







# RESOLVES

OF

## THE GENERAL COURT

OF THE

### Commonwealth of Massachusetts,

PASSED AT THE SEVERAL SESSIONS

OF THE

### GENERAL COURT,

COMMENCING MAY 1819, AND ENDING FEBRUARY 21, 1824.

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

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**BOSTON.**

PRINTED BY TRUE AND GREENE, PRINTER TO THE STATE.

.....

1824.



# RESOLVES

OF THE

## GENERAL COURT

OF THE

### Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON THE TWENTY SIXTH OF MAY, AND ENDED  
THE NINETEENTH OF JUNE, ONE THOUSAND EIGHT HUNDRED  
AND NINETEEN.

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

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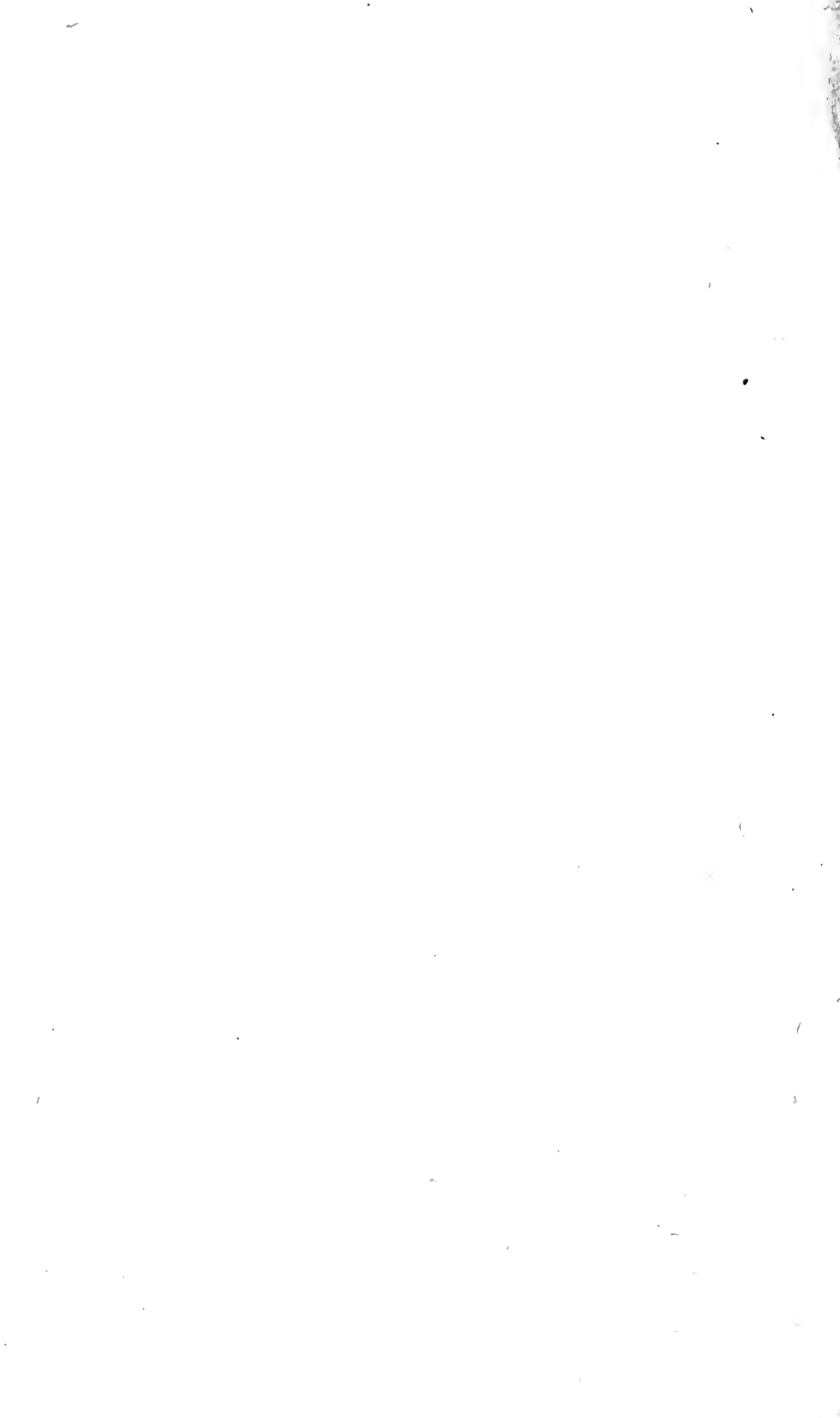


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BOSTON :  
PRINTED BY RUSSELL & GARDNER, FOR BENJAMIN RUSSELL,  
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.....  
1819.





**CIVIL GOVERNMENT**  
OF THE  
**COMMONWEALTH OF MASSACHUSETTS,**

FOR THE POLITICAL YEAR 1819....20.

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William Hilton,

John Comings,

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*Ludlow,*  
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*Eddington,*  
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*Corinth,*  
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*Garland,*  
*New Charlestown,*  
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*Levant,*  
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 JOHN VAUGHAN LOW, *Assistant Messenger.*  
 JOSEPH FRANCIS, *Page to the House.*





# RESOLVES

OF THE

GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TWENTY-SIXTH OF MAY, AND ENDED  
ON THE NINETEENTH OF JUNE, ONE THOUSAND EIGHT HUNDRED  
AND NINETEEN.

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## GOVERNOR'S SPEECH.

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REPRESENTATIVES' CHAMBER, JUNE 1st, 1819.

*The two Houses being in Convention, His Excellency the Governor came in, accompanied by the Council, and the Public Officers of the State, and delivered the following*

## SPEECH.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

IN assuming the several stations which have been assigned to us by the suffrages of our fellow citizens, we are led to recognize the goodness of Divine Providence, in conferring on the people of this Commonwealth, the blessings of peace and plenty, of general health, of good order, and of a free government. Feeling, as I presume we all do, a just sense of the importance of the trusts committed to our care, and of the obligations we are under, to see, not only that the republic receive no detriment, but that its best interests are promoted, we may safely engage in the discharge of our respective duties.

Our constitution is virtually and essentially in the hands, and at the disposal of the people. This is not merely the language of our constitution ; it is a doctrine that lies at the foundation of republicanism. And the conservation of our liberties, as defined in our great social compact, is intimately connected with the intelligence and virtue of the people. But man is born neither wise nor good. Knowledge and virtue result from instruction, and discipline and effort. The senses of the human kind, early and eagerly seek their appropriate objects of gratification. The passions, easily excited in childhood and youth, are prone to, and grow stronger with excessive indulgence ; while the powers of reason, necessarily associated with experience, in their progress to maturity, are slow and late in being fully developed. Hence the danger of habits being formed, injurious to society, and destructive of individual happiness. Hence the usefulness and importance of early tuition ; and hence, likewise, the interest which the public has in providing means for cultivating the minds, and forming the manners of youth. Agreeably to these sentiments, the constitution enjoins it as a duty on the Legislature and Magistrates, in all future periods of the Commonwealth, to cherish the interests of literature and the sciences, public schools and grammar schools in the towns. Should the existing laws be found insufficient to provide for the primary education of children, especially of destitute orphans, and the children of the poor and necessitous, prerequisite to their admission into grammar schools, the deficiency has strong claims to the consideration of the Legislature. Our venerated forefathers rendered their memories imperishable by their care and solicitude in the cause of learning ; and experience, instead of discrediting their literary institutions, has served to heighten their value.

In casting our eyes across the atlantic, which for instruction may be admissible, we see exhibited in the most disgusting forms, the deplorable effects of ignorance and vice. Pauperism, in some of the European States, we are informed, has become so extensive and overwhelming, as to occasion, in many corporations, an enormous and almost insupportable demand upon individual income, for the maintenance of the poor. Crimes, in the same states, almost without number, and of every grade of turpitude, are at the same

time disturbing the repose of private life, menacing the public peace, and mocking the most severe expressions of public vengeance.

