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PRESIDENT  
OF THE  
SENATE

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Massachusetts General Court, Senate

## RULES AND ORDERS

TO BE OBSERVED IN

# THE SENATE

OF THE

Commonwealth of Massachusetts,

FOR THE YEAR 1851.

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PUBLISHED BY ORDER OF THE SENATE.

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1851.

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1851

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*Arrangement of the Senate.*

HENRY WILSON,

—  
RIGHT.

1. David Sears,
2. Alexander De Witt,
3. Joseph T. Buckingham,
4. William A. Hawley,
5. Stephen Hilliard,
6. John H. Wilkins,
7. Edward B. Bigelow,
8. Edward L. Keyes,
9. Asa G. Welch,
10. Luke Wellington,
11. Richard P. Brown,
12. Samuel Warner, Jr.,
13. Charles T. Russell,
14. George H. Kuhn,
15. William Barney,
16. Erasmus D. Beach,
17. Giles H. Whitney,
18. Daniel Saunders, Jr.,
19. Moses Wood,
20. Charles Hubbard.



PRESIDENT.

—

LEFT.

1. Frederick Robinson,
2. William H. Wood,
3. Moses Newell,
4. Benjamin Seaver,
5. John W. Graves,
6. Edward Cazneau,
7. Robert S. Daniels,
8. John Boynton,
9. George Austin,
10. David Mosely,
11. Francis Howe,
12. Alvah Morrison,
13. Edmund Kimball,
14. Whiting Griswold,
15. William Hyde,
16. James M. Usher,
17. William C. Taber,
18. Zenas D. Bassett,
19. Lyman W. Dean.

MS. 9-27-57

## RULES AND ORDERS.

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### *Of the Duties and Power of the President.*

1. The President shall take the chair every day at the hour to which the Senate shall have adjourned, shall call the members to order, and, on the appearance of a quorum, shall cause the journal of the preceding day to be read.

2. He shall preserve order and decorum, may speak to points of order in preference to other members, and shall decide all questions of order subject to an appeal. He shall rise to put a question or to address the Senate, but may read sitting.

3. He shall declare all votes; but, if any member rises to doubt a vote, the President shall order a return of the number voting in the affirmative and in the negative, without any further debate. He may vote on all questions, but shall not be required to do so unless the Senate is equally divided, or unless his vote, if given to the minority, would render the division equal.

4. When any member shall require a question to be determined by yeas and nays, the President shall take the sense of the board in that manner, provided one fourth part of the members present are in favor of it.

5. When a question is under debate, the President shall receive no motion but to *adjourn*, to *lay on the table*, to *postpone to a day certain*, to *commit*, to

*amend*, or to *postpone indefinitely*, which several motions shall have precedence in the order in which they stand arranged; and a motion to adjourn shall be decided without debate.

6. When two or more members happen to rise at once, the President shall name the member who is to speak first.

7. The President shall have the right to name a member to perform the duties of the chair, but such substitution shall not extend beyond an adjournment.

8. In case the President shall be absent at the hour to which the Senate was adjourned, the senior member present shall call the board to order, and shall preside until the President shall resume his seat; provided, that such substitution shall not extend beyond an adjournment.

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*Decorum and Debate.*

9. Every member, when he speaks, shall stand in his place, and address the President, and when he has done speaking, shall sit down.

10. No member shall speak more than once on one question, to the prevention of any other who has not spoken, and is desirous to speak, nor more than twice without obtaining leave of the board.

11. No member speaking shall be interrupted by another but by rising up to call to order.

12. After a question is put to a vote, no member shall speak to it.

13. Every member presenting a petition, memorial, or remonstrance, shall endorse his name thereon, and in the filing thereof, state briefly the nature and object of the instrument, and shall also give, in his place, a brief summary thereof, and the reading of the same shall be dispensed with, unless specially ordered by the board.

14. Every motion shall be received and considered, and shall be reduced to writing if the President direct it; and no member shall be permitted to lay a motion in writing on the table, until he has read the same in his place.

15. When a vote has passed, it shall be in order for any member to move for a reconsideration thereof, on the same or the succeeding day; and notice given by any member on the day when the vote is passed of an intention to move a reconsideration on the next day, shall preclude a motion for present reconsideration; but no motion for reconsideration shall be received when the paper on which the vote was taken shall have gone out of the possession of the Senate; and when a motion for reconsideration is decided, that decision shall not be reconsidered.

16. A question containing two or more propositions capable of division, shall be divided whenever desired by any member. A motion to strike out and insert shall be deemed indivisible. But a motion to strike out, being lost, shall neither preclude amendment nor a motion to strike out and insert.

17. The unfinished business in which the Senate was engaged at the time of the last adjournment, shall have the preference in the orders of the day.

18. No member shall absent himself from the Senate without leave, unless there be a quorum left present at the Board.

19. Any rule or order, except the *thirty-first*, may be altered, dispensed with, or rescinded, two thirds of the members present consenting thereto.

20. Whenever a question shall be taken by yeas and nays, the clerk shall call the names of all the members, except the President, in alphabetical order, and every member present shall answer to his name, unless excused; and no member shall be permitted, under any circumstances, to vote after the decision is announced from the chair.

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*Of Committees.*

21. The following Standing Committees shall be appointed at the commencement of the first session, to wit:—

A Committee on the Judiciary;

A Committee on Matters in Probate and Chancery;

A Committee on the Treasury;

And each of these Committees shall consist of  
Three Members.

A Committee on Bills in the third reading;

A Committee on Engrossed Bills;

And each of these Committees shall consist of  
Six Members.

22. All Committees shall be appointed by the President, unless otherwise specially directed by the Senate, and the person first named shall be chairman. In all elections of Committees by ballot,

the person having the highest number of votes shall act as chairman.

23. When a motion is made to commit any subject, and different Committees shall be proposed, the question shall be taken in the following order: A Standing Committee of the Senate—a Select Committee of the Senate—a Joint Standing Committee—a Joint Select Committee.

24. Reports of Committees, except such as do not propose final action, shall, unless otherwise specially ordered, be made the order of the day next succeeding that on which they shall be presented to the Senate.

25. No Committee, other than a Joint Committee or a Special Committee of this Board, shall be allowed to occupy the Senate Chamber without leave of the Board.

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*Of Bills and Resolves.*

26. No bill or resolve shall be introduced by a member without special leave, and all bills and resolves, when so introduced, shall be committed before they are passed to a second reading.

27. All bills and resolves from the House of Representatives, after they are read a first time, shall be committed to a committee of this Board, except when said bills or resolves shall have been reported by a joint committee.

28. No bill or resolve shall pass to be engrossed without three readings on three several days, and

bills and resolves in the second and third readings, shall be made the order of the day for the day next succeeding that on which leave shall have been given to read them a second or third time, and the president shall order them accordingly; and after entering upon the orders of the day, they shall be disposed of in course; and matters passed over in the orders of the day shall go to the foot of the list, and shall not be considered till the next day.

29. All bills and resolves in the third reading shall be committed to the committee on bills in the third reading, whose duty it shall be to compare their relations with the constitution, and any existing laws relating to the same subject matter, and to see that all such bills and resolves are in the technical form.

30. All engrossed bills and resolves shall be committed to the standing committee on engrossed bills, whose duty it shall be strictly to examine the same, and if found by them to be rightly and truly engrossed, they shall so endorse on the envelope thereof, and the final question shall be taken thereon without any further reading, unless, on motion of any member, a majority of the Senate shall be in favor of reading the same as engrossed.

31. No engrossed bill or resolve shall be amended, without the unanimous consent of the members present.

32. When any measure shall be finally rejected, it shall not be revived except by reconsideration, and no measure *substantially* the same shall be introduced during the session; and this rule shall apply as well to measures originating in the House as to those originating in the Senate.

*Reporters.*

33. The clerk shall transmit to the House of Representatives, immediately after their passage, all bills, resolves, and other papers, which require the concurrence of that branch, unless a motion be made to reconsider the vote by which they were passed, or notice be given of an intention to move a reconsideration thereof.

34. The Rules of Parliamentary practice comprised in Jefferson's Manual shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the Senate or the Joint Rules of the two branches of the Legislature.

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*Elections by Ballot.*

35. In all elections by ballot, a time shall be assigned for such election, at least one day previous thereto.

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*Senate Library.*

36. The books belonging to the Senate Chamber, shall be in the care of the Clerk, who shall keep an accurate list thereof; and no book shall be taken from the Senate Chamber by any person without giving notice thereof to the Clerk, who shall enter in a book to be kept by him, the name of the book, and the name of the person taking the same.

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*Reporters.*

37. Seats for reporters shall be assigned by the President under such regulations as he may prescribe.



# JOINT RULES AND ORDERS

## OF THE TWO HOUSES.

### I.

The following Joint Standing Committees shall be appointed at the commencement of the January session, viz :—

- A Committee on Accounts ;
- A Committee on Agriculture ;
- A Committee on Banks and Banking ;
- A Committee on Claims ;
- A Committee on Education ;
- A Committee on the Fisheries ;
- A Committee on the Library ;
- A Committee on Manufactures ;
- A Committee on Mercantile Affairs & Insurance ;
- A Committee on the Militia ;
- A Committee on Parishes and other Religious Societies ;
- A Committee on Prisons ;
- A Committee on Public Charitable Institutions ;
- A Committee on Public Lands ;
- A Committee on Railways and Canals ;
- A Committee on Roads and Bridges ;
- A Committee on Towns ; and
- A Committee on Public Expenditures ;

And each of said Committees shall consist of two on the part of the Senate, and five on the part of the House, except the Committee on the Library, which, by law, is to consist of three on the part of each House ; and no Member of any Committee shall receive compensation for personal services on such Committee, during the Session of the Legislature. No member of either House shall act as counsel for any party before any Committee of the Legislature.

II.

The Joint Committees of the two Houses may report by bill, resolve, or otherwise, to either House, at their discretion; and all bills and resolves reported by them, shall be written in a fair round hand, without interlineation, on not less than a sheet of paper, with suitable margins, and spaces between the several sections or resolves.

III.

Reports of Joint Committees may be recommitted to the same committees at the pleasure of the House acting thereon, without asking the concurrence of the other Branch; and bills or resolves which have been previously acted on in one Branch may be recommitted in the other without a concurrent vote, except when recommitted with instructions; *provided*, that, after such recommitment, reports shall, in all cases, be made to the Branch which shall have ordered such recommitment.

IV.

All papers, while on their passage between the two Houses, may be under the signature of the respective Clerks, except Bills and Resolves, in their last stage. Messages may be sent by such persons as each House may direct.

V.

After Bills shall have passed both Houses to be engrossed, they shall be in the charge of the Clerks of the two Houses, who shall deliver the same to the Secretary of the Commonwealth, to be engrossed in the manner prescribed by law; and, when engrossed, the said Clerks shall forthwith deliver the same to the Committee of the House of Representatives on Engrossed Bills; and when the same shall have

passed to be enacted in that House, they shall, in like manner, be delivered to the Committee of the Senate on Engrossed Bills.

VI.

After Bills shall have passed both Houses to be enacted, the Clerk of the Senate shall cause them to be laid before the Governor for his approbation, an indorsement being first made thereon, by the clerk of the House in which the same originated, certifying in which House the same originated, which indorsement shall be entered on the Journals by the Clerks respectively; and the Clerk of the Senate shall enter on the Journal of the Senate the day on which the same were laid before the Governor.

VII.

All resolves and other papers, which are to be presented to the Governor of the Commonwealth, shall be presented for his approbation, in the same manner as is prescribed in the case of Bills.

VIII.

All resolves proposing amendments of the Constitution, shall have three several readings in each House, and the final question upon adopting the same shall be taken by yeas and nays, as provided by the Constitution.

IX.

The President of the Senate shall preside in conventions of the two branches; and such conventions shall be holden in the Representatives' chamber.

X.

When an agreement has been made by the two branches to go into convention, such agreement shall not be altered or annulled, except by concurrent vote.

XI.

No business shall be entered on, in convention, except by unanimous consent, other than that which may be agreed on before the convention is formed.

XII.

In all elections by joint ballot, a time shall be assigned therefor at least one day previous to such election.

CIVIL GOVERNMENT  
OF THE  
Commonwealth of Massachusetts,  
FOR THE  
POLITICAL YEAR 1851.

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HIS EXCELLENCY  
GEORGE S. BOUTWELL,  
OF GROTON,  
GOVERNOR.

---

HIS HONOR  
HENRY W. CUSHMAN,  
OF BERNARDSTON,  
LIEUTENANT GOVERNOR.

---

COUNCIL.

ISAAC EMERY,	<i>of Boston.</i>
JOHN B. ALLEY,	<i>of Lynn.</i>
GEORGE W. DIKE,	<i>of Stoneham.</i>
ISAAC DAVIS,	<i>of Worcester.</i>
RODOLPHUS B. HUBBARD,	<i>of Sunderland.</i>
NOAH GIBSON,	<i>of New Marlborough.</i>
EDGAR K. WHITAKER,	<i>of Needham.</i>
PHILO LEACH,	<i>of Bridgewater.</i>
JOHNSON GARDNER,	<i>of Seekonk.</i>

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AMASA WALKER,  
OF NORTH BROOKFIELD,  
SECRETARY OF THE COMMONWEALTH.

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CHARLES B. HALL,  
OF HAVERHILL,  
TREASURER & RECEIVER GENERAL OF THE COMMONWEALTH

---

DAVID WILDER, JR.,  
OF BROOKLINE,  
AUDITOR OF ACCOUNTS.

## Senate.

HENRY WILSON,

PRESIDENT.

### SUFFOLK DISTRICT.

David Sears,	}	<i>of Boston.</i>
Benjamin Seaver,		
John H. Wilkins,		
George H. Kuhn		<i>of Chelsea.</i>
Charles Theodore Russell,		
Charles Hubbard,		

### ESSEX DISTRICT.

Moses Newell,	<i>of West Newbury.</i>
Frederick Robinson,	<i>of Marblehead.</i>
Daniel Saunders, Jr.,	<i>of Lawrence.</i>
Robert S. Daniels,	<i>of Danvers.</i>
Edmund Kimball,	<i>of Bradford.</i>

### MIDDLESEX DISTRICT.

Joseph T. Buckingham,	<i>of Cambridge.</i>
John W. Graves,	<i>of Lowell.</i>
John Boynton,	<i>of Groton.</i>
Luke Wellington,	<i>of Ashby.</i>
James M. Usher,	<i>of Medford.</i>
Henry Wilson,	<i>of Natick.</i>

## WORCESTER DISTRICT.

— Alexander De Witt,	<i>of Worcester.</i>
— Edward B. Bigelow,	<i>of Grafton.</i>
— Francis Howe,	<i>of Brookfield.</i>
— Giles H. Whitney,	<i>of Templeton.</i>
— Moses Wood,	<i>of Fitchburg.</i>

## HAMPSHIRE DISTRICT.

— William A. Hawley,	<i>of Northampton.</i>
— William Hyde,	<i>of Ware.</i>

## FRANKLIN DISTRICT.

— Whiting Griswold,	<i>of Greenfield.</i>
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## HAMPDEN DISTRICT.

— Erasmus D. Beach,	<i>of Springfield.</i>
— David Mosely,	<i>of Westfield.</i>

## BERKSHIRE DISTRICT.

Richard P. Brown,	<i>of Egremont.</i>
Asa G. Welch,	<i>of Lee.</i>

## NORFOLK DISTRICT.

— Samuel Warner, Jr.,	<i>of Wrentham.</i>
— Edward L. Keyes,	<i>of Dedham.</i>
— Alvah Morrison,	<i>of Braintree.</i>

## PLYMOUTH DISTRICT.

— William H. Wood,	<i>of Middleborough.</i>
— Edward Cazneau,	<i>of Hingham.</i>

## BRISTOL DISTRICT.

—	William C. Taber,	<i>of Fall River.</i>
—	Lyman W. Dean,	<i>of Attleborough.</i>
—	George Austin,	<i>of Swanzey.</i>

## BARNSTABLE DISTRICT.

	Stephen Hilliard,	<i>of Provincetown.</i>
→	Zenas D. Bassett,	<i>of Barnstable.</i>

## NANTUCKET AND DUKES CO. DISTRICT.

---	William Barney,	<i>of Nantucket.</i>
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CHAUNCEY L. KNAPP, *Clerk.*  
 JOSEPH H. BUCKINGHAM, *Assistant Clerk.*  
 REV. A. L. STONE, *Chaplain.*  
 WILLIAM M. WISE, *Doorkeeper.*  
 JAMES N. TOLMAN, *Assistant Doorkeeper.*  
 TILSON FULLER, *Page.*



## House of Representatives.

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HON. NATHANIEL P. BANKS, JR.,  
SPEAKER.

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### COUNTY OF SUFFOLK.

<i>Boston,</i>	Sidney Bartlett,	169
	John Bigelow,	170
	Charles Boardman,	115
	Billings Briggs,	230
	Edward Brooks,	71
	Isaac Cary,	165
	Otis Clapp,	77
	Calvin W. Clark,	134
	Robert L. Colby,	57
	Samuel F. Coolidge,	21
	Benjamin R. Curtis,	136
	Tisdale Drake,	141
	William Eaton,	257
	Thomas Edwards,	252
	Henry H. Fuller,	112
	Henry J. Gardner,	337
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<i>Boston,</i>	Eliphalet Jones,	72
	Isaac Jones,	387
	Samuel Kettell,	275
	— Moses Kimball,	69
	— Ezra Lincoln,	47
	Robert Marsh,	154
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	Silas F. Plimpton,	203
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<i>Beverly,</i>		
<i>Boxford,</i>	Samuel H. Batchelder,	250
<i>Bradford,</i>	Nathaniel Peabody,	53
<i>Danvers,</i>	William Walcott,	90
	Otis Mudge,	66
	Henry A. Hardy,	200
<i>Essex,</i>	Gilman P. Allen,	219
<i>Georgetown,</i>	Henry H. Baker,	9
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 COUNTY OF MIDDLESEX.

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## House of Representatives.

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House of Representatives.

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<i>Lancaster,</i>	Anthony Lane,	269
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REV. GEORGE M. RANDALL, *Chaplain.*

BENJAMIN STEVENS, } *Sergeant at Arms of the*  
                               } *General Court.*

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DAVID MURPHY, *Messenger.*

JOSEPH P. DEXTER, *Assistant Messenger.*

TIMOTHY HAYES, *Postmaster.*

SILAS H. BUCKINGHAM, *Page.*

JAMES N. TOLMAN, JR., *Assistant Page.*



STANDING COMMITTEES OF THE  
SENATE.

---

ON THE JUDICIARY.

Messrs. Griswold, Wood, of Plymouth, and Russell.

---

ON MATTERS IN PROBATE AND CHANCERY.

Messrs. Warner, Wood, of Worcester, and Barney.

---

ON THE TREASURY.

Messrs. Sears, Taber and Brown.

---

ON BILLS IN THE THIRD READING.

Messrs. Saunders, Kuhn, Wood, of Plymouth, Beach,  
Russell and Kimball.

---

ON ENGROSSED BILLS.

Messrs. Hilliard, Whitney, Graves, Hawley, Morrison  
and Wellington.

## JOINT STANDING COMMITTEES.

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### ON ACCOUNTS.

Messrs. Howe and Boynton,	} <i>of the Senate.</i>
Messrs. Adams, of N. Brookfield,	
Brewer, of Roxbury,	} <i>of the House.</i>
Packer, of Leyden,	
Seaver, of Boston,	
Kelsey, of Concord,	

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### ON AGRICULTURE.

Messrs. Wellington and Moseley,	} <i>of the Senate.</i>
Messrs. Brigham, of Westboro',	
Buck, of Lanesborough,	} <i>of the House.</i>
Barry, of Hanover,	
Hunt, of Rehoboth,	
Russell, of Lexington,	

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### ON BANKS AND BANKING.

Messrs. DeWitt and Kuhn,	} <i>of the Senate.</i>
Messrs. Stetson, of Braintree,	
Cowdry, of Stoneham,	} <i>of the House.</i>
Williams, of Taunton,	
Hooper, of Boston,	
Kingman, of W. Bridge- water,	

ON CLAIMS.

Messrs. Bigelow and Dean,	} <i>of the Senate.</i>
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	} <i>of the House.</i>

ON EDUCATION.

Messrs. Keyes and Hyde,	} <i>of the Senate.</i>
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	} <i>of the House.</i>

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Messrs. Cazneau and Kimball,	} <i>of the Senate.</i>
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	} <i>of the House.</i>

ON THE LIBRARY.

Messrs. Buckingham, Sears and Robinson,	} <i>of the Senate.</i>
Messrs. Parker, of Shirley, Earle, of Greenwich, Sleeper, of Roxbury,	
	} <i>of the House.</i>

## ON MANUFACTURES.

Messrs. Robinson and Hilliard,	}	<i>of the Senate.</i>
Messrs. Whitney, of Conway, Stone, of Charlestown, Wightman, of Boston, Ackley, of Auburn, Faunce, of Kingston,		
	}	<i>of the House.</i>

## ON MERCANTILE AFFAIRS AND INSURANCE.

Messrs. Seaver and Wood, of Worcester,	}	<i>of the Senate.</i>
Messrs. Raymond, of Medford, Barker, of Lawrence, Borden, of Fall River, Gardner, of Boston, Jenkins, of Scituate,		
	}	<i>of the House.</i>

## ON THE MILITIA.

Messrs. Hawley and Saunders,	}	<i>of the Senate.</i>
Messrs. Wilson, of Lenox, Nettleton, of Chicopee, Brastow, of Somerville, Foster, of Groveland, Hatch, of Marshfield,		
	}	<i>of the House.</i>

## ON PARISHES AND RELIGIOUS SOCIETIES.

Messrs. Welch and Hubbard,	}	<i>of the Senate.</i>
Messrs. Wood, of Middleborough, Elliot, of Littleton, Wells, of Chicopee, Daggett, of Attleborough, Flagg, of Coleraine,		
	}	<i>of the House.</i>

ON PRISONS.

Messrs. Beach and Keyes,	}	<i>of the Senate.</i>
Messrs. Thorndike, of Charlesto'n,		
Kimball of Boston,	}	<i>of the House.</i>
Walcott, of Danvers,		
Fuarey, of W. Stockbridge,		
Hall, of Freetown,		

ON PUBLIC CHARITABLE INSTITUTIONS.

Messrs. Graves and Warner,	}	<i>of the Senate.</i>
Messrs. Earle, of Worcester,		
Lincoln, of Boston,	}	<i>of the House.</i>
Toppan, of Newburyport,		
Farwell, of Cambridge,		
Bates, of Mansfield,		

ON PUBLIC EXPENDITURES.

Messrs. Buckingham and Daniels,	}	<i>of the Senate.</i>
Messrs. Holcombe, of Granville,		
Edgell, of Gardner,	}	<i>of the House.</i>
Bancroft, of Lowell,		
Cobb, of Pembroke,		
Sanger, of Dover,		

ON PUBLIC LANDS.

Messrs. Whitney and Morrison,	}	<i>of the Senate.</i>
Messrs. Woodbury, of Acton,		
Payson, of Rowley,	}	<i>of the House.</i>
Alexander, of Erving,		
Gilmore, of Raynham,		
Arnold, of Adams,		

*Joint Standing Committees.*

## ON RAILWAYS AND CANALS.

Messrs. Wilkins and Usher,	} of the Senate.
Messrs. Payne, of Melrose, Bennett, of Hubbardston, Simpkins, of Yarmouth, Conant, of Randolph, Smith, of Hadley,	

## ON ROADS AND BRIDGES.

Messrs. Newell and Austin,	} of the Senate.
Messrs. Sturtevant, of Savoy, Lawrence, of Falmouth, Sawyer, of Berlin, Kimball, of Salem, Metcalf of Franklin,	

## ON TOWNS.

Messrs. Basset and Brown,	} of the Senate.
Messrs. Adams, of Ashburnham, Dinsmoor, of Lowell, Parks of Russell, Keith, of Roxbury, Hathaway, of Duxbury,	

STANDING COMMITTEES  
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ON THE JUDICIARY.

Messrs. Cushing, of *Newbury*, Mills, of *Springfield*,  
Curtis, of *Boston*, Wilkinson, of *Dedham*, Went-  
worth, of *Lowell*, Safford, of *Dorchester*, Nims,  
of *Greenfield*.

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ON MATTERS OF PROBATE AND CHANCERY.

Messrs. Branning, of *Monterey*, Plimpton, of *Boston*,  
Prince, of *Winchester*, Robinson, of *Middle-  
borough*, Clark, of *Northborough*, Wells, of  
*Rowe*, Earle, of *Greenwich*.

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ON FINANCE.

Messrs. Frothingham, of *Charlestown*, Wood, of  
*Fitchburg*, Kellogg, of *Pittsfield*, Hunt, of *Or-  
ange*, Brooks, of *Boston*, Jones, of *Prescott*,  
Crane, of *Berkley*.

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ON ELECTIONS.

Messrs. Wood, of *Fitchburg*, Leavitt, of *Charle-  
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Story, of *Salem*, Robinson, of *Middleborough*,  
Palmer, of *New Bedford*.

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ON BILLS IN THE THIRD READING.

Messrs. Mason, of *Fitchburg*, Haines, of *Lynn*,  
Pond, of *Boston*, Albee, of *Marlborough*, Ames,  
of *Chelsea*, White, of *West Springfield*, Cham-  
berlin, of *Dalton*.

## ON ENGROSSED BILLS.

Messrs. Clafin, of *Hopkinton*, Brownell, of *Westport*, Chesbrough, of *Taunton*, Emmons, of *Hinsdale*, Clark, of *Westhampton*, Day, of *Holyoke*, Briggs, of *Nantucket*.

