town of *Westhampton*, setting forth, that the said town was fined for a deficiency of one man, to serve as a foldier in the Continental army for the term of three years, agreeable to a resolve of the General Court of *December* the second, 1780, which man was raised and delivered to the superintendant for the county of *Hampshire*, as appears by his certificate :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Westhampton* the sum of two hundred and fourteen pounds two shillings and six pence, upon the State tax of *March* last, in full of the fine and bounty for the said man ; and the assessors of the said town are directed to govern themselves accordingly.

XXXIII.

Resolve on the petition of *Lydia White*, directing the Treasurer to deliver three notes in lieu of three lost, given to her late husband, Capt. *William White*. *February 9, 1784.*

On the petition of *Lydia White*, of *Springfield*, in the county of *Hampshire* :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby authorized and directed, to make out and deliver three notes to *Lydia White* aforesaid, or her order, in lieu of three notes delivered by the said *Lydia* to Lieut. *Samuel Buffinton*, who upon oath declares he lost the same going to *Boston*. The said notes were of the following numbers and amount, viz.

No. 8925,	for £. 3291 13	payable in	1782.
4612,	1600		1783.
9112,	3285		1784.

And were given to her late husband, *William White*, a Captain in the seventh *Massachusetts* regiment, who was killed at the siege of *York-Town*.

And it is also *Resolved*, That the Treasurer be, and he is hereby directed, to pay the interest due on the said notes, they not having been consolidated notwithstanding.

And whereas it appears from certificates from the Treasurer's office, and the committee for checking government securities, that the aforesaid notes are not come to hand :

It is further *Resolved*, That the Treasurer be, and he is hereby directed, to cause the No. of the said notes, the amount and times of payment, to be posted up in the several apartments in his office. in order for a check, if at any time they should be offered for consolidation or payment.

XXXIV.

Resolve authorizing the assessors of the town of *Watertown*, to make out new lists of such parts of the State and town taxes, for the year 1780, and to commit said lists for collection. *February 9, 1784.*

Whereas the town of *Watertown*, in the year one thousand seven hundred and eighty, did chuse a collector to collect the taxes ordered by the General Court to be levied

levied on the said town, and likewise the town taxes for the said year, and did commit the lists of the said taxes to him to collect; and whereas the said collector did proceed to collect the said taxes, so far as to satisfy the demand the Treasurer of this Commonwealth had for taxes on the said town for that year, but being incapable of finishing the collection of the said taxes to him committed, by reason of his being at this time an absconding debtor :

Resolved, That the assessors of the town of *Watertown*, be, and they are hereby fully authorized, to make out new lists of such parts as are now outstanding of the State and town taxes, for the year one thousand seven hundred and eighty, and commit the said lists to any person chosen by the said town, legally to receive the same, and they are hereby fully authorized to grant their warrant; enabling the said person so chosen to collect whatever may be due on the said lists, in as full a manner as collectors of taxes are empowered to do and perform, any law to the contrary notwithstanding.

XXXV.

Resolve on the petition of the town of *Dartmouth*, empowering the Treasurer to issue his warrant to *Daniel Howland*, jun. of said town, to collect the several sums mentioned. February 9, 1784.

On the petition of the honourable *Walter Spooner*, and *Edward Pope*, Esqrs. in behalf of the town of *Dartmouth*, praying, that the Treasurer may be empowered and directed to issue his warrants to *Daniel Howland*, jun. and *Robert Earl*, to collect the taxes assessed on part of the said town in the year 1782 :

Resolved, That the prayer of the said petition be granted, and that the Treasurer of this Commonwealth be, and he hereby is empowered and directed, to issue his warrant to *Daniel Howland*, jun. of the said *Dartmouth*, to enable him to collect all such sums of money as were assessed on the village of *Apponegansit*, in the said *Dartmouth*, in the year 1782, and returns thereof, made into the said Treasurer's office by the assessors of the said town; and also to issue his warrant to *Robert Earl*, of the said *Dartmouth*, to enable him to collect all such sums of money as were assessed on the village of *Accoaxit*, in the said *Dartmouth*, and returns thereof made into the said Treasurer's office, for the year 1782, in the same manner as if the said *Daniel* and *Robert* had been legally chosen by the said town, and returned by the Assessors thereof, any law to the contrary notwithstanding.

XXXVI.

Resolve on the petition of *Richard Perkins*, in behalf of the inhabitants of the west precinct of *Bridgewater*, empowering him to make sale of the land mentioned. February 9, 1784.

On the petition of *Richard Perkins*, in behalf of the inhabitants of the west precinct of *Bridgewater*, setting forth, that it would greatly accommodate the said precinct, to have liberty and be empowered to sell three several lots of land, which were granted and given for the use of the congregational ministry, within the said precinct, and that the Reverend *John Reed*, their present pastor, hath relinquished his claim to the said three lots of land, by giving them a quit claim deed of the same :—Therefore

Resolved, That the prayer of the said petition be granted, and that the precinct committee, be, and they are hereby empowered, to make sale of the three lots of land, aforesaid, provided Mr. *John Reed*, their present Pastor, may consent thereto, and to execute good and lawful deeds of the same, the precinct committee aforesaid first giving sufficient bonds to the Judge of Probate, for the county of *Plymouth*, that the monies arising from the said sale shall be faithfully kept as a fund, and
the

annual interest arising from the same, be forever applied to the support of the congregational ministry in the said precinct, agreeable to the true intent and meaning of the original donors.

XXXVII.

Resolve on the petition of *Thomas Cowden*, in behalf of the town of *Fitchburg*.
February 9, 1784.

On the petition of *Thomas Cowden*, in the name and behalf of the town of *Fitchburg*, praying, that the rate made by the assessors of the said town for the first moiety of the Continental tax, may be established, for reasons set forth in the said petition :

Resolved, That the prayer of the said petition be so far granted, as that the rates made by the assessors of *Fitchburg*, for the first moiety of the Continental tax, shall be good and valid in law, as though the same had been made at the time required of the said town to make the said tax, and the inhabitants of the said town shall be holden to pay their respective proportions accordingly, except those polls which may have paid their respective proportions of the same tax in any other town, any law or resolve of the General Court to the contrary notwithstanding.

XXXVIII.

Resolve directing *Stephen Choate*, Esq; to pay into the treasury, a sum of money he received for rent of *Thatcher's Island*. February 9, 1784.

On the representation of *Stephen Choate*, Esq; agent for the Commonwealth of *Massachusetts*, praying for direction in what manner he may be discharged the sum of thirteen pounds ten shillings, which he received of *Barnabas Dodge*, and others, in behalf of the said Commonwealth, as rent for the improvement of *Thatcher's Island*, in the year 1783 :

Ordered, That the said *Stephen Choate*, Esq; be directed to pay into the Treasurer's office the said sum of thirteen pounds ten shillings, taking duplicate receipts therefor, one of which to be lodged in the Secretary's office.

XXXIX.

Resolve on the petition of *Peggy Loomis*, empowering her to sell the real estate mentioned. February 10, 1784.

On the petition of *Peggy Loomis*, widow of *Asher Loomis*, late of *Southampton*, deceased, and guardian to the only child of the said deceased, praying for liberty to sell the real estate of the said deceased, for reasons set forth in her petition :

Resolved, That the prayer of the petition be granted, and that the said *Peggy Loomis* be, and she hereby is empowered, to sell, for the most it will fetch, all the real estate of the said *Asher Loomis*, deceased, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof, she observing the rules of law provided for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate for the county of *Hampshire*, that the proceeds by the sale of the said estate, after paying all necessary charges, be kept on interest for the benefit of the said heir, except the interest of one third, which she the said *Peggy* shall reserve to herself, during her natural life; the other two thirds, both principal and interest, to be paid to the said legal heir, when he shall arrive to full age, together with the widow's third, after her decease.

Resolve

XL.

Resolve on the petition of the inhabitants of the town of *Hancock*, directing the Treasurer to recall his execution, and credit said town in the beef tax. February 9, 1784.

On the petition of the selectmen of the town of *Hancock*, praying, for reasons set forth in the said petition, that the execution issued against the said town on account of beef required of the said town by the resolves of the General Court of September 1780, and December 1780, may be recalled; and also that equal justice may be done them in regard to a surplus of beef the said town actually procured, over and above the just proportion required of them:

Resolved, That the prayer of the petition be granted, and that the Treasurer be, and he is hereby directed, to recall his said execution, and to credit the said town of *Hancock* the sum of sixteen pounds ten shillings, on the last State tax, in full for one thousand pounds of beef the said town procured, over and above their just proportion.

XLII.

Resolve on the petition of *James Nichols*, an assistant commissary of purchases; granting him one hundred and ten pounds fourteen shillings and seven pence, for losses sustained by the public; in not paying him seasonably. February 10, 1784.

On the petition of *James Nichols*, an assistant commissary of purchases, praying for a compensation for certain losses he has sustained, as mentioned in his petition:

Resolved, That the prayer of the said petition be so far granted, as that there be allowed and paid out of the public treasury of this Commonwealth, to the said *James Nichols*, the sum of one hundred and ten pounds fourteen shillings and seven pence, in full of his account.

XLIII.

Resolve on the petition of *Joseph Bradley Varnum*, directing the Treasurer to credit the town of *Dracut* for a fine laid on said town. February 10, 1784.

On the petition of *Joseph Bradley Varnum*, in behalf of the town of *Dracut*, praying for the abatement of the fine laid on the said town for their not chusing a Representative the last year:

Resolved, That the prayer of the petition be granted, and that the Treasurer of this Commonwealth be, and he is hereby directed, to credit the said town of *Dracut* twenty-five pounds five shillings and ten pence, on the last State tax, it being the fine laid on the said town, any law or resolve to the contrary notwithstanding.

XLIV.

Resolve on the petition of *John Munroe*, in behalf of the town of *Harvard*, directing the Treasurer to credit said town for a fine laid on said town. February 11, 1784.

On the petition of *John Munroe*, in behalf of the town of *Harvard*, setting forth, that the said town was fined in the last tax-act, for the deficiency of three soldiers, for the term of five months, in the year 1781, which soldiers were raised, as appears by the returns of the muster-master, and from the officers pay-roll under which the said men served:

B b

Resolved,

Resolved, That the prayer of the petition be granted, and that the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Harvard* the sum of three pounds thirteen shillings and nine pence, in the State tax of *March* last, in full of the above-mentioned fine, and the average price for procuring the said men.

XLV.

Resolve on the petition of *Peter Penniman*, directing the Treasurer to credit the town of *Mendon*, for a fine laid on said town. *February 11, 1784.*

On the petition of *Peter Penniman*, in behalf of the town of *Mendon* :

Resolved, That the prayer of the said petition be so far granted, that the Treasurer of this Commonwealth be, and is hereby directed, to credit the said town of *Mendon*, in the last State-tax, eighteen pounds three shillings, it being one half of the fine laid on the said town, for their not sending a Representative the last year.

XLVI.

Resolve on the petition of *John Faxon*, directing the Treasurer to pay twenty-one pounds eleven shillings and two pence, he giving security to reimburse said sum. *February 11, 1784.*

On the petition of *John Faxon*, praying, that the Treasurer of this Commonwealth may be directed to pay him the sum of twenty-one pounds eleven shillings and two pence, he having received a receipt for that sum on a collector, which has been accidentally destroyed :

Resolved, That there be allowed and paid out of the public treasury to the petitioner, the said sum of twenty-one pounds eleven shillings and two pence, the petitioner giving security to the Treasurer to reimburse the said sum, if the said receipt should be hereafter offered in the Treasurer's office for allowance.

XLVII.

Resolve abating a fine laid on the town of *Littleton*, for not sending a Representative. *February 11, 1784.*

On the petition of the committee of the town of *Littleton* :

Resolved, That the sum of forty-seven pounds seventeen shillings and eight-pence, be abated out of the last tax to the town of *Littleton*, the said sum being for two fines assessed on the said town, for not sending a Representative to the General Court, for reasons set forth in the said petition.

XLVIII.

Resolve on the representation of Lieutenant *William Clarke*, directing the Commissary to deliver him certain articles for supplies in 1780. *February 11, 1784.*

Whereas it appears to this Court, from a certificate under the hand of Brigadier General *Wadsworth*, that in the year 1780, Lieutenant *William Clarke* did supply twelve men in the Continental service with thirteen days rations, and some other articles, and has not received any pay :—Therefore

Resolved, That the Commissary General of this Commonwealth be, and he is hereby directed to deliver to Lieutenant *William Clarke*, one hundred and sixty-nine Continental rations, six pounds and a half of gun-powder, nineteen and a half pounds of lead, and two dozen of flints, in full for his supplying twelve men in
the

the year 1780, who were then in the service of the United States of *America*, with the said rations, and the other enumerated articles, and to charge the same to the said United States.

XLIX.

Resolve entitling *Jonathan Warner* to receive one third pay as a Lieutenant. February 11, 1784.

On the representation of *John Lucas*, commissary of pensioners, in behalf of *Jonathan Warner*, who served in Colonel *Israel Chapin's* regiment as a Lieutenant, was wounded at *Saratoga*, October 11, 1777, by which wound he was disabled for five months following performing the business of his occupation, as appears by his certificates :

Resolved, That the said *Jonathan Warner* be, and he hereby is intitled to receive one third part pay as a Lieutenant, from the time of his discharge, which was on the 19th October, 1777, until the 19th October, 1778.

L.

A grant of twelve pounds two shillings to *Scipio Purnam*. February 11, 1784.

On the petition of *Scipio Purnam* :

Resolved, That the prayer of the petition be granted, and that there be paid out of the public treasury of this State, twelve pounds two shillings, in full for his nursing and victualing *Samuel Lancaster*, a soldier in Captain *William H. Ballard's* company, who was wounded at *Bunker-Hill*, and *Robert Marshall*, a soldier in Captain *Ezra Lunt's* company, who was wounded at *Plow'd-Hill*.

LI.

Resolve appointing Messrs. *John Deming*, *Thomas Walley*, and *Peter Boyer*, to receive of *William Wait*, the sum of four hundred thirty-one pounds, old Continental currency, being a balance of his account as commissary at *Winter-Hill*. February 12, 1784.

Resolved, That Messrs. *John Deming*, *Thomas Walley*, and *Peter Boyer*, be, and they hereby are appointed a committee to receive the sum of four hundred and thirty one pounds, in old Continental currency, of *William Wait*, late a commissary at *Winter-Hill*, being the balance of his account ; and give the said *Wait* a receipt therefor, and pay the same into the treasury of this Commonwealth, taking duplicate receipts for the said sum, one of which to be lodged in the Secretary's office.

LII.

Resolve on the petition of the town of *Sandwich*, empowering *Nathan Nye, jun.* to collect all taxes assessed on the said town. February 12, 1784.

Upon the petition of the town of *Sandwich*, praying that *Nathan Nye, jun.* may be empowered to collect the taxes assessed on the said town for the year 1782 :

Resolved, That *Nathan Nye, jun.* be, and hereby is established as collector of all the taxes assessed on the inhabitants of the said town of *Sandwich* for the year 1782 ; and the Treasurer of this Commonwealth is hereby directed to issue his warrants to the said collector, in order to enable him to collect the said taxes, in the same manner as if the time had not elapsed wherein the said town ought to have chosen collectors for the year, any law to the contrary notwithstanding.

Resolve

LIII.

Resolve on the petition of *John Read*, and others, agents for the town of *Bedford*, abating a fine set on said town. February 12, 1784.

On the petition of *John Read*, *John Webber*, and *John Meriam*, agents for the town of *Bedford*, praying for the abatement of a fine set on the said town, for not sending a Representative the last year :

Resolved, That the prayer of the said petition be granted, and that the Treasurer be directed to credit the said town of *Bedford*, the sum of eleven pounds, being the fine set upon the said town.

LIV.

Resolve appointing a committee to dispose of the manufactory-house in *Boston*.
February 13, 1784.

Resolved, That *Samuel Phillips*, jun. *Caleb Davis* and *John Rowe*. Esquires, be a committee to make sale of the manufactory-house, so called, in the town of *Boston*, with the land thereto belonging, being the property of this Commonwealth, at public auction, or by private sale, as they shall judge will be most for the public advantage; and receive and pay the monies arising from such sale, into the treasury of this Commonwealth, taking duplicate receipts therefor, and lodging one of the said receipts in the Secretary's office. And the said committee are hereby authorized and empowered to give a good and sufficient deed or deeds of the same, in behalf of this Commonwealth.

LV.

Resolve on the petition of a committee in behalf of the town of *New-Braintree*, directing the Treasurer to credit said town for a fine laid on said town. February 16, 1784.

On the petition of a committee in behalf of the town of *New-Braintree*, setting forth, that the said town was fined in the last State tax for not sending a Representative in the year 1782, praying that the same may be abated, for reasons set forth in their petition :

Resolved, That the prayer of the petition be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *New-Braintree* eleven pounds, in the last State tax, being about half the fine laid on the said town for not sending a Representative in the year 1782.

LVI.

Resolve on the petition of *Benjamin Brown*, in behalf of the town of *Lexington*, directing the Treasurer to credit said town for a fine. February 16, 1784.

On the petition of *Benjamin Brown*, in behalf of the town of *Lexington*, setting forth, that the said town was fined in the last tax-act, the sum of thirty-two pounds, for not sending a Representative for the year 1782, and praying an abatement of the said fine :

Resolved, That the prayer thereof be granted, and the Treasurer of this Commonwealth is directed to credit the town of *Lexington* the aforesaid sum of thirty-two pounds, on the last State tax:

Resolve

LVII.

Resolve on the petition of *Seth Newton*, in behalf of the town of *Southborough*, abating a fine laid on said town. February 16, 1784.

On the petition of *Seth Newton*, in behalf of the town of *Southborough*, setting forth, that the said town was fined in the last tax-act, the sum of twenty-seven pounds, for not sending a Representative in the year 1782 :

Resolved, That the prayer thereof be so far granted, that the said town of *Southborough* be abated one half of the fine set on them for not sending a Representative for the year 1782 ; and the Treasurer of this Commonwealth is directed to credit the said town of *Southborough* the sum of thirteen pounds ten shillings, out of the last State tax.

LVIII.

Resolve directing the committee for examining and settling the accounts of the late Treasurer *Gardner*, to carry out in specie the balance due from several towns contained in their representation, estimating certain balances in paper money, and to give notice to delinquent towns. February 16, 1784.

Resolved, That the committee for examining and settling the accounts of the late Treasurer *Gardner*, be, and they are hereby directed, to carry out in specie the balance due from the several towns, as contained in the representation made by the said committee to the General Court, in their present sessions, estimating such balances as were due in paper currency, agreeable to the scale of depreciation, at the time they became due, and deliver the same, as soon as may be, to the Treasurer of the Commonwealth, who is hereby directed to charge himself with such balances, and give immediate notice to such towns as shall appear to be delinquent, and to issue his execution against the collectors of such of the said towns as shall neglect or delay to pay into the treasury their respective balances, within three months after notice given as aforesaid.

LX.

Resolve on the petition of *Bazaleel Taft*, in behalf of the inhabitants of the town of *Uxbridge*, abating said town sixteen pounds seventeen shillings and one penny, in their last tax. February 16, 1784.

On the petition of *Bazaleel Taft*, in behalf of the inhabitants of the town of *Uxbridge* :

Resolved, That the town of *Uxbridge* be abated the sum of sixteen pounds seventeen shillings and one penny, being one half of the fine that was laid upon the said town for not sending a member to the General Court the last year ; and that the Treasurer be, and he hereby is directed, to remit the aforesaid sum to the said town of *Uxbridge* in the last State tax accordingly.

LXI.

Resolve granting a tax of two thousand pounds, to be assessed on the polls and estates within the county of *Suffolk*, for defraying the charges of said county. February 16, 1784.