On the subject of punishment, however, most of the governments in Christendom have come to a pause. The frequent repetition of crimes, in defiance of the most appalling and sanguinary punishments, has shaken a confidence in their efficacy, which custom and prejudice had so long and obstinately maintained. And the practicability of preventing crimes, and reforming offenders by the force of early education and the influence of moral and religious motives. is gaining credibility and advocates.

Although Massachusetts has been distinguished for her zealous efforts to rear her children to habits of order, of usefulness, and virtue, we have too much reason to regret the existence of vice, and the perpetration of crime. But on due examination, it will be generally found, that the latter have been committed by those who were not natives; or, if natives, by such as had neglected, or been denied the advantages of early training and instruction. It is believed, that the idea of producing a virtuous and happy state of society, by the influence of early education and discipline, on the great body of the people, has never been so distinctly conceived, nor urged with so much force and effect, as in this country. But changes await us; and we shall do well to endeavor to catch a portion of that spirit of prudence and foresight, for which our ancestors were distinguished, by adapting the means of literary improvement to the state of society, and detecting the bearings of present circumstances on the interests of future times. It is not unreasonable to expect, that, among other causes, an increase of our population, of our commerce, and of large manufacturing establishments, will, as in all other countries, multiply the causes of moral deterioration. If there be just ground for these apprehensions, additional measures of precaution cannot be too speedily devised.

On this occasion, I would present to your notice the great Penitentiary of the Commonwealth, at Charlestown. I have been recently furnished with a summary, but very satisfactory, report of the present condition of that institution. It must be gratifying to you, as it has been to me, to receive assurances of the salutary effects of the act of Feb-

urary, one thousand eight hundred and eighteen, for classifying the convicts, and other purposes, on their temper and behavior. Besides the prevalence of good order, the expense of the institution has become less onerous to the State. The mild treatment observed towards the unhappy convicts, in that prison, their wholesome sustenance, the great attention paid to their health and cleanliness, the means furnished to the younger part of them for being taught to read and write, and to all of them for religious worship and moral instruction, seem to be well calculated to operate on ingenuous minds and lead them to permanent reformation. The report of the Directors will be laid before you by the Secretary.

In the month of October last, the Board of Visitors of the Massachusetts General Hospital, examined the condition of the Hospital for the Insane, at Charlestown. And it gives me great pleasure to be able to state, that an inspection of that establishment, afforded the visitors the most entire satisfaction. The local situation and general arrangements of it, appear to be perfectly adapted to the nature, and the exigencies of such an institution. The manner in which the two buildings designed for the accommodation of the insane, one for males, and the other for females, are constructed, is judiciously contrived, to ensure the safety and comfort of the afflicted patients. And the concerns of the establishment, generally, are so administered, as to fulfil the benevolent intentions of the Legislature, in founding an institution so interesting to humanity, in modes, the most simple, economical and efficacious. It may be satisfactory to you, gentlemen, to know that the consulting and visiting physicians, comprising some of the most eminent of the profession, in the State, have examined the institution, and given it their unqualified praise, as affording the best hopes of alleviation and cure for the afflicted subjects of mental disease. I cordially recommend the institution to your fostering care ; and shall cheerfully concur with you in any measures calculated to lighten the evils of suffering humanity, or to promote the general prosperity and happiness of the Commonwealth.

JOHN BROOKS.

## ANSWER OF THE SENATE.

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*May it please your Excellency,*

**THE** Senate of Massachusetts, assembled in obedience to the voice of the people and the constitution, to perform its part in the office of a free government, is bound first to offer its acknowledgments to the author of all our privileges. Under the impression of this sentiment, we recognize our duty to devote all our powers to the good of the community, in the enactment of such laws as shall be most conducive to their security, liberty and happiness.

We concur with your Excellency, in acknowledging the supreme authority of the people. The constitution was formed for their benefit; and the duty of legislators is merely to perform their will. It is for them to determine the character of their laws and institutions, and decide their own political destiny. But it is a truth, not to be forgotten, that political rights have little value, unless accompanied by intelligence and virtue. These form the ornament and defence of republican institutions; and legislators are obliged, not merely to enact such ordinances as shall guard the persons and property of their constituents, but to foster and preserve the institutions calculated to diffuse useful knowledge and correct principles; our schools, colleges and churches.

The laws derive their force, not from the impulse of any physical power. The Legislature of a republic is not surrounded by arms. The judiciary which commands universal submission to its decisions, from the powerful, as well as the weak, has no energy, but what is derived from the sense of justice which resides in the breasts of the people. The force of a republican government, the only one compatible with freedom, is, therefore, a moral force. And, as the laws have their origin in the will of the people, so they are carried into execution, principally, by the sentiment known to prevail in favor of virtue, order and good government. A constitution which requires the support of an armed force,

is either defective itself, or supposes debasement in a considerable part of those subjected to it. It either does not possess the confidence and attachment of the people, as the security of their rights, or the people do not justly appreciate those rights. It, therefore, becomes a free Commonwealth, to recollect that, as they value their liberties and immunities, public opinion, the source and guide of political power, should be founded on public virtue and intelligence.

Impressed with these considerations, our ancestors made early regulations for the establishment of schools in every part of the Commonwealth, for the instruction of the poor, as well as the affluent; thus encouraging the humblest individual, with the conviction that he was an object of interest to the community, and teaching him that, as his faculties had been developed under the public care, it was his duty to repay the service rendered him, by contributing to the support of similar institutions. These means of information, united with the public and universal observance of religious worship, so established by law, as not to encroach on the rights of conscience, have formed the glory of Massachusetts and of New England. It was a liberal and enlightened policy, and did the greater honor to our ancestors, because it was not borrowed from the age in which they lived, nor of former ages, but was suggested by their patriotism and reflection. The long experience we have had of the advantages of this system of education, ought to protect it from any encroachment; particularly when we consider, that it has received the commendation of other States in the Union, and will, we trust, be adopted in them all. Nor ought we to allow advantages so valuable, to yield to the unfavorable influence apprehended from the increase of our population, commerce and wealth. It becomes the Legislature, therefore, to be vigilant, lest the causes of moral deterioration, which have accompanied the progress of refinement, and the establishment of large manufactories in other countries, should gain admission within this Commonwealth.

The depravity to which idleness and ignorance have, in some foreign states, reduced a large portion of the lowest classes of the people, evince the value of the principles that have, in a great degree, preserved us from a like humiliation. It is a source of satisfaction to learn that successful efforts are there making, to diminish the mass of

pauperism and vice. Charity schools, founded on new and enlarged modes of instruction, have brought down the elements of education within the reach of multitudes of mendicants; and their operation has been so efficacious, as to reclaim a neglected populace from the waste of ignorance and crime, and to lead to the manufactory and the field, those who would otherwise become tenants of the prison. Any improvement in our system of education, which may extend its influence still further, will meet with the approbation of the Senate.

We are happy to learn from your Excellency, that, by the adoption of new measures in the State Prison, its design in promoting the reformation of offenders is better accomplished. It is certainly worthy of the philanthropist and statesman, to dispense, as far as possible, with the use of severe and sanguinary laws. Experience has proved, that it is not by the multiplication of capital punishments, that crimes are to be lessened; but that, on the contrary, the humanity of juries sometimes interposes to prevent the conviction of offenders, who would suffer too severely, and if convicted, the feelings of the people revolt against the frequent exposure of victims to public execution. Our criminal code has never been cruel. But it will be a triumph of humanity, if the penitentiary system can be so improved, as to accomplish more effectually than corporal punishment, the prevention of crimes, and at the same time promote the reformation of the guilty.