## ON COUNTY ESTIMATES.

Messrs. Messenger, of *Norton*, Endicott, of *Canton*, Ferry, of *Granby*, Cole, of *Cheshire*, Maeder, of *Nantucket*.

## ON THE PAY ROLL.

Messrs. Flagg, of *Worcester*, Wood, of *Fairhaven*, Spellman, of *Otis*, Sleeper, of *Boston*, Churchill, of *East Bridgewater*.

## ON CHANGE OF NAMES.

Messrs. Burk, of *Bernardston*, Allen, of *Shrewsbury*, Seabury, of *Brewster*, Shaw, of *Cumington*, Coburn, of *Weston*.

## ON LEAVE OF ABSENCE.

Messrs. Harding, of *New Salem*, J. Munroe, of *Boston*, Vincent, of *Chilmark*, Rugg, of *Sterling*, Robinson, of *Needham*.

## ON PUBLIC BUILDINGS.

Messrs. Wason, of *Springfield*, Thompson, of *Millbury*, Marsh, of *Boston*, Hammond, of *Lynn*, Stoddard, of *Cohasset*.

## ON PRINTING.

Messrs. Ames, of *Chelsea*, Jones, of *Cambridge*, Gerry, of *Harvard*, Hall, of *Dennis*, Hemenway, of *Shutesbury*.



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SECOND DIVISION.—Messrs. COWDRY, of Stoneham, and RAYMOND, of Royalston.

THIRD DIVISION.—Messrs. WALCOTT, of Danvers, and WILLIAMS, of Taunton.

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FIFTH DIVISION.—Messrs. LEAVITT, of Charlemont, and MUNROE, of Boston.

SIXTH DIVISION.—Messrs. HUNT, of Orange, and SANGER, of Dover.

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EAST GALLERY.—Messrs. ALDRICH, of Pelham, and ODIN, of Boston.

ASSIGNMENT OF COMMITTEE ROOMS.

**EAST WING.**

Committee on Towns, - - -	Lobby, No. 7
“ on Roads and Bridges, - - -	“ 7
“ on Prisons, - - -	“ 7
“ on Railroads, - - -	Nos. 8 & 9
“ on Library, - - -	Library.
“ on Education, - - -	“
“ on Finance, - - -	Auditor’s Office.

**WEST WING.**

“ on Agriculture, - - -	Lobby, No. 11
“ on Accounts, - - -	“ 11
“ on Printing, - - -	“ 11
“ on Probate and Chancery, - - -	“ 13
“ on Fisheries, - - -	“ 13

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"	on Judiciary, - - - -	" 14
"	on Banks and Banking, Sergeant-at-Arms,	No. 15.
"	on Claims and County Estimates, Sergeant-at-Arms,	No. 15.
"	on Public Buildings, Sergeant-at-Arms,	No. 15.
"	on Public Lands, -	Land Office.
"	on Militia, Adjutant General's Office.	
"	on Mercantile Affairs and Insurance,	No. 1, Attic.
"	on Manufactures, -	No. 2, Attic.
"	on Public Charitable Institutions, Senate Lobby.	
	on Elections, - -	Green Room.
"	on the Pay Roll,	} Office of Clerk of Ho. of Reps., on the west entry of the Rep. Hall.
"	on leave of Absence,	
"	on Change of Names,	

#### DEPOSIT OF CLOAKS, OVERCOATS, &c.

No. 12, WEST WING, is reserved for Members occupying seats in the first and second Divisions, and the West Gallery, to deposit their Coats, Cloaks, &c. And for said purpose, Lobby No. 10, EAST WING, for the Members occupying seats in Divisions 3, 4, 5, 6, and East Gallery.

Messengers will be in constant attendance for their security.

Members are particularly requested to use the numbers corresponding with their seats.

CIVIL GOVERNMENT  
OF THE  
Commonwealth of Massachusetts,  
WITH PLACES OF RESIDENCE.  
1851.

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HIS EXCELLENCY GEORGE S. BOUTWELL, GOVERNOR.  
Adams House.

—  
HIS HONOR HENRY W. CUSHMAN, LIEUT. GOVERNOR.  
Adams House.

—  
COUNCIL.

ISAAC EMERY,	134 Sea street.
JOHN B. ALLEY,	At home, Lynn.
GEORGE W. DIKE,	At home, Stoneham.
ISAAC DAVIS,	At home, Worcester.
R. B. HUBBARD,	Marlboro' Hotel.
NOAH GIBSON,	
E. K. WHITAKER,	Adams House.
PHILO LEACH,	At home, Bridgewater.
JOHNSON GARDNER,	Adams House.

—  
AMASA WALKER, SECRETARY OF STATE, Adams House.

—  
CHARLES B. HALL, TREASURER AND RECEIVER GENERAL,  
Adams House.

—  
DAVID WILDER, JR., AUDITOR, 32 Derne street.

—  
NOAH ROBINSON, MESSENGER TO GOVERNOR AND COUNCIL,  
23 Hudson street.

LIST OF MEMBERS

OF THE

SENATE.

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HENRY WILSON, PRESIDENT, Marlboro' Hotel.

---

SUFFOLK.

David Sears,	42 Beacon street.
Benjamin Seaver,	Revere House.
John H. Wilkins,	52 Bowdoin street.
George H. Kuhn,	66 Beacon street.
Charles Theodore Russell,	17 Edinburgh street.
Charles Hubbard,	At home, Chelsea.

ESSEX.

Moses Newell,	Wilde's Hotel.
Frederick Robinson,	At home, Marblehead.
Daniel Saunders, Jr.,	At home, Lawrence.
Robert S. Daniels,	At home, Danvers.
Edmund Kimball,	At home, Bradford.

MIDDLESEX.

Joseph T. Buckingham,	At home, Cambridge.
John W. Graves,	At home, Lowell.
John Boynton,	At home, Groton.
Luke Wellington,	City Hotel.
James M. Usher,	At home, Medford.

WORCESTER.

Alexander De Witt,	Adams House.
Edward B. Bigelow,	
Francis Howe,	12 Somerset street.
Giles H. Whitney,	Franklin, cr. of Hawley st.
Moses Wood,	American House.

HAMPSHIRE.

William A. Hawley,	Winthrop House.
William Hyde, Jr.,	Winthrop House.

FRANKLIN.

Whiting Griswold,	Adams House.
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HAMPDEN.

Erasmus D. Beach,	Winthrop House.
David Mosely,	Adams House.

BERKSHIRE.

Richard P. Brown,	United States Hotel.
Asa G. Welch,	Adams House.

NORFOLK.

Samuel Warner, Jr.,	Adams House.
Edward L. Keyes,	At home, Dedham.
Alvah Morrison,	At home, Braintree.

PLYMOUTH.

William H. Wood,	Adams House.
Edward Cazneau,	At home, Hingham.

BRISTOL.

William C. Taber,	Adams House.
Lyman W. Dean,	Adams House.
George Austin,	Washington Coffee House.

*Residence of Members.*

## BARNSTABLE.

Stephen Hilliard,	Slade's Hotel.
Zenas D. Bassett,	Adams House.

## NANTUCKET AND DUKES COUNTY.

William Barney,	Adams House.
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CHAUNCEY L. KNAPP, CLERK, Marlboro' Hotel.  
 JOSEPH H. BUCKINGHAM, ASSISTANT CLERK, Exchange Coffee House.  
 REV. A. L. STONE, CHAPLAIN, 12 Myrtle street.  
 WILLIAM M. WISE, DOORKEEPER, 54 Orange st.  
 JAMES N. TOLMAN, ASSISTANT DOORKEEPER, 2 Bay street.  
 TILSON FULLER, PAGE, 161 Court st.

LIST OF MEMBERS  
OF THE  
HOUSE OF REPRESENTATIVES.

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NATHANIEL P. BANKS, JR., SPEAKER, Adams House.

---

COUNTY OF SUFFOLK.

<i>Boston,</i>	Sidney Bartlett,	95 Beacon st.
	John Bigelow,	42 Blossom st.
	Charles Boardman,	3 Ashland st.
	Billings Briggs,	Myrtle ct.
	Edward Brooks,	21 Beacon st.
	Isaac Cary,	719 Washington st.
	Otis Clapp,	44 Charles st.
	Calvin W. Clark,	1 Kingston st.
	Robert L. Colby,	100 Third st., S. B.
	Samuel F. Coolidge,	1 Chestnut st.
	Benjamin R. Curtis,	93 Beacon st.
	Tisdale Drake,	42 Sea st.
	William Eaton,	278 Broadway, S. B.
	Thomas Edwards,	Border st., E. B.
	Henry H. Fuller,	2 Avon pl.
	Henry J. Gardner,	13 Mt. Vernon st.
	Junius Hall,	16 Essex st.
	Samuel Hooper,	85 Mt. Vernon st.
	Benjamin James,	341 Broadway, S. B.
	Eliphalet Jones,	4 McLean st.
	Isaac Jones,	213 Fourth st., S. B.
	Samuel Kettell,	27 Howard st.

*Residence of Members.*

<i>Boston.</i>	Moses Kimball,	15 Bennet st.
	Ezra Lincoln,	502 Washington st.
	Robert Marsh,	40 Salem st.
	Abel B. Munroe,	4 Tileston st.
	James Munroe,	1 Garden Ct. st.
	Charles C. Nutter,	Montgomery House.
	John Odin, Jr.,	88 Tremont st.
	Julius A. Palmer,	3 Crescent pl.
	John F. Payson,	3 New Prince st.
	Silas F. Plimpton,	1 Lyman pl.
	Benjamin Pond,	121 Webster st.
	William Pope,	2 Garland st.
	John P. Putnam,	37 West Cedar st.
	William Schouler,	36 Pearl st.
	Nathaniel Seaver,	East Boston.
	Thomas J. Shelton,	1 Hartford pl.
	Jacob Sleeper,	53 Summer st.
	John Spence, Jr.,	2 Baldwin pl.
	Elijah Stearns,	114 Salem st.
	George Whittemore,	27 Washington sq.
Joseph M. Wightman,	79 Carver st.	
Clement Willis,	5 Essex st.	
<i>Chelsea,</i>	Azel Ames,	At home.
	Edward Bassett,	At home.
<i>North Chelsea,</i>	Edward Floyd,	At home.

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 COUNTY OF ESSEX.

<i>Foxford,</i>	Samuel H. Batchelder,	Cambridgeport,
<i>Bradford,</i>	Nathaniel Peabody,	Griffin's, Braitle st.
<i>Danvers,</i>	William Walcott,	At home.
	Otis Mudge,	At home.
	Henry A. Hardy,	At home.
<i>Essex.</i>	Gilman P. Allen,	32 Leverett st.



*Residence of Members.*

51

<i>Georgetown,</i>	Henry H Baker,	8 La Grange pl.
<i>Gloucester,</i>	Jeremiah R. Cook,	7 Leverett st.
	William H. Haskell,	At home.
<i>Groveland,</i>	Moses Foster, Jr.,	Griffin's, Brattle st.
<i>Ipswich,</i>	Nath'l R. Farley, Jr.,	At home.
<i>Lawrence,</i>	James K. Barker,	Marlboro' Hotel.
	Morris Knowles,	At home.
	George D. Lund,	Marlboro' Hotel.
<i>Lynn,</i>	Israel Buffum,	At home.
	Joseph Haines,	At home.
	John Q. Hammond,	At home.
	Isaiah Hacker,	At home.
<i>Lynnfield,</i>	William Skinner, Jr.,	At home.
<i>Manchester,</i>	John Girdler, 2d,	Marlboro' Hotel.
<i>Newbur.,</i>	Caleb Cushing,	Pavilion.
<i>Newburyport,</i>	Jeremiah Colman,	Patterson House.
	Edward Toppan, Jr.,	At home.
	Isaac Stevens,	At home.
<i>Rockport,</i>	Addison Gott,	New England House.
<i>Rowley,</i>	Thomas E. Payson,	At home.
<i>Salem,</i>	William Kimball,	At home.
	William F. Nichols,	At home.
	Joseph B. F. Osgood,	At home.
	Charles M. Richardson,	At home.
	Augustus Story,	At home.
	Michael Shepard,	At home.
<i>Salisbury.</i>	John Q. Evans,	Franklin House.
<i>Saugus,</i>	Charles Sweetser,	At home.
<i>Topsfield,</i>	Nehemiah Balch,	Wash. Coffee House.
<i>Wenham,</i>	John Porter,	At home.
<i>West Newbury,</i>	Benjamin Edwards,	At home.

## COUNTY OF MIDDLESEX.

<i>Acton,</i>	James T. Woodbury,	City Hotel.
<i>Ashby,</i>	Howard Gates,	Slade's Hotel.
<i>Ashland,</i>	James Jackson,	At home.
<i>Bedford,</i>	Francis Coggswell,	Marlboro' Hotel.
<i>Boxborough,</i>	John Fletcher,	Franklin House.
<i>Brighton,</i>	David Collins,	At home.
<i>Burlington,</i>	William Winn, Jr.,	At home.
<i>Cambridge,</i>	Stephen T. Farwell,	At home.
	Justin Jones,	At home
	Willard Phillips,	At home.
	Franklin Sawyer, Jr.,	At home.
	Charles Wood,	At home.
<i>Carlisle,</i>	John Jacobs,	City Hotel.
<i>Charlestown,</i>	Rich. Frothingham, Jr.,	At home.
	James M. Stone.	At home.
	Oliver Smith,	At home.
	Edward Thorndike,	At home.
	John L. Taggard,	At home.
<i>Chelmsford,</i>	Jabez Stevens,	54 South Margin st
<i>Concord,</i>	Aaron A. Kelsey,	City Hotel.
<i>Dracut,</i>	Archibald O. Varnum,	At home.
<i>Dunstable,</i>	Ira Hall,	Pearl Street House.
<i>Frammingham,</i>	Carleton Parker,	At home.
<i>Groton,</i>	Phineas G. Prescott,	At home.
<i>Holliston,</i>	Simeon Fisher,	At home.
<i>Hopkinton,</i>	William Claffin,	Brounfield House
<i>Lexington,</i>	Philip Russell,	At home.
<i>Lincoln,</i>	Daniel Weston,	At home.
<i>Littleton,</i>	Jacob G. Elliot,	At home.
<i>Lowell.</i>	Jefferson Bancroft,	Marlboro' Hotel.
	Francis Bush,	At home.
	Joseph Bedlow,	At home.
	James Dinsmoor,	At home.

<i>Lowell.</i>	George Gardner,	At home.
	John Maynard,	At home.
	Hannibal Powers,	At home.
	Silas Tyler,	At home.
	William Ripley,	At Charlestown, J. B
	Tappan Wentworth,	At home. [Morse
<i>Malden,</i>	William Johnson,	At home.
<i>Marlborough,</i>	Obadiah W. Albee,	Cr of Richmond and
<i>Medford,</i>	Thatcher R. Raymond,	At home. [Hanover
<i>Melrose,</i>	John T. Paine,	At home.
<i>Natick,</i>	Nathaniel Clark,	At home.
<i>Newton,</i>	Marshall S. Rice,	At home.
	Joseph Barney,	Adams House.
<i>Pepperell,</i>	John D. Fisk,	At home.
<i>Reading,</i>	James S. Campbell,	Marlboro' Hotel.
<i>Shirley,</i>	Leonard M. Parker,	Montgomery House
<i>Somerville.</i>	George O. Brastow,	At home.
<i>South Reading,</i>	Edward Mausfield,	At home.
<i>Stoneham,</i>	George Cowdry,	At home.
<i>Stow,</i>	Peter Fletcher,	At home.
<i>Sudbury,</i>	Israel Haynes,	Franklin House.
<i>Tenksbury,</i>	Benj. F. Spaulding,	At home.
<i>Townsend,</i>	Henry A. Gerry,	At home.
<i>Waltham,</i>	Nath'l P. Banks, Jr.,	Adams House.
<i>Watertown,</i>	Seth Bemis, Jr.,	At home.
<i>Wayland,</i>	John B. Wight,	59 Chestnut st.
<i>W. Cambridge,</i>	David W. Horton,	At home.
<i>Westford,</i>	Nathan S. Hamblin,	At home.
<i>Weston,</i>	Isaac Coburn,	Quincy House.
<i>Wilmington.</i>	Nathan Townsend,	10 Bromfield House.
<i>Winchester,</i>	Frederic O. Prince.	At home.

## COUNTY OF WORCESTER.

<i>Ashburnham,</i>	Ivers Adams,	Patterson House.
<i>Athol,</i>	Nehemiah Ward,	Adams House.
<i>Auburn,</i>	Almerin L. Aekley,	American House.
<i>Barre,</i>	Luke Houghton,	Quincy House.
<i>Berlin,</i>	Amos Sawyer,	At home.
<i>Blackstone,</i>	Caleb Thayer,	Slade's Hotel.
<i>Boylston,</i>	John Andrews, 2d,	61 Federal st.
<i>Brookfield,</i>	Alfred Rice,	City Hotel.
<i>Charlton,</i>	Luther Litchfield,	31 Brattle st.
<i>Clinton,</i>	Horatio N. Bigelow,	Adams House.
<i>Dana,</i>	Leonard Doane,	42 Cambridge st.
<i>Douglas,</i>	Perley Gould,	Wash. Coffee House.
<i>Dudley,</i>	Henry H. Stevens,	11 Elm st.
<i>Fitchburg,</i>	Charles Mason,	Quincy House.
	Nathaniel Wood,	Quincy House.
<i>Gardner,</i>	John Edgell,	Quincy House.
<i>Grafton,</i>	Levi Rawson,	Adams House.
<i>Hardwick,</i>	Alvah Southworth,	Quincy House.
<i>Harvard,</i>	George Gerry,	19 Sheafe st.
<i>Holden,</i>	George W. Bascom,	Pearl Street House.
<i>Hubbardston,</i>	William Bennett, Jr.,	City Hotel.
<i>Lancaster,</i>	Anthony Lane,	4 Montgomery pl.
<i>Leicester,</i>	Samuel Watson,	61 Federal st.
<i>Leominster,</i>	George S. Burrage,	24 Oak st.
<i>Lynnburg,</i>	Willard Porter,	5 Bumstead pl.
<i>Mendon,</i>	Francis E. Wheelock,	Wash. Coffee House.
<i>Milford,</i>	Hiram Hunt,	At home.
	Alfred Bragg,	Adams House.
<i>Millbury,</i>	Orville E. Thompson,	Quincy House.
<i>New Braintree,</i>	Jonathan G. Frost,	Marlboro' Hotel.
<i>Northborough,</i>	Samuel Clark,	Quincy House.
<i>Northbridge,</i>	Erastus O. Benson,	Wash. Coffee House.
<i>N. Brookfield,</i>	Charles Adams, Jr.,	Adams House.

*Residence of Members.*

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<i>Oakham,</i>	James B. Ware,	City Hotel.
<i>Oxford,</i>	Albert A. Cook,	67 Myrtle st.
<i>Paxton,</i>	Samuel D. Harrington,	61 Federal st.
<i>Petersham,</i>	George White,	Brighton, at C.
<i>Phillipston,</i>	Charles C. Bassett,	Adams H. [White's
<i>Princeton,</i>	Ephraim Beaman,	Adams House.
<i>Royalston,</i>	Joseph Raymond,	Quincy House.
<i>Rutland,</i>	George A. Gates,	Pearl Street House.
<i>Shrewsbury,</i>	Lucius S. Allen,	Adams House.
<i>Southborough,</i>	Lovett Fay,	Marlboro' Hotel.
<i>Spencer,</i>	William Baldwin,	61 Federal st.
<i>Sterling,</i>	Luther W. Rugg,	71 Temple st
<i>Sturbridge,</i>	Emerson Johnson,	Quincy House.
<i>Sutton,</i>	Salem Chamberlin,	Wash. Coffee House.
<i>Templeton,</i>	Dexter Gilbert,	Quincy House.
<i>Uxbridge,</i>	Warren Lackey,	6 Cottage pl.
<i>Webster,</i>	Nathan Cody,	5 Bunstead pl.
<i>Westborough,</i>	Elmer Brigham,	At home.
<i>West Boylston,</i>	E. M. Hosiner,	33 Leverett st.
<i>W. Brookfield,</i>	William Curtis,	Adams House.
<i>Westminster,</i>	John White,	Dr. G. C. Shattuck's.
<i>Winchendon,</i>	Alvah Godding,	Marlboro' Hotel.
<i>Worcester,</i>	John Milton Earle,	At home.
	Edward Earle,	At home.
	Benjamin Flagg,	42 Albany st.
	John F. Gleason,	At home.
	Charles Washburn,	Adams House.

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 COUNTY OF HAMPSHIRE.

<i>Amherst,</i>	William C. Fowler,	Winthrop House.
<i>Belchertown,</i>	Leonard Barrett,	Marlboro' Hotel.
<i>Chesterfield,</i>	Hudson Bates,	Buffalo Hotel.
<i>Cummington,</i>	Charles Shaw,	Slade's Hotel.

*Residence of Members.*

<i>Easthampton,</i>	John Wright, 2d,	Pearl Street House
<i>Enfield,</i>	Henry Fobes,	Adams House.
<i>Goshen,</i>	William Tilton,	St. Charles House.
<i>Granby,</i>	Lucius Ferry,	Slade's Hotel.
<i>Greenwich,</i>	Luke Earle,	Quincy House.
<i>Hadley,</i>	Dudley Smith.	Marlboro' Hotel.
<i>Hatfield,</i>	Elijah Bardwell, Jr.	Quincy House.
<i>Norwich,</i>	William Taylor,	5 Bumstead pl.
<i>Pelham,</i>	Nehemiah W. Aldrich,	Marlboro' Hotel.
<i>Plainfield,</i>	Freeman Hamlin,	Pearl Street House
<i>Prescott,</i>	Nelson B. Jones,	119 Hanover st.
<i>South Hadley,</i>	Lorenzo Gaylord,	Slade's Hotel.
<i>Southampton,</i>	Chauncey Clapp,	Adams House.
<i>Ware,</i>	Ira P. Gould,	Quincy House.
<i>Westhampton,</i>	Daniel W. Clark,	Pearl Street House
<i>Williamsburg,</i>	Hiram Hill,	Marlboro' Hotel
<i>Worthington,</i>	Ethan Barnes,	Adams House.

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**COUNTY OF HAMPDEN.**

<i>Blandford,</i>	Justin Wilson,	Adams House.
<i>Chester,</i>	Aurelius C. Root.	Pearl Street House
<i>Chicopee,</i>	Giles S. Chapin,	Pearl Street House
	Alpheus Nettleton,	Marlboro' Hotel.
	John Wells,	158 Tremont st.
<i>Granville,</i>	Vincent Holcombe,	Adams House.
<i>Holyoke,</i>	Alexander Day,	Adams House.
<i>Longmeadow,</i>	Burgess Salisbury,	Hanover House.
<i>Montgomery,</i>	William Squier,	5 Bumstead pl.
<i>Palmer,</i>	Joseph Brown, 2d,	Winthrop House.
<i>Russell,</i>	Roland Parks,	Adams House.
<i>Southwick,</i>	John Holcomb,	5 Bumstead pl.
<i>Springfield,</i>	Henry Adams,	United States Hotel.
	John Mills,	Tremont House

*Residence of Members.*

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<i>Springfield,</i>	Edward F. Moseley,	United States Hotel.
	Thomas W. Wason,	United States Hotel.
<i>Tolland,</i>	William E. Barnes,	74 Temple st.
<i>Wales,</i>	Arbey Squier,	Marlboro' Hotel.
<i>Westfield,</i>	James Noble,	Bromfield House.
<i>W. Springfield,</i>	Daniel G. White,	74 Temple st.
<i>Wilbraham,</i>	Roderick S. Merrick,	United States Hotel.

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COUNTY OF FRANKLIN.

<i>Ashfield,</i>	Hosea Blake,	Slade's Hotel.
<i>Bernardston,</i>	John E. Burke,	City Hotel.
<i>Buckland,</i>	Bartlett Ballard,	City Hotel.
<i>Charlemont,</i>	Hart Leavitt,	74 Temple st.
<i>Coleraine,</i>	Horatio Flagg,	40 Cambridge st.
<i>Conway,</i>	James S. Whitney,	Adams House.
<i>Deerfield,</i>	Cephas Clapp,	City Hotel.
<i>Erving,</i>	Fordyce Alexander,	30 Portland st.
<i>Gill,</i>	Eliphalet S. Darling,	5 Bumstead pl.
<i>Greenfield,</i>	Lucius Nims,	City Hotel.
<i>Hawley,</i>	George Lathrop,	Pearl Street House.
<i>Heath,</i>	Joseph White, 2d,	Buffalo Hotel.
<i>Leverett,</i>	Silas Ball,	5 Bumstead pl.
<i>Leyden,</i>	E. Wing Packer,	City Hotel.
<i>Monroe,</i>	Asahel Gore,	107 West Cedar st.
<i>Montague,</i>	Erastus Andrews,	2 Province ct.
<i>New Salem,</i>	Alpheus Harding, Jr.,	Quincy House.
<i>Orange,</i>	Rodney Hunt,	Quincy House.
<i>Rowe,</i>	Noah Wells,	Quincy House.
<i>Shelburne,</i>	Ebenezer G. Lamson,	Quincy House.
<i>Shutesbury,</i>	Hardin Hemenway,	City Hotel.
<i>Sunderland,</i>	Horace Lyman,	Marlboro' Hotel.
<i>Warwick,</i>	Ansel Davis,	City Hotel.
<i>Wendell,</i>	Samuel Brewer,	City Hotel.