Whereas it appears to this Court, from the representation and estimate of the Justices of the Court of General Sessions of the Peace for the county of *Suffolk*, that it is necessary that the sum of two thousand pounds should be raised in the said county,

county, for the purpose of discharging the debts and defraying the charges of the said county :

Therefore *Resolved*, That there be, and hereby is granted, a tax of two thousand pounds, to be levied on the polls and estates, both real and personal, within the said county of *Suffolk*. And the clerk of the Court of General Sessions of the Peace for the said county, is hereby empowered to apportion the said sum upon the several towns and districts within the said county, in the manner pointed out by the law of this Commonwealth, and to issue his warrants to the assessors of the said towns and districts for the assessment of the same.

LXII.

Resolve on the petition of *Lydia Trask*, administratrix on the estate of *Joseph Trask*, empowering her to make sale of certain land. February 16, 1784.

On the petition of *Lydia Trask*, administratrix of the goods and estate of *Joseph Trask*, late of *Sudbury*, deceased, intestate, praying for liberty to sell about one acre of land, lying in *Beverly*, in the county of *Essex*, for reasons set forth in the said petition :

Resolved, That the prayer of the said petition be granted, and that the said *Lydia* be, and is hereby empowered, to make sale of the said land for the most the same will fetch, she observing the rules and directions of the law to executors and administrators for sale of lands, and giving bonds to the Judge of Probate for the county of *Essex*, that the monies arising from the said sale (except so much as is necessary to pay the said *Joseph's* debts, and her own proportion thereof) be paid to the heirs of the said *Joseph*, in due proportion, when they shall respectively arrive to be of the age of twenty-one years, together with the interest thereof, and to execute a good and sufficient deed or deeds of the said land accordingly, the petitioner first making it appear to the Judge of Probate for the county *Essex*, that she is the lawful administratrix of the goods and estate of the said *Joseph Trask*.

LXIII.

Resolve allowing the accounts of the Treasurer of the county of *Suffolk*. February 16, 1784.

Whereas it appears from an examination of the Treasurer's accounts for the county of *Suffolk*, that all the monies granted and allowed by the Court of General Sessions of the Peace, for the said county, were for such purposes and appropriations as the law impowered said Court to grant, and that the said accounts are right cast and well vouched : Therefore

Resolved, That the said accounts be allowed.

LXIV.

Resolve on the petition of *Judith Francis*, administratrix upon the estate of Colonel *Francis*, deceased, directing the committee for methodizing accounts to credit said estate with a certain sum of money in the settlement of his account. February 16, 1784.

On the petition of *Judith Francis*, administratrix upon the estate of Colonel *Ebenezer Francis*, deceased :

Whereas the estate of the late Col: *Ebenezer Francis*, stands charged to this Commonwealth, the sum of eleven hundred and sixty-seven pounds three shillings and ten pence, being money he received for the use of the regiment which was under his command : And whereas the said Col, *Francis* was killed in the battle of *Hubbardston*,

Hubbardston, and his baggage and papers fell into the hands of the enemy, wherefore it is not in the power of the said administratrix to exhibit the proper vouchers of the payment of the said money ; but it appears to this Court, from papers accompanying the said petition, that the said Col. *Francis*, previous to his death, had applied the greatest part of the said money to the purposes for which he received it, and that the remainder must have fallen into the hands of the enemy :

Therefore *Resolved*, That the committee for methodizing and stating the public accounts be, and they hereby are directed, to place to the credit of the estate of the said Col. *Francis*, the said sum of eleven hundred and sixty-seven pounds three shillings and ten pence, and to govern themselves accordingly in the settlement of the accounts with the said estate, the said administratrix first lodging with the said committee, such certificates as it may be in her power to obtain from the officers who belonged to the regiment which was commanded by the said Colonel *Francis*, at the time he was killed, that they received their subsistence money of him. And the Secretary is also hereby directed, to deliver to the said committee the papers accompanying the petition aforesaid, to be used by them as vouchers in the settlement of the accounts of this Commonwealth against the United States.

LXV.

Resolve empowering collectors of taxes previous to 1775, to collect the taxes committed to them to collect by *Harrison Gray*, Esq; Treasurer ; with directions to the present Treasurer how to proceed against such delinquent collectors, deficient towns, &c. &c. February 18, 1784.

Whereas it appears, from the books of *Harrison Gray*, Esq; late Treasurer of the Province of the *Massachusetts-Bay*, now Commonwealth of *Massachusetts*, that certain collectors who were, by warrants issued under the seal of the said Province, empowered and directed to collect public taxes granted previous to the year 1775, have neglected to compleat their respective collections, and to make a final settlement of their accounts with the Treasurer of this Commonwealth.

Resolved, That all collectors within this Commonwealth, who were empowered and directed to collect public taxes granted previous to the year one thousand seven hundred and seventy-five, by warrants issued under the seal aforesaid, be, and they hereby are as fully and amply authorized and empowered to compleat their respective collections of the same, by virtue of the said warrants, as collectors now are authorized and empowered to collect public taxes by virtue of warrants issued under the seal of this Commonwealth.

Resolved, That the Treasurer of this Commonwealth be, and he hereby is empowered and directed, to proceed in the same manner against such deficient collectors, in order to bring them to a settlement of their accounts, as against other deficient collectors.

And whereas returns have not as yet been made into the Treasurer's office, (according to law) that certain taxes, granted and apportioned upon divers towns, districts, and plantations within this Commonwealth, previous to the year one thousand seven hundred and seventy five, have ever been assessed upon the inhabitants of such towns, districts, and plantations, by the assessors thereof:—Therefore

Resolved, That the Treasurer be, and he is hereby directed, to ascertain the sums which are due from the deficient towns, districts or plantations, which have made no returns as aforesaid, and to issue his warrant to the assessors of each of the said towns, districts and plantations, for the time being, by an assessment to apportion on the said towns, districts and plantations, the sums due from them respectively, according to the rules prescribed by the last State tax act, excepting that in the said assessment

assessment a sum shall be set on each poll greater or less than the sum set on a poll by the said tax-act, in proportion as the sum, in regard to which each of such towns, districts or plantations, shall be found deficient, shall be greater or less than the said towns, districts or plantations, proportion of two hundred thousand pounds, as apportioned on them by the said act, the Treasurer in his said warrants, to direct that returns be made into the Treasurer's office, of such assessments, and of the names of the persons to whom the collection thereof is committed, without delay; and the Treasurer is hereby further directed to order in his said warrants, that, in case any of the sums afore-mentioned have been already assessed, returns be made into the Treasurer's office of such assessment or assessments, and of the names of the persons to whom the collection thereof has been committed, as soon as may be practicable.

LXVI.

Resolve for dividing the county of *Essex* into two districts, and for appointing Collectors of Excise for each district, &c. *February 18, 1784.*

Whereas there is a great extent of sea coast, and many considerable maritime towns in the county of *Essex*, and it appears probable that more monies would come into the treasury of this Commonwealth, from the duties of impost and excise, in a collection thereof, by having two Collectors in the said county, than by the present mode by one Collector only:

Resolved, That the said county of *Essex*, so far only as the collection of the duties of impost and excise is concerned, from and after the 15th day of *May* next, ensuing, be, and hereby is declared to be divided into two districts, viz. an eastern and a western district, and that the towns of *Salisbury, Almsbury, Newbury-Port, Newbury, Bradford, Haverhill, Rowley, Ipswich, Methuen, and Boxford*, be, and hereby are declared to be the eastern district, and that the towns of *Salem, Marblehead, Lynn, Lynnsfield, Danvers, Beverly, Wenham, Andover, Gloucester, Manchester, Middletown, and Topsfield*, be, and hereby are declared to be the western district, and that there be annually chosen and appointed, a suitable person as a Collector of the duties of impost and excise for each of the said districts, agreeably to the laws of this Commonwealth, for the choice and appointment of Collectors of the duties of impost and excise, for the several counties within the same, and that each of the said Collectors for the said districts, in the said county of *Essex*, from and after the said fifteenth day of *May* next, shall be subject in all things to similar obligations, and vested with similar powers and privileges in his said office of a Collector, to those of the several Collectors of the duties of impost and excise, chosen and appointed to, and in the several counties of this Commonwealth, except that until the fifteenth day of *May* next, the present Collector of Excise for the said county, or whoever else may be appointed for the western district in his room, shall have the same power of receiving all monies which may become due, or for which bond may be given in the said county, for the duties of impost and excise, and of settling all his accounts, and to be accountable in every respect for every matter that has any relation to his office, that may occur before the said fifteenth day of *May* next, in the same manner as though the county had not been divided into districts as aforesaid.

I.XVII.

Letter to the Delegates from this State in Congress, respecting conductors of ox-teams, in the year 1781; and requesting the Governor to sign and forward a copy to the Delegates. *February 18, 1784.*

GENTLEMEN,

THE conductors of ox-teams belonging to this Commonwealth, who were employed by the Quarter-Master-General of the army, at the particular request of the Commander

Commander in Chief, in the campaign of 1781, by their memorial of the 22d ult. address'd to the Legislature of this Commonwealth, represent, that notwithstanding more than two years have elapsed since they were entitl'd to the benefit of their contracts with the said Quarter-Master-General; and though regular applications have been made in the interim to Congress, and to the Superintendent of Finance, for the above purpose, yet they have never been able to obtain any compensation for their services, though the citizens of other States, who were employ'd in the business of transportation for the army in the same year, and for the same important and successful expedition at *York-Town*, have long since received the stipulated reward for their services and losses, through the said Superintendent of Finance; and in terms equally just and affecting, describe the pointed distresses arising from various causes, which they have already experienced, particularly from their being so long deprived of their just dues, and from the pressing importunity of the under contractors, very many of whom have instituted suit at law against the said conductors, in order to compel them to a discharge of the debts due to them for teaming, and others of the said under-contractors threaten them with a similar fate, which must inevitably involve them and their families in total ruin, unless they are very speedily enabled to pay off the said under-contractors; and conclude by praying, that the sums due to them respectively, agreeable to their several contracts with the said Quarter-Master-General, amounting in the whole to something more than fifteen thousand pounds, may be paid them out of the public treasury of this Commonwealth, and charged to the United States: But though conscious of the important services rendered the United States by the said teams, and deeply impress'd by a sense of the complicated distresses to which the said conductors and their families are likely to be reduced, from this delay of public justice; yet, in the present state of our internal finance, the Legislature are unable to grant them the wished for relief, in any other way than by deducting the amount of the sums due to them respectively, out of this State's quota of the Continental tax, now coming into the treasury. You are therefore directed to propose and urge this measure to Congress, as a tribute due to justice and to merit; but if it should be rejected as inadmissible, you are then to use your utmost influence with that honorable body, that some immediate and efficacious step may be taken for the relief of those unhappy sufferers.

Read and accepted, and thereupon *Ordered*, That a fair copy of the above letter be taken; and that the Governor be requested to transmit the same, directed to the Delegates of this Commonwealth in Congress.

LXVIII.

Resolve on the petition of *Nathaniel Wait*, to notify the adverse party to shew cause, the second Wednesday of the next General Court. *February 20, 1784.*

On the petition of *Nathaniel Wait*, setting forth, that *George Fecham* unduly obtained a judgment against him, at the Court of Common Pleas held at *Cambridge*, in and for the county of *Middlesex*, in *November* last, and praying that the said execution may be stay'd, for reasons set forth in the said petition:

Resolved, That the petitioner notify the adverse party, by serving him with an attested copy of the said petition, and this order thereon, fourteen days previous to the second Wednesday of the next sitting of the General Court, to shew cause (if any he should have) on the said day, why the prayer of the said petition should not be granted; and that the said execution be stay'd in the mean time.

LXIX.

Resolve on the petition of *David Mead*, to notify the adverse party to shew cause, &c. the second Tuesday of *March* next. February 21, 1784.

On the petition of *David Mead*, praying for a new trial on a certain reference therein mentioned, for reasons set forth in the said petition :

Resolved, That *David Mead* serve *Matthew Mead* and *Joshua Mead* (named in his said petition) with an attested copy of his petition, and this order thereon, six days at least before the second Tuesday of *March* next, that they may shew cause, (if any they have) on the said Tuesday, why the prayer of the said petition should not be granted ; and that the execution issued in consequence of the said judgment, be stayed till the final decision of the General Court on the premises:

LXX.

Resolve on the petition of *Jonathan Brown*, in behalf of the town of *Watertown*, directing the Treasurer to credit the said town eighteen pounds, on the State tax, being half of the fine laid upon the said town for not sending a Representative the last year. February 21, 1784.

On the petition of *Jonathan Brown*, in behalf of the town of *Watertown* :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby authorized and directed, to credit the town of *Watertown*, the sum of eighteen pounds on the last State tax, being one half of the fine laid upon the said town, for not sending a representative the last year to the General Court.

LXXI.

Resolve on the petition of *John Dunsmoor*, allowing him fifty pounds to enable *Jabez Hatch*, Esq; late D. Q. M. G. or some other person appointed by him, to proceed to Congress, to solicit payment for certain debts contracted in the transportation of stores to the army, and to give his obligation to repay the same. February 21, 1784.

On the petition of *John Dunsmoor* and *Joseph M^cClintock*, late conductors of teams, shewing their peculiar difficulties and distresses, in consequence of a number of executions gone forth against them, in favour of sundry persons whom they had employed in the Continental army as teamsters, and for services done for the Continent, for which they gave their personal obligations, and have not been able to this day to obtain any pay for the same, and therefore praying under their great distress, that this General Court would afford them relief or grant them a sum of money, that they might thereby be enabled to proceed to Congress to solicit the payment of their just debts :

Resolved, That the prayer of the petition be so far granted, that there be allowed and paid out of the public treasury, the sum of fifty pounds unto *Jabez Hatch*, late Deputy Quarter-Master-General, to enable him, or such person as he shall appoint, to proceed to Congress for the purpose of soliciting payment of the debts mentioned in the petition, and those referred to in a letter from this Court, to the delegates in Congress on the subject ; the said *Jabez Hatch*, or the petitioners, giving to the Treasurer of this Commonwealth his or their obligation, to repay the same within three months from the date hereof.

Resolve

LXXII.

Resolve directing towns who have not returned duplicate receipts of beef, to exhibit them to the Governor and Council, and allowing a further time for said return in case of neglect. *February 21, 1784.*

Whereas it appears to this Court, that several towns in this Commonwealth have actually procured, in part or in full, their quotas of beef, required by the several resolves of *September* the 25th, and *December* the 4th, 1780, and *June* the 22d, 1781, but through inattention or mistake, have not returned the necessary duplicate receipts into the Secretary's office, as pointed out in the several resolves for apportioning the same, which neglect has occasioned executions being issued against the said towns, by the Treasurer of this Commonwealth:—Therefore

Resolved, That those towns who have heretofore neglected to return their duplicate receipts into the Secretary's office, as aforesaid, have liberty to exhibit them to the Governor and Council, (the resolve of *July* the 10th, 1783, limiting the time of exhibiting the said duplicate receipts to the first day of *November* then following, notwithstanding, provided such receipts are so exhibited on or before the first day of *July* next) and the Governor and Council are hereby empowered to receive and examine the same, and when, and so often as it shall appear to them that any town has either in part or fully complied with the requisitions aforesaid, that in every such case the Governor with advice of Council be, and hereby is empowered, to give the said town a certificate for the sum such town shall have actually paid, which has not been already considered and credited, which certificate shall be received by the Sheriff in discharge of the execution, in part or in full, as the case may be, and the Treasurer is directed to govern himself accordingly; such negligent town paying the cost which has arisen in consequence of such neglect, excepting only in such cases where the said executions have been occasioned by mistake in the proportioning of such beef, in every such case the cost of execution shall be paid by the Commonwealth, any resolve to the contrary notwithstanding.

LXXIII.

Resolve on the petition of *James Witherell*, and *Joshua Pray*, empowering the Court of Sessions in the county of *York*, relative to taxes. *February 23, 1784.*

On the petition of *James Witherell*, and *Joshua Pray*:

Whereas it appears to this Court, that there remains due to *James Witherell*, collector of *Lebanon*, in the county of *York*, for the year one thousand seven hundred and seventy-nine, and one thousand seven hundred and eighty, the sum of seventy three pounds sixteen shillings and five pence, from the inhabitants of the plantation of *Shapleighton*, and that there remains due to *John Pray*, collector of the same town, for the years one thousand seven hundred and eighty-one, and one thousand seven hundred and eighty two, the sum of three hundred and sixty-four pounds thirteen shillings and four pence, from the said inhabitants, who, in all the years aforesaid, were taxed as adjacents to the said town of *Lebanon*: And whereas it appears that the said collectors are, and have been unable to collect the sums aforesaid, to them respectively committed, which inability as has been represented to this Court, arises from the said inhabitants being over rated in the years aforesaid, by the said town. Therefore

Resolved, That execution against the said collectors as to the sum aforesaid, to them respectively due as aforesaid, be suspended until the first day of *November* next. And it is further

Resolved, That the Court of General Sessions of the Peace within and for the said

said county, are authorized and empowered, upon application to them made by any of the said inhabitants, (at or before their sessions in the month of *October* next) who have not paid their taxes due as aforesaid, to abate him or them so applying the whole or such proportion of his or their taxes respectively, as the said Court may judge equitable, notwithstanding the neglect of the said inhabitants or any of them, in not giving in their valuation to the assessors of the said town. And it is further

Resolved, That all such sums as may be abated the said inhabitants as aforesaid, shall be assessed upon the inhabitants of the said town of *Lebanon*, in the next tax which may be assessed upon the people of this Commonwealth, by the General Court after the said session of the Court of General Sessions of the Peace aforesaid, or as soon afterwards as may be convenient, in addition to the said town's ordinary proportion of such tax: In order to which assessment, it is further

Resolved, That the Clerk of the said Court of General Sessions of the Peace, is hereby directed to keep an exact account of all sums that may be abated the said inhabitants, or any of them as aforesaid, and transmit an attested copy thereof as soon as may be, to the Secretary of this Commonwealth. And it is further

Resolved, That the said collectors nor either of them, shall collect any of the taxes aforesaid, from any of the said inhabitants, unless by their own consent, until after the close of the said session of the Court of General Sessions of the Peace.

LXXIV.

Resolve on the petition of *Nathaniel Dickenson*, in behalf of the town of *Amherst*, abating a fine laid on the said town. *February 23, 1784.*

On the petition of *Nathaniel Dickenson, jun.* in behalf of the town of *Amherst*, setting forth, that the said town of *Amherst* was fined in the last State-tax, the sum of twenty-eight pounds six shillings and eight pence, praying that the same may be abated, for reasons set forth in his petition.

Resolved, That the prayer of the petition be so far granted, that the Treasurer of this Commonwealth be, and he is hereby directed, to credit the said town of *Amherst*, in the last State-tax, one half of the sum laid on said town, for not sending a representative in the year 1782.

LXXV.

Resolve allowing *William Buckminster*, a pensioner one eighth pay, to commence the 22d *February, 1782.* *February 23, 1784.*

On the representation of *John Lucas*, Commissary of Pensioners, in behalf of *William Buckminster*, Lieutenant-Colonel, who on the 17th of *June, 1775*, on the heights of *Charlestown*, received a wound in his right shoulder, whereby he has in a great measure lost the use of the said shoulder joint:

Resolved, That the said *William Buckminster*, be allowed a pension of one eighth pay, to commence the 22d of *February, A. D. 1782*, the said pension to continue until the further order of the General Court, or order of Congress.

LXXVI.

Resolve on the petition of *Joseph Bowman, Esq;* in behalf of the town of *New-Braintree*, abating a fine laid on the said town. *February 23, 1784.*

On the petition of *Joseph Bowman, Esq;* in behalf of the town of *New-Braintree*, setting forth, that the town was fined in the last State tax for a deficiency of
two

two five months men, praying that the same may be abated, and they allowed the bounty for the said two men, for reasons set forth in his petition :

Whereas it appears to this Court, that the town of *New-Braintree* did actually raise and march the whole number of men required of the said town, by a resolve of the 30th of *June, 1781* :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *New-Braintree* forty-two pounds nine shillings and three pence, in the last State-tax, it being the fine and bounty for two five months men.