It is gratifying to the Senate, to be informed by your Excellency, of the completion of the Hospital for the Insane; and to learn, that this unhappy part of our race have, at length, an asylum, where humane and skilful guardians and attendants devote themselves to their restoration to tranquillity and reason. Its Trustees, together with the visiting and consulting physicians, who have contributed so much to the accomplishment of this charitable design, merit the gratitude of the community. What has been reared under their care, will not be abandoned by the guardians of the State. The same feelings of humanity and regard to the public good, which at first inspired the purpose of establishing the General Hospital, will not allow the Legislature to withhold its patronage, before the original design, conducted with skill and economy, shall be properly completed.

**ANSWER**  
OF THE  
**HOUSE OF REPRESENTATIVES.**

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*May it please your Excellency,*

IN meeting your Excellency, on your reelection to the office of Chief Magistrate of the Commonwealth, and uniting with the other branches of the government, in deliberations on the means of promoting the public prosperity, the House of Representatives most sincerely concur with your Excellency in acknowledging the goodness of that Almighty Being, from whom are primarily derived all the blessings of peace, plenty, general health, good order, and freedom. And it is with great satisfaction, that we see a gentleman, whose patriotism and valor, in early life, contributed to defend the rights, and establish the independence of his country, called, by his fellow citizens, to preside over the administration of the laws, in this Commonwealth; and by the influence of venerable years and mature experience, recommending the cultivation of those virtues, and the encouragement of those institutions, which are adapted to give stability to republican government; to secure the rights, and elevate the character of freemen. Duly appreciating the importance of the privileges which the people of this Commonwealth enjoy, under the Constitution of the State, and of the United States, we cannot be insensible to the high responsibility resting on us, to exert our best endeavors to guard the interests of the State, and to advance the prosperity of its citizens.

We rejoice that the people of this Commonwealth have had the opportunity to form, and have now the happiness to enjoy, a republican constitution of government. We rejoice that man, doomed, in former ages, and in other countries, to be the victim of conquest and vassalage, has, in this part of the globe, resumed his natural rights, and



vindicated his claim to govern himself. We admire the fortitude, the patience and the sufferings of our venerable ancestors, who selected, settled and defended this sequestered continent, as a secure retreat from the evils of the European world; no less than we reverence the intelligence, the virtue, and the piety, from which we have derived institutions and systems of laws, probably more nearly perfect than any which have before fallen to the lot of man. But we perfectly accord in sentiment with your Excellency, that without intelligence and virtue in the people, from whom springs all the legitimate government, there can be no rational expectation that these invaluable privileges can be long preserved; and we feel that we should betray the trust reposed in us by our constituents, if we should neglect to cherish the principles, guard the rights, and improve the institutions, civil, religious and literary, which we inherit from our ancestors and from the founders of our constitution.

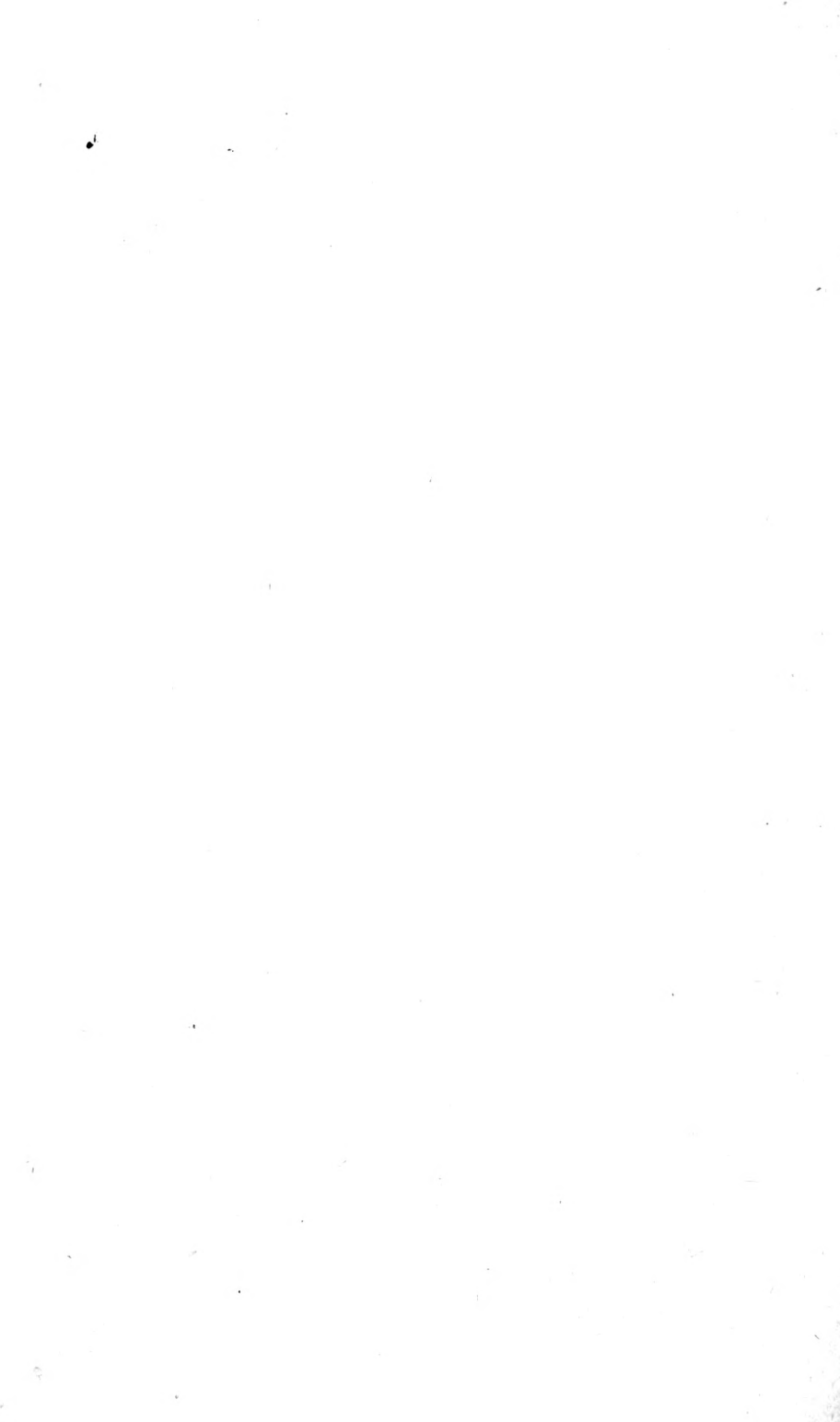
In accordance with the opinion of your Excellency, the House of Representatives number the early instruction and discipline of youth, among the most efficacious means of promoting the happiness and improving the condition of society. Habits of early subordination, just views of moral obligation, and reverence of the Supreme Being, have, in our apprehension, the most powerful tendency to restrain the progress of vice, and extend the dominion of virtue. It is obvious, from experience, no less than from the declaration of inspired truth, that the training of children in the path of integrity and virtue, is the best method to secure their future rectitude of conduct, their reputation, their influence, and their usefulness. We hold it to be a truth that ought to be impressed on the heart of every parent and guardian, and too important not to be repeated on every suitable occasion, that the rudiments of the public character of a nation or people, are unfolded in families and seminaries of learning. Families, the elementary associations of man, which spring from the divine institution of marriage, constitute the germs of all human society; and from the instructions and discipline of families and primary schools, the minds of youth receive a direction, which, in a great degree, gives to them their future character, as members of a community.