## COUNTY OF BERKSHIRE.

<i>Adams,</i>	Stephen L. Arnold,	Quincy House.
	John H. Orr,	Quincy House.
<i>Alford,</i>	William Milligan,	Quincy House.
<i>Becket,</i>	Nathan Barnes,	St. Charles House.
<i>Cheshire,</i>	Silas Cole,	Slade's Hotel.
<i>Dalton,</i>	Burr Chamberlin,	Adams House.
<i>Egremont,</i>	James Baldwin,	Quincy House.
<i>Florida,</i>	Ephraim Tower,	74 Temple st.
<i>Gt. Barrington,</i>	Noble B. Pickett,	Quincy House.
<i>Hancock,</i>	Gardner Eldridge,	St. Charles House.
<i>Hinsdale,</i>	Munroe Emmons,	Adams House.
<i>Lanesborough,</i>	Asahel Buck,	Adams House.
<i>Lee,</i>	Harrison Garfield,	Adams House.
<i>Lenox,</i>	M. S. Wilson,	Marlboro' Hotel.
<i>Monterey,</i>	John Branning,	United States Hotel.
<i>New Ashford,</i>	Norman G. Baxter,	Slade's Hotel.
<i>N. Marlborough,</i>	Benjamin Smith,	74 Temple st.
<i>Otis,</i>	Henry K. Spellman,	Wash. Coffee House.
<i>Peru,</i>	Zenas Watkins,	Buffalo Hotel.
<i>Pittsfield,</i>	Samuel A. Churchill,	Slade's Hotel.
	Ensign H. Kellogg,	Tremont House.
<i>Richmond,</i>	Samuel Bartlett,	Marlboro' Hotel.
<i>Sandisfield,</i>	Francis Baxter,	Quincy House.
<i>Savoy,</i>	Robert Sturtevant, Jr.,	Quincy House.
<i>Sheffield,</i>	Rodney Sage,	United States Hotel.
<i>Stockbridge,</i>	Edward C. Carter,	United States Hotel.
<i>Tyringham,</i>	Ezra Heath,	Hanover House.
<i>Washington,</i>	Samuel Bell,	St. Charles House.
<i>W. Stockbridge,</i>	Andrew Fuarey,	Quincy House.
<i>Williamstown,</i>	William White,	Slade's Hotel.
<i>Windsor,</i>	Reuben Pierce,	Buffalo House.



## COUNTY OF NORFOLK.

<i>Bellingham,</i>	Martin Rockwood,	Marlboro' Hotel.
<i>Braintree,</i>	Caleb Stetson,	At home.
<i>Brookline,</i>	William Aspinwall,	At home.
<i>Canton,</i>	Charles Endicott,	At home.
<i>Cohasset,</i>	Thomas Stoddard,	7 May st.
<i>Dedham,</i>	Ezra Wilkinson,	At home.
<i>Dorchester,</i>	Edward Sharp,	At home.
	Nathaniel F. Safford,	At home.
<i>Dover,</i>	Ralph Sanger,	Adams House.
<i>Foxborough,</i>	Martin Torrey,	Wash. Coffee House
<i>Franklin,</i>	William Metcalf,	Slade's Hotel.
<i>Medfield,</i>	Jonathan P. Bishop,	9 Marion st.
<i>Milton,</i>	Jason Reed,	At home.
<i>Needham,</i>	Henry Robinson,	At home.
<i>Quincy,</i>	Joseph W. Robertson,	At home.
	George Marsh,	At home.
<i>Randolph,</i>	Ezra S. Conant,	Norfolk House.
<i>Roxbury,</i>	Stephen M. Allen,	At home.
	Joseph N. Brewer,	At home.
	Theodore Dunn,	At home.
	James M. Keith,	At home.
	John L. Plummer,	At home.
	John S. Sleeper,	At home.
<i>Stoughton,</i>	Albert Johnson,	At home.
<i>Walpole,</i>	Palmer Morey,	At home.
<i>Weymouth,</i>	Elias Hunt,	At home.
	Benjamin F. White,	At home.

## COUNTY OF BRISTOL.

<i>Attleborough,</i>	Lyman W. Daggett,	8 Lagrange pl.
<i>Berkley,</i>	Abiel B. Crane,	Pearl Street House
<i>Dartmouth,</i>	Francis D. Bartlett,	
<i>Dighton,</i>	Jonathan Jones,	Cr. of High & Grid-
<i>Fairhaven,</i>	Isaac Wood, Jr.,	74 Temple st. [ley sts.
<i>Fall River,</i>	Nathaniel B. Borden,	Adams House.
	Richard Borden,	Adams House.
	Richard C. French,	St. Charles House.
	James B. Luther,	Adams House.
<i>Freetown,</i>	William Hall,	At home.
<i>Mansfield,</i>	William B. Bates,	Marlboro' Hotel.
<i>New Bedford,</i>	Thomas Kempton,	Adams House.
	Obed Nye,	31 Pemberton sq.
	Richard A. Palmer,	Revere House.
<i>Norton,</i>	Austin Messinger,	Wash. Coffee House.
<i>Raynham,</i>	Cassander Gilmore,	Wash. Coffee House.
<i>Rhoboth,</i>	Sylvester Hunt,	Adams House.
<i>Seekonk,</i>	John Gregory,	Adams House.
<i>Somerset,</i>	Benjamin Cartwright,	Wash. Coffee House.
<i>Swansey,</i>	William T. Chase,	Wash. Coffee House.
<i>Taunton,</i>	John Andrews,	Pearl Street House.
	Lewis R. Chesbrough,	16 Hayward pl.
	James M. Williams,	Adams House.
<i>Westport,</i>	Frederick Brownell,	Wash. Coffee House

## COUNTY OF PLYMOUTH.

<i>Abington,</i>	Isaac Hersey,	City Hotel.
	James W. Ward,	Marlboro' Hotel.
<i>Bridgewater,</i>	Asahel Hathaway,	At home.
<i>Carver,</i>	Matthias Ellis,	Winthrop House.

Residence of Members.

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<i>Duxbury,</i>	Joshua W. Hathaway,	Franklin House.
<i>E. Bridgewater,</i>	Levi Churchill,	At home.
<i>Halifax,</i>	Edwin Inglee,	Franklin House.
<i>Hanover,</i>	John S. Barry,	At home
<i>Hanson,</i>	Elijah Damon,	Hope House.
<i>Hingham,</i>	Charles W. Cushing,	At home.
<i>Hull,</i>	Martin Knight,	6 Fleet st.
<i>Kingston,</i>	Nathaniel Faunce,	At home.
<i>Marshfield,</i>	Luther Hatch,	Franklin House.
<i>Middleborough,</i>	Everett Robinson,	At home.
	Joshua Wood,	Wash. Coffee House
<i>N. Bridgewater,</i>	Jesse Perkins,	At home.
<i>Pembroke,</i>	Joseph Cobb,	Hope House.
<i>Plymouth,</i>	William H. Bradford,	
<i>Plympton,</i>	Joseph B. Nye,	Franklin House.
<i>Rochester,</i>	John H. Clark,	Pearl Street House
<i>Scituate,</i>	Elijah Jenkins, Jr.,	Adams House.
<i>South Scituate,</i>	James Southworth,	55 High st.
<i>Wareham,</i>	Lewis Kinney,	Adams House.
<i>W. Bridgewater,</i>	Joseph Kingman,	At home.

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COUNTY OF BARNSTABLE.

<i>Brewster,</i>	Josiah Seabury,	42 Cambridge st.
<i>Chatham,</i>	Josiah Kendrick,	14 Lexington st.
<i>Dennis,</i>	Thomas Hall,	42 Cambridge st.
<i>Eastham,</i>	Scutter Cobb,	42 Cambridge st.
<i>Falmouth,</i>	David Lawrence,	392 Washington st.
<i>Harwich,</i>	Nathaniel Doane, Jr.,	42 Cambridge st.
<i>Orleans,</i>	Leander Crosby,	Slade's Hotel.
<i>Provincetown,</i>	Joseph P. Johnson,	Slade's Hotel.
<i>Wellfleet,</i>	Ebebezer Freeman,	42 Cambridge st.
<i>Yarmouth,</i>	-Nathaniel S. Simpkins,	46 Harrison av.

## DUKES COUNTY.

<i>Chilmark,</i>	Herman Vincent,	31 Brattle st.
<i>Edgartown,</i>	Sirson P. Coffin,	Bromfield House.
<i>Tisbury,</i>	William S. Vincent,	8 Barton st.

## COUNTY OF NANTUCKET.

<i>Nantucket,</i>	James H. Briggs,	Marlboro' Hotel.
	Reuben Maeder,	23 Bedford st.
	Obed Swain,	Marlboro' Hotel.

LEWIS JOSSELYN, CLERK, LYNN.

REV. GEORGE M. RANDALL, CHAPLAIN, 195 Harrison  
avenue.

BENJAMIN STEVENS, SERGEANT-AT-ARMS OF THE GEN-  
ERAL COURT, 12 Hancock street.

ALEXIS POOLE, DOORKEEPER, 7 Lucas place.

DAVID MURPHY, MESSENGER, Hope House.

JOSEPH P. DEXTER, ASSISTANT MESSENGER, 115 Pinck-  
ney street.

TIMOTHY HAYES, POSTMASTER, 74 Temple street.

S. H. BUCKINGHAM, PAGE, Cambridge.

J. N. TOLMAN, JR., ASSISTANT PAGE, 2 Bay street.

## POST OFFICE . . . BOSTON.

### MAIL ARRANGEMENT.

Southern Mail closes at (Sundays excepted)	- 4 o'clock, P. M.
Prepaid letters are received until	- - - - 4½, P. M.
Letters are received at the Providence Railroad Depot, by the Express Mail Messenger, until	- - - - 5, P. M.
Eastern (daily) at	- - - - 5, A. M., and 1½, P. M.
Newburyport, Portsmouth, and Portland, (Sundays except- ed,) at	- - - - 5, A. M., and 1½, P. M.
Providence, at	- - - - 5, A. M., and 2½, P. M.
Albany and all west of Worcester, at	- - - - 5, A. M.
Worcester, at	- - - - 5, A. M., 11, A. M., and 4, P. M.
Springfield, Hartford and Albany, at	- 5, A. M., and 3 P. M.
Northern, at	- - - - 5, A. M.
Lowell, at	- 5, A. M., 11, A. M., and 3½, P. M.
Nashua, Manchester and Concord, N. H., at	5 and 11, A. M., and 3½, P. M.
Haverhill, Exeter and Dover, at	- - 5, A. M., and 1½, P. M.
Northampton, at	- - 3, P. M., and 5, A. M.
New Bedford and Taunton, at	- - 5, A. M., and 2½, P. M.
Cape Cod and Nantucket, at	- - - - 5, A. M.
English, by steamships, on days of sailing, at	- - 10, A. M.
Salem, at	- - - - 5 and 11, A. M., and 1½, P. M.

### W H E N D U E.

Southern Mail, - - - - -	- - average 8, A. M.
Worcester, Springfield and Hartford, at	- 1, P. M., and 7, P. M.
Eastern, at	- 1½, P. M., and 8½, P. M.
Providence, at	- 10½, A. M., and 6½, P. M.
Albany, at	- - - - 6, P. M.
Northern, at	- - - - 2, P. M., and 7, P. M.
Lowell, at	- 9½, A. M., 2, P. M., and 7, P. M.
Newburyport, Portsmouth and Portland, first mail, at	- 1½, P. M.
Haverhill and Exeter, at	- 1½, P. M., and 8½, P. M.
Northampton, and all towns on the route this side, at	- 6, P. M.
New Bedford and Taunton, at	- 10½, A. M., and 6½, P. M.
Cape Cod, at	- - - - 6, P. M.
Nantucket, at	- - - - 6, P. M.



**RULES AND ORDERS**

TO BE OBSERVED IN THE

**HOUSE OF REPRESENTATIVES**

OF THE

**Commonwealth of Massachusetts,**

**FOR THE YEAR 1851.**

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PUBLISHED BY ORDER OF THE HOUSE.

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**BOSTON:**

**DUTTON-AND WENTWORTH, STATE PRINTERS.**

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**1851.**





## RULES AND ORDERS OF THE HOUSE.

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### CHAPTER I.

#### *Of the Duties and Powers of the Speaker.*

##### I.

THE Speaker shall take the Chair every day at the hour to which the House shall have adjourned ; shall call the Members to order ; and, on the appearance of a quorum, shall proceed to business.

##### II.

He shall preserve decorum and order ; may speak to points of order in preference to other Members ; and shall decide all questions of order, subject to an appeal to the House by motion regularly seconded ; and no other business shall be in order till the question on the appeal shall have been decided.

##### III.

He shall declare all votes ; but, if any Member rises to doubt a vote, the Speaker shall order a return of the number voting in the affirmative, and in the negative, without any further debate upon the question.

##### IV.

He shall rise to put a question, or to address the House, but may read sitting.

##### V.

In all cases the Speaker may vote.

## VI.

When the House shall determine to go into a Committee of the whole House, the Speaker shall appoint the Member who shall take the Chair.

## VII.

On all questions and motions whatsoever, the Speaker shall take the sense of the House by yeas and nays, provided one fifth of the Members present shall so require. When the yeas and nays are taken, no Member shall be allowed to vote, who shall have entered the House after the calling of the roll is finished.

## VIII.

He shall propound all questions, in the order in which they are moved, unless the subsequent motion be previous in its nature; except that, in naming sums and fixing times, the largest sum and longest time shall be put first.

## IX.

After a motion is stated or read by the Speaker, it shall be deemed to be in possession of the House, and shall be disposed of by vote of the House; but the mover may withdraw it at any time before a decision or amendment.

## X.

When a question is under debate, the Speaker shall receive no motion, but to adjourn, to lay on the table, for the previous question, to postpone to a day certain, to commit, to amend, or to postpone indefinitely; which several motions shall have precedence in the order in which they stand arranged: and a motion to strike out the enacting clause of a Bill shall be equivalent to a motion to postpone indefinitely.

## XI.

He shall consider a motion to adjourn as always first in order ; and that motion, and the motions to lay on the table, to take up from the table, and for the yeas and nays, shall be decided without debate.

## XII.

He shall put the previous question in the following form : “ *Shall the main question be now put ?* ”— and all debate upon the main question shall be suspended, until the previous question shall be decided. After the adoption of the previous question, the sense of the House shall forthwith be taken upon amendments reported by a committee, upon pending amendments, and then upon the main question.

## XIII.

On the previous question no Member shall speak more than once without leave ; and all incidental questions of order, arising after a motion is made for the previous question, shall be decided without debate, excepting on appeal, and, on such appeal, no Member shall be allowed to speak more than once without leave of the House.

## XIV.

When two or more Members happen to rise at once, the Speaker shall name the Member who is first to speak.

## XV.

All Committees shall be appointed and announced by the Speaker, unless otherwise specially directed by the House.

## XVI.

The Speaker shall have the right to name any Member to perform the duties of the Chair, but such substitution shall not extend beyond an adjournment.

## CHAPTER II.

*Of the Duties, Rights, and Decorum of Members.*

## I.

Every seat, which shall be drawn by any Member, in person, at the beginning of the session, shall be his seat during the year, unless he shall have leave of the Speaker to change it.

## II.

The desks on the right and left of the Speaker shall be appropriated to the use of the Clerk and the Committees on Bills.

## III.

Every Member, when about to speak, shall rise and respectfully address the Speaker, shall confine himself to the question under debate, and avoid personality, and shall sit down when he has finished. No Member shall speak out of his place without leave of the Speaker.

## IV.

No Member speaking shall be interrupted by another, but by rising up to call to order.

## V.

No Member shall speak more than twice on one question, without first obtaining leave of the House; nor more than once, until the other Members, who have not spoken, shall speak, if they desire it.

## VI.

When a vote has passed, it shall be in order for any Member of the *majority* to move for a re-consideration thereof, on the same or the succeeding day: and such motion (except in the last week of

the session,) shall be placed first in the orders of the day for the day succeeding that on which the motion is made: and when a motion for re-consideration is decided, that vote shall not be re-considered.

## VII.

Bills, resolves, and other papers, in reference to which, any member, having a right to move a re-consideration, shall give notice of a motion to that effect, to be made on the next day after the vote proposed to be re-considered, shall remain in the possession of the Clerk until such succeeding day: *provided*, that the operation of this rule shall be suspended during the last week of the session.

## VIII.

No Member shall be obliged to be on more than two Committees at the same time, nor Chairman of more than one.

## IX.

No Member shall be permitted to stand up, to the interruption of another, while any Member is speaking, or to pass unnecessarily between the Speaker of the House and the person speaking; nor shall any Member be permitted to stand in the alleys during the session of the House.

## X.

Every Member shall keep an account of his own attendance and travel, and deliver the same to the Committee appointed to make up the pay-roll, and, on his failure so to do, he shall be omitted from the roll; and no Member shall receive pay for any week-day on which he has not actually attended, except in case of sickness.

## XI.

All proceedings of the House with closed doors, and every matter relating to the same, shall be kept

secret, until the House shall remove the injunction of secrecy.

## XII.

Every Member, who shall neglect to give his attendance in the House for more than six days after the session commences, shall, on making his appearance therein, be held to render the reason of such neglect; and in case the reason assigned shall be deemed by the House sufficient, such Member shall be entitled to receive pay for his travel, and not otherwise; and no Member shall be absent more than two days, without leave of the House; and a vote of leave of absence shall be inoperative, unless the Member obtaining it shall avail himself of it within five days.

## XIII.

When any Member shall be guilty of a breach of either of the Rules and Orders of the House, he may be required by the House, on motion, to make satisfaction therefor, and shall not be allowed to vote, or speak, except by way of excuse, till he has done so.

## XIV.

No Member shall be permitted to vote, or serve on any Committee, in any question where his private right is immediately concerned, distinct from the public interest.

## XV.

Every Member, who shall be in the House when a question is put, where he is not excluded by interest, shall give his vote, unless the House, for special reasons, shall excuse him. Any Member desiring to be so excused on any question, shall make application to that effect before the House is divided, or before the calling of the yeas and nays; and such application shall be accompanied by a brief statement of reasons, and shall be decided without debate.

## XVI.

Every motion shall be reduced to writing, if the Speaker shall so direct.

## XVII.

Any Member may call for the division of a question when the sense will admit of it. A motion to strike out and insert shall be deemed indivisible: but a motion to strike out being lost, shall neither preclude amendment, nor a motion to strike out and insert.

## XVIII.

Motions and Reports may be committed, or re-committed, at the pleasure of the House.

## XIX.

No motion or proposition, of a subject different from that under consideration, shall be admitted under color of amendment.

## XX.

The unfinished business, in which the House was engaged at the time of the last adjournment, shall have the preference in the orders of the day.

## XXI.

No rule or order of the House shall be dispensed with, altered, or repealed, unless two thirds of the Members present shall consent thereto.

## XXII.

When a vote is doubted, the Members for or against the question, when called on by the Speaker, shall rise and stand uncovered till they are counted.

## XXIII.

All questions, relating to the priority of business to be acted upon, shall be decided without debate.

## XXIV.

Every question of order shall be noted by the Clerk, with the decision thereon, and inscribed at large on the Journal.

## XXV.

When a motion is made to refer any subject, and different Committees shall be proposed, the question shall be taken in the following order :—a Standing Committee of the House—a Select Committee of the House—a Joint Standing Committee—a Joint Select Committee.

## XXVI.

It shall be the duty of each Member of the House, who moves that any Standing Committee be instructed to inquire into the expediency of amending an existing law or laws, to point out the amendment, which he deems expedient, in writing, to accompany his motion, or to furnish a written statement thereof to such Committee, if by them required.

## XXVII.

No stranger shall be admitted to the seats of Members, or upon the floor of the House, without leave of the Speaker.

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CHAPTER III.

*Of the Duties of Monitors.*

## I.

Two Monitors shall be appointed for each division of the House, whose duty it shall be to see the due observance of the orders of the House, and, on demand of the Speaker, to return the number of votes and Members in their respective divisions.



II.

If any Member shall transgress any of the rules or orders of the House, and persist therein after being notified thereof by any Monitor, it shall be the duty of such Monitor to give information thereof to the House.

III.

In case the Speaker shall be absent at the hour to which the House was adjourned, one of the Monitors shall call the House to order, and the Clerk shall preside.

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CHAPTER IV.

*Of Petitions, Memorials, &c.*

I.

All papers addressed to the House, except petitions, memorials and remonstrances, shall be presented by the Speaker, or by a Member in his place, and shall be read by the Speaker, Clerk, or such other person as the Speaker may request, and shall be taken up in the order in which they were presented, unless where the House shall otherwise direct.

II.

Every Member, presenting to the House a petition, memorial, or remonstrance, shall endorse his name thereon, with a brief statement of the nature and object of the instrument, and the reading of the same from the Chair shall in all instances be dispensed with, unless specially ordered by the House.

III.

All reports, petitions, memorials, remonstrances, and papers of a like nature, shall be presented during the first hour of each session of the House, and at no other time, except by special leave of the

House: and the Speaker shall call on the several Divisions, in regular succession, for such papers.

IV.

If any Member of the House shall so request, any order, which shall be proposed for adoption, shall be passed over for that day without question; and the same shall be considered and disposed of, on the succeeding day, in the same manner as it would have been, on the day on which it was offered, if no objection had been made.

V.

All applications for the use of the Representatives' Chamber shall be made to, and decided upon by, the Committee on Public Buildings; subject, however, to the control and order of the House.

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CHAPTER V.

*Of Bills, Resolves, and Grants.*

I.

The first reading of a bill shall be for information, and if opposition be made to it, the question shall be, "*Shall this bill be rejected?*" If no opposition be made, or if the question to reject be negatived, the bill shall go to its second reading without a question.

II.

No bill or resolve shall pass to be engrossed without being read on three several days.

III.

All bills and resolves shall be written in a fair round hand, without interlineations, on not less than one sheet of paper, with suitable margins, and spaces between the several sections or resolves.

IV.

No bill or resolve shall be introduced to the House without special leave, unless reported by a Committee; and, when thus introduced, such bill or resolve shall be committed, before it is ordered to a second reading. When any bill, resolve, petition, memorial or remonstrance, shall have been finally rejected, no other, substantially the same, shall be introduced by any Committee or Member during the same session.

V.

No engrossed bill or resolve shall be sent to the Senate, without notice thereof being given by the Speaker.

VI.

No private act or resolve, affecting the character or property of any individual, shall pass the House, unless such individual be first notified thereof.

VII.

All bills and resolves in their third reading, shall be committed to the Standing Committee on bills in the third reading, to be by them examined, corrected, and so reported to the House.

VIII.

All engrossed bills and resolves shall be committed to the Standing Committee on engrossed bills, to be strictly examined; and if found by them to be truly and rightly engrossed, they shall so report to the House, and the same shall be passed to be enacted, without any further reading, unless, on motion of any Member, a majority of the House shall be in favor of reading the same as engrossed.

IX.

No engrossed bill or resolve shall be amended.

## X.

Bills and resolves in their third reading shall be made the order of the day, for the day next succeeding that on which leave shall have been given to read them a third time; and all reports of Committees, not by bill or resolve, whether joint or of this House, shall be made the order of the day for the day next succeeding that on which they shall have been read in this House, unless the House shall otherwise direct by vote; and the Speaker shall order them accordingly; and, after entering on the orders of the day, they shall be disposed of in course.

## XI.

All amendments, proposed by the Senate and sent back to the House for their concurrence, shall be committed to the Committee who reported the measure proposed to be amended, unless such Committee shall be composed of members of both branches.

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 CHAPTER VI.
*Of Committees, their Powers and Duties.*

## I.

The following Standing Committees shall be appointed at the commencement of the political year, viz:—

- A Committee on the Judiciary;
- A Committee on Matters of Probate and Chancery;
- A Committee on Finance;
- A Committee on Elections;
- A Committee on Bills in the Third Reading;
- A Committee on Engrossed Bills;

And each of these Committees shall consist of Seven Members.

- A Committee on County Estimates ;
- A Committee on the Pay Roll ;
- A Committee on the Change of Names ;
- A Committee on Leave of Absence ;
- A Committee on Public Buildings ;
- A Committee on Printing ;

And each of these Committees shall consist of Five Members.

#### II.

In all elections by ballot of the House, a time shall be assigned for such election, at least one day previous thereto.

#### III.

In all elections of Committees of the House, by ballot, the person having the highest number of votes shall act as Chairman.

#### IV.

All papers, relative to any business before the House, shall be left with the Clerk, by any Member, who may obtain leave of absence, and may have any such papers in his possession.

#### V.

The Chairman of every Committee, except the Standing Committees, who shall have business referred to them, shall make report of their doings therein, within four days after such reference.

#### VI.

All Committees may report by bill, resolve, or otherwise.

#### VII.

The rules of proceeding in the House shall be observed in a Committee of the whole House, so far as they may be applicable, except the rule limiting

the times of speaking : but no Member shall speak twice upon any question, until every Member, choosing to speak, shall have spoken. A motion to rise, report progress, and ask leave to sit again, shall be always first in order, and shall be decided without debate.

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*Form of Endorsing Petitions.*

The Petition of

for

Presented by Mr.

of

Ho. of Reps.

1851.

Referred to the Committee

on

JOINT RULES AND ORDERS  
OF THE TWO HOUSES.

I.