LXXVII.

Resolve on the petition of *James Stone*, in behalf of the town of *Western*, remitting a fine laid on said town. *February 23, 1784.*

On the petition of *James Stone*, in behalf of the town of *Western*, setting forth, that the said town was fined in the last State tax, the sum of forty-three pounds eight shillings, for not sending a Representative, praying that the same may be abated, for reasons set forth in his petition :

Resolved, That the prayer of the petition be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Western* in the last State tax, the sum of fourteen pounds nine shillings and four pence, being one third part of the said fine.

LXXVIII.

Resolve on the petition of *Jonathan Worthington*. *February 23, 1784.*

On the petition of *Jonathan Worthington*, praying that he may be enabled to enter his action mentioned in his petition, against *Joseph Pease*, the same being discontinued :

Resolved, That the said *Jonathan* serve the said *Joseph* with a copy of his petition, and this resolve on the same (the said service to be made by delivery thereof to him, or leaving them at his last and usual place of abode) fourteen days before the next sitting of the Court of Common Pleas in the county of *Hampshire*, at which term (the said *Joseph* being served with the said copy in manner as aforesaid) the Justices of the said Court, on the motion of the said *Jonathan*, shall order the entry of the said action, unless the said *Joseph* shall then and there make it appear to the said Justices that such entry is inconsistent with the evident principles of justice and equity : and on entry of the said action, the said Justices shall proceed therein to final judgment and execution, and may consider of the report of the referees, in as ample a manner as they might have done, had the said action never have been discontinued.

LXXIX.

Resolve on the petition of the towns of *Barnstable, Sandwich* and *Falmouth*, directing the Treasurer to stay executions against said towns, for half their taxes, to the first of *January* next ; and against the constables and collectors of *Yarmouth*, and other towns, for three fourths, until. *February 24, 1784.*

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed to stay executions against the constables and collectors of the towns of *Barnstable, Sandwich* and *Falmouth*, for one half of each of the public taxes now against them, until the first day of *January* next.

And it is further *Resolved*, That the said Treasurer is directed to stay execution against the constables and collectors of the towns of *Yarmouth, Eastham, Chatham, Harwich* and *Truro*, for three-fourths of each of the public taxes now against them, until the first day of *January* next, any act or resolve to the contrary notwithstanding.

LXXX:

Resolve allowing the county Treasurer's accounts for the county of *Plymouth*.
February 25, 1784.

On the accounts of the Treasurer of the county of *Plymouth* :

Whereas it appears to this Court, that the monies mentioned in the said accounts, have been appropriated agreeably to the law :

Therefore *Resolved*, That the said accounts be, and they hereby are allowed.

LXXXI.

A grant of three hundred pounds, for the purpose of defraying the expence of the public entertainment on Friday next. *February 25, 1784.*

Resolved, That his Excellency the Governor be, and he hereby is requested, with the consent of Council, to make his warrant on the Treasurer of this Commonwealth, for the payment of a sum not exceeding three hundred pounds, to defray the expence of the public entertainment on Friday next.

LXXXII.

Resolve on the petition of *Thomas Jones*, in behalf of the town of *Hull*, abating one half the deficiencies of beef laid on said town. *February 26, 1784.*

Upon the petition of *Thomas Jones*, in behalf of the town of *Hull*, praying that the said town may be abated their deficiency of the several requisitions for beef, for reasons set forth in his petition :

Resolved, That the prayer be so far granted, as that the sum of twenty-eight pounds and sixteen shillings, be abated the said town of *Hull*, the same being one half of what is still due from the said town of *Hull*, on account of the several requisitions made on them for beef ; and that the Treasurer be, and he is hereby directed, to credit the said town of *Hull* with the aforesaid sum of twenty-eight pounds and sixteen shillings, accordingly.

LXXXIII.

A grant of four pounds ten shillings to *Johnson Moulton*, Esq; Sheriff of the county of *York*. *February 26, 1784.*

On the petition of *Johnson Moulton*, Sheriff of the county of *York*, setting forth, that four British prisoners having been committed to him, taken at *Bedford*, were by him committed to the goal in *York*, in said county, and there kept them two days, and afterwards conveyed said prisoners to the goal in *Newbury-Port*, and praying to be allowed ten pounds four shillings and six-pence :

Resolved, That the prayer of the petition be so far granted, as that four pounds ten shillings be allowed and paid out of the treasury of this Commonwealth, to the said *Johnson Moulton*, as a full reward for the above-mentioned service.

A grant

LXXXIV.

A grant of ten pounds to *Simeon Andros*, for service in Captain *Lincoln's* company.
February 26, 1784.

On the petition of *Simeon Andros*, praying for wages due to him for his service as a soldier, late in Captain *Lincoln's* company :

Resolved, That there be allowed and paid to *Simeon Andros*, out of the treasury of this Commonwealth, the sum of ten pounds, in full for his service while in Captain *Lincoln's* company, his being left out of the pay roll notwithstanding.

LXXXV.

A grant of twenty-two pounds nine shillings to *Benjamin Hooper*, in behalf of the town of *Biddeford*. February 26, 1784.

On the petition of *Benjamin Hooper*, in behalf of the town of *Biddeford*, setting forth, that in the year 1782, five British prisoners were taken and brought into the said town, one of which was wounded, and was at the expence of the said town attended with a surgeon, nurse, and necessaries, for the time of eight weeks, and that four of the said prisoners were sent to the goal of the said county, for which service the petitioner prays that the town may be paid out of the treasury, the sum of thirty-two pounds three shillings :

Resolved, That the prayer of the petition be so far granted, as that there be allowed and paid out of the treasury of this Commonwealth, to the said town of *Biddeford*, twenty-two pounds nine shillings, in full for the said service respecting the said five prisoners, and charge the same to the United States of *America*.

LXXXVI.

Resolve directing the Treasurer to consolidate government securities till *June* next.
February 26, 1784.

Whereas the business of consolidating government securities is now almost brought to a close :

Resolved, That the Treasurer be, and he hereby is directed, to continue the business of consolidating government securities, and to allow the premium of four per cent. ordered by government, until the fifteenth day of *June* next, and no longer.

LXXXVII.

Resolve on the petition of *Alexander Crawford*, and *James Bell*, empowering them to make sale of the estate mentioned. February 28, 1784.

On the petition of *Alexander Crawford*, and *James Bell*, administrators on the estate of *Margaret Crawford*, late of *Rutland*, deceased, praying for leave to sell the said estate :

Resolved, That the said *Alexander* and *James*, be, and they are hereby impowered, to make sale of the said estate for the most it will fetch, and by good and sufficient deed or deeds, to convey the same to the purchaser or purchasers, in as ample a manner as it was held by the said *Margaret*, provided that the said *Alexander*, and *James*, do first give such bond to the Judge for Probate of wills, and granting administration in the county of *Worcester*, as he shall deem sufficient, conditioned that the said *Alexander*, and *James*, in the sale of the said estate, shall conform to and proceed according to the laws of this Commonwealth, touching the sale of real estates by administrators, and also to pay the proceeds of such sale into the treasury of the said Commonwealth,

Commonwealth, except what may be accounted for on the settlement of the said estate, and the reasonable expences of sale allowed by the said Judge, and the proceeds of sale so paid into the treasury, shall be for the use of the said Commonwealth, until the heirs of the said *Margaret* shall appear.

LXXXVIII.

Resolve on the petition of *George Williams*, in behalf of the town of *Salem*, directing the Treasurer to credit the said town for a fine. February 28, 1784.

On the petition of Mr. *George Williams*, in behalf of the town of *Salem*, setting forth, that the said town is fined for six men, and that the said town by a resolve of Court, *March 7*, 1782, were ordered to raise thirty-three men, and have produced receipts for twenty-nine men :

Resolved, That the Treasurer be, and he hereby is ordered, to credit the town of *Salem* the sum of one hundred forty eight pounds three shillings and four pence, being for a wrong charge of two men, as by receipts fully appears.

LXXXIX.

Resolve on the petition of *Moses Brown*, giving directions to the Treasurer in consolidating certain notes. February 28, 1784.

On the petition of *Moses Brown*, setting forth, that he received of the Board of War, in part payment for the brig *Defence*, employed by this State, and lost in the expedition against *Penobscot*, the sum of eleven thousand six hundred and sixty six pounds thirteen shillings and four pence, in twenty notes, dated *August* the fifteenth, 1779, from N^o. 1. to 20. inclusive, signed by *H. Gardner*, Treasurer, payable *September* the first, 1785, and designated by these words, "committee was," printed at the top thereof, and that the same were dated as aforesaid by mistake, and that the same notes ought to have been dated *July 6*, 1779, the day the said brig was appraised, and praying that in consolidating the same, they may be calculated and allowed, as bearing date the said sixth day of *July* :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby impowered and directed, in consolidating the said notes, when presented therefor, to compute, allow, and calculate them in the same manner as though they bore date, or had been dated the said sixth day of *July*, A. D. 1779, and new notes to give accordingly.

XC.

Resolve on the petition of *Luther Bailey*, granting him six pounds for depreciation on his three months pay for 1780. February 28, 1784.

On the petition of *Luther Bailey*, late Captain in the second *Massachusetts* regiment, praying for the depreciation on his three months pay for 1780, which was received in bills of the new emission, to be made up :

Resolved, That there be paid out of the public treasury of this Commonwealth, to the said *Luther Bailey*, six pounds, in full of the depreciation on the said pay.

XCI.

Resolve on the petition of *Benjamin Lincoln*, jun. in behalf of *Theodore Man*, permitting him to file his complaint at the Supreme Judicial Court, now sitting in *Boston*. February 28, 1784.

On the petition of *Benjamin Lincoln*, jun. in behalf of *Theodore Man*, setting forth, that at an Interior Court of Common Pleas held at *Boston*, in the county of *Suffolk*,

Suffolk, in *July*, one thousand seven hundred and seventy-four, the said *Man* recovered judgment against one *Edward Brinley*, of *Weston*, in the county of *Middlesex*, for the sum of eighteen pounds, lawful money, with costs of suit; from which judgment the said *Edward* appealed, but never prosecuted the same; and that the said *Man*, for reasons mentioned in his said petition, neglected to file his complaint at the Superior Court for affirmation of judgment, and praying therefore that he may now have permission to enter such complaint:

Resolved, That the prayer of the said petition be granted, and that the said *Man* now have permission to enter his complaint for the affirmation of the said judgment, at the Supreme Judicial Court now holden at *Boston*, in and for the county of *Suffolk*; which Court is hereby authorized and empowered to sustain the said complaint, and affirm the aforesaid judgment, as though the said complaint had been seasonably entered according to law.

XCII.

Resolve allowing the county Treasurer's account for the county of *Essex*. *February 28, 1784.*

On the accounts of the Treasurer of the county of *Essex*:

Whereas it appears to this Court, that the monies mentioned in the foregoing accounts, have been appropriated agreeably to law:

Therefore *Resolved*, That the said accounts be, and they hereby are allowed:

XCIII.

Resolve on the petition of *Zebedee Sprout*, agent on the estates of *Peter Oliver*, and *Peter Oliver*, jun. absentees, directing the Treasurer to receive the balance of his agency. *March 1, 1784.*

On the petition of *Zebedee Sprout*, agent on the estates of *Peter Oliver*, and *Peter Oliver*, jun. absentees; praying for liberty to discharge himself of the balance due from the said agent, unto this Commonwealth, on the monies vested in his hands; arising on the sales and leasing of those estates in paper money, in bills of the old emissions, the time for the said bills being in circulation, and for said agent's settling his balance therewith, being elapsed, notwithstanding, for reasons set forth in the said petition, and papers accompanying the same:

Resolved, That *Zebedee Sprout*, agent, as aforesaid, do pay into the treasury of this Commonwealth, the full balance of his accounts in his said agency, as it shall appear to the said Treasurer, by a certificate from the Judge of Probate, of the county of *Plymouth*, for all sales actually made of those estates, during the time that paper money was a circulating currency, in this Commonwealth, in paper money of the old emission, and thereupon shall be finally discharged for the said balance of accounts, provided he pays the full amount of the said balance within thirty days from the passing this resolve.

XCIV.

Resolve granting a tax for the county of *Essex*, of six hundred and ninety pounds, to be levied on the polls and estates of said county, for defraying charges.

March 1, 1784.

Resolve granting a tax of six hundred and ninety pounds, to be levied on the polls and estates within the county of *Essex*, for the purposes of defraying the charges of the said county.

Whereas it appears from an estimate of the Justices of the Court of General

Sessions of the Peace, for the said county, that the sum aforesaid, will be necessary for defraying the charges of the said county, for one year next ensuing, the first Tuesday of *December* last :

Resolved, That there be, and hereby is granted a tax of six hundred and ninety pounds, to be apportioned and assessed on the polls and estates within the said county of *Essex*, and collected, paid and applied for the use of said county, according to the laws of this Commonwealth.

XCV.

Resolve granting a tax of one hundred and eighty pounds on the polls and estates within the county of *Cumberland*, and for defraying the charges of said county.

March 1, 1784.

Whereas it appears upon examination of the estimate of the Court of General Sessions of the Peace for the county of *Cumberland*, holden at *Falmouth*, in the said county, *October 1783*, that the sum of one hundred and eighty pounds is necessary to be raised, to defray the charges of the said county, for the year *1784* :

Resolved, That the Court of General Sessions of the Peace for the county of *Cumberland*, be, and hereby are fully authorized and empowered to levy the aforesaid sum of one hundred and eighty pounds, upon the polls and estates, in the county aforesaid, for the purposes above-mentioned.

XCVI.

Resolve granting a tax of two hundred pounds, to be levied on the polls and estates within the county of *Plymouth*, to defray the charges of said county. *March 1, 1784.*

Whereas it appears to this Court, from the representation and estimate of the Justices of the Court of General Sessions of the Peace, for the county of *Plymouth*, that it is necessary that the sum of two hundred pounds should be raised in the said county, for the purpose of defraying the charges necessary for the administration of justice, within the said county : Therefore

Resolved, That there be, and hereby is granted a tax of two hundred pounds, to be levied on the polls and estates, both real and personal, within the said county of *Plymouth* ; and the Clerk of the Court of General Sessions of the Peace, for the said county, is hereby empowered to apportion the said sum, upon the several towns within the said county, in the manner pointed out by the law of this Commonwealth, and to issue his warrants to the assessors of the said towns, for the assessment of the same.

XCVII.

Resolve on the petition of the church of Christ, in *Walpole*, empowering them to make sale of the farm mentioned. *March 1, 1784.*

On the petition of the church of Christ in *Walpole*, setting forth, that Deacon *Ezekiel Robbins* did, in his last will and testament, bequeath to the said church forever, his homestead farm, buildings and appurtenances thereof, for the purpose of supporting an "orthodox congregational minister," in the said town ; and having come into possession of the said premises, agreeable to the said will, and representing that the necessary repairs will be so expensive, that it would be much for the interest of the said church, if they could obtain liberty to sell the said farm, and apply the interest of the proceeds arising by the sale, for the purpose aforesaid, for

reasons

reasons set forth in the said petition ; and further having made it appear that the said church have discharged the legacies ordered in the said will, as a condition in the said bequest :

Resolved, That the prayer of the petition be granted, and that the said church in *Walpole* be, and they are hereby authorized and empowered, in their whole body, or by a committee whom they shall appoint (the church being duly notified for the purpose of chusing such committee) to sell, for the most the said farm and buildings will fetch, and make and execute a good and lawful deed or deeds to the purchaser or purchasers thereof ; and such deed or deeds, so made and executed, shall be good and valid to such purchaser or purchasers ; and the said church shall appoint some person or persons from time to time, as the case may require, in whom they can confide, with the greatest assurance as to their abilities and fidelity, to receive the proceeds arising by the sale of the said farm (and the whole of the proceeds, after deducting the sums paid as legacies ordered by the donor in his last will as aforesaid) and the same to be put on interest, and constantly and perpetually kept on interest, without any diminution, and the interest arising to be appropriated entirely for the support of an orthodox, learned, and congregational minister, except so much as may be necessary for the support of the negro man of the said *Robbins*, agreeable to his will ; and the whole to be conducted in such manner, as that the will of the said *Robbins* may be fully answered, without any equivocation or evasion, to all intents and purposes, as could have been had not the premises been sold.

XCVIII.

Resolve on the petition of *Nathan Brigham*, granting him twenty-five pounds, for prosecuting to conviction one *Nathan Holbrook*, for counterfeiting money in 1773. *March 2, 1784.*

On the petition of *Nathan Brigham* :

Resolved, That there be paid out of the public treasury, to *Nathan Brigham*, the sum of twenty-five pounds, being a premium allowed to him for prosecuting to conviction one *Nathan Holbrook*, for counterfeiting and uttering sundry pieces in imitation of Spanish milled dollars ; he the said *Nathan Brigham* first lodging in the Secretary's office, the warrant he received for the same sum, and for the same service, under the hand of *Thomas Hutchinson*, Esq; Governor of the then province of the *Massachusetts-Bay*, bearing date the twenty-first day of *December, 1773*, payment thereof not having been made.

XCIX.

Resolve on the petition of *Amos Singletary*, in behalf of the town of *Sutton*, allowing payment for two field-pieces, and transporting the same. *March 2, 1784.*

On the petition of *Amos Singletary*, Esq; in behalf of the town of *Sutton*, praying that the Treasurer of this Commonwealth may be directed to pay him for two field pieces, which the said town purchased at *Salem*, and for the transportation of the same from *Salem* to the said town of *Sutton*, which said pieces were taken into the use of the State in the year 1775, and have not yet been paid for :

Resolved, That there be paid out of the public treasury, to *Amos Singletary*, Esq; the sum of thirty pounds, which shall be in full for the said two field-pieces, and the further sum of forty shillings, in full for the transportation of the said field-pieces to *Roxbury*.

Resolve

C.

Resolve allowing pay to a number of men borne on the roll of Capt. *Nathan Tayer*. March 3, 1784.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of fifty-five pounds six shillings and two pence, to the men, or their order, in proportion to the sum set against their names respectively, contained in the annexed schedule; which sum appears to be still due for their three months service in the Continental army in the year 1780, under the command of Capt. *Nathan Tayer*, which shall be in full for the said service.

The following is the schedule referred to in the above resolve.

Serjeants, { *Moses Gage*, ten pounds eight shillings and nine pence,
 { *Aaron Fales*, two pounds six shillings and nine pence,
 { *Cyrus Thomson*, two pounds six shillings and nine pence,
 { *Moses Hartshorn*, two pounds six shillings and nine pence.

Corporals { *Liffe Smith*, seven shillings and seven pence,
 { *John Hartshorn*, seven shillings and seven pence,
 { *Simeon Partridge*, seven shillings and seven pence,
 { *Daniel Cook*, seven shillings and seven pence.

Afa Adams, six shillings and nine pence,
Timothy Adams, six shillings and nine pence,
Reuben Adams, six shillings and nine pence,
Phineas Allen, six shillings and nine pence,
Newton Adams, six shillings and nine pence,
Benajah Allen, six shillings and nine pence,
Isaac Boyden, six shillings and nine pence,
Jonathan Boyden, six shillings and nine pence,
Joel Boyden, seven pounds four shillings and nine pence,
Jacob Boyden, six shillings and nine pence,
Levi Cheney, six shillings and nine pence,
Daniel Clap, six shillings and nine pence,
Elijah Clark, six shillings and nine pence,
Oliver Cutler, six shillings and nine pence,
Samuel Cudworth, six shillings and nine pence,
Moses Darling, six shillings and nine pence,
Daniel Draper, six shillings and nine pence,
Afa Ellis, six shillings and nine pence,
Jacob Gould, six shillings and nine pence,
Elias Hayward, six shillings and nine pence,
Ichabod Hawes, six shillings and nine pence,
Benjamin Herwes, six shillings and nine pence,
Isaac Hickson, six shillings and nine pence,
Samuel Hills, six shillings and nine pence,
William Jackson, six shillings and nine pence,
Samuel Morfe, six shillings and nine pence,
Obadiah Morfe, six shillings and nine pence,
Timothy Petty, six shillings and nine pence,
Lot Perry, six shillings and nine pence,
Zebulon Pond, six shillings and nine pence,
John Prat, six shillings and nine pence,

Ephraim

Ephraim Smith, six shillings and nine pence,
Timothy Smith, six shillings and nine pence,
John Smith, six shillings and nine pence,
Asa Smith, six shillings and nine pence,
Nathaniel Stearns, six shillings and nine pence,
Samuel Tamblin, six shillings and nine pence,
Ezekiel Thayer, six shillings and nine pence,
Moses Thomson, six shillings and nine pence,
David Kikerfon, six shillings and nine pence,
Richard Darling, six shillings and nine pence,
Samuel Darling, six shillings and nine pence,
Paul Ware, seven pounds four shillings and nine pence,
Elias Adams, six shillings and nine pence.