Under these impressions, the House of Representatives hold it to be their indispensable duty, as it is their highest interest, to encourage every practicable measure that may be suggested or devised, to carry into effect the requisitions of the constitution, respecting the education of youth. To form plans for diffusing literary and moral improvement among the indigent classes of citizens, in connexion with religious instruction, will be no less our pleasure, than it is a duty which we owe to society. To draw, from the obscure retreats of poverty, the miserable victims of ignorance and vice; to enlighten their minds; to extirpate corrupt principles; to reform their evil habits; and to raise them from debasement to the rank of intelligent, industrious, and useful members of the community, will never cease to be an object of deep solicitude, with a wise Legislature; and we trust that no opportunity will be neglected by the House of Representatives, to lend their influence to any measure, calculated to promote this object.

The increase of pauperism is an evil to be deeply regretted. In this Commonwealth, where property is diffused among all classes of people, and the means of subsistence are not difficult to be obtained, this evil is probably less alarming, than in Europe. Yet, in this State, the evil is too obvious not to be perceived, and to awaken apprehensions; and the view, which your Excellency has presented to us, of the pauperism of some European countries, in connexion with ignorance and crimes, cannot fail to impress on our minds the importance of attending to every scheme that human wisdom can devise, to arrest its progress in this Commonwealth. In regard to the most efficacious mode of preventing crimes, by early instruction and discipline; forming the minds of youth to habits of moral order and industry, we entirely coincide with your Excellency; and we shall not fail to improve every suggestion that may be offered; and promote every salutary measure that may be devised, to prevent an accumulation of the evils which spring from ignorance, indolence and vice.

The House of Representatives are highly gratified to learn from your Excellency, that the great Penitentiary at Charlestown, and the Hospital for the Insane, are in a prosperous condition; and that both institutions justify the expectation, that they will prove extensively beneficial to

the community. And while we would express our full confidence in the judicious arrangements and economical management of those to whom these institutions are intrusted, we would manifest a readiness to give to them any aid, which the demands of justice and humanity may require, and which may not be incompatible with the resources of the Commonwealth.



# RESOLVES.

MAY AND JUNE, EIGHTEEN HUNDRED AND NINETEEN.

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## CHAP. I.

*Resolve for repealing a Resolve, providing for an additional Notary Public for Suffolk. May 29th, 1819.*

*Resolved, That a resolve, passed on the second day of June, in the year of our Lord one thousand eight hundred and fifteen, providing for an additional Notary Public, in Boston, in the County of Suffolk, be, and is hereby repealed.*

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## CHAP. II.

*Resolve providing for the choice of an additional Notary Public for Washington and Oxford Counties. May 29th, 1819.*

*Resolved, That one additional Notary Public be appointed for the County of Washington, to reside at Eastport; and one for the County of Oxford, to reside at Fryeburg.*

## CHAP. III.

*Resolve for paying the Members of the Legislature.*  
June 1st, 1819.

*Resolved*, That there be paid out of the Treasury of this Commonwealth, to each Member of the Council, Senate, and House of Representatives, two dollars, for each and every day's attendance, the present political year; and the like sum of two dollars, for every ten miles travel from their respective places of abode, to the place of the sitting of the Legislature, at every session thereof. *And be it further resolved*, that there be paid to the President of the Senate, and Speaker of the House of Representatives, each, two dollars per day, for each and every day's attendance, in addition to their pay as Members.

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## CHAP. IV.

*Resolve on the petition of the Overseers of the Poor, for the town of Beverly.* June 2d, 1819.

*Resolved*, That there be paid out of the treasury of this Commonwealth, to the Overseers of the Poor of the town of Beverly, fifty dollars, in full, for a pension, which Israel Morgan, of said Beverly, an insane person, is entitled to receive from this Commonwealth, for one year, ending the nineteenth day of June, in the year of our Lord one thousand eight hundred and nineteen, to be by them applied towards the support of said Morgan.

CHAP. V.

*Resolve on the petition of Solomon Choate and others, to view Sandy Bay Pier. June 2d, 1819.*

On the petition of Solomon Choate, and others,

*Resolved.* For reasons set forth in their petition, that Messrs. Howard, of Newburyport, Hooper, of Marblehead, and Weston, of Middleborough, be a Committee, at the expense of the petitioners, to view and examine the Pier, at Sandy Bay, in the town of Gloucester, and report thereon.

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CHAP. VI.

*Resolve for adjourning the Supreme Judicial Court, at Castine, for the Counties of Hancock, Washington and Penobscot, on account of the Small Pox.*

June 4th, 1819.

Whereas considerable alarm has been excited in the vicinity of Penobscot Bay, by reason of the small pox lately breaking out and spreading in that quarter—Therefore,

*Resolved,* That the term of the Supreme Judicial Court of this Commonwealth, appointed by law, to be holden at Castine, in the County of Hancock, and for the Counties of Hancock, Washington, and Penobscot, on the third Tuesday of June, current, be, and the same is hereby postponed, and adjourned, to the second Monday of September next, being the thirteenth day of that month; at that time to be commenced and holden at said Castine, in lieu of the said third Tuesday of June, current.

*Resolved,* That all persons in any wise interested in any business, matter, or thing, pertaining to the said Court, at its June term, for the counties aforementioned, be altogether excused from giving their attendance thereto, until the second Monday of September, aforementioned; on which latter day, all parties, jurors, officers, attorneys, witnesses, and other persons, in any way connected or concerned with the business of said Court, for said counties, shall give their at-

tendance, in the same way and manner as they would have done, on the said third Tuesday of June, current, if these resolves had not been passed.

*Resolved*, That all suits, actions, indictments, recognizances, matters and things, of whatever name or nature, in any way returnable to, or pending in, said Court, for the counties aforementioned, at said June term, or appertaining thereto, be, and the same may and shall be entered, have day, be heard, proceeded upon to final judgment, sentence, and execution, in the same way and manner, and to the same extent and purpose, at the term hereby appointed to commence on the said second Monday of September next, as would have been allowable and legal, on the said third Tuesday of June, current, if these resolves had not been passed.

*Resolved*, That the adjourned or postponed term of said Court, appointed hereby to be holden on the second Monday of September next, be, and the same is hereby directed to be holden and completed by any one of the Justices of said Supreme Judicial Court, any law to the contrary notwithstanding.

*Resolved*, That the Secretary of this Commonwealth cause to be printed, as soon as possible, and transmitted by mail, copies of these resolves to the Judges of said Court, and to the several Sheriffs and Clerks of said counties; and also furnish six copies thereof to each Member of the General Court, from those counties; and likewise to be published in the Columbian Centinel, the Daily Advertiser, and the Boston Patriot and Daily Chronicle, all printed in Boston.

## CHAP. VII.

*Resolve on the petition of the inhabitants of the town of Cushing. June 8th, 1819.*

On the petition of the town of Cushing, in the County of Lincoln, stating that the doings of said town have, in some respects, been illegal, viz. : That previous to the year one



thousand eight hundred and eighteen, there never had been any list of voters made out, for the choice of town officers; that the Moderators of the meetings of said town have not been chosen by written ballot; and that the records of said town have been kept in an illegal manner, in many respects; and praying that their several town meetings, and the doings therein, prior to the date of said petition, may be rendered valid;

*Resolved*, That the several town meetings, held in said town of Cushing, as aforesaid, be, and they are hereby rendered good and valid; and the proceedings had at the meetings, aforesaid, be, and they are hereby fully ratified and confirmed: *Provided, however*, that this shall not affect any cause, now pending before any Judicial Court.

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### CHAP. VIII.

*Resolve for an additional Notary, in the County of Cumberland. June 8th, 1819.*

*Resolved*, That there be appointed an additional Notary Public, in the County of Cumberland; to reside in the town of Brunswick.

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### CHAP. IX.

*Resolve on the petition of William R. Lowney, in behalf of the town of Sebec, in the County of Penobscot. June 8th, 1819.*

*Resolved*, For reasons set forth in said petition, that the Secretary of the Commonwealth be, and he is hereby authorized and directed to deliver to the inhabitants of said Sebec, one bound volume of the Colony and Province Laws; the ninth volume of Massachusetts Term Reports; the three first volumes of the Statutes of the Common-

wealth, and the Laws and Resolves of the General Court, passed in the years one thousand eight hundred and thirteen and fourteen, in lieu of those destroyed by the British, when at Bangor.