The following Joint Standing Committees shall be appointed at the commencement of the January session, viz :—

- A Committee on Accounts ;
- A Committee on Agriculture ;
- A Committee on Banks and Banking ;
- A Committee on Claims ;
- A Committee on Education ;
- A Committee on the Fisheries ;
- A Committee on the Library ;
- A Committee on Manufactures ;
- A Committee on Mercantile Affairs & Insurance ;
- A Committee on the Militia ;
- A Committee on Parishes and other Religious Societies ;
- A Committee on Prisons ;
- A Committee on Public Charitable Institutions ;
- A Committee on Public Lands ;
- A Committee on Railways and Canals ;
- A Committee on Roads and Bridges ;
- A Committee on Towns ; and
- A Committee on Public Expenditures ;

And each of said Committees shall consist of two on the part of the Senate, and five on the part of the House, except the Committee on the Library, which, by law, is to consist of three on the part of each House ; and no Member of any Committee shall receive compensation for personal services on such Committee, during the Session of the Legislature. No member of either House shall act as counsel for any party before any Committee of the Legislature.

II.

The Joint Committees of the two Houses may report by bill, resolve, or otherwise, to either House, at their discretion; and all bills and resolves reported by them, shall be written in a fair round hand, without interlineation, on not less than a sheet of paper, with suitable margins, and spaces between the several sections or resolves.

III.

Reports of Joint Committees may be recommitted to the same committees at the pleasure of the House acting thereon, without asking the concurrence of the other Branch; and bills or resolves which have been previously acted on in one Branch may be recommitted in the other without a concurrent vote, except when recommitted with instructions; *provided*, that, after such recommitment, reports shall, in all cases, be made to the Branch which shall have ordered such recommitment.

IV.

All papers, while on their passage between the two Houses, may be under the signature of the respective Clerks, except Bills and Resolves, in their last stage. Messages may be sent by such persons as each House may direct.

V.

After Bills shall have passed both Houses to be engrossed, they shall be in the charge of the Clerks of the two Houses, who shall deliver the same to the Secretary of the Commonwealth, to be engrossed in the manner prescribed by law; and, when engrossed, the said Clerks shall forthwith deliver the same to the Committee of the House of Representatives on Engrossed Bills; and when the same shall have



passed to be enacted in that House, they shall, in like manner, be delivered to the Committee of the Senate on Engrossed Bills.

VI.

After Bills shall have passed both Houses to be enacted, the Clerk of the Senate shall cause them to be laid before the Governor for his approbation, an indorsement being first made thereon, by the clerk of the House in which the same originated, certifying in which House the same originated, which indorsement shall be entered on the Journals by the Clerks respectively; and the Clerk of the Senate shall enter on the Journal of the Senate the day on which the same were laid before the Governor.

VII.

All resolves and other papers, which are to be presented to the Governor of the Commonwealth, shall be presented for his approbation, in the same manner as is prescribed in the case of Bills.

VIII.

All resolves proposing amendments of the Constitution, shall have three several readings in each House, and the final question upon adopting the same shall be taken by yeas and nays, as provided by the Constitution.

IX.

The President of the Senate shall preside in conventions of the two branches; and such conventions shall be holden in the Representatives' chamber.

X.

When an agreement has been made by the two branches to go into convention, such agreement shall not be altered or annulled, except by concurrent vote.

XI.

No business shall be entered on, in convention, except by unanimous consent, other than that which may be agreed on before the convention is formed.

XII.

In all elections by joint ballot, a time shall be assigned therefor at least one day previous to such election.

CIVIL GOVERNMENT  
OF THE  
Commonwealth of Massachusetts,  
FOR THE  
POLITICAL YEAR 1851.

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HIS EXCELLENCY  
GEORGE S. BOUTWELL,  
OF GROTON,  
GOVERNOR.

---

HIS HONOR  
HENRY W. CUSHMAN,  
OF BERNARDSTON,  
LIEUTENANT GOVERNOR.

---

COUNCIL.

ISAAC EMERY,	<i>of Boston.</i>
JOHN B. ALLEY,	<i>of Lynn.</i>
GEORGE W. DIKE,	<i>of Stoneham.</i>
ISAAC DAVIS,	<i>of Worcester.</i>
RODOLPHUS B. HUBBARD,	<i>of Sunderland.</i>
NOAH GIBSON,	<i>of New Marlborough.</i>
EDGAR K. WHITAKER,	<i>of Needham.</i>
PHILO LEACH,	<i>of Bridgewater.</i>
JOHNSON GARDNER,	<i>of Seekonk.</i>

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AMASA WALKER,  
OF NORTH BROOKFIELD,  
SECRETARY OF THE COMMONWEALTH.

---

CHARLES B. HALL,  
OF HAVERHILL,  
TREASURER & RECEIVER GENERAL OF THE COMMONWEALTH.

---

DAVID WILDER, JR.,  
OF BROOKLINE,  
AUDITOR OF ACCOUNTS.

## Senate.

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HENRY WILSON,

PRESIDENT.

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### SUFFOLK DISTRICT.

David Sears,	}	<i>of Boston.</i>
Benjamin Seaver,		
John H. Wilkins,		
George H. Kuhn,		
Charles Theodore Russell,	}	<i>of Chelsea.</i>
Charles Hubbard,		

### ESSEX DISTRICT.

Moses Newell,	<i>of West Newbury.</i>
Frederick Robinson,	<i>of Marblehead.</i>
Daniel Saunders, Jr.,	<i>of Lawrence.</i>
Robert S. Daniels,	<i>of Danvers.</i>
Edmund Kimball,	<i>of Bradford.</i>

### MIDDLESEX DISTRICT.

Joseph T. Buckingham,	<i>of Cambridge.</i>
John W. Graves,	<i>of Lowell.</i>
John Boynton,	<i>of Groton.</i>
Luke Wellington,	<i>of Ashby.</i>
James M. Usher,	<i>of Medford.</i>
Henry Wilson,	<i>of Natick.</i>

WORCESTER DISTRICT.

Alexander De Witt,	<i>of Worcester.</i>
Edward B. Bigelow,	<i>of Grafton.</i>
Francis Howe,	<i>of Brookfield.</i>
Giles H. Whitney,	<i>of Templeton.</i>
Moses Wood,	<i>of Fitchburg.</i>

HAMPSHIRE DISTRICT.

William A. Hawley,	<i>of Northampton.</i>
William Hyde,	<i>of Ware.</i>

FRANKLIN DISTRICT.

Whiting Griswold,	<i>of Greenfield.</i>
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HAMPDEN DISTRICT.

Erasmus D. Beach,	<i>of Springfield.</i>
David Mosely,	<i>of Westfield.</i>

BERKSHIRE DISTRICT.

Richard P. Brown,	<i>of Egremont.</i>
Asa G. Welch,	<i>of Lee.</i>

NORFOLK DISTRICT.

Samuel Warner, Jr.,	<i>of Wrentham.</i>
Edward L. Keyes,	<i>of Dedham.</i>
Alvah Morrison,	<i>of Braintree.</i>

PLYMOUTH DISTRICT.

William H. Wood,	<i>of Middleborough.</i>
Edward Cazneau,	<i>of Hingham.</i>

## BRISTOL DISTRICT.

John Earle,	<i>of Swanzey.</i>
Lyman W. Dean,	<i>of Attleborough.</i>
George Austin,	<i>of Swanzey.</i>

## BARNSTABLE DISTRICT.

Stephen Hilliard,	<i>of Provincetown.</i>
Zenas D. Bassett,	<i>of Barnstable.</i>

## NANTUCKET AND DUKES CO. DISTRICT.

William Barney,	<i>of Nantucket.</i>
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CHAUNCEY L. KNAPP, *Clerk.*  
 JOSEPH H. BUCKINGHAM, *Assistant Clerk.*  
 REV. A. L. STONE, *Chaplain.*  
 BENJAMIN STEVENS, *Sergeant at Arms.*  
 WILLIAM M. WISE, *Doorkeeper.*  
 JAMES N. TOLMAN, *Assistant Doorkeeper.*  
 TILSON FULLER, *Page.*

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<i>Provincetown,</i>	Joseph P. Johnson,	245
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<i>Truro,</i>		
<i>Wellfleet,</i>	Ebenezer Freeman,	175
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## DUKES COUNTY.

<i>Chilmark,</i>	Herman Vincent,	56
<i>Edgartown,</i>	Sirson P. Coffin,	302
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## COUNTY OF NANTUCKET.

<i>Nantucket,</i>	James H. Briggs,	37
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LEWIS JOSSELYN, *Clerk.*

REV. GEORGE M. RANDALL, *Chaplain.*

BENJAMIN STEVENS, { *Sergeant at Arms of the*  
*General Court.*

ALEXIS POOLE, *Doorkeeper.*

DAVID MURPHY, *Messenger.*

JOSEPH P. DEXTER, *Assistant Messenger.*

TIMOTHY HAYES, *Postmaster.*

SILAS H. BUCKINGHAM, *Page.*

JAMES N. TOLMAN, JR., *Assistant Page.*

STANDING COMMITTEES OF THE  
SENATE.

---

ON THE JUDICIARY.

Messrs. Griswold, Wood, of Plymouth, and Russell.

---

ON MATTERS IN PROBATE AND CHANCERY.

Messrs. Warner, Wood, of Worcester, and Barney.

---

ON THE TREASURY.

Messrs. Sears, Taber and Brown.

---

ON BILLS IN THE THIRD READING.

Messrs. Saunders, Kuhn, Wood, of Plymouth, Beach,  
Russell and Kimball.

---

ON ENGROSSED BILLS.

Messrs. Hilliard, Whitney, Graves, Hawley, Morri-  
son and Wellington.

## JOINT STANDING COMMITTEES.

---

### ON ACCOUNTS.

Messrs. Howe and Boynton,	} <i>of the Senate.</i>
Messrs. Adams, of N. Brookfield,	
Brewer, of Roxbury,	} <i>of the House.</i>
Packer, of Leyden,	
Seaver, of Boston,	
Kelsey, of Concord,	

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### ON AGRICULTURE.

Messrs. Wellington and Moseley,	} <i>of the Senate.</i>
Messrs. Brigham, of Westboro',	
Buck, of Lanesborough,	} <i>of the House.</i>
Barry, of Hanover,	
Hunt, of Rehoboth,	
Russell, of Lexington,	

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### ON BANKS AND BANKING.

Messrs. DeWitt and Kuhn,	} <i>of the Senate.</i>
Messrs. Stetson, of Braintree,	
Cowdry, of Stoncham,	} <i>of the House.</i>
Williams, of Taunton,	
Hooper, of Boston,	
Kingman, of W. Bridge- water,	



ON CLAIMS.

Messrs. Bigelow and Dean,	}	<i>of the Senate.</i>
Messrs. Bishop, of Medfield, Nutter, of Boston, Wilson, of Blandford, Milligan, of Alford, Powers, of Lowell,		
	}	<i>of the House.</i>

ON EDUCATION.

Messrs. Keyes and Hyde,	}	<i>of the Senate.</i>
Messrs. Curtis, of W. Brookfield, Coggsweil, of Bedford, Fowler, of Amherst, Kettell, of Boston, Ward, of Abington,		
	}	<i>of the House.</i>

ON FISHERIES.

Messrs. Cazneau and Kimball,	}	<i>of the Senate.</i>
Messrs. Coffin, of Edgartown, Crosby, of Orleans, Gott, of Rockport, Swain, of Nantucket, Johnson, of Provincetown,		
	}	<i>of the House.</i>

ON THE LIBRARY.

Messrs. Buckingham, Sears and Robinson,	}	<i>of the Senate.</i>
Messrs. Parker, of Shirley, Earle, of Greenwich, Sleeper, of Roxbury,		
	}	<i>of the House.</i>

## ON MANUFACTURES.

Messrs. Robinson and Hilliard,	}	<i>of the Senate.</i>
Messrs. Whitney, of Conway, Stone, of Charlestown, Wightman, of Boston, Ackley, of Auburn, Faunce, of Kingston,		
	}	<i>of the House.</i>

## ON MERCANTILE AFFAIRS AND INSURANCE.

Messrs. Seaver and Wood, of Worcester,	}	<i>of the Senate.</i>
Messrs. Raymond, of Medford, Barker, of Lawrence, Borden, of Fall River, Gardner, of Boston, Jenkins, of Scituate,		
	}	<i>of the House.</i>

## ON THE MILITIA.

Messrs. Hawley and Saunders,	}	<i>of the Senate.</i>
Messrs. Wilson, of Lenox, Nettleton, of Chicopee, Brastow, of Somerville, Foster, of Groveland, Hatch, of Marshfield,		
	}	<i>of the House.</i>

## ON PARISHES AND RELIGIOUS SOCIETIES.

Messrs. Welch and Hubbard,	}	<i>of the Senate.</i>
Messrs. Wood, of Middleborough, Elliot, of Littleton, Wells, of Chicopee, Daggett, of Attleborough, Flagg, of Coleraine.		
	}	<i>of the House.</i>

ON PRISONS.

Messrs. Beach and Keyes,	}	<i>of the Senate.</i>
Messrs. Thorndike, of Charlesto'n, Kimball of Boston, Walcott, of Danvers, Fuarey, of W. Stockbridge, Hall, of Freetown,		
	}	<i>of the House.</i>

ON PUBLIC CHARITABLE INSTITUTIONS.

Messrs. Graves and Warner,	}	<i>of the Senate.</i>
Messrs. Earle, of Worcester, Lincoln, of Boston, Toppan, of Newburyport, Farwell, of Cambridge, Bates, of Mansfield,		
	}	<i>of the House.</i>

ON PUBLIC EXPENDITURES.

Messrs. Buckingham and Daniels,	}	<i>of the Senate.</i>
Messrs. Holcombe, of Granville, Edgell, of Gardner, Bancroft, of Lowell, Cobb, of Pembroke, Sanger, of Dover,		
	}	<i>of the House.</i>

ON PUBLIC LANDS.

Messrs. Whitney and Morrison,	}	<i>of the Senate.</i>
Messrs. Woodbury, of Acton, Payson, of Rowley, Alexander, of Erving, Gilmore, of Raynham, Arnold, of Adams,		
	}	<i>of the House.</i>

## ON RAILWAYS AND CANALS.

Messrs. Wilkins and Usher,	} <i>of the Senate.</i>
Messrs. Payne, of Melrose, Bennett, of Hubbardston, Simpkins, of Yarmouth, Conant, of Randolph, Smith, of Hadley,	

## ON ROADS AND BRIDGES.

Messrs. Newell and Austin,	} <i>of the Senate.</i>
Messrs. Sturtevant, of Savoy, Lawrence, of Falmouth, Sawyer, of Berlin, Kimball, of Salem, Metcalf of Franklin,	

## ON TOWNS.

Messrs. Basset and Brown,	} <i>of the Senate.</i>
Messrs. Adams, of Ashburnham, Dinsmoor, of Lowell, Parks of Russell, Keith, of Roxbury, Hathaway, of Duxbury,	

STANDING COMMITTEES  
OF THE  
HOUSE OF REPRESENTATIVES.

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ON THE JUDICIARY.

Messrs. Cushing, of *Newbury*, Mills, of *Springfield*,  
Curtis, of *Boston*, Wilkinson, of *Dedham*, Went-  
worth, of *Lowell*, Safford, of *Dorchester*, Nims,  
of *Greenfield*.

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ON MATTERS OF PROBATE AND CHANCERY.

Messrs. Branning, of *Monterey*, Plimpton, of *Boston*,  
Prince, of *Winchester*, Robinson, of *Middle-  
borough*, Clark, of *Northborough*, Wells, of  
Rowe, Earle, of *Greenwich*.

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ON FINANCE.

Messrs. Frothingham, of *Charlestown*, Wood, of  
*Fitchburg*, Kellogg, of *Pittsfield*, Hunt, of *Or-  
ange*, Brooks, of *Boston*, Jones, of *Prescott*,  
Crane, of *Berkley*.

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ON ELECTIONS.

Messrs. Wood, of *Fitchburg*, Leavitt, of *Charle-  
mont*, Schouler, of *Boston*, Payne, of *Melrose*,  
Story, of *Salem*, Robinson, of *Middleborough*,  
Palmer, of *New Bedford*.

---

ON BILLS IN THE THIRD READING.

Messrs. Mason, of *Fitchburg*, Haines, of *Lynn*,  
Pond, of *Boston*, Albee, of *Marlborough*, Ames,  
of *Chelsea*, White, of *West Springfield*, Cham-  
berlin, of *Dalton*.

## ON ENGROSSED BILLS.

Messrs. Claffin, *of Hopkinton*, Brownell, *of Westport*, Chesbrough, *of Taunton*, Emmons, *of Hinsdale*, Clark, *of Westhampton*, Day, *of Holyoke*, Briggs, *of Nantucket*.

## ON COUNTY ESTIMATES.

Messrs. Messenger, *of Norton*, Endicott, *of Canton*, Ferry, *of Granby*, Cole, *of Cheshire*, Maeder, *of Nantucket*.

## ON THE PAY ROLL.

Messrs. Flagg, *of Worcester*, Wood, *of Fairhaven*, Spellman, *of Otis*, Sleeper, *of Boston*, Churchill, *of East Bridgewater*.

## ON CHANGE OF NAMES.

Messrs. Burk, *of Bernardston*, Allen, *of Shrewsbury*, Seabury, *of Brewster*, Shaw, *of Cumington*, Coburn, *of Weston*.

## ON LEAVE OF ABSENCE.

Messrs. Harding, *of New Salem*, J. Munroe, *of Boston*, Vincent, *of Chilmark*, Rugg, *of Sterling*, Robinson, *of Needham*.

## ON PUBLIC BUILDINGS.

Messrs. Wason, *of Springfield*, Thompson, *of Millbury*, Marsh, *of Boston*, Hammond, *of Lynn*, Stoddard, *of Cohasset*.

## ON PRINTING.

Messrs. Ames, *of Chelsea*, Jones, *of Cambridge*, Gerry, *of Harvard*, Hall, *of Dennis*, Hemenway, *of Shutesbury*.

MONITORS OF THE HOUSE.

FIRST DIVISION.—Messrs. BENNETT, of Hubbardston, and SCHOULER, of Boston.

SECOND DIVISION.—Messrs. COWDRY, of Stoneham, and RAYMOND, of Royalston.

THIRD DIVISION.—Messrs. WALCOTT, of Danvers, and WILLIAMS, of Taunton.

FOURTH DIVISION.—Messrs. BARRY, of Hanover, and SEABROOK, of Brewster.

FIFTH DIVISION.—Messrs. LEAVITT, of Charlemont, and MUNROE, of Boston.

SIXTH DIVISION.—Messrs. HUNT, of Orange, and SANGER, of Dover.

WEST GALLERY.—Messrs. MOSELEY, of Springfield, and NETTLETON, of Chicopee.

EAST GALLERY.—Messrs. ALDRICH, of Pelham, and ODIN, of Boston.

ASSIGNMENT OF COMMITTEE ROOMS.

**EAST WING.**

Committee on Towns,	- -	Lobby, No. 7
“ on Roads and Bridges,	- -	“ 7
“ on Prisons,	- -	“ 7
“ on Railroads,	- -	Nos. 8 & 9
“ on Library,	- -	Library.
“ on Education,	- -	“
“ on Finance,	- -	Auditor’s Office.

**WEST WING.**

“ on Agriculture,	-	Lobby, No. 11
“ on Accounts,	- -	“ 11
“ on Printing,	- -	“ 11
“ on Probate and Chancery,	-	“ 13
“ on Fisheries,	- -	“ 13

Committee	on Parishes and Relig. Societies,	No. 13
"	on Judiciary, - - - -	" 14
"	on Banks and Banking, Sergeant-at-Arms,	No. 15.
"	on Claims and County Estimates, Sergeant-at-Arms,	No. 15.
"	on Public Buildings, Sergeant-at-Arms,	No. 15.
"	on Public Lands, -	Land Office.
"	on Militia, Adjutant General's Office.	
"	on Mercantile Affairs and Insurance,	No. 1, Attic.
"	on Manufactures, -	No. 2, Attic.
"	on Public Charitable Institutions, Senate Lobby.	
"	on Elections, - -	Green Room.
"	on the Pay Roll,	} Office of Clerk of Ho. of Reps., on the west entry of the Rep. Hall.
"	on leave of Absence,	
"	on Change of Names,	

#### DEPOSIT OF CLOAKS, OVERCOATS, &c.

No. 12, WEST WING, is reserved for Members occupying seats in the first and second Divisions, and the West Gallery, to deposit their Coats, Cloaks, &c. And for said purpose, Lobby No. 10, EAST WING, for the Members occupying seats in Divisions 3, 4, 5, 6, and East Gallery.

Messengers will be in constant attendance for their security.

☞ Members are particularly requested to use the numbers corresponding with their seats.



CIVIL GOVERNMENT  
OF THE  
Commonwealth of Massachusetts,  
WITH PLACES OF RESIDENCE.  
1851.

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HIS EXCELLENCY GEORGE S. BOUTWELL, GOVERNOR.  
Adams House.

—

HIS HONOR HENRY W. CUSHMAN, LIEUT. GOVERNOR.  
Adams House.

—

COUNCIL.

ISAAC EMERY,	134 Sea street.
JOHN B. ALLEY,	At home, Lynn.
GEORGE W. DIKE,	At home, Stoneham.
ISAAC DAVIS,	At home, Worcester.
R. B. HUBBARD,	Marlboro' Hotel.
NOAH GIBSON,	United States Hotel.
E. K. WHITAKER,	Adams House.
PHILO LEACH,	At home, Bridgewater.
JOHNSON GARDNER,	Adams House.

—

AMASA WALKER, SECRETARY OF STATE, Adams House.

—

CHARLES B. HALL, TREASURER AND RECEIVER GENERAL,  
Adams House.

—

DAVID WILDER, JR., AUDITOR, 32 Derne street.

—

NOAH ROBINSON, MESSENGER TO GOVERNOR AND COUNCIL,  
23 Hudson street.

## LIST OF MEMBERS

OF THE

## SENATE.

---

HENRY WILSON, PRESIDENT, Marlboro' Hotel.

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### SUFFOLK.

David Sears,	42 Beacon steet.
Benjamin Seaver,	Revere House.
John H. Wilkins,	52 Bowdoin street.
George H. Kuhn,	66 Beacon street.
Charles Theodore Russell,	17 Edinburgh street.
Charles Hubbard,	At home, Chelsea.

### ESSEX.

Moses Newell,	Wilde's Hotel.
Frederick Robinson,	At home, Marblehead.
Daniel Saunders, Jr.,	At home, Lawrence.
Robert S. Daniels,	At home, Danvers.
Edmund Kimball,	At home, Bradford.

### MIDDLESEX.

Joseph T. Buckingham,	At home, Cambridge.
John W. Graves,	At home, Lowell.
John Boynton,	At home, Groton.
Luke Wellington,	City Hotel.
James M. Usher,	At home, Medford.

WORCESTER.

Alexander De Witt,	Adams House.
Edward B. Bigelow,	
Francis Howe,	12 Somerset street.
Giles H. Whitney,	Franklin, cr. of Hawley st.
Moses Wood,	American House.

HAMPSHIRE.

William A. Hawley,	Winthrop House.
William Hyde, Jr.,	Winthrop House.

FRANKLIN.

Whiting Griswold,	Adams House.
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HAMPDEN.

Erasmus D. Beach,	Winthrop House.
David Mosely,	Adams House.

BERKSHIRE.

Richard P. Brown,	United States Hotel.
Asa G. Welch,	Adams House.

NORFOLK.

Samuel Warner, Jr.,	Adams House.
Edward L. Keyes,	At home, Dedham.
Alvah Morrison,	At home, Braintree.

PLYMOUTH.

William H. Wood,	Adams House.
Edward Cazneau,	At home, Hingham.

BRISTOL.

William C. Taber,	Adams House.
Lyman W. Dean,	Adams House.
George Austin,	Washington Coffee House

*Residence of Members.*

## BARNSTABLE.

Stephen Hilliard,	Slade's Hotel.
Zenas D. Bassett,	Adams House.

## NANTUCKET AND DUKES COUNTY.

William Barney,	Adams House.
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CHAUNCEY L. KNAPP, CLERK, Marlboro' Hotel.  
 JOSEPH H. BUCKINGHAM, ASSISTANT CLERK, Exchange Coffee House.  
 REV. A. L. STONE, CHAPLAIN, 12 Myrtle street.  
 WILLIAM M. WISE, DOORKEEPER, 54 Orange st.  
 JAMES N. TOLMAN, ASSISTANT DOORKEEPER, 2 Bay street.  
 TILSON FULLER, PAGE, 161 Court st.

LIST OF MEMBERS  
OF THE  
HOUSE OF REPRESENTATIVES.

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NATHANIEL P. BANKS, JR., SPEAKER, Adams House.

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COUNTY OF SUFFOLK.

<i>Boston,</i>	Sidney Bartlett,	95 Beacon st.
	John Bigelow,	42 Blossom st.
	Charles Boardman,	3 Ashland st.
	Billings Briggs,	Myrtle ct.
	Edward Brooks,	21 Beacon st.
	Isaac Cary,	719 Washington st.
	Otis Clapp,	44 Charles st.
	Calvin W. Clark,	1 Kingston st.
	Robert L. Colby,	100 Third st., S. B.
	Samuel F. Coolidge,	1 Chestnut st.
	Benjamin R. Curtis,	93 Beacon st.
	Tisdale Drake,	42 Sea st.
	William Eaton,	278 Broadway, S. B.
	Thomas Edwards,	Border st., E. B.
	Henry H. Fuller,	2 Avon pl.
	Henry J. Gardner,	13 Mt. Vernon st.
	Junius Hall,	16 Essex st.
	Samuel Hooper,	85 Mt. Vernon st.
	Benjamin James,	341 Broadway, S. B.
	Eliphalet Jones,	4 McLean st.
	- Isaac Jones,	213 Fourth st., S. B.
	Samuel Kettell,	27 Howard st.