To be paid to the town of *Wrentham*, by agreement.

Comfort Dickerman, six shillings and nine pence,
A. Clark Fails, six shillings and nine pence,
Thomas Fortune, six shillings and nine pence,
Benajah Grant, six shillings and nine pence,
Otis Gile, six shillings and nine pence,
James Hawes, six shilling and nine pence,
Henry Holbrook, six shillings and nine pence,
Abijah Ware, six shillings and nine pence,
Jacob Hart, six shillings and nine pence.

To be paid to the town of *Franklin*, by agreement.

Lieut. Samuel Metcalf, eighteen shillings,
Paul Dean, seven shillings and seven pence,
James Barker, six shillings and nine pence,
Joel Daniels, six shillings and nine pence,
Eli Darling, six shillings and nine pence,
Seth Fisher, six shillings and nine pence,
Aaron Fisher, six shillings and nine pence,
Thomas Grover, six shillings and nine pence,
Amos Hawes, six shillings and nine pence,
Titus Metcalf, six shillings and nine pence,
Nathan Woodward, six shillings and nine pence,
Benjamin Metcalf, six shillings and nine pence.

Total. Fifty-five pounds six shillings and nine pence.

Cl.

Resolve granting to *Henry Covell*, a soldier, twenty-six pounds fourteen shillings and eight pence. *March 3, 1784.*

On the petition of *Henry Covell*, a soldier in Captain *Samuel Clark's* company, setting forth, that he was taken by the enemy *October 25, 1781*, and carried to *Quebec*, and returned in a cartel to *Boston*, from said *Quebec, November 29, 1782*, as by certificate appears, and eight days to go to his home, which was one hundred and sixty miles from *Boston*, which makes the time of discharge to be *December the seventh, 1782* :

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the said *Henry Covell*, twenty-six pounds fourteen shillings and eight-pence, being for thirteen months and eleven days, the time of his captivity as afore-

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said

said, at forty shillings per month, and that the same be charged to the account of the United States.

CII.

Resolve directing the Attorney-General to commence a process against Captain *Nathan Thayer*, of *Medway*; and Secretary directed in this case. *March 3, 1784:*

Whereas it appears to this Court, by the report of a committee of both Houses to adjust and settle the accounts between Captain *Nathan Thayer*, of *Medway*, and the men under his command, that there is a balance due to this Commonwealth, from the said Captain *Thayer*, of fifty-five pounds six shillings and two-pence, :

Resolved, That the Attorney-General be, and he hereby is directed and required, to commence a process against the said Captain *Nathan Thayer*, of *Medway*, in the county of *Suffolk*, for the recovery of the aforesaid sum of fifty-five pounds six shillings and two-pence, and to pursue the said prosecution to final judgment and execution, provided the aforesaid Captain *Thayer* does not pay the said sum into the public treasury, on or before the twenty-fifth day of *March*, current.

And it is further *Resolved*, That the Secretary be, and he hereby is directed, to furnish the Attorney-General with attested copies of this resolution, and all such papers in his office, as may be necessary to afford evidence in the course of the said process.

CIII.

Resolve on the petition of *Samuel Hand*, in behalf of the town of *Hancock*. *March 3, 1784.*

On the petition of *Samuel Hand*, in behalf of the town of *Hancock*, and of the selectmen of the said town, setting forth the great difficulties with which the said town is embarrassed, particularly with respect to the collection of taxes, by reason of the unsettled condition of the eastern boundary of *New-York*, so far as it joins on this State; and praying for the interposition of this Court :

Resolved, That the Treasurer be, and he is hereby ordered and directed, to recall his executions issued against *Ephraim Bowman*, one of the constables of the said town, and not to issue others against the said *Bowman*, till the further orders of the General Court. And it is also

Resolved, That the Treasurer be, and he is hereby directed, not to issue his execution against any other constable, or collector, of the said town of *Hancock*, for more than two-thirds of the taxes committed to such collector to collect, till the further order of this Court.

CIV.

Resolve confirming the doings of *Jonathan Gardner, jun. Daniel King, and William Goodhue, Esq's*, relative to the division of the estate of *Samuel Brown*, set off to *Paul Dudley Sargent*. *March 3, 1784.*

Resolved, That the doings and proceedings of *Jonathan Gardner, jun. Daniel King, and William Goodhue*, duly appointed a committee to assign and set off to *Paul Dudley Sargent, Esq;* the one-third part of the estate lately belonging to *Samuel Brown, Esq;* deceased, be, and they are hereby accepted and confirmed. And it is further

Resolved, That the same be recorded in the office of the Register of Deeds, for the county of *Essex*.

Resolve

CV.

Resolve on the petition of the selectmen of *Marblehead.* - *March 4, 1784.*

On the petition of the selectmen of the town of *Marblehead*, in behalf of the said town :

Resolved, That the Treasurer be, and he hereby is directed, to receive of the collectors of the town of *Marblehead*, seventeen thousand and fourteen pounds nine shillings and three pence, in bills of the old emission, and warrants on the Treasurer, on pay rolls for sea-coast men ; and also twenty-five pounds four shillings in bills of the new emission, which sums the said collectors have in their hands, and upon the receipt thereof to discharge the said town of all the public taxes and fines, which have been assessed upon it, and remain unpaid, except the said town's proportions of the second moiety of the Continental tax, and of the tax granted in *March, 1783*, for the use of this Commonwealth.

Provided nevertheless, That the collectors of the said town shall have full power and authority, and shall be held and obliged to collect all the taxes, which are assessed upon such of the inhabitants of the said town, as shall be deemed by the assessors thereof of sufficient ability to pay the same, and which shall not be abated by the said assessors, and to pay the same, when collected, into the hands of the overseers of the poor of the said town, to be by them laid out and expended in the support and maintainance of the said poor ; any thing in this resolve to the contrary notwithstanding.

CVI.

Resolve on the petition of *Simeon Bartlet*, and others, directing the Treasurer to credit the town of *Almsbury*, with a certain sum, and directing said town to credit certain classes. *March 4, 1784.*

On the petition of *Simeon Bartlet*, and others :

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Almsbury*, the sum of ninety-four pounds ten shillings, on the last tax-act.

And be it further *Resolved*, That the said town of *Almsbury* be, and is hereby directed, to credit the classes number five, eight, and eleven, in the east parish, in the said town, classed in consequence of a resolve passed the General Court, *December 2, 1780*, for raising recruits for the Continental army ; and that the aforesaid sum be equally divided between the three classes, aforesaid, and that the respective classes credit each individual, according to the sums they have respectively paid.

CVII.

A grant of ninety pounds to *William Baker*, messenger of the General Court. *March 5, 1784.*

On the petition of *William Baker*, messenger to the General Court :

Resolved, That there be paid out of the treasury of this Commonwealth, to *William Baker*, messenger of the General Court, ninety pounds, being in full for six months service, from the twenty-fifth day of *August*, to the twenty-fifth day of *February* last.

CVIII.

Resolve on the petition of *Richard Heard*, in behalf of the town of *East-Sudbury.* *March 6, 1784.*

On the petition of *Richard Heard*, in behalf of the town of *East-Sudbury*, praying for the remittance of a fine, of one hundred and sixty-two pounds two shillings and

and six pence, set on the said town in the last tax-act, for a deficiency in raising men to reinforce the Continental army, agreeable to a resolve of the General Court of *December* the second, 1780 :

Whereas it appears to this Court, that the said town was (by a resolve of the twenty-sixth of *April*, 1782, for reasons therein mentioned) excused from all deficiencies in the above-said requisition :

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to credit the town of *East-Sudbury* the sum of one hundred and sixty-two pounds two shillings and six pence, in the last State tax, it being the fine laid on said town as abovesaid.

CIX.

Resolve on the petition of *Elijah Wimpey*, and others, directing the Commissary-General to deliver certain articles to the Hon. *Timothy Edwards*, Esq; and to furnish said *Oneida* Indians with horses, &c. *March* 6, 1784.

On the petition of *Elijah Wimpey*, and others, in behalf of themselves and a number of other Indians, who were obliged in the late war to fly from their homes at *Oneida*, to *Richmond* and *West Stockbridge*, and are now in suffering circumstances :

Resolved, That the Commissary-General be, and he is hereby directed, to send, with all convenient expedition, forty-eight linnen shirts, and forty-eight blankets, to the Hon. *Timothy Edwards*, Esq; in *Stockbridge*, who is hereby requested to distribute them among the said Indians, in such manner as he shall judge most convenient.

Resolved, That the Sheriff of the county of *Berkshire* be, and he is hereby directed, to furnish the said Indians with a waggon and two horses, for their assistance in their return to their possessions in the *Oneida* country ; and also with such provisions as may be necessary for them on their journey ; and to lay his account before the General Court, for examination, allowance and payment.

CX.

Resolve on the petition of *Mary Thomas*, administratrix on the estate of *Daniel Thomas* of *Natick*. *March* 6, 1784.

On the petition of *Mary Thomas*, administratrix on the estate of *Daniel Thomas* late of *Natick*, in the county of *Middlesex*, Indian, deceased, praying for a grant of the estate of *Easter Sodeck*, to her and her daughter *Hannah*, for reasons set forth in the said petition :

Resolved, That the prayer of the petition be granted ; and the guardians of the *Natick* Indians be, and hereby are directed, to pay unto *Mary Thomas*, the petitioner, twenty-four pounds four shillings and four pence, being part of the money mentioned in the said petition, for the purpose of discharging the debts of her late husband, *Daniel Thomas*, deceased, she to be accountable to the Judge of Probate for the county of *Middlesex*, for the same : and the remaining sum of ten pounds fifteen shillings and eight pence, together with the land in the said petition mentioned, shall be and hereby is granted to *Hannah Thomas*, daughter of the petitioner, *Mary Thomas*, to rest in the hands and under the care of the said guardians, for the use of the said *Hannah*, as she may stand in need ; the said guardians to be accountable to the General Court for their proceeding in the premises.

Resolve

CXI.

Resolve on the petition of *William Burbeck* and son, and *Joshua Bently*, allowing them grants for retained rations. *March 6, 1784.*

On the petition of *William Burbeck, John Burbeck, and Joshua Bently* :

Resolved, That there be paid out of the public treasury, to *William Burbeck*, the sum of seventy-seven pounds eight shillings ; to *John Burbeck*, sixty-five pounds eighteen shillings ; and to *Joshua Bently*, sixty-one pounds eighteen shillings, in full of their rations, retained by a resolve of the General Court of the thirteenth of *January, 1780.*

CXII.

Resolve on the petition of *Andrew Parker, Isaac Tobey, David Fisk, and Joseph Farrer*, remitting a fine laid on the town of *Barre.* *March 6, 1784.*

On the petition of *Andrew Parker, Isaac Tobey, David Fisk, and Joseph Farrer*, selectmen of the town of *Barre*, setting forth, that the said town of *Barre* was fined in the last tax-act, the sum of forty nine pounds ten shillings, for not sending a member in the year 1782, to represent them at the General Court ; praying that the above sum be remitted : Therefore

Resolved, That the town of *Barre* be abated in the tax aforesaid, the sum of nine pounds ten shillings, part of the said fine, for reasons set forth in the petition ; and the Treasurer of this Commonwealth is hereby directed, to govern himself accordingly.

CXIII.

Resolve on the petition of *Peter Harwood*, discharging him of a mortgage deed. *March 6, 1784.*

On the petition of *Peter Harwood*, of *Brookfield*, in the county of *Worcester*, praying, that he might be discharged from a mortgage deed, given by him to Colonel *William Brattle*, late of *Cambridge*, an absentee, of eighty-one acres of land, for reasons set forth in the said petition :

Resolved, That the prayer of the said petition be so far granted, as that the Treasurer of this Commonwealth be, and he is hereby empowered and directed, to receive of the said *Peter Harwood*, the receipt of Mr. *James Allen*, agent on the said *Brattle's* estate, to the amount of two hundred and twenty-two pounds eight shillings, giving duplicate receipts, one of which is to be lodged in the Secretary's office, discharging him the said *Peter Harwood*, the aforesaid sum of two hundred and twenty-two pounds eight shillings, on account of the aforesaid mortgage deed and bond.

CXIV.

Resolve on the petition of *Thomas Willington, Esq;* to notify and shew cause, &c. *March 8, 1784.*

Whereas it is represented to this Court, by *Thomas Willington, Esq;* that previous to the late revolution, one *John Drury*, of *Shrewsbury*, in the county of *Worcester*, recovered judgment against the said *Willington*, for the sum of ten pounds ; five pounds of which has been returned satisfied, upon an execution issued upon the said judgment, and the residue has been since paid ; but that notwithstanding such payment, the said *Drury* has since brought his action upon the said judgment, and

recovered against the said *Willington* the said five pounds so paid, with costs of Court: And whereas it appears that the above representation is probably true: Therefore,

Resolved, That the said *Willington* notify the adverse party, by serving him, in person, or by leaving at his last or usual place of abode, an attested copy of his petition, and this order thereon, twenty days at least before the second Wednesday of the first session of the next General Court, to appear on the said second Wednesday, and shew cause (if any he has) why execution should be issued on the judgment last mentioned; and that execution in the mean time shall not be served upon the said *Willington*, or upon his goods, chattles or lands, for satisfying the said last mentioned judgment; in order to which, the said *Willington* is also directed to serve the officer who may have such execution in possession, in manner as abovesaid, with an attested copy of the said petition, and this order thereon, as soon as may be.

CXV.

Resolve on the petition and memorial of *Joseph Ruggles*, directing the committee for methodizing accounts, to charge the warrant mentioned, to the United States. *March 8, 1784.*

On the petition and memorial of *Joseph Ruggles*, praying that the balance due on an order of Congress, of the fifteenth day of *April, 1780*, for one million, nine hundred thousand dollars, payable to *Jeremiah Wadsworth*, Esq; and indorsed to the said *Joseph Ruggles*, with the interest due thereon, may be allowed and paid to him:

Whereas by an act of this Commonwealth, passed the fifteenth day of *May, 1781*, it was enacted, that the Treasurer of this Commonwealth be directed, on the credit thereof to issue his notes, payable the first day of *May, 1782*, to draw interest at six per cent. per annum, not to exceed the sum of fifteen thousand pounds; and it appearing to this Court that a warrant from his Excellency the Governor, dated the fifteenth day of *August, 1781*, was drawn on the Treasurer, for eight thousand pounds only, in part of the aforesaid sum of fifteen thousand pounds; and it appearing that the said *Ruggles* received in notes, the sum of five thousand five hundred and ninety-seven pounds eight shillings and eight pence half penny, only, at that time: and the remaining sum of two thousand four hundred and two pounds, eleven shillings and three pence half penny, to compleat the said warrant, not until the third day of *December, 1782*, whereby the sum of seven thousand pounds, together with four hundred and seventy-two pounds ten shillings, interest thereon, to this day; and also two hundred seventy-two pounds, eight shillings and seven pence, for interest on two thousand four hundred and two pounds, ten shillings and eleven pence, the balance of the aforesaid warrant, which was not paid in season; amounting in the whole to seven thousand seven hundred twenty-one pounds, eighteen shillings and seven pence, is now due to the said *Ruggles*:

Wherefore *Resolved*, That the aforesaid sum of seven thousand seven hundred and twenty-one pounds, eighteen shillings and seven pence, be paid out of the public treasury of this Commonwealth (from the proceeds of the State tax next to be granted) to the said *Joseph Ruggles*, or order, which is in full discharge of the said debt, both interest and principal.

And it is further *Resolved*, That the committee for stating and methodizing public accounts be, and they hereby are directed, to charge the said warrant of Congress to the United States, the date of the said charge to commence at the time the aforesaid order of Congress was accepted by this Commonwealth.

Resolve

CXVI.

Resolve on the petition of *Daniel Carpenter*, in behalf of the proprietors of a township of land granted to *William Bullock*, Esq; allowing a further time to the said proprietors to fulfil their engagements. *March 8, 1784.*

On the petition of *Daniel Carpenter*, in behalf of the proprietors of a township of land granted to *William Bullock*, Esq; and others, lying in the county of *Berkshire*, praying that a further time of seven years may be allowed to the said proprietors to fulfil the conditions on which the said township was granted, for reasons set forth in the said petition :

Resolved, That the prayer of the petition be so far granted, that there be a further time of six years allowed to the aforesaid proprietors, for the purpose of their fulfilling the conditions on which the said township was granted.

CXVII.

Resolve on the memorial of *William Wait*, directing the Treasurer to receive a sum in paper money. *March 9, 1784.*

On the memorial of *William Wait*, late commissary at *Winter-Hill*, praying that the Treasurer be directed to receive of the said memorialist, into the treasury of this Commonwealth, the sum of four hundred and thirty-one pounds, in old Continental money, which he received out of the treasury in the year 1777 :

Resolved, That the Treasurer receive the said sum of four hundred and thirty-one pounds, into the treasury of this Commonwealth, giving duplicate receipts therefor, one of which to be lodged in the Secretary's office.

CXVIII.

Grant to the Hon. *Francis Dana*, Esq; of one hundred and twenty pounds. *March 10, 1784.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to the honourable *Francis Dana*, Esq; one hundred and twenty pounds lawful money, he being about to proceed to Congress, and that he be accountable for the same.

CXIX.

Resolve granting one hundred pounds to the town of *Cohasset*, to be deducted from the next State-tax. *March 11, 1784.*

Whereas the town of *Cohasset* was set too high in the last valuation, and has since been abated, in consequence of which the said town ought to be refunded the several sums they have over-paid, in the taxes of *October, 1781*, and *April, 1782* : Therefore

Resolved, That the said town of *Cohasset*, be credited one hundred pounds, which sum shall be deducted from the said town's proportions of the next State-tax.

CXX.

Resolve on the petition of *Lemuel Collins*, and others, administrators on the estate of *Joseph Murvine*, empowering them to execute a deed of the land mentioned. *March 12, 1784.*

On the petition of *Lemuel Collins*, *Raphel Cook*, and *Anna Cook*, administrators on the estate of *Joseph Murvine*, late of *Lenox*, in the county of *Berkshire*, deceased, setting

setting forth, that the said *Joseph*, in his life time, sold a tract of land lying in the said *Lenox*, to *Oliver Wheaton*, of the said *Lenox*, and gave him a bond obliging himself to make and execute a warrantee deed of the same, to the said *Wheaton*, but never executed it in his life-time: Therefore

Resolved, That the prayer of the said petition be granted, and that they the said *Lemuel Collins*, *Raphel Cook*, and *Anna Cook*, in their said capacities of administrators, be, and they are hereby authorized and impowered, to make and execute to the said *Oliver Wheaton*, a good and lawful deed of the land mentioned in the said petition; which deed so made and executed, shall be as good and valid in law, as if the same had been made and executed by the said *Joseph Murvine*, in his life-time; any law or resolve to the contrary notwithstanding.

CXXI.

Resolve on the petition of *Lucy Bigelow*, empowering her to make sale of the real estate mentioned. March 12, 1784.