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## CHAP. X.

*Resolve authorizing Sarah Cleaves to convey Real Estate.*  
June 9th, 1819.

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

*Resolved*, That the said Sarah Cleaves, Administratrix, as aforesaid, be, and she hereby is authorized and empowered to make and execute good and sufficient deeds to the several persons, herein named, of the several farms, and lots of land, hereafter mentioned; *provided*, said persons shall pay the several sums of money, and otherwise comply with their said contracts, made by, and between them, respectively, and said deceased; viz.: to Joseph Wentworth, a lot, or tract of land, in Limington, purchased of John L. Hancock, by deed, dated the thirtieth day of November, one thousand eight hundred and five: to Thomas H. Thompson, a lot of land, and buildings thereon, in Gorham, purchased of Simeon Farnham, by deed, dated the eighth day of January, one thousand eight hundred and six: to William Lane, a farm, in Brownfield, purchased of said Lane, by deed, dated the sixteenth day of October, one thousand eight hundred and four: to Moses Atkinson, Junior, a small lot of land, with a dwelling house thereon, purchased of John Palmer, by deed, dated the sixteenth day of December, one thousand eight hundred and seven:

to Samuel Davis, one half of two days, or one twelfth part of a mill privilege, in Hollis, in common with Jonathan Tucker, set off on execution, in favor of Cleaveland Tucker, against Timothy Tibbets, under date of July eighteenth, one thousand seven hundred and ninety-nine.

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## CHAP. XI.

*Resolve permitting David Greenough to continue a Livery Stable, within the town of Boston. June 9th, 1819.*

On the petition of David Greenough,

*Resolved.* For reasons set forth in said petition, that the Firewards of the town of Boston, be, and they hereby are empowered to permit a livery stable to be continued on the land, formerly the Old Province House land, near Marlborough Street, in said Boston; *provided*, the same be built, and continued to be built with brick, and properly slated; and that said David Greenough, his heirs and assigns, be permitted to continue the same, on such terms and conditions, as the said Firewards, of said town, shall find to be consistent with the safety of said town from fire, any law to the contrary notwithstanding.

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## CHAP. XII.

*Resolve empowering the Treasurer to invest Fifty Thousand Dollars in United States Stock. June 10th, 1819.*

*Resolved,* That the Treasurer of the Commonwealth of Massachusetts be directed to invest fifty thousand dollars of the money which is now in the hands of the said Treasurer, in six, or seven per cent. stock of the United States, and which of the two he may deem most for the interest of the said Commonwealth, on the best terms he can; and cause the same to be transferred at the Loan Office, and placed to the credit of the said Commonwealth of Massachusetts.

## CHAP. XIII.

*Resolve empowering the Assessors of the South Parish in Augusta, to call a Meeting in said Parish.*  
June 11th, 1819.

On the petition of John Potter and others, Assessors of the South Parish in Augusta, in the County of Kennebec, praying liberty to call a meeting of said parish, for the purpose of choosing the necessary parish officers, and raising money, necessary for the exigencies of said parish ;

*Resolved,* That John Potter, Lewis Hamlin, and Cyrus Guild, Assessors of said South Parish in Augusta, in the County of Kennebec, for reasons set forth in their petition, be, and are hereby authorized to call a meeting of the inhabitants of said parish, qualified by law, to vote in parish affairs, at any time in the month of July next, for the purposes of choosing parish officers, and raising the monies necessary for the exigencies of said parish ; any law to the contrary notwithstanding.

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## CHAP. XIV.

*Resolve confirming the doings of the town of Belmont.*  
June 11th, 1819.

On the petition of the inhabitants of the town of Belmont, in the County of Hancock, stating that doubts had arisen as to the legality of the choice of town officers, and certain other proceedings, in said town, and praying that their several town meetings, and the doings therein, for the years of our Lord one thousand eight hundred and fifteen, and one thousand eight hundred and sixteen, may be rendered valid ;

*Resolved,* That the choice of the several town officers, chosen at the second town meeting, in April, in the year of our Lord one thousand eight hundred and fifteen, be declared good and valid in law ; that the town meeting of said town, on the first Monday of April, one thousand

eight hundred and sixteen, be declared good and valid in law; and the assessment of taxes made by the Assessors, chosen at the meeting last aforesaid, for the years one thousand eight hundred and fifteen, and one thousand eight hundred and sixteen, is hereby declared good and valid in law: *Provided, however,* that this shall not affect any case now pending before any Judicial Court.

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## CHAP. XV.

*Resolve on petition of David M. Doyle. June 11, 1819.*

On the petition of David M. Doyle, Guardian to Sarah Ann Frederickson, Mary Elizabeth Frederickson, Margaret Caroline Frederickson, minors, under the age of fourteen years, praying that he, the said Guardian, may be authorized and empowered to take and receive the amount of property left them by Jacob Smith, late of Boston, in the County of Suffolk, mariner, deceased, testate;

*Resolved,* For reasons set forth in said petition, that the said David M. Doyle, Guardian of Sarah Ann Frederickson, Mary Elizabeth Frederickson, and Margaret Caroline Frederickson, minors, under the age of fourteen years, be, and he hereby is authorized and empowered to ask, demand, receive, sue for, and recover of, and from Timothy Clap, of Malden, in the County of Middlesex, yeoman, Administrator of the estate of Jacob Smith, late of Boston, mariner, deceased, testate, all the amount of the legacy given to said minors, in the last will and testament of the said Jacob Smith, as expressed in the said last will and testament of said Smith, annexed to said letters of administration, granted to said Timothy Clap. And the Judge of Probate of the County of Middlesex is hereby authorized to approve of, and allow said payment, in the settlement of said Administrator's account, in the Probate Office, accordingly.

## CHAP. XVI.

*Resolve confirming the doings of the town of Shirley.*  
June 11th, 1819.

On the petition of the Selectmen of the town of Shirley, alleging that the town officers of said town, for several years past, have been duly sworn, before entering on the duties of their offices, but no record thereof has ever been made; and praying that the records and doings of said town may be made valid, so as to give to them the same legal force and effect as they would have had, in case a record thereof had been duly made;

*Resolved, therefore,* For reasons set forth in said petition, that the doings of said officers, and the records of said town, be, and the same are hereby made valid; and that they have the same force and effect that the same would have had, in case a record of said officers being sworn, had been duly made.

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## CHAP. XVII.

*Governor's Message.* June 2d, 1819.

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

I have to announce to you the death of Major General Nathaniel Goodwin, since the last session of the Legislature, and the consequent vacancy of Major General, in the fifth division of the militia.

**J. BROOKS.**

*Council Chamber, June 2, 1819.*

CHAP. XVIII.

*Resolve confirming the doings of the town of Essex.*  
June 5th, 1819.

On the petition of the Selectmen of the town of Essex,  
*Resolved*, That for reasons set forth in said petition, the doings of the inhabitants of said town, with respect to paying the expense incurred in obtaining an act of the incorporation of said town, are hereby made valid, in all respects : And the Assessors of said town are hereby authorized to assess the same accordingly, on the rateable polls and estates of said town, and order the collection thereof, and payments into their treasury, in the same way and manner other town taxes are assessed, collected and paid in.

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CHAP. XIX.

*Resolve confirming the doings of the Assessors of the town of Leominster.* June 11th, 1819.