*Residence of Members.*

<i>Boston,</i>	Moses Kimball,	15 Bennet st.
	Ezra Lincoln,	502 Washington st.
	Robert Marsh,	40 Salem st.
	Abel B. Munroe,	4 Tileston st.
	James Munroe,	1 Garden Ct. st.
	Charles C. Nutter,	Montgomery House.
	John Odin, Jr.,	88 Tremont st.
	Julius A. Palmer,	3 Crescent pl.
	John F. Payson,	3 New Prince st.
	Silas F. Plimpton,	1 Lyman pl.
	Benjamin Pond,	121 Webster st.
	William Pope,	2 Garland st.
	John P. Putnam,	37 West Cedar st.
	William Schouler,	36 Pearl st.
	Nathaniel Seaver,	East Boston.
	Thomas J. Shelton,	1 Hartford pl.
	Jacob Sleeper,	53 Summer st.
	John Spence, Jr.,	2 Baldwin pl.
	Elijah Stearns,	114 Salem st.
	George Whittemore,	27 Washington sq.
Joseph M. Wightman,	79 Carver st.	
Clement Willis,	5 Essex st.	
<i>Chelsea,</i>	Azel Ames,	At home.
	Edward Bassett,	At home.
<i>North Chelsea,</i>	Edward Floyd,	At home.

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 COUNTY OF ESSEX.

<i>Foxford,</i>	Samuel H. Batchelder,	Cambridgeport,
<i>Bradford,</i>	Nathaniel Peabody,	Griffin's, Brattle st.
<i>Danvers,</i>	William Walcott,	At home.
	Otis Mudge,	At home.
	Henry A. Hardy,	At home.
<i>Essex.</i>	Gilman P. Allen,	32 Leverett st.

*Residence of Members.*

57

<i>Georgetown,</i>	Henry H. Baker,	8 La Grange pl.
<i>Gloucester,</i>	Jeremiah R. Cook,	7 Leverett st.
	William H. Haskell,	At home.
<i>Groveland,</i>	Moses Foster, Jr.,	Griffin's, Brattle st.
<i>Ipswich,</i>	Nath'l R. Farley, Jr.,	At home.
<i>Lawrence,</i>	James K. Barker,	Marlboro' Hotel.
	Morris Knowles,	At home.
	George D. Lund,	Marlboro' Hotel.
<i>Lynn,</i>	Israel Buffum,	At home.
	Joseph Haines,	At home.
	John Q. Hammond,	At home.
	Isaiah Hacker,	At home.
<i>Lynnfield,</i>	William Skinner, Jr.,	At home.
<i>Manchester,</i>	John Girdler, 2d,	Marlboro' Hotel.
<i>Newbury,</i>	Caleb Cushing,	Pavilion.
<i>Newburyport,</i>	Jeremiah Colman,	Patterson House.
	Edward Toppan, Jr.,	At home.
	Isaac Stevens,	At home.
<i>Rockport,</i>	Addison Gott,	New England House.
<i>Rowley,</i>	Thomas E. Payson,	At home.
<i>Salem,</i>	William Kimball,	At home.
	William F. Nichols,	At home.
	Joseph B. F. Osgood,	At home.
	Charles M. Richardson,	At home.
	Augustus Story,	At home.
	Michael Shepard,	At home.
<i>Salisbury,</i>	John Q. Evans,	Franklin House.
<i>Saugus,</i>	Charles Sweetser,	At home.
<i>Topsfield,</i>	Nehemiah Balch,	Wash. Coffee House.
<i>Wenham,</i>	John Porter,	At home.
<i>West Newbury,</i>	Benjamin Edwards,	At home.

Sh

## COUNTY OF MIDDLESEX.

<i>Acton,</i>	James T. Woodbury,	City Hotel.
<i>Ashby,</i>	Howard Gates,	Slade's Hotel.
<i>Ashland,</i>	James Jackson,	At home.
<i>Bedford,</i>	Francis Coggsweil,	Marlboro' Hotel.
<i>Boxborough,</i>	John Fletcher,	Franklin House.
<i>Brighton,</i>	David Collins,	At home.
<i>Burlington,</i>	William Winn, Jr.,	At home.
<i>Cambridge,</i>	Stephen T. Farwell,	At home.
	Justin Jones,	At home.
	Willard Phillips,	At home.
	Franklin Sawyer, Jr.,	At home.
	Charles Wood,	At home.
<i>Carlisle,</i>	John Jacobs,	City Hotel.
<i>Charlestown,</i>	Rich. Frothingham, Jr.,	At home.
	James M. Stone,	At home.
	Oliver Smith,	At home.
	Edward Thorndike,	At home.
	John L. Taggard,	At home.
<i>Chelmsford,</i>	Jabez Stevens,	54 South Margin st.
<i>Concord,</i>	Aaron A. Kelsey,	City Hotel.
<i>Dracut,</i>	Archibald O. Varnum,	At home.
<i>Dunstable,</i>	Ira Hall,	Pearl Street House.
<i>Framingham,</i>	Carleton Parker,	At home.
<i>Groton,</i>	Phineas G. Prescott,	At home.
<i>Holliston,</i>	Simeon Fisher	At home.
<i>Hopkinton,</i>	William Claffin	Bromfield House
<i>Lexington,</i>	Philip Russell,	At home.
<i>Lincoln,</i>	Daniel Weston,	At home.
<i>Littleton,</i>	Jacob G. Elliot,	At home.
<i>Lowell,</i>	Jefferson Bancroft,	Marlboro' Hotel.
	Francis Bush,	At home.
	Joseph Bedlow,	At home.
	James Dinsmoor,	At home.



<i>Lowell,</i>	George Gardner,	At home.
	John Maynard,	At home.
	Hannibal Powers,	At home.
	Silas Tyler,	At home.
	William Ripley,	At Charlestown, J. B.
	Tappan Wentworth,	At home. [Morse.
<i>Malden,</i>	William Johnson,	At home.
<i>Marlborough,</i>	Obadiah W. Albee,	Cr of Richmond and
<i>Medford,</i>	Thatcher R. Raymond,	At home. [Hanover.
<i>Melrose,</i>	John T. Paine,	At home.
<i>Natick,</i>	Nathaniel Clark,	At home.
<i>Newton,</i>	Marshall S. Rice,	At home.
	Joseph Barney,	Adams House.
<i>Pepperell,</i>	John D. Fisk,	At home.
<i>Reading,</i>	James S. Campbell,	Marlboro' Hotel.
<i>Shirley,</i>	Leonard M. Parker,	Montgomery House.
<i>Somerville,</i>	George O. Brastow,	At home.
<i>South Reading,</i>	Edward Mansfield,	At home.
<i>Stoneham,</i>	George Cowdry,	At home.
<i>Stow,</i>	Peter Fletcher,	At home.
<i>Sudbury,</i>	Israel Haynes,	Franklin House.
<i>Tewksbury,</i>	Benj. F. Spaulding,	At home.
<i>Townsend,</i>	Henry A. Gerry,	At home.
<i>Waltham,</i>	Nath'l P. Banks, Jr.,	Adams House.
<i>Watertown,</i>	Seth Bemis, Jr.,	At home.
<i>Wayland,</i>	John B. Wight,	59 Chestnut st.
<i>W. Cambridge,</i>	David W. Horton,	At home.
<i>Westford,</i>	Nathan S. Hamblin,	At home.
<i>Weston,</i>	Isaac Coburn,	Quincy House.
<i>Wilmington,</i>	Nathan Townsend,	10 Bromfield House.
<i>Winchester,</i>	Frederic O. Prince,	At home.

## COUNTY OF WORCESTER.

<i>Ashburnham,</i>	Ivers Adams,	Patterson House.
<i>Athol,</i>	Nehemiah Ward,	Adams House.
<i>Auburn,</i>	Almerin L. Ackley,	American House.
<i>Barre,</i>	Luke Houghton,	Quincy House.
<i>Berlin,</i>	Amos Sawyer,	At home.
<i>Blackstone,</i>	Caleb Thayer,	Slade's Hotel.
<i>Boylston,</i>	John Andrews, 2d,	61 Federal st.
<i>Brookfield,</i>	Alfred Rice,	City Hotel.
<i>Charlton,</i>	Luther Litchfield,	31 Brattle st.
<i>Clinton,</i>	Horatio N. Bigelow,	Adams House.
<i>Dana,</i>	Leonard Doane,	42 Cambridge st.
<i>Douglas,</i>	Perley Gould,	Wash. Coffee House.
<i>Dudley,</i>	Henry H. Stevens,	11 Elm st.
<i>Fitchburg,</i>	Charles Mason,	Quincy House.
	Nathaniel Wood,	Quincy House.
<i>Gardner,</i>	John Edgell,	Quincy House.
<i>Grafton,</i>	Levi Rawson,	Adams House.
<i>Hardwick,</i>	Alvah Southworth,	Quincy House.
<i>Harvard,</i>	George Gerry,	19 Sheafe st.
<i>Holden,</i>	George W. Bascom,	Pearl Street House.
<i>Hubbardston,</i>	William Bennett, Jr.,	City Hotel.
<i>Lancaster,</i>	Anthony Lane,	4 Montgomery pl.
<i>Leicester,</i>	Samuel Watson,	61 Federal st.
<i>Leominster,</i>	George S. Burrage,	24 Oak st.
<i>Lunenburg,</i>	Willard Porter,	5 Bumstead pl.
<i>Mendon,</i>	Francis E. Wheelock,	Wash. Coffee House.
<i>Milford,</i>	Hiram Hunt,	At home.
	Alfred Bragg,	Adams House.
<i>Millbury,</i>	Orville E. Thompson,	Quincy House.
<i>New Braintree,</i>	Jonathan G. Frost,	Marlboro' Hotel.
<i>Northborough,</i>	Samuel Clark,	Quincy House.
<i>Northbridge,</i>	Erastus O. Benson,	Wash. Coffee House.
<i>N. Brookfield.</i>	Charles Adams, Jr.,	Adams House.

*Residence of Members.*

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<i>Oakham,</i>	James B. Ware,	City Hotel.
<i>Oxford,</i>	Albert A. Cook,	67 Myrtle st.
<i>Paxton,</i>	Samuel D. Harrington,	61 Federal st.
<i>Petersham,</i>	George White,	Brighton, at C.
<i>Phillipston,</i>	Charles C. Bassett,	Adams H. [White's.
<i>Princeton,</i>	Ephraim Beaman,	Adams House.
<i>Royalston,</i>	Joseph Raymond,	Quincy House.
<i>Rutland,</i>	George A. Gates,	Pearl Street House.
<i>Shrewsbury,</i>	Lucius S. Allen,	Adams House.
<i>Southborough,</i>	Lovett Fay,	Marlboro' Hotel.
<i>Spencer,</i>	William Baldwin,	61 Federal st.
<i>Sterling,</i>	Luther W. Rugg,	74 Temple st.
<i>Sturbridge,</i>	Emerson Johnson,	Quincy House.
<i>Sutton,</i>	Salem Chamberlin,	Wash. Coffee House.
<i>Templeton,</i>	Dexter Gilbert,	Quincy House.
<i>Uxbridge,</i>	Warren Lackey,	6 Cottage pl.
<i>Webster,</i>	Nathan Cody,	5 Bumstead pl.
<i>Westborough,</i>	Elmer Brigham,	At home.
<i>West Boylston,</i>	E. M. Hosmer,	33 Leverett st.
<i>W. Brookfield,</i>	William Curtis,	Adams House.
<i>Westminster,</i>	John White,	Dr. G. C. Shattuck's.
<i>Winchendon,</i>	Alvah Godding,	Marlboro' Hotel.
<i>Worcester,</i>	John Milton Earle,	At home.
	Edward Earle,	At home.
	Benjamin Flagg,	42 Albany st.
	John F. Gleason,	At home.
	Charles Washburn,	Adams House.

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COUNTY OF HAMPSHIRE.

<i>Amherst,</i>	William C. Fowler,	Winthrop House.
<i>Belchertown,</i>	Leonard Barrett,	Marlboro' Hotel.
<i>Chesterfield,</i>	Hudson Bates,	Buffalo Hotel.
<i>Cumington,</i>	Charles Shaw,	Slade's Hotel.

*Residence of Members.*

<i>Easthampton,</i>	John Wright, 2d,	Pearl Street House.
<i>Enfield,</i>	Henry Fobes,	Adams House.
<i>Goshen,</i>	William Tilton,	St. Charles House.
<i>Granby,</i>	Lucius Ferry,	Slade's Hotel.
<i>Greenwich,</i>	Luke Earle,	Quincy House.
<i>Hadley,</i>	Dudley Smith,	Marlboro' Hotel.
<i>Hatfield,</i>	Elijah Bardwell, Jr.,	Quincy House.
<i>Norwich,</i>	William Taylor,	5 Bumstead pl.
<i>Pelham,</i>	Nehemiah W. Aldrich,	Marlboro' Hotel.
<i>Plainfield,</i>	Freeman Hamlin,	Pearl Street House.
<i>Prescott,</i>	Nelson B. Jones,	119 Hanover st.
<i>South Hadley,</i>	Lorenzo Gaylord,	Slade's Hotel.
<i>Southampton,</i>	Chauncy Clapp,	Adams House.
<i>Ware,</i>	Ira P. Gould,	Quincy House.
<i>Westhampton,</i>	Daniel W. Clark,	Pearl Street House.
<i>Williamsburg,</i>	Hiram Hill,	Marlboro' Hotel.
<i>Worthington,</i>	Ethan Barnes,	Adams House.

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 COUNTY OF HAMPDEN.

<i>Blandford,</i>	Justin Wilson,	Adams House.
<i>Chester,</i>	Aurelius C. Root,	Pearl Street House.
<i>Chicopee,</i>	Giles S. Chapin,	Pearl Street House.
	Alpheus Nettleton,	Marlboro' Hotel.
	John Wells,	158 Tremont st.
<i>Granville,</i>	Vincent Holcombe,	Adams House.
<i>Holyoke,</i>	Alexander Day,	Adams House.
<i>Longmeadow,</i>	Burgess Salisbury,	Hanover House.
<i>Montgomery,</i>	William Squier,	5 Bumstead pl.
<i>Palmer,</i>	Joseph Brown, 2d,	Winthrop House.
<i>Russell,</i>	Roland Parks,	Adams House.
<i>Southwick,</i>	John Holcomb,	5 Bumstead pl.
<i>Springfield,</i>	Henry Adams,	United States Hotel.
	John Mills,	Tremont House.

<i>Springfield,</i>	Edward F. Moseley,	United States Hotel.
	Thomas W. Wason,	United States Hotel.
<i>Tolland,</i>	William E. Barnes,	74 Temple st.
<i>Wales,</i>	Arbey Squier,	Marlboro' Hotel.
<i>Westfield,</i>	James Noble,	Bromfield House.
<i>W. Springfield,</i>	Daniel G. White,	74 Temple st.
<i>Wilbraham,</i>	Roderick S. Merrick,	United States Hotel.

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COUNTY OF FRANKLIN.

<i>Ashfield,</i>	Hosea Blake,	Slade's Hotel.
<i>Bernardston,</i>	John E. Burke,	City Hotel.
<i>Buckland,</i>	Bartlett Ballard,	City Hotel.
<i>Charlemont,</i>	Hart Leavitt,	74 Temple st.
<i>Coleraine,</i>	Horatio Flagg,	40 Cambridge st.
<i>Conway,</i>	James S. Whitney,	Adams House.
<i>Deerfield,</i>	Cephas Clapp,	City Hotel.
<i>Erving,</i>	Fordyce Alexander,	30 Portland st.
<i>Gill,</i>	Eliphalet S. Darling,	5 Bumstead pl.
<i>Greenfield,</i>	Lucius Nims,	City Hotel.
<i>Hawley,</i>	George Lathrop,	Pearl Street House.
<i>Heath,</i>	Joseph White, 2d,	Buffalo Hotel.
<i>Leverett,</i>	Silas Ball,	5 Bumstead pl.
<i>Leyden,</i>	E. Wing Packer,	City Hotel.
<i>Monroe,</i>	Asahel Gore,	107 West Cedar st.
<i>Montague,</i>	Erastus Andrews,	2 Province ct.
<i>New Salem,</i>	Alpheus Harding, Jr.,	Quincy House.
<i>Orange,</i>	Rodney Hunt,	Quincy House.
<i>Rowe,</i>	Noah Wells,	Quincy House.
<i>Shelburne,</i>	Ebenezer G. Lamson,	Quincy House.
<i>Shutesbury,</i>	Hardin Hemenway,	City Hotel.
<i>Sunderland,</i>	Horace Lyman,	Marlboro' Hotel.
<i>Warwick,</i>	Ansel Davis,	City Hotel.
<i>Wendell,</i>	- Samuel Brewer,	City Hotel.

## COUNTY OF BERKSHIRE.

<i>Adams,</i>	Stephen L. Arnold,	Quincy House.
	John H. Orr,	Quincy House.
<i>Alford,</i>	William Milligan,	Quincy House.
<i>Becket,</i>	Nathan Barnes,	St. Charles House.
<i>Cheshire,</i>	Silas Cole,	Slade's Hotel.
<i>Dalton,</i>	Burr Chamberlin,	Adams House.
<i>Egremont,</i>	James Baldwin,	Quincy House.
<i>Florida,</i>	Ephraim Tower,	74 Temple st.
<i>Gt. Barrington,</i>	Noble B. Pickett,	Quincy House.
<i>Hancock,</i>	Gardner Eldridge,	St. Charles House.
<i>Hinsdale,</i>	Munroe Emmons,	Adams House.
<i>Lanesborough,</i>	Asahel Buck,	Adams House.
<i>Lee,</i>	Harrison Garfield,	Adams House.
<i>Lenox,</i>	M. S. Wilson,	Marlboro' Hotel.
<i>Monterey,</i>	John Branning,	United States Hotel.
<i>New Ashford,</i>	Norman G. Baxter,	Slade's Hotel.
<i>N. Marlborough,</i>	Benjamin Smith,	74 Temple st.
<i>Otis,</i>	Henry K. Spellman,	Wash. Coffee House.
<i>Peru,</i>	Zenas Watkins,	Buffalo Hotel.
<i>Pittsfield,</i>	Samuel A. Churchill,	Slade's Hotel.
	Ensign H. Kellogg,	Tremont House.
<i>Richmond,</i>	Samuel Bartlett,	Marlboro' Hotel.
<i>Sandisfield,</i>	Francis Baxter,	Quincy House.
<i>Savoy,</i>	Robert Sturtevant, Jr.,	Quincy House.
<i>Sheffield,</i>	Rodney Sage,	United States Hotel.
<i>Stockbridge,</i>	Edward C. Carter,	United States Hotel.
<i>Tyringham,</i>	Ezra Heath,	Hanover House.
<i>Washington,</i>	Samuel Bell,	St. Charles House.
<i>W. Stockbridge,</i>	Andrew Fuarey,	Quincy House.
<i>Williamstown,</i>	William White,	Slade's Hotel.
<i>Windsor,</i>	Reuben Pierce,	Buffalo House.

## COUNTY OF NORFOLK.

<i>Bellingham,</i>	Martin Rockwood,	Marlboro' Hotel.
<i>Braintree,</i>	Caleb Stetson,	At home.
<i>Brookline,</i>	William Aspinwall,	At home.
<i>Canton,</i>	Charles Endicott,	At home.
<i>Cohasset,</i>	Thomas Stoddard,	7 May st.
<i>Dedham,</i>	Ezra Wilkinson,	At home.
<i>Dorchester,</i>	Edward Sharp,	At home.
	Nathaniel F. Safford,	At home.
<i>Dover,</i>	Ralph Sanger,	Adams House.
<i>Foxborough,</i>	Martin Torrey,	Wash. Coffee House.
<i>Franklin,</i>	William Metcalf,	Slade's Hotel.
<i>Medfield,</i>	Jonathan P. Bishop,	9 Marion st.
<i>Milton,</i>	Jason Reed,	At home.
<i>Needham,</i>	Henry Robinson,	At home.
<i>Quincy,</i>	Joseph W. Robertson,	At home.
	George Marsh,	At home.
<i>Randolph,</i>	Ezra S. Conant,	Norfolk House.
<i>Roxbury,</i>	Stephen M. Allen,	At home.
	Joseph N. Brewer,	At home.
	Theodore Dunn,	At home.
	James M. Keith,	At home.
	John L. Plummer,	At home.
	John S. Sleeper,	At home.
<i>Stoughton,</i>	Albert Johnson,	At home.
<i>Walpole,</i>	Palmer Morey,	At home.
<i>Weymouth,</i>	Elias Hunt,	At home.
	Benjamin F. White,	At home.

## COUNTY OF BRISTOL.

<i>Attleborough,</i>	Lyman W. Daggett,	8 Lagrange pl.
<i>Berkley,</i>	Abiel B. Crane,	Pearl Street House.
<i>Dartmouth,</i>	Francis D. Bartlett,	
<i>Dighton,</i>	Jonathan Jones,	Cr. of High & Grid-
<i>Fairhaven,</i>	Isaac Wood, Jr.,	74 Temple st. [ley sts.
<i>Fall River,</i>	Nathaniel B. Borden,	Adams House.
	Richard Borden,	Adams House.
	Richard C. French,	St. Charles House.
	James B. Luther,	Adams House.
<i>Freetown,</i>	William Hall,	At home.
<i>Mansfield,</i>	William B. Bates,	Marlboro' Hotel.
<i>New Bedford,</i>	Thomas Kempton,	Adams House.
	Obed Nye,	31 Pemberton sq.
	Richard A. Palmer,	Revere House.
<i>Norton,</i>	Austin Messinger,	Wash. Coffee House.
<i>Raynham,</i>	Cassander Gilmore,	Wash. Coffee House.
<i>Rehoboth,</i>	Sylvester Hunt,	Adams House.
<i>Seekonk,</i>	John Gregory,	Adams House.
<i>Somerset,</i>	Benjamin Cartwright,	Wash. Coffee House.
<i>Swansey,</i>	William T. Chase,	Wash. Coffee House.
<i>Taunton,</i>	John Andrews,	Pearl Street House.
	Lewis R. Chesbrough,	16 Hayward pl.
	James M. Williams,	Adams House.
<i>Westport,</i>	Frederick Brownell,	Wash. Coffee House.

## COUNTY OF PLYMOUTH.

<i>Abington,</i>	Isaac Hersey,	City Hotel.
	James W. Ward,	Marlboro' Hotel.
<i>Bridgewater,</i>	Asahel Hathaway,	At home.
<i>Carver,</i>	Matthias Ellis,	Winthrop House.



<i>Duxbury,</i>	Joshua W. Hathaway,	Franklin House.
<i>E. Bridgewater,</i>	Levi Churchill,	At home.
<i>Halifax,</i>	Edwin Inglee,	Franklin House.
<i>Hanover,</i>	John S. Barry,	At home.
<i>Hanson,</i>	Elijah Damon,	Hope House.
<i>Hingham,</i>	Charles W. Cushing,	At home.
<i>Hull,</i>	Martin Knight,	6 Fleet st.
<i>Kingston,</i>	Nathaniel Faunce,	At home.
<i>Marshfield,</i>	Luther Hatch,	Franklin House.
<i>Middleborough,</i>	Everett Robinson,	At home.
	Joshua Wood,	Wash. Coffee House.
<i>N. Bridgewater,</i>	Jesse Perkins,	At home.
<i>Pembroke,</i>	Joseph Cobb,	Hope House.
<i>Plymouth,</i>	William H. Bradford,	
<i>Plympton,</i>	Joseph B. Nye,	Franklin House.
<i>Rochester,</i>	John H. Clark,	Pearl Street House.
<i>Scituate,</i>	Elijah Jenkins, Jr.,	Adams House.
<i>South Scituate,</i>	James Southworth,	55 High st.
<i>Wareham,</i>	Lewis Kinney,	Adams House.
<i>W. Bridgewater,</i>	Joseph Kingman,	At home.

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 COUNTY OF BARNSTABLE.

<i>Brewster,</i>	Josiah Seabury,	42 Cambridge st.
<i>Chatham,</i>	Josiah Kendrick,	14 Lexington st.
<i>Dennis,</i>	Thomas Hall,	42 Cambridge st.
<i>Eastham,</i>	Seutter Cobb,	42 Cambridge st.
<i>Falmouth,</i>	David Lawrence,	392 Washington st.
<i>Harwich,</i>	Nathaniel Doane, Jr.,	42 Cambridge st.
<i>Orleans,</i>	Leander Crosby,	Slade's Hotel.
<i>Provincetown,</i>	Joseph P. Johnson,	Slade's Hotel.
<i>Wellfleet,</i>	Ebebezer Freeman,	42 Cambridge st
<i>Yarmouth,</i>	Nathaniel S. Simpkins,	46 Harrison av.

## DUKES COUNTY.

<i>Chilmark,</i>	Herman Vincent,	31 Brattle st.
<i>Edgartonn,</i>	Sirson P. Coffin,	Bromfield House.
<i>Tisbury,</i>	William S. Vincent,	8 Barton st.

## COUNTY OF NANTUCKET.

<i>Nantucket,</i>	James H. Briggs,	Marlboro' Hotel.
	Reuben Maeder,	23 Bedford st.
	Obed Swain,	Marlboro' Hotel.

LEWIS JOSSELYN, CLERK, Lynn.

REV. GEORGE M. RANDALL, CHAPLAIN, 195 Harrison  
avenue.