On the petition of *Lucy Bigelow*, executrix, to the last will and testament of *Joseph Bigelow*, late of *Shrewsbury*, in the county of *Worcester*, deceased, praying for liberty to sell the real estate bequeathed by the said deceased, to the children and heirs of *Charles Bigelow*, deceased, for reasons set forth in said petition:

Resolved, That the prayer of the said petition be granted, and that she the said *Lucy Bigelow*, in her said capacity, be, and she is hereby authorized and impowered, to make sale (for the most it will fetch) of all the real estate set forth in her petition; and to make and execute a good and lawful deed or deeds, to the purchaser or purchasers thereof, she observing the rules and directions of the law for the sale of real estates by executors and administrators, first giving sufficient security to the Judge of Probate, for the county of *Worcester*, that the proceeds arising by the sale of the said estate, after paying all debts of the testator, agreeable to his will, be put on interest for the use and benefit of the widow and children; and that the said widow receive the interest of one third part of the proceeds, during the time she remains the widow of her said late deceased husband, and that the other two-thirds, both principal and interest, be paid to each legatee respectively, as they shall arrive to lawful age, in shares agreeable to the will aforesaid; and when the time shall expire, that the said widow shall no longer receive the interest of her third, as by the said will bequeathed, then that third also shall be paid to each heir in due proportion, agreeable to the will of the said testator.

CXXII.

Resolve on the petition of the honourable *Robert Treat Paine*, Esq; granting him thirty-one pounds sixteen shillings, for the pork and rye mentioned in his petition. March 12, 1784.

On the petition of the honourable *Robert Treat Paine*, Esq; praying for payment for six barrels of pork, and thirty-nine bushels of rye, taken out of the store of *William McKinstry*, an absentee, by the committee of correspondence, of *Taunton*, and by them delivered to Mr. *Aaron Blaney*, then a commissary at *Roxbury*, for the use of the then provincial army:

Resolved, That the prayer of the said petition be granted, and that there be allowed and paid out of the treasury of this Commonwealth to the honourable *Robert Treat Paine*, Esq; the sum of thirty-one pounds sixteen shillings, out of the next State-tax which may be granted, which is in full for the said pork and rye.

Resolve

CXXIII.

Grant of three hundred and fifty-four pounds sixteen shillings and six-pence, to the Hon. *Samuel Holton, Esq.* *March 12, 1784.*

On the accounts of the honourable *Samuel Holton, Esq.*:

Resolved, That there be paid out of the treasury of this Commonwealth, to the honourable *Samuel Holton, Esq.*; the sum of three hundred and fifty-four pounds sixteen shillings and six-pence, in full discharge of his expenditures, and attendance as a delegate for this Commonwealth, at Congress, from the sixth day of *January, 1783,* to the twenty-fifth day of *November last.*

CXXIV.

Resolve directing the Justices of the Supreme Judicial Court, to proceed to liquidate, &c. the notes given to make up the depreciation of the money to the army: *March 12, 1784.*

Whereas the Justices of the Supreme Judicial Court, are appointed to adjust the principal and interest due upon the notes given, to make up the depreciation of the money to the army, and are directed to liquidate the same, according to the returns from the several parts of the State, of the average price of sheeps wool, sole leather, Indian corn, and beef; but there being a deficiency of returns from the various counties, and it being necessary that the said principal and interest of the notes due on the first of *March, 1784,* should be settled:—Therefore

Resolved, That the said Justices proceed to liquidate the said principal and interest, by such returns as have already been made, taking into consideration at the same time, whatever certain information they may be able to obtain from the different parts of this Commonwealth, from whence there is no returns made into the Secretary's office, as was directed.

CXXV.

Resolve on the petition of *Phineas Ware,* directing the Treasurer to make out new notes for the sums mentioned. *March 12, 1784.*

On the petition of *Phineas Ware,* praying for an allowance for two consolidated State notes, which were consumed by fire with his dwelling-house:

Resolved, That the Treasurer be, and he hereby is directed, to make out and deliver to the said *Phineas Ware,* two notes of equal value, and bearing equal dates with the abovesaid notes, viz. one for eleven pounds ten shillings, dated *April* the first, 1782, the other for twelve pounds thirteen shillings and six-pence, dated *June* the first, 1783; and with the like numbers, on his (making oath that the said notes were actually consumed from the best of his knowledge) giving bonds, with sufficient sureties to the Treasurer of this Commonwealth, promising to account for the same, should they ever appear; and the Treasurer is further directed, to detect the original notes if presented for payment.

CXXVI.

Resolve on the petition of *Richard Hunnewell,* empowering the Justices of the Court of Common Pleas, for *Middlesex* county, to enquire into the judgment by them given, as mentioned. *March 12, 1784.*

On the petition of *Richard Hunnewell,* praying that the Justices of the Court of Common Pleas, in and for the county of *Middlesex,* may be empowered to rectify

a mistake, in a judgment rendered on an action brought by him the said *Richard*, against *William Hunnewell*, on the fourth Tuesday of *December, 1782* :

Resolved, That the Justices of the Court of Common Pleas, for the county of *Middlesex*, at a Court by them to be holden at *Groton*, on the third Tuesday of *May* next, be, and hereby are empowered, to enquire into a judgment by them given at a Court of Common Pleas, holden at *Cambridge*, within and for the said county of *Middlesex*, on the fourth Tuesday of *December, 1782*, wherein *Richard Hunnewell* was plaintiff, and *William Hunnewell* was defendant, and to enter up judgment for any such sum as may then appear to have been omitted in their judgment, and which ought to have been by law considered in rendering the judgment aforesaid; and to issue execution thereon in due form of law.

CXXVII.

Resolve establishing the pay of the Council, Senate, and members of the House:
March 12, 1784.

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to each of the members of the honorable Council, the sum of eight shillings per day, to each member of the honorable Senate, seven shillings and six pence per day, and to each member of the honorable House of Representatives, seven shillings per day; for each day they have attended their duty respectively, in their said capacities, the present session of the General Court, and that their travel pay be in the usual proportion thereto.

CXXVIII.

Resolve extending a resolve passed *November 2, 1782*, respecting receipts upon collectors, and constables, to the first day of *July* next. *March 13, 1784.*

Whereas by a resolve of the General Court, passed the second day of *November, 1782*, persons possessed of receipts on collectors and constables, given by the late Treasurer *Gardner*, were allowed a certain time for returning the same into the Treasurer's office, which time, by a subsequent resolve, was extended to the first day of *March*, instant; but many of the possessors of such receipts have not been able to obtain their dues of the collectors or constables; and for want of obtaining seasonable information; of the resolves aforesaid, have failed of returning their receipts into the said office:—Therefore

Resolved, That if the possessors of such receipts shall return them into the Treasurer's office, at any time before the first day of *July* next, they shall have the full benefit intended by the said resolve, of the second day of *November, 1782*, but if the said receipts shall not be returned before the said first day of *July* next, the possessors of them shall be forever afterwards precluded from the privilege of returning them; and the Secretary is hereby directed, to publish this resolve in all the news-papers printed in this Commonwealth.

CXXIX.

Resolve intitling *Nathaniel Baker* to one fourth part of pay as a soldier, from the 1st of *January, 1776*, till further order. *March 15, 1784.*

On the representation of *John Lucas*, Esq; Commissary of Pensioners, in behalf of *Nathaniel Baker*, a soldier, who was wounded in the service of the United States:

Resolved,

Resolved, That the said *Nathaniel Baker* be intitled to one fourth part of pay as a foldier, from the first day of *January*, one thousand seven hundred and seventy-six, till the further order of the General Court or Congress.

CXXX.

Resolve granting additional pay to the President of the Senate and Speaker of the House ; and grants to the clerks of the Senate and House. *March 15, 1784.*

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to the Hon. *Samuel Adams*, President of the honorable Senate, the sum of six shillings per day ; and to the Hon. *Tristram Dalton*, Speaker of the House of Representatives, the sum of six shillings per day, for each day they have respectively attended on the General Court the present sessions, over and above their pay as members thereof.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to Mr. *William Baker*, jun. clerk of the honorable Senate, seventy pounds ; and to Mr. *George Richards Minot*, clerk of the House of Representatives, seventy pounds ; which sums, together with what they have already received, shall be in full for their service as clerks to the General Court, from the twenty-eighth of *May, 1783*, to the end of the present session.

CXXXI.

Resolve establishing the pay of the committee on accounts. *March 15, 1784.*

Resolved, That there be allowed and paid to each member of the committee on accounts, one shilling per day, over and above their pay as members of the General Court.

CXXXII.

Resolve respecting agents on absentees estates, for the settlement of said estates ; and to prohibit the further sale of them, and directing the Secretary in this case. *March 16, 1784.*

Whereas it is necessary that the accounts of the agents upon the estates of absentees, should be settled as soon as possible :

It is therefore *Resolved*, That the Registers of Probate in the several counties of the Commonwealth, be, and they hereby are directed, to return into the Secretary's office, upon or before the tenth day of *June* next, the state of all the accounts of the agents aforesaid, appointed within their several counties, as the same lie in their respective offices, that the said accounts may be inspected by the General Court.

And it is also *Resolved*, That the Judges of Probate in the several counties within this Commonwealth, be, and they hereby are directed, to put in suit all the bonds of agents upon absentees estates, who shall not make a compleat settlement of their agency, on or before the twentieth day of *June* next, except in such cases as is herein provided:

Provided nevertheless, That where any agents shall make a return to the Judge of Probate, by the time last mentioned, of his accounts of agency, so far as they can be compleated, and shall make it appear, to the satisfaction of the said Judge, that by reason of some legal impediment, he was unable to make a compleat settlement thereof in time and manner as is before directed ; in that and all such cases the Judges of Probate in their several counties are hereby directed not to proceed in the suit of such agents bonds for their not having made a compleat settlement

settlement of their agency as is before directed; and such accounts, although incomplete, shall be returned by the Register of Probate, in time and manner before directed, as though they had been completed.

And it is further *Resolved*, That all committees on absentees estates, which have been appointed in the different counties in this Commonwealth, and who have neglected to settle their accounts, be, and they hereby are directed, to make a return into the Secretary's office of their doings thereon, on or before the tenth day of *June* next; the said return to shew the whole of the estate that has come to their hands, and what part they have sold, and the particular price each part sold for; also a particular inventory of what remains unsold, and the value thereof, as near as they can conveniently ascertain. And the Secretary of this Commonwealth is hereby directed to make a report to the Attorney-General, of all committees who shall refuse or neglect to make a return as is herein directed.

And it is further *Resolved*, That the Attorney-General be, and he hereby is directed, to prosecute all persons who shall be reported to him by the said Secretary as aforesaid.

It is further *Resolved*, That there be no further sales made of the said absentees estates, or any part or parts thereof, until the further order of the General Court.

Ordered, That the Secretary send a copy of this resolve to each Judge of Probate appointed on absentees estates, and to each committee in the several counties in this Commonwealth.

CXXXIII.

Grant of forty pounds to Lieut. *Joseph M'Clellen*. March 16, 1784.

On the petition of Lieut. *Joseph M'Clellen*, praying for an allowance of his expences in taking up and committing to goal a person inimical to the United States of *America*, by the order of Gen. *Wadsworth*:

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to *Joseph M'Clellen*, the sum of forty pounds, in full of his expences as aforesaid.

CXXXIV.

Grant of twenty pounds to *John Peirce*, a soldier in General *Hazen's* regiment, being for bounty allowed in 1776. March 16, 1784.

On the petition of *John Peirce*, a soldier in Brigadier-General *Hazen's* regiment, praying for the bounty of twenty pounds, allowed by this State in the year 1776 to the non-commissioned officers and soldiers who should enlist for three years or during the war, which he never received:

Resolved, That the prayer of the said petition be granted, and that the Treasurer of this Commonwealth be, and he hereby is directed to pay out of the public treasury, to the said *John Peirce*, the sum of twenty pounds, in full discharge of the said bounty.

CXXXV.

Resolve on the petition of *George Dana*, empowering him to sell the land mentioned. March 16, 1784.

On the petition of *George Dana*, of *Ashburnham*, setting forth that his father, *Caleb Dana*, Esq; late of *Cambridge*, deceased, did, by his last will testament, give and bequeath unto him the said *George*, all his lands lying in *Ashburnham* aforesaid, amounting

(amounting to upwards of two thousand acres) during his life only ; but without impeachment of waste ; and after his decease to be distributed amongst his children, in such proportion as he shall order and direct, to be by them held in fee simple, praying for liberty to sell the said lands, or some part thereof, for reasons set forth in his petition :

Resolved, That the prayer of the petition be so far granted, that the said *George Dana* be, and he hereby is authorized and empowered, to make sale of one half of the afore-mentioned lands, which remain unimproved, for the most that the same will fetch, and give and execute a good and lawful deed or deeds, to the purchaser or purchasers of the said lands, he first giving bonds to the Judge of Probate for the county of *Worcester*, with sufficient sureties, that the proceeds of the sale of the said lands (after deducting the whole amount of the taxes that have already arisen on the whole of the said lands) be applied as was desired by the above-mentioned testator, any law or resolve to the contrary notwithstanding.

CXXXVI.

Resolve empowering the assessors of the district of *Lynnfield* to assess the two classes mentioned. *March 16, 1784.*

Whereas it appears to this Court, that *Joseph Gowing* and *Nathaniel Sherman* were, in consequence of a resolve of the General Court of *February 1781*, appointed heads of two classes, in the town of *Lynn*, to procure two men to serve in the Continental army, for three years, which men they accordingly procured, and are now indebted to them for their hire : And whereas, since the procuring the said men as aforesaid, the said *Joseph Gowing* and *Nathaniel Sherman*, with their classes, are incorporated into the district of *Lynnfield*, by means whereof debates and difficulties have arisen with regard to assessing the said two classes for the hire of two men procured as aforesaid :

Therefore *Resolved*, That the assessors of the district of *Lynnfield* be, and hereby are authorized and empowered, to assess the said two classes, or any individuals of the same, for paying the said two men their hire, in the same way and manner as the assessors of *Lynn* might or could have done, in virtue of the resolve aforesaid, had not the said *Joseph Gowing*, *Nathaniel Sherman*, and their classes, been set off to the said district of *Lynnfield*.

CXXXVII.

Resolve entitling Lieut. *Bartlett Hinds* to a pension of one fourth part of his pay. *March 17, 1784.*

On the representation of *John Lucas*, commissary of pensioners in, behalf of *Bartlett Hinds*, a Lieut. in tenth *Massachusetts* regiment who was wounded by a ball passing through his lungs, in the battle at *Still Water*, on the nineteenth of *September*, A. D. 1777, which wound renders him in a great measure incapable of business :

Resolved, That he the said Lieut. *Bartlett Hinds* be intitled to a pension of one fourth part of his pay, from the twelfth of *September*, 1780, until the further order of the General Court or of Congress.

CXXXVIII.

Grant of one pound fourteen shillings and two pence to *Francis Mardele*, for services at *Penobscot*. *March 17, 1784.*

On the petition of *Francis Mardele*, of *Boston*, praying that he may be allowed pay out of the State treasury, for his services in the year 1779, at *Penobscot*, in Col. *McCobb's* regiment, and Captain *Patten's* company :

K k

Resolved,

Resolved, That the prayer of the petition be granted, and that there be paid out of the public treasury to *Francis Mårdele*, the sum of one pound fourteen shillings and two pence, in full for his services at *Penobscot*, in the year one thousand seven hundred and seventy-nine.

CXXXIX.

Resolve intitling *William Pay* to a pension. *March 17, 1784.*

On the representation of *John Lucas*, Esq; commissary of pensioners, in behalf of *William Pay*, a soldier, who was wounded in the service of the United States:

Resolved, That the said *William Pay* be intitled to one-fourth part of pay as a soldier, from the ninth day of *January, 1780*, till the further order of the General Court or Congress.

CXL.

Resolve pensioning *Simeon Stephens*. *March 17, 1784.*

Upon the representation of *John Lucas*, commissary of pensioners, in behalf of *Simcon Stephens*, a serjeant in Captain *Stickney's* company, and Col. *Bridge's* regiment, who was wounded on the hills of *Charlestown*, 17th *June, 1775*, and continued in the service of the United States, until the nineteenth of *May 1780*:

Resolved, That the said *Stephens* be intitled to one-third pay from the time of his discharge, which was *May the nineteenth, 1780*, until the further order of the General Court, or the Congress of the United States.

CXLI.

Resolve pensioning *Asabael Cogswell*. *March 17, 1784.*

On the representation of *John Lucas*, commissary of pensioners, in behalf of *Asabael Cogswell*, a corporal in Col. *John Ashley's* regiment, and in Capt. *Rowley's* company, who was wounded in the service of the United States of *America*, at or near *Fort-Edward*, on the twenty-second day of *July, 1777*, as appears by his certificates:

Resolved, That the said *Asabael Cogswell* be, and he hereby is intitled, to receive one half pay as a corporal, from the first day of *April, 1782*, until the further order of this Court or Congress.

CXLII.

Resolve pensioning Capt. *Henry Farwell*. *March 17, 1784.*

Upon the representation of *John Lucas*, commissary of pensioners, in behalf of Capt. *Henry Farwell*, of Col. *William Prescott's* regiment, who was shot through the body on the hills of *Charlestown*, the seventeenth of *June, 1775*, and his pay ceased the first day of *January, 1776*:

Resolved, That the said *Farwell* be intitled to one eighth part of his pay, from the time of his discharge, which was *January the first, 1776*, until the further order of the General Court, or the Congress of the United States.

CXLIII.

Resolve pensioning *Ebenezer Lock*. *March 17, 1784.*

On the representation of *John Lucas*, commissary of pensioners, in behalf of *Ebenezer Lock*, jun. a corporal in Captain *Munro's* company, of the thirteenth *Mas-*
sachusetts

sachusetts regiment, who was wounded the third of *February*, 1780, at the *White-Plains*, by which he is rendered incapable of doing any business, and like to remain so, as plainly appears :

Resolved, That the said *Ebenszer Locke*, jun. a corporal, be intitled to a pension of half-pay, from the first of *April*, A. D. 1780, being the time of his discharge, until the further order of the General Court, or of Congress.

CXLIV:

Resolve on the memorial of *William Badlam*, empowering the Treasurer to receive a certain sum in paper money. *March* 17, 1784.

On the memorial of *William Badlam*, of *Sherburne*, setting forth, that he has on hand the sum of twenty-eight pounds of money emitted by this State, and that by reason of his being in the service of his country at the time the said money was called in, he had it not in his power to loan the same until the time for so doing was expired, praying that the Treasurer may now be empowered to take in said money, for reasons set forth in his said memorial :

Resolved, That the prayer of his said memorial be granted, and the Treasurer of this Commonwealth be, and he is hereby empowered and directed, to receive of the said *William Badlam* the aforesaid sum of twenty-eight pounds of the paper money emitted by this State. he the said *William* first making oath before some Justice of the Peace, that the monies he presents to the said Treasurer, are the identical bills which he received while in circulation within this State, a certificate of said oath to be transmitted to the Treasurer aforesaid ; in which case the Treasurer is hereby empowered to give him a note for the same, any law or resolve to the contrary notwithstanding:

CXLV:

Resolve on the petition of *William Lusk*, in behalf of the town of *Richmond*, directing the Treasurer to recall his executions. *March* 17, 1784.

On the petition of *William Lusk*, in behalf of the town of *Richmond*, praying that the Treasurer of this Commonwealth may be directed to stay his executions against the said town until the further order of the General Court, for reasons set forth in said petition :

Resolved, That the prayer of the said petition be so far granted, that the Treasurer be, and he hereby is directed, to recall and stay the said execution for the term of six months from the date hereof ; but in case any charge has already incurred by the said execution, the town of *Richmond* shall pay the cost thereof:

CXLVI.

Resolve directing the Treasurer to take a promissary note for the balance of two hundred and eighty-five pounds nineteen shillings and nine pence, due from the Hon. *Jabez Fisher*, and others, a committee on accounts, till they can produce vouchers for said sum ; and allowing them time for the same. *March* 18, 1784.