On the petition of the Selectmen of the town of Leominster, praying that the Assessors of said town of Leominster, for the year of our Lord one thousand eight hundred and sixteen, may be authorized and empowered to sign their names to the lists of assessments, by them committed to the Collector of taxes, for said year, and to affix a seal to the warrants, by them signed and delivered to said Collector, for the collection of said taxes ;

*Resolved*, For reasons set forth in said petition, that the Assessors of said Leominster, for the year aforesaid, or the major part of them, be, and hereby are authorized and empowered to sign said lists of assessment, and to affix a seal to said warrant ; and said lists and warrants, when so signed and sealed, to be as good and valid in law, as if the same had been done before they were committed to said Collector for collection.

## CHAP. XX.

*Resolve on petition of Lucy Gimbee.* June 11th, 1819.

On the petition of Lucy Gimbee, alias Lucy Hector, one of the Grafton Indians, so called, praying that the Trustee of said Indians may be authorized to expend so much of her estate, as may be found necessary for her support ;

*Resolved,* For reasons set forth in said petition, that Asa Goodell, Trustee of the Grafton Indians, be, and he is hereby authorized and directed to pay out of the estate of Lucy Gimbee, alias Lucy Hector, which is now in his hands, so much as may be found necessary for her support.

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## CHAP. XXI.

*Resolve confirming the doings of the town of Sterling.*  
June 12th, 1819.

On the petition of the inhabitants of the town of Sterling, stating that the Clerk of said town had neglected to record the oaths, administered to the officers of said town, and that the Assessors omitted to sign the copies of the lists of assessment, by them deposited with the Treasurer of said town, and praying that said omissions and defects may be remedied, and the doings rendered valid ;

*Resolved,* For reasons set forth in said petition, that the doings of said officers be rendered good and valid in law, notwithstanding the oaths administered to them, have not been recorded ; and also, that the assessment made by said Assessors, be confirmed, although the Assessors neglected to sign the copies thereof, by them deposited with the Treasurer of said town : *Provided, nevertheless,* that nothing in this resolve shall in any way affect any action, now pending in any Court of Judicature, having relation to said omissions or defects.



## CHAP. XXII.

*Resolve in favor of Sally Waugh. June 12th, 1819.*

On the petition of Sally Waugh, Administratrix of the estate of James Waugh, Junior, late of Norridgewock, in the County of Somerset, deceased, setting forth, that the said James Waugh, Junior, in his life time, did agree with William Sylvester, Junior, of Starks, in the county aforesaid, to convey to the said Sylvester, a certain lot of land, described in said petition, being part of the estate of said deceased, but died before a deed could be made and executed; praying that she may be authorized to make a good and valid deed of the same, to the said William Sylvester, Junior;

*Resolved,* For reasons set forth in said petition, that the said Sally Waugh, as she is Administratrix of the estate of the said James Waugh, Junior, deceased, be, and she is hereby authorized and empowered to execute a good and sufficient deed to the said William Sylvester, Junior, of the said land, being part of the estate of the said deceased, situated in said Starks, bounded as follows, to wit: Beginning at the south-west angle made by the intersection of the road, in the centre of the town of Starks; thence south, by the west side of the town road, sixty-six feet; thence west, thirty-six feet; thence north, to the county road, sixty-six feet; thence east, by the county road, thirty-six feet, to the bounds first mentioned; and such deed, so made and executed, shall be good and valid in law, to convey all the right and interest which the heirs at law, of the said James Waugh, Junior, may have in the same, as if the said deed had been executed by the said Waugh, in his life time, pursuant to said agreement: *Provided, nevertheless,* that previously to the delivery of said deed, the said Sylvester shall pay unto the said Sally Waugh, Administratrix of the estate of the said James Waugh, Junior, deceased, to be accounted for by the said Sally, with the Judge of Probate for the said County of Somerset, the amount of the purchase money, which was agreed upon, by and between the said William Sylvester, Junior, and the said James Waugh, Junior, in the life time of the said James Waugh, Junior: *Provided, also,* that the said Sally first give bonds,

with sufficient surety, to the Judge of Probate of said county, to account for, and pay over to the heirs of said James Waugh, Junior, deceased, the full amount of the purchase aforesaid, with legal interest thereon, when thereto lawfully required.

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### CHAP. XXIII.

*Resolve authorizing the Treasurer to borrow Money.*  
June 16th, 1819.

*Resolved,* That the Treasurer of this Commonwealth be, and he is hereby authorized and directed to borrow of any of the banks in Boston, any sum not exceeding fifty thousand dollars, that may, at any time within the present year, be necessary for the payment of the ordinary demands made on the treasury; and that he pay any sum he may borrow, as soon as money sufficient for the purpose, and not otherwise appropriated, shall be received into the treasury.

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### CHAP. XXIV.

*Resolve in favor of Boylston Adams.* June 16th, 1819.

On the petition of Boylston Adams,

*Resolved,* For reasons therein set forth, that there be allowed and paid to the said Boylston Adams, the sum of sixty dollars, in full compensation for the injury done to his horse, while used on military duty.

CHAP. XXV.

*Resolve appropriating Fifteen Thousand Dollars for the State Prison. June 16th, 1819.*

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

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CHAP. XXVI.

*Resolve for reimbursing Eleven Dollars and Eighty-Three Cents, to the town of Phillips. June 16th, 1819.*

On the petition of Joseph Fairbank, for, and in behalf of the town of Phillips, for the reasons set forth in said petition,

*Resolved*, That there be allowed and paid out of the treasury of this Commonwealth, to the town of Phillips, the sum of eleven dollars and eighty-three cents, in full, for money said town paid into said treasury, through a mistake; said town having been taxed twice, in the tax bill for the year one thousand eight hundred and thirteen.

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CHAP. XXVII.

*Resolve for printing Blank Forms of Returns of Votes. June 16th, 1819.*

*Resolved*, That the Secretary of this Commonwealth be, and he is hereby required to cause to be printed, as occa-

sion may require, a sufficient number of blank forms of returns of votes for Representatives to the General Court of this Commonwealth, as prescribed by law; and also blank forms of returns of votes of the several towns in this Commonwealth, for Governor, Lieutenant Governor, Senators, and Counsellors, and for Representatives in the Congress of the United States, as prescribed in a resolve of the Legislature, passed on the fourteenth day of January, in the year of our Lord one thousand eight hundred and seven; and shall, annually, transmit, with the laws and resolves, at least one blank form of each kind, to the Clerk of each town in this Commonwealth.

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## CHAP. XXVII.

*Resolve confirming the doings of the Baptist Society, in Freeport. June 17th, 1819.*

On the petition of James Johnson and William True, a Committee of the Calvinistic Baptist Society, in Freeport, in the County of Cumberland, praying that the doings of the said society, from the year one thousand eight hundred and twelve, to the present year, inclusive, may be confirmed and rendered valid; the officers of the said society, not having been sworn as the law directs;

*Resolved,* For reasons set forth in the said petition, that the doings of said society in Freeport, from the year one thousand eight hundred and twelve, to the present time, be, and the same are hereby ratified and confirmed, and rendered as good and valid, as though said officers had been sworn and qualified, according to law.

## CHAP. XXVIII.

*Resolve authorizing the Treasurer to dispose of uncurrent Bank Bills, in his possession. June 16, 1819.*

Whereas there is in the treasury of this Commonwealth, a number of uncurrent bills, of the Berkshire, Northampton, and Farmer's Exchange Banks, received by former Treasurers, pursuant to resolves of the General Court, and amounting to the sum of one thousand and fourteen dollars;

*Resolved*, That the Treasurer be, and he is hereby authorized and empowered to dispose of said bills, or any part of them, in any way, and upon any terms, which to him may seem most conducive to the interest of the Commonwealth, passing the proceeds thereof to the credit of the Commonwealth, accordingly.

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## CHAP. XXIX.