BENJAMIN STEVENS, SERGEANT-AT-ARMS OF THE GEN-  
ERAL COURT, 12 Hancock street.

ALEXIS POOLE, DOORKEEPER, 7 Lucas place.

DAVID MURPHY, MESSENGER, Hope House.

JOSEPH P. DEXTER, ASSISTANT MESSENGER, 115 Pinck-  
ney street.

TIMOTHY HAYES, POSTMASTER, 74 Temple street.

S. H. BUCKINGHAM, PAGE, Cambridge.

J. N. TOLMAN, JR., ASSISTANT PAGE, 2 Bay street.

## POST OFFICE . . . BOSTON.

### MAIL ARRANGEMENT.

Southern Mail closes at (Sundays excepted)	- 4 o'clock, P. M.
Prepaid letters are received until	- - - - 4 $\frac{1}{2}$ , P. M.
Letters are received at the Providence Railroad Depot, by the Express Mail Messenger, until	- - - - 5, P. M.
Eastern (daily) at	- - - - 5, A. M., and 1 $\frac{1}{2}$ , P. M.
Newburyport, Portsmouth, and Portland, (Sundays except- ed,) at	- - - - 5, A. M., and 1 $\frac{1}{2}$ , P. M.
Providence, at	- - - - 5, A. M., and 2 $\frac{1}{2}$ , P. M.
Albany and all west of Worcester, at	- - - - 5, A. M.
Worcester, at	- - - - 5, A. M., 11, A. M., and 4, P. M.
Springfield, Hartford and Albany, at	- - 5, A. M., and 3 P. M.
Northern, at	- - - - 5, A. M.
Lowell, at	- - - - 5, A. M., 11, A. M., and 3 $\frac{1}{2}$ , P. M.
Nashua, Manchester and Concord, N. H., at	5 and 11, A. M., and 3 $\frac{1}{2}$ , P. M.
Haverhill, Exeter and Dover, at	- - 5, A. M., and 1 $\frac{1}{2}$ , P. M.
Northampton, at	- - - - 3, P. M., and 5, A. M.
New Bedford and Taunton, at	- - 5, A. M., and 2 $\frac{1}{2}$ , P. M.
Cape Cod and Nantucket, at	- - - - 5, A. M.
English, by steamships, on days of sailing, at	- - - - 10, A. M.
Salem, at	- - - - 5 and 11, A. M., and 1 $\frac{1}{2}$ , P. M.

### WHEN DUE.

Southern Mail, - - - - -	- - - - average 8, A. M.
Worcester, Springfield and Hartford, at	- 1, P. M., and 7, P. M.
Eastern, at	- - - - 1 $\frac{1}{2}$ , P. M., and 3 $\frac{1}{2}$ , P. M.
Providence, at	- - - - 10 $\frac{1}{2}$ , A. M., and 6 $\frac{1}{2}$ , P. M.
Albany, at	- - - - - 6, P. M.
Northern, at	- - - - - 2, P. M., and 7, P. M.
Lowell, at	- - - - 9 $\frac{1}{2}$ , A. M., 2, P. M., and 7, P. M.
Newburyport, Portsmouth and Portland, first mail, at	- 1 $\frac{1}{2}$ , P. M.
Haverhill and Exeter, at	- - - - 1 $\frac{1}{2}$ , P. M., and 3 $\frac{1}{2}$ , P. M.
Northampton, and all towns on the route this side, at	- 6, P. M.
New Bedford and Taunton, at	- - 10 $\frac{1}{2}$ , A. M., and 6 $\frac{1}{2}$ , P. M.
Cape Cod, at	- - - - - 6, P. M.
Nantucket, at	- - - - - 6, P. M.

CONSTITUTION  
OF THE  
UNITED STATES.

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WE, the people of the United States, in order to form a more perfect union, establish justice, insure domestic tranquillity, provide for the common defence, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity do ordain and establish this CONSTITUTION FOR THE UNITED STATES OF AMERICA.

ARTICLE I.

SECTION 1. All legislative powers herein granted shall be vested in a congress of the United States, which shall consist of a senate and house of representatives.

SECT. 2. The house of representatives shall be composed of members chosen every second year, by the people of the several states; and the electors in each state shall have the qualifications requisite for electors of the most numerous branch of the state legislature.

No person shall be a representative who shall not

have attained to the age of twenty-five years, and been seven years a citizen of the United States, and who shall not, when elected, be an inhabitant of the state in which he shall be chosen.

Representatives and direct taxes shall be apportioned, among the several states which may be included within this Union, according to their respective numbers, which shall be determined by adding to the whole number of free persons, including those bound to service for a term of years, and excluding Indians not taxed, three fifths of all other persons. The actual enumeration shall be made within three years after the first meeting of the congress of the United States, and within every subsequent term of ten years, in such manner as they shall by law direct. The number of representatives shall not exceed one for every thirty thousand; but each state shall have at least one representative; and until such enumeration shall be made, the state of New Hampshire shall be entitled to choose three, Massachusetts eight, Rhode Island and Providence Plantations one, Connecticut five, New York six, New Jersey four, Pennsylvania eight, Delaware one, Maryland six, Virginia ten, North Carolina five, South Carolina five, and Georgia three.

When vacancies happen in the representation from any state, the executive authority thereof shall issue writs of election to fill such vacancies.

The house of representatives shall choose their speaker and other officers; and shall have the sole power of impeachment.

SECT. 3. The senate of the United States shall be composed of two senators from each state, chosen by the legislature thereof, for six years; and each senator shall have one vote.

Immediately after they shall be assembled in con-

sequence of the first election, they shall be divided, as equally as may be, into three classes. The seats of the senators of the first class shall be vacated at the expiration of the second year; of the second class, at the expiration of the fourth year; and of the third class, at the expiration of the sixth year; so that one third may be chosen every second year; and if vacancies happen, by resignation or otherwise, during the recess of the legislature of any state, the executive thereof may make temporary appointments, until the next meeting of the legislature, which shall then fill such vacancies.

No person shall be a senator, who shall not have attained to the age of thirty years, and been nine years a citizen of the United States, and who shall not, when elected, be an inhabitant of that state for which he shall be chosen.

The vice-president of the United States shall be president of the senate, but shall have no vote, unless they shall be equally divided.

The senate shall choose their other officers, and also a president pro tempore, in the absence of the vice president, or when he shall exercise the office of president of the United States.

The senate shall have the sole power to try all impeachments; when sitting for that purpose, they shall be on oath or affirmation. When the president of the United States is tried, the chief justice shall preside; and no person shall be convicted without the concurrence of two thirds of the members present.

Judgment, in cases of impeachment, shall not extend further than to removal from office and disqualification to hold and enjoy any office of honor, trust, or profit, under the United States; but the party convicted shall nevertheless be liable and subject to indictment, trial, judgment, and punishment, according to law.

SECT. 4. The times, places and manner of holding elections for senators and representatives, shall be prescribed in each state by the legislature thereof; but the congress may, at any time, by law, make or alter such regulations, except as to the places of choosing senators.

The congress shall assemble at least once in every year, and such meeting shall be on the first Monday in December, unless they shall by law appoint a different day.

SECT. 5. Each house shall be the judge of the elections, returns and qualifications of its own members, and a majority of each shall constitute a quorum to do business; but a smaller number may adjourn from day to day, and may be authorized to compel the attendance of absent members, in such manner, and under such penalties, as each house may provide.

Each house may determine the rules of its proceedings, and punish its members for disorderly behavior, and, with the concurrence of two thirds, expel a member.

Each house shall keep a journal of its proceedings, and from time to time publish the same, excepting such parts as may in their judgment require secrecy; and the yeas and nays of the members of either house, on any question, shall, at the desire of one fifth of those present, be entered on the journal.

Neither house, during the session of congress, shall, without the consent of the other, adjourn for more than three days, nor to any other place than that in which the two houses shall be sitting.

SECT. 6. The senators and representatives shall

receive a compensation for their services, to be ascertained by law, and paid out of the treasury of the United States. They shall, in all cases, except treason, felony and breach of the peace, be privileged from arrest during their attendance at the session of their respective houses, and in going to, and returning from the same; and for any speech or debate in either house, they shall not be questioned in any other place.

No senator or representative shall, during the time for which he was elected, be appointed to any civil office under the authority of the United States, which shall have been created, or the emoluments whereof shall have been increased during such time; and no person holding any office under the United States, shall be a member of either house during his continuance in office.

SECT. 7. All bills for raising revenue shall originate in the house of representatives; but the senate may propose or concur with amendments, as on other bills.

Every bill which shall have passed the house of representatives and the senate, shall, before it become a law, be presented to the president of the United States; if he approve, he shall sign it; but if not, he shall return it, with his objections, to that house in which it shall have originated, who shall enter the objections at large on their journal, and proceed to reconsider it. If, after such reconsideration, two thirds of that house shall agree to pass the bill, it shall be sent, together with the objections, to the other house, by which it shall likewise be reconsidered, and, if approved by two thirds of that house, it shall become a law. But in all such cases, the votes of both houses shall be determined by yeas and nays; and the names of the persons, voting for



and against the bill shall be entered on the journal of each house respectively. If any bill shall not be returned by the president within ten days (Sundays excepted) after it shall have been presented to him, the same shall be a law, in like manner as if he had signed it, unless the congress, by their adjournment, prevent its return, in which case it shall not be a law.

Every order, resolution or vote, to which the concurrence of the senate and house of representatives may be necessary, (except on a question of adjournment) shall be presented to the president of the United States; and, before the same shall take effect, shall be approved by him, or, being disapproved by him, shall be repassed by two thirds of the senate and house of representatives, according to the rules and limitations prescribed in the case of a bill.

SECT. 8. The congress shall have power :—To lay and collect taxes, duties, imposts and excises, to pay the debts, and provide for the common defence and general welfare of the United States; but all duties, imposts and excises shall be uniform throughout the United States :—To borrow money on the credit of the United States :—To regulate commerce with foreign nations, and among the several states, and with the Indian tribes :—To establish an uniform rule of naturalization, and uniform laws on the subject of bankruptcies throughout the United States : To coin money, regulate the value thereof, and of foreign coin, and to fix the standard of weights and measures :—To provide for the punishment of counterfeiting the securities and current coin of the United States :—To establish post offices and post roads :—To promote the progress of science and useful arts, by securing for limited times to authors and inventors the exclusive right to their respective

writings and discoveries :—To constitute tribunals inferior to the supreme court :—To define and punish piracies and felonies committed on the high seas, and offences against the law of nations :—To declare war, grant letters of marque and reprisal, and make rules concerning captures on land and water :—To raise and support armies ; but no appropriation of money to that use shall be for a longer term than two years :—To provide and maintain a navy :—To make rules for the government and regulation of the land and naval force :—To provide for calling forth the militia to execute the laws of the union, suppress insurrections, and repel invasions :—To provide for organizing, arming and disciplining the militia, and for governing such part of them as may be employed in the service of the United States, reserving to the states, respectively, the appointment of the officers, and the authority of training the militia, according to the discipline prescribed by congress :—To exercise exclusive legislation in all cases whatsoever over such district, (not exceeding ten miles square,) as may, by cession of particular states, and the acceptance of congress, become the seat of the government of the United States ; and to exercise like authority over all places purchased by consent of the legislature of the state in which the same shall be, for the erection of forts, magazines, arsenals, dock yards and other needful buildings : and to make all laws which shall be necessary and proper for carrying into execution the foregoing powers, and all other powers vested by this constitution in the government of the United States, or in any department or officer thereof.

SECT. 9. The migration or importation of such persons, as any of the states now existing shall think proper to admit, shall not be prohibited by the con-

gress prior to the year one thousand eight hundred and eight; but a tax or duty may be imposed on such importation, not exceeding ten dollars for each person.

The privileges of the writ of *habeas corpus* shall not be suspended, unless when, in cases of rebellion or invasion, the public safety may require it.

No bill of attainder, or *ex post facto* law, shall be passed.

No capitation, or other direct tax, shall be laid, unless in proportion to the census or enumeration, herein before directed to be taken.

No tax or duty shall be laid on articles exported from any state.

No preference shall be given, by any regulation of commerce or revenue, to the ports of one state over those of another; nor shall vessels bound to or from one state, be obliged to enter, clear, or pay duties in another.

No money shall be drawn from the treasury but in consequence of appropriations made by law; and a regular statement and account of the receipts and expenditures of all public money shall be published from time to time.

No title of nobility shall be granted by the United States; and no person holding any office of profit or trust under them, shall, without the consent of the congress, accept of any present, emolument, office, or title, of any kind whatever, from any king, prince, or foreign state.

SECT. 10. No state shall enter into any treaty, alliance, or confederation; grant letters of marque and reprisal; coin money; emit bills of credit; make any thing but gold and silver coin a tender in payment of debts; pass any bill of attainder, *ex post facto* law, or law impairing the obligations of con-

tracts; or grant any title of nobility. No state shall, without the consent of the congress, lay any imposts, or duties on imports or exports, except what may be absolutely necessary for executing its inspection laws; and the net produce of all duties and imposts, laid by any state on imports, or exports, shall be for the use of the treasury of the United States; and all such laws shall be subject to the revision and control of the congress. No state shall, without the consent of congress, lay any duty of tonnage, keep troops, or ships of war, in time of peace, enter into any agreement or compact with another state, or with a foreign power, or engage in war, unless actually invaded, or in such imminent danger as will not admit of delay.

## ARTICLE II.

SECT. 1. The executive power shall be vested in a President of the United States of America. He shall hold his office during the term of four years; and, together with the vice president, chosen for the same term, be elected as follows:

Each state shall appoint, in such manner as the legislature thereof may direct, a number of electors, equal to the whole number of senators and representatives to which the state may be entitled in the congress: But no senator or representative, or person holding an office of trust or profit under the United States, shall be appointed an elector.

[The electors shall meet in their respective states, and vote by ballot for two persons, of whom one at least, shall not be an inhabitant of the same state with themselves: and they shall make a list of all the persons voted for, and of the number of votes for each; which list they shall sign and certify, and transmit sealed to the seat of the government of the

United States, directed to the president of the senate. The president of the senate shall, in the presence of the senate and house of representatives, open all the certificates, and the votes shall then be counted. The person having the greatest number of votes shall be the president, if such number be a majority of the whole number of electors appointed: And if there be more than one who have such majority, and have an equal number of votes, then the house of representatives shall immediately choose by ballot one of them for president; and if no person have a majority, then from the five highest on the list, the said house shall, in like manner, choose the president: but, in choosing the president, the votes shall be taken by states, the representation from each state having one vote; a quorum for this purpose shall consist of a member or members from two-thirds of the states, and a majority of all the states shall be necessary to a choice. In every case, after the choice of the president, the person having the greatest number of votes of the electors shall be the vice president. But if there should remain two or more who have equal votes, the senate shall choose from them, by ballot, the vice president.]

The congress may determine the time of choosing the electors, and the day on which they shall give their votes: which day shall be the same throughout the United States.

No person, except a natural born citizen, or a citizen of the United States at the time of the adoption of this constitution, shall be eligible to the office of president; neither shall any person be eligible to that office, who shall not have attained to the age of thirty-five years, and been fourteen years a resident within the United States.

In case of the removal of the president from office, or of his death, resignation, or inability to dis-

charge the powers and duties of the said office, the same shall devolve on the vice president ; and the congress may by law provide for the case of removal, death, resignation or inability, both of the president and vice president, declaring what officer shall then act as president ; and such officer shall act accordingly, until the disability be removed, or a president shall be elected.

The president shall, at stated times, receive for his services a compensation, which shall neither be increased nor diminished during the period for which he shall have been elected ; and he shall not receive, within that period, any other emolument from the United States, or any of them.

Before he enter on the execution of his office, he shall take the following oath or affirmation :

“ I do solemnly swear (or affirm,) that I will faithfully execute the office of president of the United States, and will, to the best of my ability, preserve, protect, and defend the constitution of the United States.”

SECT. 2. The president shall be commander in chief of the army and navy of the United States, and of the militia of the several states, when called into the actual service of the United States. He may require the opinion, in writing, of the principal officer in each of the executive departments, upon any subject relating to the duties of their respective offices, and he shall have power to grant reprieves and pardons for offences against the United States, except in cases of impeachment.

He shall have power, by and with the advice and consent of the senate, to make treaties, provided two thirds of the senators present concur ; and he shall nominate, and, by and with the advice and consent of the senate, shall appoint ambassadors, other pub-

lic ministers and consuls, judges of the supreme court, and all other officers of the United States, whose appointments are not herein otherwise provided for, and which shall be established by law : but the congress may by law vest the appointment of such inferior officers as they think proper, in the president alone, in the courts of law, or in the heads of departments.

The president shall have power to fill up all vacancies that may happen during the recess of the senate, by granting commissions which shall expire at the end of their next session.

SECT. 3. He shall, from time to time, give to the congress information of the state of the Union, and recommend to their consideration such measures as he shall judge necessary and expedient ; he may, on extraordinary occasions, convene both houses, or either of them, and in case of disagreement between them, with respect to the time of adjournment, he may adjourn them to such time as he shall think proper ; he shall receive ambassadors and other public ministers ; he shall take care that the laws be faithfully executed, and shall commission all the officers of the United States.

SECT. 4. The president, vice president, and all civil officers of the United States, shall be removed from office on impeachment for, and conviction of, treason, bribery, or other high crimes and misdemeanors.

### ARTICLE III.

SECT. 1. The judicial power of the United States shall be vested in one supreme court, and in  
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such inferior courts as the congress may, from time to time, order and establish. The judges, both of the supreme and inferior courts, shall hold their offices during good behavior; and shall, at stated times, receive for their services a compensation, which shall not be diminished during their continuance in office.

SECT. 2. The judicial power shall extend to all cases, in law and equity, arising under this constitution, the laws of the United States, and treaties made, or which shall be made, under their authority; to all cases affecting ambassadors, other public ministers and consuls; to all cases of admiralty and maritime jurisdiction; to controversies to which the United States shall be a party; to controversies between two or more states, [between a state and citizens of another state,] between citizens of different states, between citizens of the same state claiming lands under grants of different states, and between a state, or the citizens thereof, and foreign states, citizens, or subjects.

In all cases affecting ambassadors, other public ministers and consuls, and those in which a state shall be a party, the supreme court shall have original jurisdiction. In all the other cases before mentioned, the supreme court shall have appellate jurisdiction, both as to law and fact, with such exceptions, and under such regulations, as the congress shall make.

The trial of all crimes, except in cases of impeachment, shall be by jury; and such trial shall be held in the state where the said crimes shall have been committed; but when not committed within any state, the trial shall be at such place or places as the congress may by law have directed.



SECT. 3. Treason against the United States shall consist only in levying war against them, or in adhering to their enemies, giving them aid and comfort. No person shall be convicted of treason, unless on the testimony of two witnesses to the same overt act, or on confession in open court.

The congress shall have power to declare the punishment of treason; but no attainder of treason shall work corruption of blood, or forfeiture, except during the life of the person attainted.

#### ARTICLE IV.

SECT. 1. Full faith and credit shall be given in each state to the public acts, records, and judicial proceedings of every other state: and the congress may, by general laws, prescribe the manner in which such acts, records and proceedings, shall be proved, and the effect thereof.

SECT. 2. The citizens of each state shall be entitled to all privileges and immunities of citizens in the several states.

A person charged in any state with treason, felony, or other crime, who shall flee from justice, and be found in another state, shall, on demand of the executive authority of the state from which he fled, be delivered up, to be removed to the state having jurisdiction of the crime.

No person held to service or labor in one state, under the laws thereof, escaping into another, shall, in consequence of any law or regulation therein, be discharged from such service or labor; but shall be delivered up, on claim of the party to whom such service or labor may be due.

SECT. 3. New states may be admitted by the congress into this Union ; but no new state shall be formed or erected within the jurisdiction of any other state, nor any state be formed by the junction of two or more states or parts of states, without the consent of the legislatures of the states concerned, as well as of the congress.

The congress shall have power to dispose of, and make all needful rules and regulations respecting, the territory or other property belonging to the United States ; and nothing in this constitution shall be so construed as to prejudice any claims of the United States, or of any particular state.

SECT. 4 The United States shall guarantee to every state in this Union a republican form of government : and shall protect each of them against invasion : and, on application of the legislature, or of the executive, (when the legislature cannot be convened,) against domestic violence.

#### ARTICLE V.

The congress, whenever two thirds of both houses shall deem it necessary, shall propose amendments to this constitution : or, on the application of the legislatures of two thirds of the several states, shall call a convention for proposing amendments, which, in either case, shall be valid to all intents and purposes, as part of this constitution, when ratified by the legislatures of three fourths of the several states, or by conventions in three fourths thereof, as the one or the other mode of ratification may be proposed by the congress ; provided, that no amendments which may be made prior to the year one thousand eight hundred and eight, shall, in any manner, affect the first and fourth clauses in the ninth

section of the first article ; and that no state, without its consent, shall be deprived of its equal suffrage in the senate.

#### ARTICLE VI.

All debts contracted, and engagements entered into, before the adoption of this constitution, shall be as valid against the United States, under this constitution, as under the confederation.

This constitution, and the laws of the United States which shall be made in pursuance thereof, and all treaties made, or which shall be made, under the authority of the United States, shall be the supreme law of the land ; and the judges in every state shall be bound thereby, any thing in the constitution or laws of any state to the contrary notwithstanding.

The senators and representatives before mentioned, and the members of the several state legislatures, and all executive and judicial officers, both of the United States and of the several states, shall be bound, by oath or affirmation, to support this constitution ; but no religious test shall ever be required as a qualification to any office or public trust under the United States.

#### ARTICLE VII.

The ratification of the conventions of nine states shall be sufficient for the establishment of this constitution, between the states so ratifying the same.

## ARTICLES,

*In addition to, and amendment of, the Constitution of the United States, ratified by the legislatures of the several states, pursuant to the fifth article of the original Constitution.*

I. Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the government for a redress of grievances.

II. A well regulated militia being necessary to the security of a free state, the right of the people, to keep and bear arms, shall not be infringed.

III. No soldier shall, in time of peace, be quartered in any house, without the consent of the owner, nor in time of war, but in a manner to be prescribed by law.

IV. The right of the people to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures, shall not be violated; and no warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

V. No person shall be held to answer for a capital or otherwise infamous crime, unless on a presentment or indictment by a grand jury, except in cases arising in the land or naval forces, or in the militia when in actual service in time of war or public danger; nor shall any person be subject for

the same offence to be twice put in jeopardy of life or limb ; nor shall be compelled, in any criminal case, to be a witness against himself, nor be deprived of life, liberty or property, without due process of law ; nor shall private property be taken for public use, without just compensation.

VI. In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the state and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation ; to be confronted with the witnesses against him ; to have compulsory process for obtaining witnesses in his favor ; and to have the assistance of counsel for his defence.

VII. In suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact, tried by a jury, shall be otherwise re-examined, in any court of the United States, than according to the rules of the common law.

VIII. Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

IX. The enumeration, in the constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

X. The powers not delegated to the United States by the constitution, nor prohibited by it to the states, are reserved to the states respectively, or to the people.

XI. The judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by citizens of another state, or by citizens or subjects of any foreign state.

XII. The electors shall meet in their respective states, and vote by ballot for president and vice president, one of whom, at least, shall not be an inhabitant of the same state with themselves; they shall name, in their ballots, the person voted for as president, and, in distinct ballots, the person voted for as vice president; and they shall make distinct lists of all persons voted for as president, and of all persons voted for as vice president, and of the number of votes for each; which lists they shall sign and certify, and transmit sealed to the seat of the government of the United States, directed to the president of the senate; the president of the senate shall, in the presence of the senate and house of representatives, open all the certificates, and the votes shall then be counted; the person having the greatest number of votes for president shall be the president, if such number be a majority of the whole number of electors appointed: and if no such person have such majority, then, from the persons having the highest numbers, not exceeding three, on the list of those voted for as president, the house of representatives shall choose immediately, by ballot, the president; but, in choosing the president, the votes shall be taken by states, the representation from each state having one vote; a quorum for this purpose shall consist of a member or members from two thirds of the states, and a majority of all the states shall be necessary to a choice; and if the house of representatives shall not choose a president, whenever the right of choice shall de-

volve upon them, before the fourth day of March, then next following, then the vice president shall act as president, as in case of the death or other constitutional disability of the president.

The person having the greatest number of votes as vice president shall be the vice president, if such number be a majority of the whole number of electors appointed; and if no person have a majority, then, from the two highest numbers on the list, the senate shall choose the vice president; a quorum for that purpose shall consist of two thirds of the whole number of senators, and a majority of the whole number shall be necessary to a choice.

But no person, constitutionally ineligible to the office of president, shall be eligible to that of vice president of the United States.

CONSTITUTION  
OR  
FORM OF GOVERNMENT  
OF THE  
COMMONWEALTH OF MASSACHUSETTS.

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[The Constitution of Massachusetts, as here published, is the revision of that instrument, prepared by Hon. L. S. CUSHING, one of the Justices of the Court of Common Pleas, for the Supplements to the Revised Statutes, published by the State Printers, Messrs. Dutton & Wentworth; by whose permission, it is now printed, for the use of the Legislature only, in connection with the Rules and Orders of the House of Representatives.