Whereas it appears to this Court, that upon a settlement with *Jabez Fisher*, *Ephraim Starkweather*, *Lemuel Kollock* and *Benjamin White*, Esquires, late a committee on accounts for this Commonwealth, there remains due from the said committee, to the Commonwealth, the sum of two hundred and eighty-five pounds nineteen shillings and nine pence : And whereas it is represented by the said *Benjamin White*, Esq; that he usually paid out publick monies received by the said committee

mittee, and took vouchers therefor; and that if he has time granted him for the purpose, he can probably produce vouchers for the payment of the said sum; and therefore prays, in justice to the other members of the said committee, that they may be discharged from any obligation to refund the said sum, or any part thereof; and that he may have permission to give his note of hand for the sum aforesaid, payable within a limited period, with interest, unless he shall be able to produce proper vouchers of its having been paid in the mean time: Therefore

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to receive the promissory note of the said *Benjamin White*, for the aforesaid sum of two hundred and eighty-five pounds nineteen shillings and nine pence, payable to the use of this Commonwealth, within six months from the date of this resolve, with interest until paid; and upon his producing a certificate from the said committee for stating and methodizing accounts, that he has produced proper vouchers of his having paid the whole or any part of the said sum, the said Treasurer is directed to allow him on the said note, to the amount of such certificate.

And it is further *Resolved*, That upon the said Treasurer's receiving the said note, executed in manner as aforesaid, the said *Jabez Fisher*, *Ephraim Starkweather*, and *Lemuel Kollock* shall be discharged upon the books of the said Commonwealth, from any obligation to pay the sum aforesaid, or any part thereof.

CXLVII.

Report of the committee respecting Mr. *Furnass's* department, directing the Treasurer to receive all the books and papers; and discharging Mr. *Furnass* and the clerks employed in said office. March 18, 1784.

Whereas it appears to this Court, that the business done in the treasury department, under the inspection of Mr. *Furnass*, is so near compleated, that it may be done by the Treasurer, without any great embarrassment to the other business of his office:

It is therefore *Resolved*, That *Thomas Ivers*, Esq; Treasurer of this Commonwealth, be, and he is hereby directed, at or before the twenty-seventh of this instant, *March*, to take into his custody all the public books, records and papers, that are in the said department; and the said Treasurer is hereby directed to do and transact such public business as hath been usually done in the said department.

And it is further *Resolved*, That from and after the said twenty-seventh day of this instant, *March*, the said department be discontinued, and *John Furnass*, Esq; and the clerks employed in the said office, be discharged from any further service therein,

CXLVIII.

Resolve on the petition of Doctor *Edward Russell*, discharging him from a number of fire arms, and a quantity of powder, delivered in 1775, and directing the Commissary General to call upon *Jedediah Preble*, Esq; and *Daniel Hsley*. March 18, 1784.

Whereas *Edward Russell*, Esq; received by an order from the General Court of this Commonwealth, in *November*, 1775, one hundred fire arms, and three hundred and fifty pounds of powder, he to be accountable for the same, according to the directions then given him; and whereas the said *Russell* has made it appear to this Court, that he has discharged himself of the same: Therefore

Resolved, That *Edward Russell* be, and he hereby is discharged from the said powder and fire arms, and that the committee on accounts be, and they hereby are directed, to allow the said *Russell* the money advanced for the transportation of the said

faid articles, together with a reasonable allowance for his time, horse hire, and expences, while attending on the faid service. And it is further

Resolved, That the Commissary-General be, and hereby is directed, to call upon the honourable *Jedediah Preble*, of *Falmouth*, Esq; for thirty-three fire arms with bayonets, and upon *Daniel Ilsey*, of the faid *Falmouth*, for forty-seven fire arms with bayonets, and also upon *Isaac Snow*, of *Harpfwell*, for the delivery of twenty-five fire arms, the faid arms being the same delivered to *Edward Russell*, Esq; by order of the General Court; and if the faid *Preble*, *Ilsey*, and *Snow*, do not return to the Commissary-General aforesaid, (within six months) the faid arms, or the value thereof in money, computing what the faid fire arms were worth in *November, 1775*; the faid Commissary-General is hereby authorized and directed, to commence an action at law against the faid *Preble*, *Ilsey*, or *Snow*, or either of them, who shall be deficient in returning or paying for the faid fire arms as before mentioned, at the expiration of the faid six months from the date of this resolve, the value of the faid arms to be computed as aforesaid.

CXLIX.

Resolve on the petition of *Joseph Frye*, Esq; relative to lands in *Fryburgh*, in the county of *York*. *March 18, 1784.*

The committee appointed by a resolve of *May the first, 1781*, to examine into all trespasses and illegal entries on the unappropriated lands, and to whom was committed the petition of *Joseph Frye*, Esq; accompanied with a plan of four thousand four hundred and sixty five acres of land, in lieu of four thousand one hundred and forty seven acres received back by government, from the faid *Frye*, in the west corner of *Fryburg*, in the county of *York*, *June 25, 1772*, have attended to the petition and viewed the plan, and think it unreasonable to cut the government's land in such a disadvantageous manner as is done by the faid plan:

Therefore propose, That the four thousand one hundred and forty-seven acres in lieu of that received back, be laid in the form marked by the red lines on the plan, and bounded in the following manner. viz. beginning at the northerly corner of the faid town of *Fryburg*; thence south forty-five degrees west, on the north-west-erly side line of the faid town, five hundred and thirty rods; thence north eighty degrees east (by the needle) one thousand five hundred and eighty-four rods; hence south eighty-two degrees, east five hundred rods; thence south eight degrees west, to the upper *Keezer* pond; thence by the faid pond, and the outlet thereof, to the north easterly side line of the aforesaid town of *Fryburg*, thence north forty-five degrees west, on the faid line unto the northerly corner first mentioned.

JONATHAN GREENLEAF,
DAVID SEWALL,
JOHN LEWIS,
WILLIAM LITHGOW, junr.

CL.

Resolve granting one hundred pounds to the commissioners appointed to ascertain the boundary line between *New-York* and this Commonwealth, and requesting the Governor to write to the Governor of *New-York*, upon the subject. *March 18, 1784.*

Whereas in and by an act, made and passed in the present session of the General Court, entitled "An act for the appointing and empowering commissioners, on the part of this Commonwealth, in conjunction with such as may be appointed by the State of *New-York*, to ascertain the boundary line between this Commonwealth,

east of *Hudson's-River* and State aforesaid," *Joseph Hawley, Caleb Strong, Timothy Edwards* and *Theodore Sedgwick*, Esq's. are appointed commissioners, on the part of this Commonwealth, for the purposes mentioned in the said act :

It is therefore *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, to the said commissioners, whenever they shall be ready to proceed on the business in the said act assigned them, the sum of one hundred pounds, to enable them to effect the business of their commission with dispatch. And it is further

Resolved, That the Governor of this Commonwealth be requested to write to the Governor of *New York*, upon the subject matter of the said act, and transmit him an authenticated copy of the same ; and that he commissionate the said commissioners as speedily as may be, in the manner provided by said act.

CLI.

Resolve on the petition of the inhabitants of the island of *Nantucket*, for postponing the payment of all taxes assessed upon the town of *Sherburne* till further orders:
March 18, 1784.

On the petition of the inhabitants of the island of *Nantucket* :

Whereas the inhabitants of the island of *Nantucket* have been much exposed to the depredations and ravages of the enemy, during the late war, from the peculiar situation of the said island ; and have in reality suffered greatly by having their vessels captured, and their property taken and carried away :

Resolved, That the payment of all the taxes assessed upon the town of *Sherburne*, in the county of *Nantucket*, except the sum of twenty-one hundred pounds (which is to be paid forthwith) be postponed until the third Wednesday of the next sitting of the General Court.

CLII.

Report of the committee of both Houses on the petition of Licut. Col. *Badlam*.
March 18, 1784.

The committee of both Houses, appointed to consider the petition of Lieutenant-Colonel *Badlam*, have attended that service, and report, as their opinion, That the said petition be referred to Congress, with a representation setting forth the great probability there is (arising from the additional evidence he the said *Badlam* is able to produce in his favour, beyond what he had to lay before the Court-Martial, and his general good character) that upon a full hearing before Congress, or in such other way as they shall direct, he may be acquitted from the charge alledged against him, with honor.

CLIII.

Letter to Congress. *March 18, 1784.*

S I R,

T H E inclosed petition, presented to this Court by *Ezra Badlam*, late a Lieutenant-Colonel in the service of the United States, but dismissed therefrom by the sentence of a Court-Martial, on the first day of *August, 1782*, the Legislature of this Commonwealth have conceived it their duty to lay before Congress, from a consideration of his general character, his past services and acknowledged merit, and from a persuasion that the petitioner would be able to produce such new testimonials in his favour, as would claim the attention of Congress.

This

This Legislature does not undertake to enter into the discussion of a matter decided upon by a Court-Martial ; but as the petitioner, from the commencement of the late war to the time of his dismission, has been chargable in no other instance of failure in duty, but conducted, as we apprehend, as a brave and deserving officer, and until then no stain had rested on his military character ; and as he has also suffered greatly in his health and interest, in the military service of the United States, this Court do earnestly request that Congress would take his case into their wise consideration. give him an opportunity to state his difficulties, and grant him such relief as in their wisdom shall seem meet.

To the President of Congress.

Read and *Ordered*, That a fair draught of the foregoing letter be made, and that the Governor be requested to forward the same to the delegates of this Commonwealth, to be by them presented to Congress.

CLIV.

Resolve on the petition of *John Burke*, and others, in behalf of the town of *Bernardston*, directing the Treasurer to credit said *Bernardston* three pounds three shillings and four pence. *March 19, 1784.*

On the petition of *John Burke*, and others, in behalf of the town of *Bernardston* :

Whereas it appears to this Court, by a receipt from the Secretary, that the town of *Bernardston*, in the county of *Hampshire*, have discharged their several requisitions of beef, and issued one hundred and ninety pounds of beef more than the first requisition :

Therefore *Resolved*, That the Treasurer be, and he is hereby directed, to credit the said town of *Bernardston* the sum of three pounds three shillings and four pence; in full for the said beef.

CXXXV.

Resolve on the petition of *Ephraim Spring*, of *Northbridge*. *March 19, 1784.*

On the petition of *Ephraim Spring*, setting forth, that he was appointed chairman of a class for raising one of the Continental men assigned to the town of *Northbridge*, by a resolve of the General Court of the seventh of *March, 1782* ; and that the said town is made debtor to this Commonwealth, for being deficient two men assigned them by the said resolve, one of which was raised by him the said *Spring* :

Whereas it appears to this Court, by a certificate from the muster-master who resided at *Springfield* at the time of raising, and for the purpose of mustering the men raised in consequence of the said resolve, that the petitioner did seasonably procure and deliver unto the said muster-master (and to his acceptance) a recruit enlisted for the term of three years :

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and hereby is directed, to credit the said town of *Northbridge* the sum of seventy-four pounds one shilling and eight pence, which appears to be the sum charged against the said town for one of the said men ; and that the said *Spring*, as chairman of a class as aforesaid, receive the benefit of the same, any law or resolve to the contrary notwithstanding.

Resolve

CLVI.

Resolve granting two hundred and forty-six pounds twelve shillings and seven pence to *John Avery*, jun. Esq; for services as Secretary, to *January*, 1784. *March* 19, 1784.

On the petition of *John Avery*, Esq; praying for an allowance for his services :
Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, to *John Avery*, Esq; Secretary, the sum of two hundred and forty-six pounds twelve shillings and seven pence, in full for his services from *June*, 1782, to *January*, 1784, over and above three hundred and seven pounds ten shillings and nine pence which he has received in his office during that term.

CLVII.

Resolve on the petition of *Abijah Prescott*, granting him six pounds for the bounty mentioned. *March* 19, 1784.

On the petition of *Abijah Prescott*, setting forth, that he the said *Abijah*, being a deputy-sheriff, did, by virtue of a warrant from a magistrate, apprehend one *Reuben Tucker*, accused of high misdemeanors against the Commonwealth, which prisoner effected a forceable escape, while in his custody—whereupon the said petitioner put forth an advertisement, and promised a reward of twenty dollars for the recovery of the said prisoner, in consequence of which he was again apprehended, tried and found guilty ; but no provision is made for the reimbursement of the twenty dollars given as the bounty aforesaid :

Therefore *Resolved*, That there be paid out of the treasury of this Commonwealth, unto *Abijah Prescott*, the sum of six pounds, in full for the bounty given by him, as mentioned in the preamble to this resolve.

CLVIII.

Resolve on the petition of *Kezia Johnson*, and others, empowering them to make sale of the land mentioned. *March* 19, 1784.

On the petition of *Kezia Johnson*, administratrix to the estate of the deceased *Reuben Johnson*, husband to the administratrix, and *Cyrus Baldwin*, guardian to all the children of the deceased, praying liberty to sell two-thirds of the estate of the deceased, for reasons set forth in the said petition :

Resolved, That the prayer of the said petition be granted, and that *Kezia Johnson*, *Reuben Johnson*, *Cyrus Baldwin*, subscribers of the said petition, be, and they are hereby authorized and empowered, to make sale of two-thirds of the estate of the deceased, and execute a good and lawful deed or deeds of the same, they giving proper security to the Judge of Probate, for the county of *Middlesex*, that the net proceeds of the said sale, shall be put on interest for the benefit of the children, after paying the just demands on the said estate.

CLIX.

Resolve on the petition of the selectmen of *Charlemont*, directing an abatement of certain fines. *March* 19, 1784.

On the petition of the selectmen of the town of *Charlemont*, praying that the fines laid on the said town in a tax of 1781, for not raising their proportion of three and six months men, in the year 1780, may be abated :

Whereas by a resolve of *January* 25, 1781, it was provided that the said town of *Charlemont*, should not be fined for a delinquency of two six-months men, and two three-months

three-months men; and whereas it appears, that by mistake the said town is fined eight pounds, for the said six months men, and the sum of twelve pounds sixteen shillings, for the said three months men:

Therefore *Resolved*, That the whole of the said fines, amounting to twenty pounds sixteen shillings, be abated to the town of *Charlemont*, in the new emission tax of 1781, and the Treasurer of this Commonwealth is hereby directed to govern himself accordingly.

CLX.

Resolve on the petition of *Susannah Green*, empowering her to make and execute a deed, &c. March 19, 1784.

On the petition of *Susannah Green*, widow of *Paul Green*, of *Rochester*, in the county of *Plymouth*, deceased, setting forth, that the dwelling-house of her deceased husband, with eight acres of land adjoining, have been taken by execution, and set off to satisfy the same; and praying that she may be empowered to exchange unimproved lands of her deceased husband's for the said house and land:

Resolved, That the selectmen of the said *Rochester*, with the said *Susannah Green*, executrix to the last will of her deceased husband, be, and hereby are empowered, to make the said exchange, and to execute a good and lawful deed of the same.

CLXI.

Resolve on the petition of the inhabitants of the plantation called *Sterlington*, directing the Treasurer to stay his execution. March 20, 1784.

On the petition of the inhabitants of the plantation called *Sterlington*, in the county of *Lincoln*, setting forth that they have been taxed in two Continental taxes, and the last tax, the sum of twenty-five pounds each, and representing their inability to pay the same:

Therefore *Resolved*, That the prayer of the petitioners be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to stay his execution upon the said inhabitants until the expiration of twelve months from the date hereof.

CLXII.

Resolve directing the Treasurer to pay to the members of the Council and of the General Court, the sums due to them respectively, for their services during the present session, out of any money in his hands. March 20, 1784.

Resolved, That the Treasurer of this Commonwealth be, and he is hereby directed, to pay to the members of the Council and of the General Court, the sum or sums due to them respectively, for their services respectively during the present session, out of any money in his hands, and replace the same out of the first money that shall come into the treasury, unappropriated.

CLXIII.

Resolve on the petition of the inhabitants of the town of *Belfast*, directing the Treasurer to credit the said town for certain taxes. March 20, 1784.

Whereas it appears to this Court, that the inhabitants of the town of *Belfast*, by reason of their situation, being contiguous to the post occupied by the *British* forces at *Penobscot*, during the late war, were under absolute necessity to quit their habita-

tions, and flee to some other towns and places more remote from the enemy for safety, leaving the greater part of their property to the ravages of the enemy, and they are thereby become unable to pay public taxes for the present :

Resolved, That the prayer of the said petition be so far granted, that the whole of the public taxes of every kind, already granted to be assessed on the said town, be, and are hereby abated; and that the Treasurer be, and he is hereby directed to credit the said town accordingly, any law or resolve to the contrary notwithstanding.

CLXIV.

Resolve confirming grants of land formerly made and reported upon by the committee on eastern lands, and for the sale of lands mentioned in the reports of the said committee. *March 20, 1784.*

On the report of *March* the twelfth, 1784, made by the committee appointed by a resolve of the General Court, of *May* the first, 1781, for examining into all trespasses and illegal entries on the unappropriated lands belonging to this Commonwealth :

Whereas the said committee in their report of *March* the twelfth, 1784, annexed a plan exhibiting at one view, the unappropriated lands belonging to this Commonwealth, on the western side of *Saco-River*, and to the southward of little *Ossipy-River*, together with several grants of land made to sundry persons at several times; and have also reported, that of the lands therein mentioned, two hundred acres thereof granted to *Daniel Simpson*, one hundred acres to *Moses Banks*, and four hundred acres to *Joseph Bane*, for the use of his four sons, no confirmation thereof from this government has been made to appear:—Therefore

Resolved, That for the reasons set forth in the said report, the aforesaid grants of two hundred acres to *Daniel Simpson*, one hundred acres to *Moses Banks*, and four hundred acres to *Joseph Bane*, for the use of his four sons, be, and they are hereby severally confirmed to them, their heirs and assigns, to all intents and purposes, and as fully as though the said grants had been heretofore confirmed, and due record made to the same.

And be it further *Resolved*, That the report of the said committee, respecting lands granted to *Jonathan Bane*, and their doings relative thereto, as well as with respect to the two hundred acres, the said committee permitted the assignees of *Samuel Kendall* to lay out, be, and hereby is accepted; and the three hundred acres of land to *Jonathan Bane*, and assignees, and the two hundred acres to the assignees of *Samuel Kendall*, as laid out by the said committee, are severally confirmed to them, their heirs and assigns.

And whereas by the afore-mentioned report and plan, it appears, that there are several strips or gores of land, amounting to about five thousand six hundred acres, of the unappropriated lands belonging to this Commonwealth, on the western side of *Saco-River*, and to the southward of little *Ossipy-River* :

It is hereby *Resolved*, That the whole of the afore-mentioned unappropriated lands mentioned in the said report, be sold at public auction, for government securities, except the one hundred acres reported by the said committee, as taken up by *John Lydston*, without any title under the government, which one hundred acres the said committee are directed to dispose of in such manner as they shall judge best for the interest of this Commonwealth.

And it is further *Resolved*, That the eleven lots of land adjoining to *Fryburg*, mentioned in the report N^o. 2, of the said committee of *March* the tenth, 1784, containing one hundred and fifty acres each, excepting one of them which contains one hundred and ninety-two acres, be all sold at public auction for government securities.

And

And it is further *Resolved*, That *Cotton Tufts*, *Edward Russell*, and *John Hill*, Esquires, be a committee to dispose of the aforesaid lands, amounting to about five thousand six hundred acres; and also the aforesaid eleven lots of land, at public auction, for government securities, as soon as may be, and at such time and place as they shall appoint, first giving public notice thereof in three of the *Boston* newspapers, for three weeks successively, and at least three months before the time of sale, and shall have power to adjourn from time to time, until the sale is completed; and the said committee are hereby authorized and empowered, to give good and sufficient deeds to the purchaser or purchasers of the said lands, in the name and behalf of this Commonwealth, and to have regard to the bounds of the said lands, as set forth in the reports and plans afore-mentioned; and the said committee are hereby directed to pay into the Treasurer of this Commonwealth, such securities as they shall receive for the said lands, taking duplicate receipts therefor, and to lodge one of them with the Secretary, and make report of their doings hereon, at the next session of the General Court.