*Resolve granting a Township of Land to the Proprietors of Sandy Bay Pier. June 16th, 1819.*

On the petition of the proprietors of Sandy Bay Pier, for reasons therein set forth,

*Resolved*, For the purpose of repairing and improving the pier and bason at Sandy Bay, in the town of Gloucester, that there is hereby granted to the proprietors of Sandy Bay Pier Company, a township of land, six miles square, to be laid out and assigned to them, by the Agents for the sale of eastern lands, out of any unappropriated lands in the District of Maine, with the usual reservations and restrictions, and excepting all the lands purchased of the Indians: *Provided, however*, that the said proprietors shall cause the said township to be surveyed and located, and the plan thereof to be returned into the Land Office, within the term of three years.

CHAP. XXX.

*Resolve confirming the doings of the town of Newry.*  
June 17th, 1819.

On the petition of the inhabitants of the town of Newry, stating that the Moderator of the meeting in said town of Newry, in April last, for the choice of town officers, and the transaction of other town business, was chosen by hand votes, and praying that the doings of said meeting may be rendered valid and good, notwithstanding said irregularity ;

*Resolved,* That the proceedings and transactions of said meeting be, and they hereby are confirmed and rendered valid, notwithstanding the irregularity above stated.

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CHAP. XXXI.

*Resolve confirming the doings of the Trustees of the School Fund, in the town of Raymond.* June 17th, 1819.

On the petition of the Trustees of the School Fund, in the town of Raymond, in the County of Cumberland, stating, that, through ignorance of the law, they held their first meeting without making application to a Justice of the Peace for a warrant, for that purpose, and proceeded to sell their school lands, and have taken good security for the interest, to be paid annually, and the principal is well secured by mortgage of real estate ; that, in all their proceedings, they have conducted with honesty and integrity, for the benefit of said town ; and praying, that their proceedings may be rendered valid in law—Therefore,

*Resolved,* That all the acts and doings of said Trustees of the School Fund, in the town of Raymond, in the County of Cumberland, aforesaid, be, and they are hereby confirmed and made good and valid in law, as though the first meeting of said Trustees had been called by warrant from a Justice of the Peace.

CHAP. XXXIII.

*Resolve confirming the doings of the First Parish in Woolwich. June 17th, 1819.*

On the petition of the Committee of the inhabitants of the First Parish in the town of Woolwich, in the County of Lincoln, praying that the acts and doings of said inhabitants, at their parish meeting, holden on the nineteenth day of May, last past, may be confirmed and rendered valid, notwithstanding any supposed illegality or defect, either in the time or manner of notifying, or holding said meeting ;

*Resolved,* For the reasons set forth in said petition, that the acts and doings of the inhabitants of the First Parish, in the town of Woolwich, in the County of Lincoln, at their parish meeting, holden on the nineteenth day of May, last past, shall be, and the same are hereby confirmed, and rendered good and valid in law, any supposed illegality or defect in the time or manner of notifying or holding said meeting, to the contrary notwithstanding.

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CHAP. XXXIV.

*Resolve extending privileges to Samuel Flagg and others. June 17, 1819.*

*Resolved,* That the same rights and privileges as were secured to Samuel Flagg, Catharine Drown, and others, named in the resolves of February twentieth, one thousand eight hundred and thirteen, and of January twenty-sixth, one thousand eight hundred and sixteen, be, and the same are hereby allowed and extended to them, or their legal representatives, for the term of one year from the first day of July next ; and the Commissioners of the Land Office are hereby authorized and directed to govern themselves accordingly.

## CHAP. XXXV.

*Resolve on petition of Selectmen of Monmouth.*  
June 18, 1819.

On the petition of the Selectmen of Monmouth,

*Resolved,* That there be allowed and paid out of the treasury of the Commonwealth, to the town of Monmouth, the sum of sixteen dollars, to reimburse them for the payment of the like sum, for the support of John Edgecomb, who was a sick soldier in Captain Moses Boynton's company of infantry, in the second regiment, first brigade, and eighth division, which was called into the service of the State, for its defence, in the year of our Lord one thousand eight hundred and fourteen;

*Resolved,* That whenever a proper voucher, for the payment of the same, shall have been left with the Adjutant General, to be filed with the papers relating to the claims of this Commonwealth against the United States, his Excellency the Governor be requested to draw his warrant on the Treasurer, for the payment of the same, accordingly.

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## CHAP. XXXVI.

*Resolve in favor of Joseph Gott.* June 18th, 1819.

The Committee on Accounts, to whom was referred the petition of Joseph Gott, ask leave to report the following resolve, which is submitted.

E. HOYT, *Per Order.*

On the petition of said Joseph Gott, praying for allowance for the support of Manuel Antonio, a Portuguese,

*Resolved,* For reasons set forth in said petition, that there be allowed and paid out of the treasury of this Commonwealth, to said Joseph Gott, the sum of fifty-four dollars and ninety-three cents, in full for the support of said Antonio, from the fourth of November, one thousand eight hundred and eighteen, to the twenty-fifth day of February, one thousand eight hundred and nineteen.



## CHAP. XXXVII.

*Resolve appointing Printer to the State.* June 18th, 1819.

On the petition of Benjamin Russell, of Boston, in the County of Suffolk, praying to be appointed, and employed, as printer to the General Court, the ensuing year,

*Resolved*, That the said Benjamin Russell be, and he hereby is appointed the printer of this Commonwealth, for one year, from the fourth day of June, instant, to be fully completed and ended, and until another State Printer shall be appointed in his stead ; *provided*, he, the said Russell, shall do and perform, or cause to be done and performed, the printing, in a faithful and workmanlike manner, on good and suitable paper, and with all reasonable despatch, and to the acceptance of the officers for whom the work may be done.

*Be it further resolved*, That the compensation which shall and may be allowed and made to the said Benjamin Russell, for printing and materials, furnished as aforesaid, shall be according to the usual rates of printing, established among the printers and booksellers in Boston ; and the Committee of Accounts shall settle the bills according to those rules.

## CHAP. XXXVIII.

*Resolve to pay the Messenger to the General Court.*  
June 18, 1819.

*Resolved*, That there be allowed, and paid out of the public treasury, to Jacob Kuhn, in full for his services, as Messenger to the General Court, and for his care of the State House, and all other services rendered by him, (except those for which compensation is made, by a resolve, passed October nineteenth, one thousand eight hundred and fourteen,) for the year commencing thirtieth day of May last, one thousand dollars, payable quarter yearly ; and his Excellency the Governor, with advice of Council, is requested to draw his warrant accordingly.

CHAP. XXXIX.

*Resolve granting One Hundred Dollars, to Clarissa Gilbert. June 18th, 1819.*

*Resolved,* That there be allowed and paid out of the treasury of this Commonwealth, to Clarissa Gilbert, widow of the late Charles Gilbert, who was killed, while on military duty, in August, one thousand eight hundred and fourteen, one hundred dollars, in addition to two hundred dollars, already paid, which sum shall be in full ; and the Governor, with advice of Council, be requested to draw his warrant accordingly.

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CHAP. XL.

*Resolve to pay the Committee for investigating the concerns of the Agricultural Bank, at Pittsfield. June 18th, 1819.*

*Resolved,* That there be allowed and paid out of the treasury of this Commonwealth, to Robert Rantoul, Esquire, of Beverly, the sum of sixty-seven dollars ; to William W. Parrot, Esquire, of Gloucester, the sum of sixty-seven dollars ; and to the Honorable Daniel Noble, of Williamstown, the sum of thirty-seven dollars and fifty cents, in full for their services and expenses, as a Committee for investigating the transactions of the Agricultural Bank, at Pittsfield.

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CHAP. XLI.