The following extract from the Advertisement to the Supplements, exhibits the plan and objects of the revision:—

“The Constitution has been revised by striking out the annulled or obsolete portions of that instrument, and by inserting the amendments in their appropriate places. This revision is intended for the convenient use of those who desire to ascertain what the existing provisions of the Constitution are, without the trouble and labor of tracing them historically from the original instrument through all the various amendments. Those who wish to investigate any constitutional provision, in the manner last mentioned, will find the original instrument, together with the first eleven amendments, prefixed to the Revised Statutes, and the twelfth and thirteenth amendments in the present volume. This revision has been examined by JOHN G. PALFREY, Esq., Secretary of the Commonwealth, whose certificate to its correctness is appended to the instrument.”]

PREAMBLE.

THE end of the institution, maintenance and administration of government, is to secure the existence of the body politic; to protect it; and to furnish the individuals who compose it, with the power of enjoying with safety and tranquillity their natural rights and the blessings of life: and whenever these great objects are not obtained, the people



have a right to alter the government, and to take measures necessary for their safety, prosperity and happiness.

The body politic is formed by a voluntary association of individuals; it is a social compact, by which the whole people covenants with each citizen, and each citizen with the whole people, that all shall be governed by certain laws for the common good. It is the duty of the people, therefore, in framing a constitution of government, to provide for an equitable mode of making laws, as well as for an impartial interpretation, and a faithful execution of them; that every man may, at all times, find his security in them.

We, therefore, the people of Massachusetts, acknowledging, with grateful hearts, the goodness of the great Legislator of the Universe, in affording us, in the course of his providence, an opportunity, deliberately and peaceably, without fraud, violence or surprise, of entering into an original, explicit, and solemn compact with each other; and of forming a new constitution of civil government, for ourselves and posterity; and devoutly imploring his direction in so interesting a design, do agree upon, ordain and establish the following *Declaration of Rights, and Frame of Government*, as the CONSTITUTION of the COMMONWEALTH of MASSACHUSETTS.

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#### PART THE FIRST.

##### *A Declaration of the Rights of the Inhabitants of the Commonwealth of Massachusetts.*

ART. I. ALL men are born free and equal, and have certain natural, essential, and unalienable rights; among which may be reckoned the right of

enjoying and defending their lives and liberties; that of acquiring, possessing, and protecting property; in fine, that of seeking and obtaining their safety and happiness.

II. It is the right as well as the duty of all men in society, publicly, and at stated seasons, to worship the SUPREME BEING, the great Creator and Preserver of the universe. And no subject shall be hurt, molested, or restrained, in his person, liberty, or estate, for worshipping God in the manner and season most agreeable to the dictates of his own conscience; or for his religious profession or sentiments; provided he doth not disturb the public peace, or obstruct others in their religious worship.

III. As the public worship of God, and instructions in piety, religion, and morality, promote the happiness and prosperity of a people, and the security of a republican government; therefore, the several religious societies of this Commonwealth, whether corporate or unincorporate, at any meeting legally warned and holden for that purpose, shall ever have the right to elect their pastors or religious teachers, to contract with them for their support, to raise money for erecting and repairing houses for public worship, for the maintenance of religious instruction, and for the payment of necessary expenses: And all persons belonging to any religious society shall be taken and held to be members, until they shall file with the clerk of such society a written notice declaring the dissolution of their membership, and thenceforth shall not be liable for any grant or contract which may be thereafter made or entered into by such society: And all religious sects and denominations, demeaning themselves peaceably, and as good citizens of the Common-

wealth, shall be equally under the protection of the law ; and no subordination of any one sect or denomination to another shall ever be established by law.

IV. The people of this Commonwealth have the sole and exclusive right of governing themselves, as a free, sovereign, and independent state ; and do, and forever hereafter shall, exercise and enjoy every power, jurisdiction, and right, which is not, or may not hereafter be, by them expressly delegated to the United States of America, in Congress assembled.

V. All power residing originally in the people, and being derived from them, the several magistrates and officers of government, vested with authority, whether legislative, executive, or judicial, are their substitutes and agents, and are at all times accountable to them.

VI. No man, nor corporation or association of men, have any other title to obtain advantages, or particular and exclusive privileges, distinct from those of the community, than what arises from the consideration of services rendered to the public ; and this title being in nature neither hereditary, nor transmissible to children, or descendants, or relations by blood, the idea of a man being born a magistrate, lawgiver, or judge, is absurd and unnatural.

VII. Government is instituted for the common good ; for the protection, safety, prosperity and happiness of the people ; and not for the profit, honor, or private interest of any one man, family, or class of men : Therefore, the people alone have an incontestible, unalienable, and indefeasible right to institute government ; and to reform, alter, or totally

change the same, when their protection, safety, prosperity and happiness require it.

VIII. In order to prevent those, who are vested with authority, from becoming oppressors, the people have a right, at such periods and in such manner as they shall establish by their frame of government, to cause their public officers to return to private life; and to fill up vacant places by certain and regular elections and appointments.

IX. All elections ought to be free; and all the inhabitants of this Commonwealth, having such qualifications as they shall establish by their frame of government, have an equal right to elect officers, and to be elected, for public employments.

X. Each individual of the society has a right to be protected by it in the enjoyment of his life, liberty and property, according to standing laws. He is obliged, consequently, to contribute his share to the expense of this protection; to give his personal service, or an equivalent, when necessary: but no part of the property of any individual can, with justice, be taken from him or applied to public uses without his own consent, or that of the representative body of the people. In fine, the people of this Commonwealth are not controllable by any other laws than those to which their constitutional representative body have given their consent. And whenever the public exigencies require that the property of any individual should be appropriated to public uses, he shall receive a reasonable compensation therefor.

XI. Every subject of the Commonwealth ought to find a certain remedy, by having recourse to the

laws, for all injuries or wrongs which he may receive in his person, property or character. He ought to obtain right and justice freely, and without being obliged to purchase it; completely, and without any denial; promptly, and without delay; conformably to the laws.

XII. No subject shall be held to answer for any crimes or offence, until the same is fully and plainly, substantially and formally, described to him; or be compelled to accuse, or furnish evidence against himself; and every subject shall have a right to produce all proofs that may be favorable to him; to meet the witnesses against him face to face, and to be fully heard in his defence by himself, or his counsel at his election: and no subject shall be arrested, imprisoned, despoiled, or deprived of his property, immunities, or privileges, put out of the protection of the law, exiled, or deprived of his life, liberty, or estate; but by the judgment of his peers, or the law of the land.

And the legislature shall not make any law that shall subject any person to a capital or infamous punishment, excepting for the government of the army and navy, without trial by jury.

XIII. In criminal prosecutions, the verification of facts, in the vicinity where they happen, is one of the greatest securities of the life, liberty, and property of the citizen.

XIV. Every subject has a right to be secure from all unreasonable searches and seizures of his person, his houses, his papers, and all his possessions. All warrants, therefore, are contrary to this right, if the cause or foundation of them be not previously supported by oath or affirmation; and if

the order, in the warrant to a civil officer, to make search in suspected places, or to arrest one or more suspected persons, or to seize their property, be not accompanied with a special designation of the persons or objects of search, arrest, or seizure; and no warrant ought to be issued but in cases, and with the formalities, prescribed by the laws.

XV. In all controversies concerning property, and in all suits between two or more persons, except in cases in which it has heretofore been otherwise used and practised, the parties have a right to a trial by jury; and this method of procedure shall be held sacred, unless, in causes arising on the high seas, and such as relate to mariners' wages, the legislature shall hereafter find it necessary to alter it.

XVI. The liberty of the press is essential to the security of freedom in a state; it ought not, therefore, to be restrained in this Commonwealth.

XVII. The people have a right to keep and to bear arms for the common defence: and as, in time of peace, armies are dangerous to liberty, they ought not to be maintained without the consent of the legislature; and the military power shall always be held in an exact subordination to the civil authority, and be governed by it.

XVIII. A frequent recurrence to the fundamental principles of the constitution, and a constant adherence to those of piety, justice, moderation, temperance, industry and frugality, are absolutely necessary to preserve the advantages of liberty, and to maintain a free government. The people ought, consequently, to have a particular attention to all those principles, in the choice of their officers and

representatives: and they have a right to require of their lawgivers and magistrates an exact and constant observance of them, in the formation and execution of the laws necessary for the good administration of the Commonwealth.

XIX. The people have a right, in an orderly and peaceable manner, to assemble to consult upon the common good; give instructions to their representatives; and to request of the legislative body, by the way of addresses, petitions or remonstrances, redress of the wrongs done them, and of the grievances they suffer.

XX. The power of suspending the laws, or the execution of the laws, ought never to be exercised but by the legislature, or by authority derived from it, to be exercised in such particular cases only as the legislature shall expressly provide for.

XXI. The freedom of deliberation, speech and debate, in either house of the legislature, is so essential to the rights of the people, that it cannot be the foundation of any accusation or prosecution, action or complaint, in any other court or place whatsoever.

XXII. The legislature ought frequently to assemble for the redress of grievances, for correcting, strengthening and confirming the laws, and for making new laws, as the common good may require.

XXIII. No subsidy, charge, tax, impost or duties, ought to be established, fixed, laid or levied, under any pretext whatsoever, without the consent of the people, or their representatives in the legislature.

XXIV. Laws made to punish for actions done before the existence of such laws, and which have not been declared crimes by preceding laws, are unjust, oppressive, and inconsistent with the fundamental principles of a free government.

XXV. No subject ought, in any case or in any time, to be declared guilty of treason or felony by the legislature.

XXVI. No magistrate or court of law shall demand excessive bail or sureties, impose excessive fines, or inflict cruel or unusual punishments.

XXVII. In time of peace, no soldier ought to be quartered in any house without the consent of the owner; and in time of war, such quarters ought not to be made but by the civil magistrate, in a manner ordained by the legislature.

XXVIII. No person can in any case be subjected to law martial, or to any penalties or pains, by virtue of that law, except those employed in the army or navy, and except the militia in actual service, but by authority of the legislature.

XXIX. It is essential to the preservation of the rights of every individual, his life, liberty, property and character, that there be an impartial interpretation of the laws and administration of justice. It is the right of every citizen to be tried by judges as free, impartial and independent, as the lot of humanity will admit. It is therefore not only the best policy, but for the security of the rights of the people, and of every citizen, that the judges of the supreme judicial court should hold their offices as long as they behave themselves well; and that they should



have honorable salaries, ascertained and established by standing laws.

XXX. In the government of this Commonwealth, the legislative department shall never exercise the executive and judicial powers, or either of them: the executive shall never exercise the legislative and judicial powers, or either of them: the judicial shall never exercise the legislative and executive powers, or either of them: to the end it may be a government of laws and not of men.

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PART THE SECOND.

*The Frame of Government.*

The people, inhabiting the territory formerly called the Province of Massachusetts Bay, do hereby solemnly and mutually agree with each other, to form themselves into a free, sovereign, and independent body politic or state, by the name of THE COMMONWEALTH OF MASSACHUSETTS.

CHAPTER I.

*The Legislative Power.*

SECTION I.

*The General Court.*

ART. I. The department of legislation shall be formed by two branches, a Senate and House of Representatives: each of which shall have a negative on the other.

The legislative body shall assemble every year, on the first Wednesday in January, and at such other times as they shall judge necessary; and shall dissolve and be dissolved on the day next preceding the said first Wednesday in January, without any

proclamation or other act of the governor, and shall be styled THE GENERAL COURT OF MASSACHUSETTS.

II. No bill or resolve of the senate or house of representatives shall become a law and have force as such, until it shall have been laid before the governor for his revisal; and if he, upon such revision, approve thereof, he shall signify his approbation by signing the same. But if he have any objection to the passing of such bill or resolve, he shall return the same, together with his objections thereto, in writing, to the senate or house of representatives, in whichever the same shall have originated; who shall enter the objections sent down by the governor, at large, on their records, and proceed to reconsider the said bill or resolve: but if, after such reconsideration, two thirds of the said senate or house of representatives shall, notwithstanding the said objections, agree to pass the same, it shall, together with the objections, be sent to the other branch of the legislature, where it shall also be reconsidered, and if approved by two thirds of the members present, shall have the force of a law: but in all such cases, the votes of both houses shall be determined by yeas and nays; and the names of the persons voting for, or against, the said bill or resolve, shall be entered upon the public records of the Commonwealth.

And in order to prevent unnecessary delays, if any bill or resolve shall not be returned by the governor within five days after it shall have been presented, the same shall have the force of a law: but if any bill or resolve shall be objected to and not approved by the governor, and if the general court shall adjourn within five days after the same shall have been laid before the governor for his appro-

bation, and thereby prevent his returning it, with his objections, such bill or resolve shall not become a law, nor have force as such.

III. The general court shall forever have full power and authority to erect and constitute judicatories and courts of record, or other courts, to be held in the name of the Commonwealth, for the hearing, trying and determining of all manner of crimes, offences, pleas, processes, complaints, actions, matters, causes and things whatsoever, arising or happening within the Commonwealth, or between or concerning persons inhabiting, or residing, or brought within the same; whether the same be criminal or civil, or whether the said crimes be capital or not capital, and whether the said pleas be real, personal or mixt; and for the awarding and making out of execution thereupon: to which courts and judicatories are hereby given and granted full power and authority, from time to time, to administer oaths or affirmations, for the better discovery of truth in any matter in controversy, or depending before them.

IV. And further, full power and authority are hereby given and granted to the said general court, from time to time, to make, ordain and establish all manner of wholesome and reasonable orders, laws, statutes and ordinances, directions and instructions, either with penalties or without, so as the same be not repugnant or contrary to this constitution, as they shall judge to be for the good and welfare of this Commonwealth, and for the government and ordering thereof, and of the subjects of the same, and for the necessary support and defence of the government thereof; and to name and settle annually, or provide by fixed laws for the naming

and settling all civil officers within the said Commonwealth, the election and constitution of whom are not hereafter in this form of government otherwise provided for ; and to set forth the several duties, powers and limits of the several civil and military officers of this Commonwealth, and the forms of such oaths or affirmations as shall be respectively administered unto them for the execution of their several offices and places, so as the same be not repugnant or contrary to this constitution ; and to impose and levy proportional and reasonable assessments, rates and taxes, upon all the inhabitants of, and persons resident, and estates lying, within the said Commonwealth ; and also to impose and levy reasonable duties and excises upon any produce, goods, wares, merchandise, and commodities whatsoever, brought into, produced, manufactured, or being within the same ; to be issued and disposed of by warrant, under the hand of the governor of this Commonwealth for the time being, with the advice and consent of the council, for the public service, in the necessary defence and support of the government of the said Commonwealth, and the protection and preservation of the subjects thereof, according to such acts as are or shall be in force within the same.

And while the public charges of government, or any part thereof, shall be assessed on polls and estates, in the manner that has hitherto been practised, in order that such assessments may be made with equality, there shall be a valuation of estates within the Commonwealth taken anew once in every ten years at least, and as much oftener as the general court shall order.

V. The general court shall have full power and authority to erect and constitute municipal or city

governments in any corporate town or towns in this Commonwealth, and to grant to the inhabitants thereof such powers, privileges and immunities, not repugnant to the constitution, as the general court shall deem necessary or expedient for the regulation and government thereof, and to prescribe the manner of calling and holding public meetings of the inhabitants in wards, or otherwise, for the election of officers under the constitution, and the manner of returning the votes given at such meetings: Provided, that no such government shall be erected or constituted in any town not containing twelve thousand inhabitants; nor unless it be with the consent and on the application of a majority of the inhabitants of such town, present and voting thereon, pursuant to a vote at a meeting duly warned and holden for that purpose: and provided also, that all by-laws, made by such municipal or city government, shall be subject, at all times, to be annulled by the general court.

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## CHAPTER I.

### SECTION II.

#### *Senate.*

ART. I. There shall be annually elected, by the inhabitants of this Commonwealth, qualified as in this constitution is provided, forty persons to be senators, for the year ensuing their election; to be chosen by the inhabitants of the districts into which the Commonwealth may be divided for that purpose.

A census of the inhabitants of each city and town, on the first day of May, shall be taken and returned into the office of the secretary of the Commonwealth, on or before the last day of June, of the year one thousand eight hundred and forty,

and of every tenth year thereafter, which census shall determine the apportionment of senators for the term of ten years.

In the year one thousand eight hundred and forty, and every tenth year thereafter, the governor and council shall assign the number of senators to be chosen in each district, according to the number of inhabitants in the same, and shall timely make known to the inhabitants of the Commonwealth, the number of senators to be chosen in each district: Provided, that, in all cases, at least one senator shall be assigned to each district, and no district shall be entitled to choose more than six senators.

The several counties in this Commonwealth, as established by law, and existing on the seventeenth day of April, in the year one thousand eight hundred and forty, shall each constitute a district for the choice of senators, except that the counties of Dukes county and Nantucket shall form one district; and the said districts, so established, shall be permanent.

II. The senate shall be the first branch of the legislature; and the senators shall be chosen in the following manner, viz: there shall be a meeting on the second Monday in November annually, forever, of the inhabitants of each town in the several counties of this Commonwealth, to be called by the selectmen, and warned in due course of law, at least seven days before the second Monday in November, for the purpose of electing persons to be senators; and, at such meetings, every person, qualified as in this constitution is provided, shall have a right to give in his vote for the senators for the district of which he is an inhabitant. And to remove all doubts concerning the meaning of the

word "inhabitant," in this constitution, every person shall be considered as an inhabitant, for the purpose of electing and being elected into any office or place within this state, in that town, district or plantation, where he dwelleth, or hath his home.

The selectmen of the several towns shall preside at such meetings impartially; and shall receive the votes of all the inhabitants of such towns present and qualified to vote for senators, and shall sort and count them in open town meeting, and in presence of the town clerk, who shall make a fair record, in presence of the selectmen, and in open town meeting, of the name of every person voted for, and of the number of votes against his name; and a fair copy of this record shall be attested by the selectmen and the town clerk, and shall be sealed up, directed to the secretary of the Commonwealth for the time being, with a superscription, expressing the purport of the contents thereof, and delivered by the town clerk of such town to the sheriff of the county in which such town lies, thirty days at least before the first Wednesday in January annually; or it shall be delivered into the secretary's office seventeen days at least before the said first Wednesday in January; and the sheriff of each county shall deliver all such certificates, by him received, into the secretary's office, seventeen days before the said first Wednesday in January.

And the inhabitants of plantations unincorporated, qualified as this constitution provides, who are or shall be empowered and required to assess taxes upon themselves toward the support of government, shall have the same privilege of voting for senators, in the plantations where they reside, as town inhabitants have in their respective towns; and the plantation meetings for that purpose shall

be held annually on the same second Monday in November, at such place in the plantations respectively as the assessors thereof shall direct; which assessors shall have like authority for notifying the electors, collecting and returning the votes, as the selectmen and town clerks have in their several towns, by this constitution. And all other persons living in places unincorporated, (qualified as aforesaid,) who shall be assessed to the support of government by the assessors of an adjacent town, shall have the privilege of giving in their votes for senators, in the town where they shall be assessed, and be notified of the place of meeting by the selectmen of the town where they shall be assessed, for that purpose, accordingly.

III. And that there may be a due convention of senators on the first Wednesday in January annually, the governor, with five of the council, for the time being, shall, as soon as may be, examine the returned copies of such records; and fourteen days before the said day, he shall issue his summons to such persons as shall appear to be chosen by a majority of voters, to attend on that day, and take their seats accordingly.

IV. The senate shall be the final judge of the elections, returns, and qualifications of their own members, as pointed out in the constitution; and shall, on the said first Wednesday in January annually, determine and declare who are elected by each district, to be senators, by a majority of votes: and in case there shall not appear to be the full number of senators returned elected by a majority of votes for any district, the deficiency shall be supplied in the following manner, viz: The members of the house of representatives, and such senators as shall



be declared elected, shall take the names of such persons as shall be found to have the highest number of votes in such district, and not elected, amounting to twice the number of senators wanting, if there be so many voted for; and, out of these, shall elect by ballot a number of senators sufficient to fill up the vacancies in such district; and in this manner all such vacancies shall be filled up in every district of the Commonwealth; and in like manner all vacancies in the senate, arising by death, removal out of the state, or otherwise, shall be supplied as soon as may be after such vacancies shall happen.

V. Provided, nevertheless, that no person shall be capable of being elected as a senator, who has not been an inhabitant of this Commonwealth for the space of five years immediately preceding his election, and, at the time of his election, he shall be an inhabitant in the district for which he shall be chosen; and no possession of a freehold, or of any other estate, shall be required as a qualification for holding a seat in the senate.

VI. The senate shall have power to adjourn themselves, provided such adjournments do not exceed two days at a time.

VII. The senate shall choose its own president, appoint its own officers, and determine its own rules of proceeding.

VIII. The senate shall be a court with full authority to hear and determine all impeachments made by the house of representatives, against any officer or officers of the Commonwealth, for misconduct and mal-administration in their offices; but,

previous to the trial of every impeachment, the members of the senate shall respectively be sworn, truly and impartially to try and determine the charge in question, according to evidence. Their judgment, however, shall not extend further than to removal from office and disqualification to hold or enjoy any place of honor, trust, or profit, under this Commonwealth: but the party, so convicted, shall be, nevertheless, liable to indictment, trial, judgment and punishment, according to the laws of the land.

IX. Not less than sixteen members of the senate shall constitute a quorum for doing business.

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## CHAPTER I.

### SECTION III.

#### *House of Representatives.*

ART. I. There shall be, in the Legislature of this Commonwealth, a representation of the people, annually elected, and founded upon the principle of equality.

II. And in order to provide for a representation of the citizens of this Commonwealth, founded upon the principle of equality, a census of the inhabitants of each city and town, on the first day of May, shall be taken, and returned into the office of the secretary of the Commonwealth on or before the last day of June, of the year one thousand eight hundred and forty, and of every tenth year thereafter, which census shall determine the apportionment of representatives for the term of ten years.

The members of the house of representatives

shall be apportioned in the following manner: Every town or city containing twelve hundred inhabitants may elect one representative; and two thousand four hundred inhabitants shall be the mean increasing number which shall entitle it to an additional representative.

Every town containing less than twelve hundred inhabitants shall be entitled to elect a representative as many times, within ten years, as the number one hundred and sixty is contained in the number of the inhabitants of said town. Such towns may also elect one representative for the year in which the valuation of estates within the Commonwealth shall be settled.

Any two or more of the several towns may, by consent of a majority of the legal voters present at a legal meeting, in each of said towns respectively, called for that purpose, and held before the first day of August in the year one thousand eight hundred and forty, and every tenth year thereafter, form themselves into a representative district, to continue for the term of ten years; and such district shall have all the rights, in regard to representation, which would belong to a town containing the same number of inhabitants.

The number of inhabitants which shall entitle a town to elect one representative, and the mean increasing number, which shall entitle a town or city to elect more than one, and also the number by which the population of towns, not entitled to a representative every year, is to be divided, shall be increased respectively, by one tenth of the numbers above mentioned, whenever the population of the Commonwealth shall have increased to seven hundred and seventy thousand, and for every additional increase of seventy thousand inhabitants, the same

addition of one tenth shall be made respectively to the said numbers above mentioned.

In the year of each decennial census, the governor and council shall, before the first day of September, apportion the number of representatives which each city, town, and representative district, is entitled to elect, and ascertain how many years, within ten years, any town may elect a representative, which is not entitled to elect one every year, and the governor shall cause the same to be published forthwith.

And the house of representatives shall have power, from time to time, to impose fines upon such towns as shall neglect to choose and return members to the same, agreeably to this constitution.

The expenses of travelling to the general assembly, and returning home, once in every session, and no more, shall be paid by the government, out of the public treasury, to every member who shall attend as seasonably as he can in the judgment of the house, and does not depart without leave.

III. Every member of the house of representatives shall be chosen by written votes; and, for one year at least next preceding his election, shall have been an inhabitant of the town he shall be chosen to represent; and he shall cease to represent the said town immediately on his ceasing to be qualified as aforesaid; and no possession of a freehold, or of any other estate, shall be required as a qualification for holding a seat in the house of representatives.

IV. Every male person, qualified as in this constitution is provided, shall have a right to vote in the choice of a representative or representatives for the town within which he resides.

V. The members of the house of representatives shall be chosen annually, on the second Monday of November, in every year: but meetings may be adjourned, if necessary, for the choice of representatives, to the next day, and again to the next succeeding day, but no further: but in case a second meeting shall be necessary for the choice of representatives, such meetings shall be held on the fourth Monday of the same month of November.

VI. The house of representatives shall be the grand inquest of this Commonwealth; and all impeachments made by them shall be heard and tried by the senate.

VII. All money bills shall originate in the house of representatives; but the senate may propose or concur with amendments, as on other bills.

VIII. The house of representatives shall have power to adjourn themselves; Provided such adjournment shall not exceed two days at a time.

IX. Not less than sixty members of the house of representatives shall constitute a quorum for doing business.

X. The house of representatives shall be judge of the returns, elections, and qualifications of its own members, as pointed out in the constitution; shall choose their own speaker; appoint their own officers; and settle the rules and orders of proceeding in their own house. They shall have authority to punish, by imprisonment, every person, not a member, who shall be guilty of disrespect to the house, by any disorderly or contemptuous behavior in its presence; or who, in the town where the

general court is sitting, and during the time of its sitting, shall threaten harm to the body or estate of any of its members, for any thing said or done in the house; or who shall assault any of them therefor; or who shall assault or arrest any witness, or other person ordered to attend the house, in his way in going or returning; or who shall rescue any person arrested by the order of the house.

And no member of the house of representatives shall be arrested, or held to bail on mesne process, during his going unto, returning from, or his attending, the general assembly.

XI. The senate shall have the same powers in the like cases; and the governor and council shall have the same authority to punish in like cases: Provided, that no imprisonment, on the warrant or order of the governor, council, senate, or house of representatives, for either of the above described offences, be for a term exceeding thirty days.