CLXV.

Resolve allowing the committee for methodizing accounts, seven shillings per day, while settling the committee of sequestration's accounts, and directing the committee to call upon all persons who have received goods of said committee.
March 20, 1784.

Whereas it appears by the memorial of the committee for methodizing accounts, to whom was committed the settlement of the accounts of the committee of sequestration, that the settlement of the said accounts was delayed, by reason of charges being made of the said committee of sequestration, and the auctioneer employed by them for their daily trouble in that business, in such manner as could not with propriety be allowed without the order of this Court: Therefore, to ascertain their daily pay,

Resolved, That there be allowed by the committee for methodizing accounts, in their settlement of the accounts of the committee of sequestration, seven shillings per day to each of the said committee, for their time and trouble while they were employed in that business; and that nothing be allowed to *William Greenleaf*, for his trouble, saving the five per cent. commission on the sale of goods to him committed.

And whereas it is represented, that there is still in the hands of divers persons, sundry goods belonging to absentees, unaccounted for by the committee of sequestration:

Resolved, That the committee for methodizing accounts be, and they are hereby directed, to call on every person who has received any of the said goods, and who has not accounted for the same, and bring them to immediate settlement therefor, and upon the said committee's receiving any of the said goods into their possession, they are directed to make sale of the same for the use of this Commonwealth; and in case any person who may have received any of the said goods, and has not accounted for the same, shall refuse to deliver the said goods unto the said committee, or account with them therefor, the said committee, without partiality or delay, are directed to exhibit an account thereof to the Attorney-General of this Commonwealth, who is hereby directed immediately to commence a legal process thereon, and the sums that may be recovered, shall be paid into the hands of the Treasurer, in such manner and for such purposes, as is mentioned in a resolve passed *October* the fourth, 1782.

And it is further *Resolved*, That in every matter relative to the accounts of the committee of sequestration, where this Court has not particularly made the allow-
ances

ances of pay or charges made, the committee for methoding accounts, are empowered to make such allowances as they may judge reasonable; and the said committee are directed, without discrimination, to bring every person concerned in the afore-mentioned business, to an immediate settlement, agreeably to the aforefaid resolve of *October* the fourth, 1782.

CLXVI.

Resolve on the petition of *Nathaniel Freeman*, to apprehend one *Seth Perry*, and to deal with him according to law. *March 22, 1784.*

On the petition of *Nathaniel Freeman*, Esq; praying for the direction of the General Court, relating to the sending out of this Commonwealth one *Seth Perry* and his family:

Resolved, That the said *Nathaniel Freeman*, Esq; be, and he hereby is directed, to take care that the said *Seth Perry* and his family be immediately apprehended, and dealt with agreeable to a law made and passed the second day of *July* last, entitled, "An act to carry into execution an act made in the year one thousand seven hundred and seventy-eight," entitled, "An act to prevent the return to this State, of certain persons therein named, and others who have left this State, or either of the United States, and joined the enemies thereof."

CLXVII.

Resolve on the petition of the selectmen of the town of *Walpole*, directing the Treasurer to credit said town for a fine and bounty. *March 22, 1784.*

On the petition of the selectmen of the town of *Walpole*, setting forth, that the said town was fined for the deficiency of one man, to serve as a soldier in the year 1781, for the term of three months, which man was raised, and served in Captain *Pond's* company, at *Rhode-Island*, as appears by certificates:

Resolved, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Walpole*, (in the tax of *March* last) the sum of twenty-one pounds one shilling and nine-pence, in full for the fine and bounty of one man, to serve as a soldier for the term of three months.

CLXVIII.

Resolve on the representation of *Timothy Childs*, in behalf of *Josiah Wright*, and others, to shew cause. *March 22, 1784.*

Whereas it is represented to this Court by *Timothy Childs*, who petitions in behalf of himself, *Josiah Wright*, jun. and *James Easton*, jun. praying for a new trial on a certain action brought in the county of *Worcester*, wherein *Cheney Reed* was plaintiff, and the persons aforefaid were defendants, on a note of hand indorsed to him by one *Joseph Reed*, for one thousand pounds, conditioned to be void on the payment of five hundred pounds, which it is said was performed by the defendants, for the whole sum of one thousand pounds, occasioned by the absence of a material witness, by whose testimony the defendants are able to shew that the said note was conditioned as aforefaid: Therefore

Resolved, That the petitioners notify the said *Cheney Reed*, that he appear and shew cause, if any he has, why the prayer of the petition of the said *Timothy Childs*, in behalf of himself and others, should not be granted on the second Wednesday of the next sitting of the General Court, by leaving an attested copy of their petition and this resolve, at the last and usual place of his abode, at least fourteen days before

fore the said sitting of the said General Court, and that execution be stayed in the mean time.

And it is further *Resolved*, That a resolve of the twelfth instant, purporting to be founded on the representation of the laid *Timothy Childs*, in behalf of himself, *Joshua Wright*, jun. and *James Easton*, jun. for notifying the said *Cherney Reed* to appear and shew cause at the time afore-mentioned, and for staying execution in the mean time, be, and hereby is repealed and made null and void.

CLXIX.

Report of the committee appointed by a resolve of the 28th of *October* last, to examine into the state of the unappropriated lands in county of *Lincoln*. *March* 22, 1784.

The committee appointed in consequence of a resolve of the General Court, of the twenty-eighth of *October* last, to examine into the state of the unappropriated lands in the county of *Lincoln*, and for other purposes therein mentioned, have attended to the business of their appointment, so far as time and circumstances would permit; and they find that large tracts of land in the said county, are claimed by certain persons and companies, particularly by the *Plymouth* company, by the heirs and assigns of — *Leverett*, called the *Waldo* claim; and besides these, that there is a claim called the *Drown* claim, and sundry others: As most of the said claims are founded on ancient grants and various Indian deeds, &c. it will require a considerable time to investigate their authenticity and extent, and to prepare a state of facts to be laid before the General Court, which will be attended to without loss of time; and in the mean time your committee ask leave to report as their opinion, that it will be for the interest of the Commonwealth, to lay out a number of towns in the said county, and propose that four towns be laid out on the west side of *Penobscot* river, beginning at the said river, at the distance of thirty miles from the sea, from thence extending on a line parallel with the general course of the sea-coast towards *Kenebeck* river; that as many towns be laid out on the east side of *Penobscot* river, as the land laying between the westernmost of the twelve townships, conditionally granted on the same side of the said river, and the land granted to the Indians, will admit; that six townships be laid out on the west side of the river *St. Croix*, being the easternmost boundary of this Commonwealth, beginning at the sea, and extending up the said river; that each of the said townships be laid out six miles square, or as near thereto as circumstances will permit, and that surveyors be appointed by the persons who shall be authorized to dispose of the land herein mentioned, for the purpose of laying out the said townships, returning the quantity, quality and boundaries of the same, whether they be rocky, mountainous, or plain, the growth and kind of timber and wood thereon, the rivers and streams therein, together with the nearness of those townships which do not lay on a river, to any settlement or landing, agreeably to the afore-said resolve.

And at the same time your committee would beg leave to suggest, that for the purpose of preventing emigrations from this into other States, and accelerating the settlement of the lands belonging to this Commonwealth, it would be expedient to appoint some suitable persons to dispose of the lands before proposed to be laid out, to any subject of this or any other of the United States, who will pay therefor in specie securities due from this Commonwealth, with the following directions, viz. after reserving fifteen hundred acres in every township for public use, to dispose of half of the said townships which shall be adjoining to a river, in quantities not exceeding five hundred acres to one person, and at a rate not below six shillings per acre; in each of the other townships that shall be adjoining a river, to sell six thousand acres, in quantities not exceeding one hundred and fifty acres to

one person, on such terms as to the venders shall appear reasonable, the validity of their titles to depend on settling themselves, or causing some other person to settle within twelve months from the date of the deed, unavoidable casualties excepted; if the first mentioned townships should not be sold in the manner prescribed for them, then that they be sold in the manner last mentioned; in those townships which do not adjoin to a river, to dispose of a quantity not exceeding three thousand acres, as follows, to give one hundred acres to each person who shall settle thereon within one year from the date of his agreement, their titles to be confirmed to them upon their clearing at least four acres annually, for the first four years.

It is suggested also, that it will be expedient to authorize the persons who may be appointed to dispose of the land, to procure faithful chainmen and other help necessary for the purpose of laying out the townships and lots that shall be sold: both surveyors and chainmen to be sworn faithfully to discharge the duties to which they are respectively appointed, previously to their proceeding.

Your committee, immediately after the passing of the said resolve of the twenty-eighth of *October* last, by public advertizements, gave notice of their appointment and of the duties required of them, and cautioned all persons against committing future trespasses on public lands in the said county; they also empowered the honorable *William Lithgow*, jun. Esq; in their behalf, to commence suits at law, and to prosecute the same to final judgment and execution against all persons who should disregard the warning then given; it is proposed when the season shall be most favourable for the purpose, that two at least of the committee proceed in person to the said county, in order to receive proposals from those persons who have without authority, entered on public land, and made encroachments thereon, and to treat with them on terms of settlement.

The foregoing is humbly submitted,

by SAMUEL PHILLIPS, jun. per order.

Boston, March 19, 1784.

And thereupon *Resolved*, That *Samuel Phillips*, jun. *Nathaniel Wells*, *Nathan Dane*, Esqr's. be, and they are hereby appointed a committee for the purpose of carrying the foregoing report into execution; and that there be allowed and paid out of the public treasury, a sum not exceeding one hundred and fifty pounds, unto the said committee, to enable them to perform the business hereby assigned them; they to be accountable for the same.

CLXX.

Resolve on the representation of Monsieur *De Le Tombe*, Consul-General of *France*, exempting the cargo of the ship *Rencentre* from forfeiture. *March 23, 1784.*

On the petition of the Consul-General of *France*, relative to a seizure of the cargo of the ship *Rencounter*:

Whereas it appears that there was no intention of fraud in omitting to enter the said cargo agreeable to law:

Therefore *Resolved*, That the cargo of the said ship *Rencounter*, consisting of one hundred and twenty-five packages, as appears by the first entries in the naval-office, part of which was re-shipped on board the brig *Victory*, and lately unladed without permit, be exempt from forfeiture, and that the articles seized be restored to the concerned. *Provided however*, That the duties on the whole cargo be first secured according to law, and all reasonable charges for the removal and storage of said property be duly paid, the seizure aforesaid or any thing to the contrary notwithstanding.

Order

CLXXI.

Order requesting the Governor to write to Governor *Guerard*, of *South-Carolina*, inclosing the letter of the Judges of the Supreme Judicial Court. *March 23, 1784.*

Ordered, That his Excellency the Governor be requested to write to his Excellency *Benjamin Guerard*, Governor of *South Carolina*, inclosing, for the information of Governor *Guerard*, the letter of the Judges of the Supreme Judicial Court of this Commonwealth, with the copy in the said letter referred to, upon the subject of Governor *Guerard's* letter, dated the sixth *October, 1783.*

CLXXII.

Resolve on the petition of *Afa Whetcomb*, Esq; allowing him a certain sum for surpluses paid by him in 1775, to non-commissioned officers. *March 22, 1784.*

Whereas *Afa Whetcomb*, Esq, was, in the year one thousand seven hundred and seventy-five, appointed pay-master and muster-master of the troops raised by this State, and stationed at *Cambridge*, and received public monies for the use of the said troops, to be paid them agreeably to the direction of a resolve of the Congress of the State; but from a misconstruction of the said resolve, the said *Whetcomb* paid to each non commissioned officer and private, one full month's wages, when the true intent and meaning of the said resolve was, that each non-commissioned officer and private should receive the sum of forty shillings only; and therefore the said *Whetcomb*, when called upon to account for the expenditure of the monies he had received as aforesaid, was not allowed for the surpluses paid by him to the non-commissioned officers, although he produced sufficient vouchers of the payment of the same: And whereas it appears to this Court, that the non-commissioned officers aforesaid were, in the final settlement of their accounts, each charged with a full month's pay, made by the said *Whetcomb* as aforesaid, and the public hath had the advantage thereof:

Therefore *Resolved*, That there be allowed to the said *Afa Whetcomb*, the sum of eleven hundred and fifty one pounds three shillings, in full of the amount of the surpluses aforesaid, paid by him to the aforesaid non commissioned officers, and also in full compensation of his services as pay-master and muster-master; and the committee for methodizing and stating the public accounts, are hereby directed to allow the same in the settlement of the said *Whetcomb's* accounts.

CLXXIII.

Grant of four thousand pounds to the committee on accounts. *March 22, 1784.*

Resolved, That there be paid out of the treasury of this Commonwealth, to the committee on accounts, four thousand pounds, to enable them to pay such accounts as have been by them examined and allowed; the said committee to be accountable for the expenditure of the same.

CLXXIV.

Resolve on the petition of *Stephen Root*, granting him forty-nine pounds two shillings and eight pence, for his wages while a prisoner, and forty shillings for the loss of a fire-arm and accoutrements. *March 22, 1784.*

On the petition of *Stephen Root*, praying for a compensation for the time he was a prisoner with the enemy, until he returned home, which was two years and seventeen days:

Resolved,

Resolved, That there be allowed and paid out of the public treasury of this Commonwealth, the sum of forty-nine pounds two shillings and eight pence, to the said *Stephen Rost*, in full for his wages while a prisoner.

And it is further *Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth, the further sum of forty shillings, for the fire-arm and accoutrements he lost when taken a prisoner, and that the same be charged to the accounts of the United States.

CLXXV.

Resolve on the petition of the inhabitants of the plantation called *Bakerstown*, in the county of *Cumberland*, directing the Treasurer to stay executions. *March 22, 1784.*

Whereas several taxes have been laid by the General Court of this Commonwealth, upon the plantation called *Bakerstown*, in the county of *Cumberland*, the payment of which by the inhabitants only, appears to be unreasonable; and as very few of the inhabitants are proprietors, and the proprietors records at a great distance from them, by which they are deprived of the necessary means of knowledge to make a just and equitable assessment: Therefore,

Resolved, That the prayer of the said petition be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to stay all executions that have been issued by him, or might be issued, if this resolve had not passed, against the said plantation of *Bakerstown*, for six months from the date of this resolve; and the further consideration of putting the inhabitants of the said plantation in such circumstances respecting the proprietors records as shall enable them to make a just and legal assessment, be referred to the next sitting of the General Court.

CLXXVI.

Resolve requesting the Governor to appoint some person to receive the public stores at *Machias*. *March 22, 1784.*

It being represented to this Court, that there is a number of cannon and other military stores and buildings at *Machias*, and its vicinity, which are the property of the United States, and no person is now authorized to take care thereof:

Resolved, That his Excellency the Governor be, and he is hereby requested, to appoint some suitable person to take care of the said cannon, stores and buildings, and make return of the quantity and situation of the same, as soon as may be.

CLXXVII.

A grant of six hundred pounds to *Thomas Ivers*, Esq; Treasurer. *March 22, 1784.*

Resolved, That there be granted and allowed out of the public treasury of this Commonwealth, to *Thomas Ivers*, Esq; Treasurer and Receiver-General of the Commonwealth aforesaid, the sum of six hundred pounds, being in full for one year and six months service as Treasurer aforesaid, ending on the 10th day of *April* next.

CLXXVIII.

Resolve for repealing a resolve passed *June 23, 1780*, and for leasing out *Thatcher's* Island. *March 22, 1784.*

Whereas by a resolve of the General Court, passed *June 22, 1780*, empowering and directing *Stephen Cheate*, Esq; (amongst other things) annually to lease out *Thatcher's*

Island (so called) for as much as the same will fetch, till the further order of the General Court: And whereas it appears to this Court, that the said island may be improved to better advantage by the person appointed by the Governor to reside on the aforesaid island, for the purpose of tending the light-house erected thereon:

Resolved, That the aforesaid resolve, so far as it relates to the leasing out the said island, be, and hereby is repealed and made null and void.

And it is further *Resolved*, That the Governor be, and hereby is requested, to require the person who is or may from time to time be appointed as aforesaid, to account for the improvement of the said island annually, during the time he shall be employed as aforesaid.

CLXXIX.

Resolve directing the committee for settling with the army, to write Col. *Armand*, and request him to compleat a return of the men enlisted by him in this Commonwealth. *March* 22, 1784.

Whereas Col. *Armand*, on the fourteenth day of *July*, Anno Domini, one thousand seven hundred and seventy-eight, did receive out of the treasury of the then State of *Massachusetts*, the sum of two thousand five hundred and eleven pounds, for the purpose of paying the bounties of one hundred and sixty-two men, inhabitants of the said State, supposed to be enlisted into the legion of horse, at that time commanded by the said Col. *Armand*: And whereas the said Colonel has made return of thirty-one men only enlisted as aforesaid, and has not accounted for the sum received by him as aforesaid:

Therefore *Resolved*, That the committee for settling with the army be, and they are hereby directed, to write to the said Col. *Armand*, and request him to compleat and forward to the said committee, a return of all the men enlisted by him as aforesaid, who then belonged to the said State, in order that the United States may be debited with the sum advanced as aforesaid, to the said Colonel.

CLXXX.

Resolve directing the Treasurer to call upon delinquent collectors for 1781. *March* 22, 1784.

Resolved, That the Treasurer be, and he hereby is directed, to issue his executions against all such collectors of the tax granted in *April*, 1781, and payable in bills of the new emission, as shall not have compleated the settlement of their respective accounts on the 15th day of *June* next; and that he cause this resolve to be published in *Adams* and *Nourse's*, and in the *Salem*, *Worcester* and *Springfield* newspapers.

CLXXXI.

Grant of one thousand and sixty-three pounds twelve shillings to Hon. *Robert Treat Paine*, Esq; for his services as Attorney-General, to *January*, 1783: *March* 23, 1784.

Whereas it appears to this Court that by reason of the late war, the business necessary to be performed by the Attorney-General of this Commonwealth in that office, hath been greatly increased and attended with peculiar difficulty, greater expence, and more constant application than at other times: Therefore

Resolved,

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, unto the Hon. *Robert Treat Paine*, Esq; Attorney-General, the sum of one thousand sixty-three pounds and twelve shillings, in addition to what has been granted to him and he has received, previous to the first of *Jan.* in the year 1783, in full for his services as Attorney-General for this Commonwealth, from the time of his first appointment to that office, down to the said first day of *January*, in the year one thousand seven hundred and eighty-three.

CLXXXII.

Grant of seven pounds to Mrs. *Judith Cooper*, widow of Dr. *Samuel Cooper*, late chaplain to the two Houses; and five pounds to the Rev. *Joseph Eckley*, chaplain, for his services the present session. *March 23, 1784.*

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, to Mrs. *Judith Cooper*, the widow of the late Rev. *Samuel Cooper*, D. D. the sum of seven pounds, for his services as chaplain to the General Court in the two first sessions thereof, in the present year. And that there be also paid to the Rev. *Joseph Eckley*, for his services as chaplain the present session, the sum of five pounds.

CLXXXIII.

Resolve employing Mess'rs. *Adams* and *Nourse* to print twelve hundred sets of perpetual laws, and establishing their pay. *March 23, 1784.*

Whereas *Thomas Adams* and *John Nourse*, printers in the town of *Boston*, have engaged to print the perpetual laws of this Commonwealth on good paper, with a fair type, and that each sheet shall contain at least as much as a sheet of the perpetual laws of the late province, at the rate of one penny lawful money per sheet:

Resolved, That the aforesaid *Thomas Adams* and *John Nourse* be employed to print twelve hundred sets of the perpetual laws of this Commonwealth, and that they be allowed therefor at the rate above-mentioned, provided they shall execute the work in the manner above-mentioned.

CLXXXIV.