And the senate and house of representatives may try and determine all cases where their rights and privileges are concerned, and which, by the constitution, they have authority to try and determine, by committees of their own members, or in such other way as they may respectively think best.

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## CHAPTER II.

### *Executive Power.*

#### SECTION I.

#### *Governor.*

ART. 1. There shall be a supreme executive magistrate, who shall be styled, THE GOVERNOR OF THE COMMONWEALTH OF MASSA-

CHUSETTS; and whose title shall be—HIS EXCELLENCY.

II. The governor shall be chosen annually; and no person shall be eligible to this office, unless, at the time of his election, he shall have been an inhabitant of this Commonwealth for seven years next preceding; and unless he shall, at the same time, be seized, in his own right, of a freehold within the Commonwealth, of the value of one thousand pounds.

The governor shall hold his office for one year next following the first Wednesday of January, and until another is chosen and qualified in his stead.

III. Those persons, who shall be qualified to vote for senators and representatives, within the several towns of this Commonwealth, shall, at a meeting to be called for that purpose, on the second Monday of November, annually, give in their votes for a governor, to the selectmen, who shall preside at such meetings; and the town clerk, in the presence and with the assistance of the selectmen, shall, in open town meeting, sort and count the votes, and form a list of the persons voted for, with the number of votes for each person against his name; and shall make a fair record of the same in the town books, and a public declaration thereof in the said meeting; and shall, in the presence of the inhabitants, seal up copies of the said list, attested by him and the selectmen, and transmit the same to the sheriff of the county, thirty days at least before the first Wednesday in January; and the sheriff shall transmit the same to the secretary's office seventeen days at least before the said first Wednesday in January; or the selectmen may cause returns of the same to be made to the office of the

secretary of the Commonwealth seventeen days at least before the said day; and the secretary shall lay the same before the senate and the house of representatives, on the first Wednesday in January, to be by them examined; and in case of an election by a majority of all the votes returned, the choice shall be by them declared and published; but if no person shall have a majority of votes, the house of representatives shall, by ballot, elect two out of four persons who had the highest number of votes, if so many shall have been voted for; but, if otherwise, out of the number voted for; and make return to the senate of the two persons so elected; on which, the senate shall proceed, by ballot, to elect one, who shall be declared governor.

IV. The governor shall have authority, from time to time, at his discretion, to assemble and call together the counsellors of this Commonwealth for the time being; and the governor, with the said counsellors, or five of them at least, shall and may, from time to time, hold and keep a council, for the ordering and directing the affairs of the Commonwealth, agreeably to the constitution and the laws of the land.

V. The governor, with advice of council, shall have full power and authority, during the session of the general court, to adjourn or prorogue the same to any time the two houses shall desire; and to dissolve the same on the day next preceding the first Wednesday in January; and, in the recess of the said court, to prorogue the same from time to time, not exceeding ninety days in any one recess; and to call it together sooner than the time to which it may be adjourned or prorogued, if the welfare of the Commonwealth shall require the same; and in



case of any infectious distemper prevailing in the place where the said court is next at any time to convene, or any other cause happening, whereby danger may arise to the health or lives of the members from their attendance, he may direct the session to be held at some other the most convenient place within the state. And the general court shall be dissolved on the day next preceding the first Wednesday of January, without any proclamation or other act of the governor.

VI. In cases of disagreement between the two houses, with regard to the necessity, expediency, or time of adjournment or prorogation, the governor, with advice of the council, shall have a right to adjourn or prorogue the general court, not exceeding ninety days, as he shall determine the public good shall require.

VII. The governor of this Commonwealth, for the time being, shall be the commander in chief of the army and navy, and of all the military forces of the state, by sea and land; and shall have full power, by himself, or by any commander, or other officer or officers, from time to time, to train, instruct, exercise and govern the militia and navy; and, for the special defence and safety of the Commonwealth, to assemble in martial array, and put in warlike posture, the inhabitants thereof, and to lead and conduct them, and with them to encounter, repel, resist, expel and pursue, by force of arms, as well by sea as by land, within or without the limits of this Commonwealth, and also to kill, slay and destroy, if necessary, and conquer, by all fitting ways, enterprises and means whatsoever, all and every such person and persons as shall, at any time hereafter, in a hostile manner, attempt or enterprise

the destruction, invasion, detriment, or annoyance of this Commonwealth; and to use and exercise, over the army and navy, and over the militia in actual service, the law martial, in time of war or invasion, and also in time of rebellion, declared by the legislature to exist, as occasion shall necessarily require; and to take and surprise, by all ways and means whatsoever, all and every such person or persons, with their ships, arms, ammunition and other goods, as shall, in a hostile manner, invade, or attempt the invading, conquering, or annoying this Commonwealth; and that the governor be intrusted with all these and other powers, incident to the offices of captain general and commander in chief, and admiral, to be exercised agreeably to the rules and regulations of the constitution, and the laws of the land, and not otherwise.

Provided, that the said governor shall not, at any time hereafter, by virtue of any power by this constitution granted, or hereafter to be granted to him by the legislature, transport any of the inhabitants of this Commonwealth, or oblige them to march out of the limits of the same, without their free and voluntary consent, or the consent of the general court; except so far as may be necessary to march or transport them by land or water, for the defence of such part of the state to which they cannot otherwise conveniently have access.

VIII. The power of pardoning offences, except such as persons may be convicted of before the senate, by an impeachment of the house, shall be in the governor, by and with the advice of council; but no charter of pardon, granted by the governor, with advice of the council, before conviction, shall avail the party pleading the same, notwithstanding any general or particular expressions contained

therein, descriptive of the offence or offences intended to be pardoned.

IX. All judicial officers, the attorney general, the solicitor general, all sheriffs, coroners, and registers of probate, shall be nominated and appointed by the governor, by and with the advice and consent of the council; and every such nomination shall be made by the governor, and made at least seven days prior to such appointment.

Notaries public shall be appointed by the governor, in the same manner as judicial officers are appointed, and shall hold their offices during seven years, unless sooner removed by the governor, with the consent of the council, upon the address of both houses of the legislature.

X. The captains and subalterns of the militia shall be elected by the written votes of all the members of their respective companies, as well those under as those above the age of twenty-one years; the field officers of regiments shall be elected by the written votes of the captains and subalterns of their respective regiments; the brigadiers shall be elected, in like manner, by the field officers of their respective brigades; and such officers, so elected, shall be commissioned by the governor, who shall determine their rank.

The Legislature shall, by standing laws, direct the time and manner of convening the electors, and of collecting votes, and of certifying to the governor the officers elected.

The major generals shall be appointed by the senate and house of representatives, each having a negative upon the other; and be commissioned by the governor.

And if the electors of brigadiers, field officers,

captains or subalterns, shall neglect or refuse to make such elections, after being duly notified, according to the laws for the time being, then the governor, with advice of council, shall appoint suitable persons to fill such offices.

And no officer, duly commissioned to command in the militia, shall be removed from his office but by the address of both houses to the governor, or by fair trial in court martial, pursuant to the laws of the Commonwealth for the time being.

The commanding officers of regiments shall appoint their adjutants and quarter masters; the brigadiers their brigade majors; and the major generals their aids; and the governor shall appoint the adjutant general.

Whenever the exigencies of the Commonwealth shall require the appointment of a commissary general, he shall be nominated, appointed and commissioned, in such manner as the legislature may, by law, prescribe.

All officers commissioned to command in the militia, may be removed from office in such manner as the legislature may, by law, prescribe.

XI. No moneys shall be issued out of the treasury of this Commonwealth, and disposed of, (except such sums as may be appropriated for the redemption of bills of credit or treasurer's notes, or for the payment of interest arising thereon,) but by warrant under the hand of the governor for the time being, with the advice and consent of the council, for the necessary defence and support of the Commonwealth, and for the protection and preservation of the inhabitants thereof, agreeably to the acts and resolves of the general court.

XII. All public boards, the commissary general,

all superintending officers of public magazines and stores, belonging to this Commonwealth, and all commanding officers of forts and garrisons within the same, shall, once in every three months, officially and without requisition, and at other times, when required by the governor, deliver to him an account of all goods, stores, provisions, ammunition, cannon with their appendages, and small arms with their accoutrements, and of all other public property whatever under their care respectively; distinguishing the quantity, number, quality and kind of each, as particularly as may be; together with the condition of such forts and garrisons; and the said commanding officer shall exhibit to the governor, when required by him, true and exact plans of such forts, and of the land and sea, or harbor or harbors, adjacent.

And the said boards, and all public officers, shall communicate to the governor as soon as may be after receiving the same, all letters, despatches, and intelligences of a public nature, which shall be directed to them respectively.

XIII. As the public good requires that the governor should not be under the undue influence of any of the members of the general court, by a dependence on them for his support,—that he should, in all cases, act with freedom for the benefit of the public,—that he should not have his attention necessarily diverted from that object to his private concerns,—and that he should maintain the dignity of the Commonwealth in the character of its chief magistrate,—it is necessary that he should have an honorable stated salary, of a fixed and permanent value, amply sufficient for those purposes, and established by standing laws; and it shall be among the first acts of the general court, after the

commencement of this constitution, to establish such salary by law accordingly.

Permanent and honorable salaries shall also be established by law for the justices of the supreme judicial court.

And if it shall be found that any of the salaries aforesaid, so established, are insufficient, they shall, from time to time, be enlarged, as the general court shall judge proper.

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## CHAPTER II.

### SECTION II.

#### *Lieutenant Governor.*

ART. I. There shall be annually elected a lieutenant governor of the Commonwealth of Massachusetts, whose title shall be HIS HONOR, and who shall be qualified, in point of property and residence in the Commonwealth, in the same manner with the governor; and the day and manner of his election, and the qualifications of the electors, shall be the same as are required in the election of a governor. The return of the votes for this officer, and the declaration of his election, shall be in the same manner; and if no one person shall be found to have a majority of all the votes returned, the vacancy shall be filled by the senate and house of representatives, in the same manner as the governor is to be elected, in case no one person shall have a majority of the votes of the people to be governor.

The lieutenant governor shall hold his office for one year next following the first Wednesday of January, and until another is chosen and qualified in his stead.

II. The governor, and in his absence the lieutenant governor, shall be president of the council, but shall have no vote in council; and the lieutenant governor shall always be a member of the council, except when the chair of the governor shall be vacant.

III. Whenever the chair of the governor shall be vacant, by reason of his death, or absence from the Commonwealth, or otherwise, the lieutenant governor for the time being shall, during such vacancy, perform all the duties incumbent upon the governor, and shall have and exercise all the powers and authorities which, by this constitution, the governor is vested with, when personally present.

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## CHAPTER II.

### SECTION III.

#### *Council, and the Manner of Settling Elections, by the Legislature.*

ART. I. There shall be a council for advising the governor in the executive part of the government, to consist of nine persons besides the lieutenant governor, whom the governor for the time being shall have full power and authority, from time to time, at his discretion, to assemble and call together; and the governor, with the said counsellors, or five of them at least, shall and may, from time to time, hold and keep a council, for the ordering and directing the affairs of the Commonwealth, according to the laws of the land.

II. Nine counsellors shall be annually chosen from among the people at large, on the first Wednesday of January, or as soon thereafter as may be, by

the joint ballot of the senators and representatives, assembled in one room, who shall, as soon as may be, in like manner, fill up any vacancies that may happen in the council, by death, resignation, or otherwise. No person shall be elected a counsellor who has not been an inhabitant of this Commonwealth, for the term of five years immediately preceding his election; and no possession of a freehold, or of any other estate, shall be required as a qualification for holding a seat in the council.

The counsellors shall hold their respective offices for one year next following the first Wednesday of January, and until others are chosen and qualified in their stead.

III. The counsellors, in the civil arrangements of the Commonwealth, shall have rank next after the lieutenant governor.

IV. Not more than one counsellor shall be chosen from any one senatorial district of this Commonwealth.

V. The resolutions and advice of the council shall be recorded in a register, and signed by the members present; and this record may be called for at any time by either house of the legislature; and any member of the council may insert his opinion contrary to the resolution of the majority.

VI. Whenever the office of the governor and lieutenant governor shall be vacant, by reason of death, absence, or otherwise, then the council, or the major part of them, shall, during such vacancy, have full power and authority to do and execute all and every such acts, matters and things, as the governor or the lieutenant governor might or could



by virtue of this constitution, do or execute, if they, or either of them, were personally present.

VII. And whereas the elections appointed to be made by this constitution, on the first Wednesday in January annually, by the two houses of the legislature, may not be completed on that day, the said elections may be adjourned from day to day until the same shall be completed. And the order of elections shall be as follows: the vacancies in the senate, if any, shall first be filled up; the governor and lieutenant governor shall then be elected, provided there should be no choice of them by the people; and afterwards the two houses shall proceed to the election of the council.

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## CHAPTER II.

### SECTION IV.

#### *Secretary and Treasurer.*

ART. I. The secretary, and treasurer and receiver general, shall be chosen annually, by joint ballot of the senators and representatives in one room; and, that the citizens of this Commonwealth may be assured, from time to time, that the moneys remaining in the public treasury, upon the settlement and liquidation of the public accounts, are their property, no man shall be eligible as treasurer and receiver general more than five years successively.

In case the office of secretary or treasurer of the Commonwealth shall become vacant from any cause during the recess of the general court, the governor, with the advice and consent of the council, shall nominate and appoint, under such regulations as may be prescribed by law, a competent and suit-

able person to such vacant office, who shall hold the same until a successor shall be appointed by the general court.

II. The records of the Commonwealth shall be kept in the office of the secretary, who may appoint his deputies, for whose conduct he shall be accountable, and he shall attend the governor and council, the senate and house of representatives, in person, or by his deputies, as they shall respectively require.

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### CHAPTER III.

#### *Judiciary Power.*

ART. I. The tenure that all commissioned officers shall, by law, have in their offices, shall be expressed in their respective commissions. All judicial officers, duly appointed, commissioned and sworn, shall hold their offices during good behavior, excepting such concerning whom there is different provision made in this constitution: provided, nevertheless, the governor, with consent of the council, may remove them upon the address of both houses of the legislature.

II. Each branch of the legislature, as well as the governor and council, shall have authority to require the opinions of the justices of the supreme judicial court, upon important questions of law, and upon solemn occasions.

III. In order that the people may not suffer from the long continuance in place of any justice of the peace, who shall fail of discharging the important duties of his office with ability or fidelity, all commissions of justices of the peace shall expire

and become void, in the term of seven years from their respective dates; and, upon the expiration of any commission, the same may, if necessary, be renewed, or another person appointed, as shall most conduce to the well being of the Commonwealth.

IV. 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; and the legislature shall from time to time hereafter appoint such times and places; until which appointments, the said courts shall be holden at the times and places which the respective judges shall direct.

V. All causes of marriage, divorce and alimony, and all appeals from the judges of probate, shall be heard and determined by the governor and council, until the legislature shall, by law, make other provision.

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CHAPTER IV.

*Delegates to Congress.*

[The provisions of this chapter were entirely annulled by the adoption of the constitution of the United States.]

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CHAPTER V.

*The University at Cambridge, and Encouragement of Literature, &c.*

SECTION I.

*The University.*

ART. I. Whereas our wise and pious ancestors so early as the year one thousand six hundred and

thirty-six, laid the foundation of Harvard College, in which university many persons of great eminence have, by the blessing of GOD, been initiated in those arts and sciences, which qualified them for public employments, both in church and state; and whereas the encouragement of arts and sciences, and all good literature, tends to the honor of GOD, the advantage of the Christian religion, and the great benefit of this, and the other United States of America—it is declared, that the PRESIDENT AND FELLOWS OF HARVARD COLLEGE, in their corporate capacity, and their successors in that capacity, their officers and servants, shall have, hold, use, exercise and enjoy, all the powers, authorities, rights, liberties, privileges, immunities and franchises, which they now have, or are entitled to have, hold, use, exercise and enjoy; and the same are hereby ratified and confirmed unto them, the said president and fellows of Harvard College, and to their officers and servants, respectively, forever.

II. And whereas there have been, at sundry times, by divers persons, gifts, grants, devises of houses, lands, tenements, goods, chattels, legacies and conveyances, heretofore made, either to Harvard College in Cambridge, in New England, or to the president and fellows of Harvard College, or to the said college, by some other description, under several charters successively; it is declared, that all the said gifts, grants, devises, legacies and conveyances, are hereby forever confirmed unto the president and fellows of Harvard College, and to their successors, in the capacity aforesaid, according to the true intent and meaning of the donor or donors, grantor or grantors, deviser or devisors.

III. And whereas, by an act of the general court of the colony of Massachusetts Bay, passed in the year one thousand six hundred and forty-two, the governor and deputy governor, for the time being, and all the magistrates of that jurisdiction, were, with the president, and a number of the clergy in the said act described, constituted the overseers of Harvard College; and it being necessary, in this new constitution of government, to ascertain who shall be deemed successors to the said governor, deputy governor, and magistrates; it is declared, that the governor, lieutenant governor, council and senate of this Commonwealth, are, and shall be deemed, their successors; who, with the president of Harvard College for the time being, together with the ministers of the congregational churches in the towns of Cambridge, Watertown, Charlestown, Boston, Roxbury, and Dorchester, mentioned in the said act, shall be, and hereby are, vested with all the powers and authority belonging, or in any way appertaining, to the overseers of Harvard College; Provided, that nothing herein shall be construed to prevent the legislature of this Commonwealth from making such alterations in the government of the said university, as shall be conducive to its advantage, and the interest of the republic of letters, in as full a manner as might have been done by the legislature of the late province of the Massachusetts Bay.

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## CHAPTER V.

### SECTION II.

#### *The Encouragement of Literature, &c.*

Wisdom and knowledge, as well as virtue, diffused generally among the body of the people, being

necessary for the preservation of their rights and liberties ; and as these depend on spreading the opportunities and advantages of education in the various parts of the country, and among the different orders of the people, it shall be the duty of legislatures and magistrates, in all future periods of this Commonwealth, to cherish the interests of literature and the sciences, and all seminaries of them ; especially the university at Cambridge, public schools, and grammar schools in the towns ; to encourage private societies and public institutions, rewards and immunities, for the promotion of agriculture, arts, sciences, commerce, trades, manufactures, and a natural history of the country ; to countenance and inculcate the principles of humanity and general benevolence, public and private charity, industry and frugality, honesty and punctuality in their dealings ; sincerity, good humor, and all social affections, and generous sentiments among the people.

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#### CHAPTER VI.

*Oaths and Subscriptions ; Incompatibility of and Exclusion from Offices ; Pecuniary Qualifications ; Commissions ; Writs ; Confirmation of Laws ; Habeas Corpus ; The Enacting Style ; Qualifications of Voters ; Provision for Amendments of the Constitution ; Enrolment of the Constitution.*

ART. I. Every person chosen or appointed to any office, civil or military, under the government of this Commonwealth, shall, before entering on the duties of his office, take and subscribe the following oaths, to wit :

“I, A. B., do solemnly swear, that I will bear

true faith and allegiance to the Commonwealth of Massachusetts, and will support the constitution thereof. So help me God."

"I, A. B., do solemnly swear and affirm, that I will faithfully and impartially discharge and perform all the duties incumbent on me as [*here insert the office*] according to the best of my abilities and understanding, agreeably to the rules and regulations of the constitution, and the laws of the Commonwealth. So help me God."

Provided always, that when any person, chosen or appointed as aforesaid, shall be of the denomination of the people called Quakers, and shall decline taking the said oaths, he shall make his affirmation in the foregoing form, and subscribe the same, omitting the word "*swear*," and inserting the word "*affirm*," instead thereof, in the first oath; and, in the second oath, the words "*swear and*;" and in each of them the words, "*So help me GOD*;" substituting instead thereof, "*This I do under the pains and penalties of perjury*."

And the said oaths or affirmations shall be taken and subscribed by the governor, lieutenant governor, and counsellors, before the president of the senate, in the presence of the two houses of assembly; by the senators and representatives before the governor and council for the time being; and by the residue of the officers aforesaid, before such persons, and in such manner, as from time to time shall be prescribed by the legislature.

No oath, declaration or subscription, excepting the oaths above prescribed, shall be required of the governor, lieutenant governor, counsellors, senators, or representatives, to qualify them to perform the duties of their respective offices.

II. No governor, lieutenant governor, or judge

of the supreme judicial court, shall hold any other office or place, under the authority of this Commonwealth, except such as by this constitution they are admitted to hold, saving that the judges of the said court may hold the offices of justices of the peace through the state; nor shall they hold any other place or office, or receive any pension or salary from any other state, or government, or power whatever.

No person shall be capable of holding or exercising, at the same time, within this state, more than one of the following offices, viz.: judge of probate, sheriff, register of probate, or register of deeds; and never more than any two offices, which are to be held by appointment of the governor, or the governor and council, or the senate, or the house of representatives, or by the election of the people of the state at large, or of the people of any county, military offices, and the offices of justices of the peace excepted, shall be held by one person.

No person holding the office of judge of the supreme judicial court, secretary, attorney general, solicitor general, treasurer or receiver general, judge of probate, commissary general, president, professor or instructor of Harvard College, sheriff, clerk of the house of representatives, register of probate, register of deeds, clerk of the supreme judicial court, clerk of the inferior court of common pleas, or officer of the customs, including, in this description, naval officers, shall at the same time have a seat in the senate or house of representatives; but their being chosen or appointed to, and accepting the same, shall operate as a resignation of their seat in the senate or house of representatives; and the place so vacated shall be filled up.

And the same rule shall take place in case any



judge of the said supreme judicial court, or judge of probate, shall accept a seat in council; or any counsellor shall accept of either of those offices or places.

No judge of any court of this Commonwealth, (except the court of sessions,) and no person holding any office under the authority of the United States, (postmasters excepted,) shall, at the same time, hold the office of governor, lieutenant governor, or counsellor, or have a seat in the senate, or house of representatives of this Commonwealth; and no judge of any court in this Commonwealth, (except the court of sessions,) nor the attorney general, solicitor general, county attorney, clerk of any court, sheriff, treasurer and receiver general, register of probate nor register of deeds, shall continue to hold his said office after being elected a member of the congress of the United States, and accepting that trust; but the acceptance of such trust, by any of the officers aforesaid, shall be deemed and taken to be a resignation of his said office; and judges of the courts of common pleas shall hold no other office under the government of this Commonwealth, the office of justice of the peace and militia offices excepted.

And no person shall ever be admitted to hold a seat in the legislature, or any office of trust or importance under the government of this Commonwealth, who shall, in the due course of law, have been convicted of bribery or corruption, in obtaining an election or appointment.

III. In all cases, where sums of money are mentioned in this constitution, the value thereof shall be computed in silver, at six shillings and eight pence per ounce; and it shall be in the power of the legislature, from time to time, to increase

such qualifications, as to property, of the persons to be elected to offices, as the circumstances of the Commonwealth shall require.

IV. All commissions shall be in the name of the Commonwealth of Massachusetts, signed by the governor, and attested by the secretary or his deputy, and have the great seal of the Commonwealth affixed thereto.

V. All writs, issuing out of the clerk's office in any of the courts of law, shall be in the name of the Commonwealth of Massachusetts; they shall be under the seal of the court from whence they issue; they shall bear test of the first justice of the court to which they shall be returnable, who is not a party, and be signed by the clerk of such court.

VI. All the laws, which have heretofore been adopted, used, and approved in the province, colony or state of Massachusetts Bay, and usually practised on in the courts of law, shall still remain and be in full force until altered or repealed by the legislature; such parts only excepted as are repugnant to the rights and liberties contained in this constitution.

VII. The privilege and benefit of the writ of *habeas corpus* shall be enjoyed in this Commonwealth in the most free, easy, cheap, expeditious and ample manner; and shall not be suspended by the legislature, except upon the most urgent and pressing occasions, and for a limited time, not exceeding twelve months.

VIII. The enacting style, in making and passing all acts, statutes and laws, shall be—"Be it

enacted by the senate and house of representatives, in general court assembled, and by the authority of the same."

IX. Every male citizen, of twenty-one years of age and upwards, (excepting paupers and persons under guardianship,) who shall have resided within the Commonwealth one year, and within the town or district, in which he may claim a right to vote, six calendar months next preceding any election of governor, lieutenant governor, or senators or representatives, and who shall have paid, by himself or his parent, master or guardian, any state or county tax, which shall, within two years next preceding such election, have been assessed upon him, in any town or district of this Commonwealth; and also every citizen who shall be by law exempted from taxation, and who shall be in all other respects qualified as above mentioned, shall have a right to vote in such election of governor, lieutenant governor, senators and representatives; and no other person shall be entitled to vote in such elections.

X. If, at any time hereafter, any specific and particular amendment or amendments to the constitution be proposed in the general court, and agreed to by a majority of the senators and two thirds of the members of the house of representatives present and voting thereon, such proposed amendment or amendments shall be entered on the journals of the two houses, with the yeas and nays taken thereon, and referred to the general court then next to be chosen, and shall be published; and if, in the general court next chosen, as aforesaid, such proposed amendment or amendments shall be agreed to by a majority of the senators and two thirds of the members of the house of representa-

tives present and voting thereon ; then it shall be the duty of the general court to submit such proposed amendment or amendments to the people ; and if they shall be approved and ratified by a majority of the qualified voters, voting thereon, at meetings legally warned and holden for that purpose, they shall become part of the constitution of this Commonwealth.

XI. This form of government shall be enrolled on parchment, and deposited in the secretary's office, and be a part of the laws of the land ; and printed copies thereof shall be prefixed to the book containing the laws of this Commonwealth, in all future editions of the said laws.

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