Resolve on the petition of *Thomas Mighill*, in behalf of the town of *Rowley*, remitting a fine laid on said town for not sending a Representative. *March 23, 1784.*

On the petition of *Thomas Mighill*, praying that the fine set on the town of *Rowley*, for neglecting to send a Representative to the General Court in 1782, be abated, for reasons set forth in said petition:

Resolved, That the town of *Rowley* be abated the sum of twenty-nine pounds twelve shillings and six pence, being the one half of the fine set on the said town for the said neglect; and the Treasurer of this Commonwealth is hereby empowered and directed, to credit the town of *Rowley* the sum of twenty-nine pounds twelve shillings and six pence, in the last State tax.

CLXXXV.

Resolve on the petition of *John Munroe*, in behalf of the town of *Harvard*, remitting a fine laid on said town for not sending a Representative. *March 23, 1784.*

On

On the petition of *John Munroe*, in behalf of the town of *Harvard*, praying that the fine assessed on the said town, for not sending a Representative to the General Court last year, may be remitted, for reasons set forth in the petition :

Resolved, That the prayer of the petition be so far granted, that the sum of eighteen pounds fifteen shillings and five pence, be remitted to the said town of *Harvard*, it being half the fine assessed in the last tax-act on the said town for not sending a Representative to the General Court the last year ; and that the Treasurer be, and he is hereby directed, to credit the said town in the last tax-act accordingly.

CLXXXVI.

Resolve on the petition of *Dr. Samuel Langdon*, granting him three hundred and twenty pounds (specie) in lieu of a warrant granted him some years ago, upon his return of the same. *March 23, 1784.*

On the petition of *Samuel Langdon*, D. D. late President of *Harvard-College*, setting forth, that he received a warrant on the treasury of this Commonwealth, for the sum of four hundred and ninety-seven pounds, five shillings and seven pence, in bills of the new emission, in full discharge of his account as President of the said College.

Resolved, That there be allowed and paid out of the treasury of this Commonwealth, the sum of three hundred and twenty pounds (specie) to *Samuel Langdon*, D. D. (upon his returning the warrant aforesaid) which sum shall be in full discharge of his account as President aforesaid.

CLXXXVII.

Resolve on the petition of *John Harkness*, in behalf of the plantation of *Cambden*, in the county of *Lincoln*, directing the assessors of the town of *Thomastown* to assess, &c. *March 23, 1784.*

Resolved, That the prayer of the petition of *John Harkness*, in behalf of the plantation of *Cambden*, in the county of *Lincoln*, be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to stay execution against the said plantation, on account of any taxes due therefrom, for twelve months from the date of this resolve.

And it is further *Resolved*, That the assessors of the town of *Thomastown* be, and they are hereby directed, not to assess any of the inhabitants of the aforesaid plantation, any thing that may be contained in any tax-act to the contrary notwithstanding.

CLXXXVIII.

Resolve relative to *Penobscot* soldiers pay, directing the Treasurer to issue certificates on collectors. *March 23, 1784.*

Whereas it is found inconvenient, that so small a sum as is due to the men borne on the rolls of the *Penobscot* expedition, should be paid in notes, on interest, as directed by an act of *May 2; 1780* :

Resolved, That the Treasurer be, and he is hereby directed, to pay the same, by issuing his certificates on the collectors of the last State-tax, any thing in the aforesaid act to the contrary notwithstanding.

CLXXXIX.

Resolve on the petition of *Thomas Poor*, in behalf of the town of *Methuen*, abating a fine. *March 23, 1784.*

On

On the petition of *Thomas Poor*, in behalf of the town of *Methuen*, praying for an abatement of a fine laid on the said town in the last State tax, for not sending a Representative to the General Court for the year 1782, for reasons set forth in the said petition :

Resolved, That one half of the said fine be remitted ; and the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Methuen* the sum of eighteen pounds sixteen shillings and eight pence, being the one half of the said fine set against said town in the last State tax, granted *March*, 1783.

CXC.

Resolve on the petition of the town of *Templeton*, remitting a fine laid on said town for not sending a Representative. *March* 23, 1784.

On the petition of the selectmen of the town of *Templeton*, setting forth, that the said town was fined in the last State-tax, for not sending a Representative in the year 1782, praying that the same may be abated, for reasons set forth in their petition :

Resolved, That the prayer of the petition be so far granted, that the Treasurer of this Commonwealth be, and he hereby is directed, to credit the said town of *Templeton*, the sum of fifteen pounds in the last State-tax, it being one half of the fine laid on the said town, for not sending a Representative in the year 1782.

CXCI.

Resolve on the petition of *Ephraim Fairbanks*, in behalf of the town of *Bolton*, directing the Treasurer to credit the said town for a fine. *March* 23, 1784.

On the petition of *Ephraim Fairbanks*, in behalf of the town of *Bolton*, setting forth, that the said town was fined the sum of thirty-seven pounds one shilling and eight pence, for not sending a Representative in the year 1782, praying that the same may be abated, for reasons set forth in his petition :

Resolved, That the prayer of the petition be so far granted, that the Treasurer of this Commonwealth be, and he is hereby directed, to credit the said town of *Bolton*, the sum of eighteen pounds ten shillings, in the last State-tax, it being one half of the aforesaid fine, any law or resolve to the contrary notwithstanding.

CXCII.

Resolve on the petition of *Deborah Whitworth*. *March* 23, 1784.

On the petition of *Deborah Whitworth*, shewing, that on exhibiting to the committee appointed to examine the claims on the estate of *John Vassall*, Esq; a bond given by the said *Vassall* to her late husband, she gave credit for the sum of one hundred and thirty-three pounds six shillings and eight pence, paid on the 20th of *April*, 1778, on account of a bill then drawn by her said husband, on the said *Vassall*, and that since the report of the said commissioners, the said bill has been returned protested :

Resolved, That the Judge of Probate, for the county of *Middlesex*, be, and he is hereby required, to direct the commissioners who examined the claims on the estate of the said *Vassall*, (and in case of the death or removal of either of them, to appoint another in his stead) to receive and examine the further claim of the said *Whitworth*, and to make report thereon to his office as soon as may be ; and the Governor is hereby requested, with the advice of Council, to issue his warrant on the treasury, for the payment of such further sum as shall be certified by the register of the said probate, to be reported as due to the said *Whitworth*, out of the money received

received into the treasury from the sale of the said *Vassall's* estate, agreeable to an act of the 2d of *March*, 1781.

CXCIII.

Resolve on the petition of *Timothy Childs*, in behalf of the town of *Pittsfield*, remitting a fine for not sending a Representative. *March* 23, 1784.

On the petition of *Timothy Childs*, in behalf of the town of *Pittsfield*, praying that the fine the said town incurred for not chusing a Representative in the year 1782, may be remitted :

Resolved, That the prayer of the said petition be so far granted, as that one half of the fine, viz. eighteen pounds three shillings and four pence, be taken off and remitted to the said town ; and the Treasurer is directed to credit the said town of *Pittsfield* the sum of eighteen pounds three shillings and four pence accordingly, in the last State tax.

CXCIV.

Resolve on the petition of *William Jones*, in behalf of the town of *Bristol*, directing the Treasurer to credit said town for an overcharge in the last State tax. *March* 23, 1784.

On the petition of *William Jones*, in behalf of the town of *Bristol*, in the county of *Lincoln*, praying that the said town may have an abatement in the last State tax, for the reasons set forth in his petition :

Whereas the said town of *Bristol* stands two pounds one shilling and six pence in the estimate on which the last State tax was framed, which to two hundred thousand pounds, amounts to four hundred and fifteen pounds only ; but on the said last State tax, the said town of *Bristol* is set at four hundred and fifty-five pounds, by which it appears that there is a mistake of forty pounds, which operates to the value of that sum unjustly against the said town :

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, to credit the town of *Bristol*, in the county of *Lincoln*, on the last State tax, the sum of forty pounds, and charge the same to this Commonwealth:

CXCV.

Resolve on the petition of *Kezia Johnson*, and others, empowering them to execute the deed mentioned, and repealing a resolve passed the 19th instant. *March* 23, 1784.

On the petition of *Kezia Johnson*, administratrix to the estate of the deceased *Reuel Baldwin*, husband to the administratrix, and *Cyrus Baldwin*, guardian to all the children of the deceased, praying liberty to sell two thirds of the estate of the deceased, for reasons set forth in the said petition :

Resolved, That the prayer of the said petition be granted, and that *Kezia Johnson*, *Reuben Johnson*, and *Cyrus Baldwin*, subscribers of the said petition, be, and they are hereby authorized and empowered, to make sale of two thirds of the estate of the deceased, and execute a good and lawful deed or deeds of the same, they giving proper security to the Judge of Probate for the county of *Middlesex*, that the net proceeds of the said sale shall be put on interest for the benefit of the children, after paying the just demands on the said estate.

Also

Also *Resolved*, That the resolve of this Court of the 19th of *March* instant, upon the petition of the said *Kezia Johnson, Reuben Johnson, and Cyrus Baldwin*, be, and it is hereby repealed.

CXCVI:

Resolve on the petition of *Martha Clark and James Swan*, empowering them to invest certain monies in the securities of this Commonwealth. *March 23, 1784.*

On the petition of *Martha Clark and James Swan*, setting forth, that *Samuel Clark*, deceased, to avoid the ill consequence of a depreciating currency, by his last will and testament ordered his executors to invest in real estate, any monies that might come to their hands as his executors, and that the reasons for so doing now cease, and that the same, according to the true intent of the testator, may now be vested in other property, and praying that they may be empowered to invest such monies in government securities, for the benefit of the heirs of the said *Samuel* :

Resolved, That the said *Martha Clark and James Swan*, be, and they are hereby empowered, to invest what monies are or shall be in their hands as executors of the said will, in the securities of this Commonwealth, for the benefit and use of the heirs of the said *Samuel*, deceased, any thing in said will to the contrary notwithstanding.

CXCVII.

Resolve on the petition of *William Lithgow, jun. Esq;* directing the Treasurer, not to issue executions against the towns and plantations in the county of *Lincoln* for beef, &c. *March 23, 1784.*

Whereas the memorial of *William Lithgow, jun. Esq;* in behalf of a number of towns in the county of *Lincoln*, is referred for further consideration to the next General Court : And whereas the said towns are in the interim exposed to have executions levied upon them in various instances, which in their present debilitated state would probably be productive of ruinous consequences to them :

Therefore *Resolved*, That the Treasurer of this Commonwealth be, and he hereby is directed, not to issue his executions against any of the towns or plantations in the said county, for their deficiency in procuring beef, and for taxes assessed upon them respectively, for their quotas of three years, and three and five months men, for the term of six months from the date hereof, any law or resolve to the contrary notwithstanding.

CXCVIII.

Resolve on the petition of *John Torrey*, late Assistant-Deputy-Quarter-Master, to notify *John Mighill* to shew cause, the third Wednesday of the next session. *March 23, 1784.*

On the petition of *John Torrey*, late Assistant-Deputy-Quarter-Master at the post at *Springfield*, setting forth, that in obedience to his orders, he procured a number of teams for the purpose of transporting cloathing and other articles to the army, in the year 1781 ; that in *February, 1783*, a suit was commenced against him by *Aaron Mighill, Esq;* who supplied said teams, and notwithstanding he agreed with the Attorney of the said *Mighill* to put off the trial to the then next Court, in his absence the case was brought on, and judgment was recovered against him for the sum of one hundred and thirty-six pounds, fifteen shillings and seven pence, and
cost

cost, and is now liable to an execution for the said sums, and that he has never received any value from the public for the said service; and praying that the force of judgment and execution may be suspended, for reasons set forth in the petition, and for the reason that this Court have lately applied to Congress upon the subject matter thereof:

Resolved, That the prayer of the petition be so far granted, that the petitioner notify the said *Aaron Mighill*, Esq; by serving him with an attested copy of his petition, with this order thereon, fifteen days at least before the third Wednesday of the next session of the General Court, to shew cause, if any he have, why the execution on the said judgment should not be suspended, and in the mean time execution be stayed.

CXCIX.

Resolve on the representation of Mess^{rs}. *Deming*, *Walley*, and *Boyer*, requesting the Governor to sign a letter to the delegates of this Commonwealth, and to forward the same, as also copies of letters between Mess^{rs}. *Imlay*, *Deming*, &c. and Mr. *Henderson*'s depositions. *March* 24, 1784.

The committee of both Houses appointed to take into consideration, the representation from Messieurs *Deming*, *Walley*, and *Boyer*, take leave to make a farther report, and offer the draught of a letter to be signed by the Governor, and forwarded to the delegates of this Commonwealth at Congress, and propose that the copy of a deposition of *Joseph Henderson*, of a letter from Mr. *Imlay*, to Mess^{rs}. *Deming*, *Walley*, and *Boyer*, and of two orders from General *Thomas*, to *Aaron Blaney*, herewith presented, be inclosed in the said letter, which is submitted, by

S A M U E L P H I L L I P S, jun. per order.

COMMONWEALTH OF MASSACHUSETTS.

Boston, *March* 23, 1784.

GENTLEMEN,

THE legislature of this Commonwealth are concerned, to find so faint a prospect of a happy settlement of the public accounts. By the enclosed letter from Mr. *Imlay*, commissioner for examining the claims of this Commonwealth against the United States, of the 5th of *January*, 1784, it appears, that he is directed to re-examine these accounts which were carried to *Philadelphia* by Mr. *Henderson*, in the year 1776, although they were particularly examined at that time by the committee of claims, and a sum was granted to the amount of them, except for the charges for sea-coast men, and the support of *Boston* poor. The enclosed copy of Mr. *Henderson*'s deposition, clearly shews how fully the purchases were supported. That this Commonwealth should, at this day, suffer for want of vouchers, which have been exhibited, can never be admitted; when, by Mr. *Imlay*'s own representation it appears, that the first parcel of accounts sent to him, were received in a disordered and broken state; that Mr. *Mulligan* sent forwards afterwards only such as were taken out to his knowledge; and after all, that in many instances the accounts themselves are missing. It is conceived that after the examination above stated, there can be no just reason for a further enquiry into those accounts, saving as to the expenditures; and should a support of these be insisted on, great allowance will certainly be made, for the situation of things at that early period of the war, before any regular system was adopted, or Continental commissaries were appointed, and when so many embarrassments were to be encountered, and a confusion unavoidably prevailed, (of which the enclosed order from General *Thomas*, will afford a specimen) and with such allowances we are well assured, all reasonable satisfaction can be

be given ; yet, since the boxes have been opened, and the papers taken out by unknown hands, and scattered in the manner they have been, is worthy of consideration, whether a comparison of the vouchers, with such accounts as are now to be found, can afford a degree of evidence that will compensate the expence which will necessarily attend the execution of the work. Such have been the advances of this Commonwealth, that had it not been for the prospect of a speedy adjustment of the public accounts, the difficulty in obtaining payments on the last requisition of Congress, (already too many) would have been greatly increased, but, from the nature of the orders, which by Mr. *Imlay's* information have been given him, it is apprehended that not only an exorbitant expence will ensue, but that such an unreasonable delay of justice will be thereby occasioned, as will be little better than a total denial of it.

You are therefore instructed to take the proper measures for obtaining relief in the premises ; and that you give the earliest information of the success attending your application.

P. S. Since writing the foregoing, a copy of a letter from Messieurs *Deming* and *Walley*, to Mr. *Imlay*, of the 16th of *February*, and his reply of the 16th of *March*, have been handed to us—the latter bears a complexion that requires no remark, and is transmitted for your observation.

CC.

Resolve requesting the Governor to write to the Legislature of *New-Hampshire*, on the regulation of the taking of fish in *Merrimack-River*. March 21, 1784.

Whereas an act passed this General Court, in their last session, for the regulating of catching salmon, shad and alewives, in *Merrimack-River*, and other rivers and streams entering to and running into the same within this Commonwealth, which act by the request of the General Court, was communicated by his Excellency the Governor, to the Legislature of the State of *New-Hampshire*, requesting them to pass similar laws relative to the said rivers and streams in their State, to which request no answer has been received ; and as it is to be apprehended the said act will not answer the purpose for which it was framed, unless similar ones are passed in *New-Hampshire* : Therefore,

Resolved, That his Excellency the Governor be requested to write to the Legislature of *New-Hampshire* again on the said subject, expressing the desire of the General Court (if they have not) that they would adopt measures for the preserving the said fish in the said rivers and streams, so that the laws of this Commonwealth, and that State, on a subject equally interesting to both, may be similar ; and request of them an answer, and if his Excellency shall receive an answer before the next sitting of the General Court, he is requested to publish the same in *Adams* and *Nourse's*, and in the *Salem* news papers.

CCI.

Resolve on the petition of *Eliphalet Newell*, of *Charlestown*, empowering two Justices for the county of *Middlesex* to licence him to keep tavern. March 25, 1784.

On the petition of *Eliphalet Newell*, of *Charlestown*, in the county of *Middlesex*, praying he may be licenced to keep a public house of entertainment :

Resolved, That the prayer of his petition be granted, and that two of the Justices of the said county (*quorum unus*) be, and hereby are empowered, to licence him until the next term in the said county for granting licences, he producing an approbation from the selectmen of the said town, and giving bonds with sufficient sureties

sureties for his good behaviour in that business, and for paying the excise according to the laws of this Commonwealth, which bonds shall be lodged with the clerk of the sessions for the said county, any law or resolve to the contrary notwithstanding.

CCII.

Resolve requesting the Governor and Council to appoint a gentleman to preach the election sermon, in case that Mr. *Hemmenway* declines. *March 25, 1784.*

Whereas the great distance of the Rev. *Moses Hemmenway*, chosen by this House to preach upon the next annual election, has prevented his giving his answer, and as the House may adjourn before said answer can be received :

Resolved, That if the said Mr. *Hemmenway*, should by any accident be prevented from officiating in said capacity on the aforesaid election, and the same be certified by him to the Governor and Council in the recess of the General Court, the Governor, with advice of Council, be, and he hereby is empowered and requested, to elect some gentleman of the ministry to officiate in his room.

CCIII.

Resolve requesting the Governor to issue his proclamation, commanding all the citizens and inhabitants of this Commonwealth, not to interfere in the dispute between the State of *New-York*, and State of *Vermont*. *March 25, 1784.*

Whereas there has been an unhappy controversy between some of the citizens of the State of *New-York*, and the people inhabiting the territory called *Vermont* ; and whereas future controversies of a similar nature may arise between the citizens of the said State, and the people aforesaid : Therefore

Resolved, That the Governor be requested to issue his proclamation, under the seal of this Commonwealth, commanding all the citizens and inhabitants of the same at their peril, not to interfere in any degree in any controversies now existing, or that may in future take place between the citizens of the said State, and the people inhabiting the territory aforesaid. And it is further

Resolved, That the said proclamation be sent to the sheriffs of the counties of *Hampshire*, and *Berkshire*, respectively, that the good people of the said counties may be ascertained thereof; and also that the said proclamation be published in all the news-papers printed in this Commonwealth.

CCIV.

[*The following resolve passed March 12, 1784.*]

Resolve on the petition of *Timothy Childs*, and others, that the petitioners notify the adverse party to appear and shew cause on the second Wednesday of the next sitting of the General Court.

Whereas it is represented to this Court, by *Timothy Childs*, who petitions in behalf of himself and *Joshua Wright, jun.* and *James Easton, jun.* praying for a new trial on a certain action brought in the county of *Worcester*, wherein *Cheney Reed* was plaintiff, and the persons aforesaid were defendants, on a note of hand indorsed to him by one *Joseph Reed*, for one thousand pounds, conditioned to be void on the payment of five hundred pounds, which it is said was performed by the defendants, but at the final trial judgment was recovered against the said defendants, for the whole sum of one thousand pounds, occasioned by the absence of material witnesses, by whose testimony the defendants are able to shew, that the said note was conditioned as aforesaid :

Therefore *Resolved*, That the petitioners notify the said *Cheney Reed*, that he appear and shew cause if any he has, on the second Wednesday of the sitting of the next General Court, by leaving a copy of their petition and this resolve, at the last and usual place of his abode, at least fourteen days before the setting of the said General Court, and that execution be stayed in the mean time.