*Resolve making valid the Marriage of James Cummings and Susannah Willard. June 18, 1819.*

On the petition of James Cummings and Susannah Cummings, of Wilton, in the County of Kennebec, representing

that, in the month of July, A. D. one thousand eight hundred and seventeen, they were united in matrimony, having a lawful right so to do, and their intentions thereof having been legally published, by one John Foster, of said Wilton, a Minister of the baptist order, ordained agreeably to the rules of the baptist society, as a Minister at large; and representing also, that doubts have arisen, respecting the validity of said marriage; Therefore,

*Resolved*, That the marriage aforesaid, of the said James Cummings and Susannah Cummings, formerly Susannah Willard, solemnized in manner aforesaid, be, and the same is hereby declared to be legal and valid, to all intents and purposes; and the issue of said marriage shall be, and the same is hereby declared to be legitimate, to all intents and purposes, as if the said marriage had been solemnized by a person legally authorized for that purpose.

## CHAP. XLII.

*Resolve to pay Committee on Accounts.* June 18, 1819.

*Resolved*, That there be allowed and paid, to the Committee on Accounts, one dollar per day, over and above their pay as Members, for the present session, to wit: Honorable Elihu Hoyt, twenty-four days, twenty-four dollars; Honorable Stephen P. Gardner, twenty-four days, twenty-four dollars; Samuel Porter, Esquire, twenty-four days, twenty-four dollars; David Perry, Esquire, twenty-four days, twenty-four dollars; Joseph R. Abbot, Esquire, twenty-four days, twenty-four dollars.

## CHAP. XLIII.

*Resolve in favor of the Quarter Master General.*  
June 19th, 1819.

The Committee of both Houses, to whom was referred the Quarter Master General's communication, relating to the expenditures in his department, have attended to the duties of their appointment, and find his account well vouched and rightly cast; and that he has expended, between the seventeenth of January, one thousand eight hundred and eighteen, and the twenty-eighth of February, one thousand eight hundred and nineteen, inclusive, the sum of twenty-two thousand, five hundred and four dollars, and eleven cents, including sixteen hundred and seventy dollars, and eighty-two cents, for his salary, for one year, one month, and eleven days, from January seventeenth, one thousand eight hundred and eighteen, to February twenty-eighth, one thousand eight hundred and nineteen; and has received, the year past, by warrants on the treasury, the sum of twenty thousand, nine hundred and thirty dollars and fifty cents; leaving a balance due the Quarter Master General, of fifteen hundred and seventy-three dollars and sixty-one cents; ask leave to report the following resolves. All which is respectfully submitted, by

EBENEZER GAY.

*Resolved,* That Amasa Davis, Esquire, Quarter Master General, be, and he hereby is discharged from the sum of twenty thousand, nine hundred and thirty dollars and fifty cents, being the amount he has received, by warrants on the treasury.

*Resolved,* That the sum of fifteen hundred and seventy-three dollars and sixty-one cents, be paid the said Amasa Davis, from the treasury of this Commonwealth, as the balance of his account, for the year ending February twenty-eighth, one thousand eight hundred and nineteen.

*Resolved,* That the sum of eight thousand dollars, be paid the Quarter Master General, from the treasury of this Commonwealth, to meet the expenses of his department, the ensuing year; for the application of which, the said

Quarter Master General is to be accountable: And his Excellency the Governor is requested to issue his warrants on the treasury, for the amount, in such sums, and at such periods, as his Excellency, with the advice of Council, may deem expedient for the public service.

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## CHAP. XLIV.

*Resolve respecting Deaf and Dumb.* June 19th, 1819.

*Resolved,* That his Excellency the Governor, be authorized to give sixty days notice, by publishing in such newspapers as he may think proper, that, upon the application of the parent or guardian of any deaf and dumb person, belonging to this Commonwealth, accompanied by a certificate from the Selectmen of the town where such parent or guardian resides, of the inability of such parent or guardian to defray the expense of board, and instruction of such deaf and dumb persons, at the Asylum in Hartford, in the state of Connecticut, then, that the said expense, or part thereof, shall be defrayed by this Commonwealth, in the manner hereinafter mentioned.

*Resolved,* That there be annually appropriated, out of the treasury of this Commonwealth, the sum of four thousand dollars, towards the expenses of board and instruction of such deaf and dumb persons at the asylum, aforesaid; not, however, exceeding for each individual, the sum of two hundred dollars per annum, and for a term for each individual, not exceeding four years, or for such less time as the Governor and Council may judge expedient. And if a greater number than twenty, and less than forty shall apply, the aforesaid sum of four thousand dollars, shall be distributed among them in equal proportions; and, if a greater number than forty shall apply, the persons to be entitled, shall be designated by lot; not, however, in any case, to deprive any one of the benefit of this resolve, or change his annual allowance, who shall have been once placed at the said asylum.

*Resolved,* That if it shall appear, that the whole number

for whom application shall be made, cannot be received as pupils in said Asylum, the persons to be placed there at the expense of this Commonwealth, application having been made as aforesaid, shall be designated by lot, under the direction of the Governor.

*Resolved*, That his Excellency the Governor be authorized to draw his warrant upon the treasury, for such sum or sums of money, as shall be necessary to pay the expenses of such persons as may be placed in said asylum, by his direction.

*Resolved*, That the foregoing resolves shall continue in force six years, and no more.

#### CHAP. XLV.

*Resolve to pay Clerks in the several Offices.*  
June 19th, 1819.

*Resolved*, That there be allowed and paid, out of the treasury of this Commonwealth, to the first Clerk in the Treasurer's Office, also to the first Clerk in the Secretary's Office, also to the first Clerk in the Adjutant General's Office, fourteen hundred dollars each, in full compensation for their services annually, from the first day of this current month of June; and, likewise, to each of the other Clerks, in the said Treasurer's, Secretary's, and Adjutant General's Offices, and, also, to the Clerk in the Quarter Master General's Office, three dollars and eighty four cents per day, for each and every day they are respectively employed therein, from the said first day of June, current.

#### CHAP. XLVI.

*Resolve for purchasing Fuel.* June 19th, 1819.

*Resolved*, That there be paid out of the treasury of this Commonwealth, to Jacob Kuhn, Messenger of the General

Court, the sum of one thousand dollars, to enable him to purchase fuel, and such other articles, as may be necessary for the use of the General Court, together with the Governor and Council Chamber, the Secretary's, Treasurer's, Adjutant General's, and Quarter Master General's Offices, and also for the Land Office; he to be accountable for the expenditure of the same.

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### CHAP. XLVII.

*Resolve authorizing the Quarter Master General to furnish Companies with Drums and Fifes.*

June 19th, 1819.

Whereas, it has been represented, that the drums and fifes, in the keeping of sundry companies of the militia of this Commonwealth, were captured by the enemy, during the late war; Therefore,

*Resolved*, That whenever it shall appear, to the satisfaction of the Quarter Master General of this Commonwealth, from the representation of the commanding officer of any regiment of militia, or otherwise, that any company, under his command, lost their drum and fife, by capture of the enemy, during the late war, it shall be his duty, and he hereby is authorized to deliver one drum and fife to the commanding officer of any such company, for the use of the same.

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### CHAP. XLVIII.

*Resolve for distributing copies of the Act for the Separation of Maine from Massachusetts Proper.*

June 19th, 1819.

*Resolved*, That the Secretary of this Commonwealth be directed to cause to be printed, two thousand copies of the

report of the Committee on the subject of the Separation of the District of Maine from Massachusetts Proper, and the act which has passed the present session, in relation thereto, and have the same forwarded, as soon as may be, to the Sheriffs of the several counties, in the District of Maine, in the proportion following, viz. : The County of York shall be entitled to receive three hundred and fifty copies ; the County of Lincoln, three hundred and fifty ; the County of Cumberland, three hundred and fifty ; the County of Hancock, two hundred and twenty ; the County of Washington, one hundred ; the County of Kennebec, two hundred and fifty ; the County of Somerset, one hundred and twenty ; the County of Oxford, one hundred and fifty ; the County of Penobscot, one hundred and ten. And it shall be the duty of the several Sheriffs of the counties aforesaid, respectively, immediately on receipt thereof, to distribute the said report and act, among the several towns and plantations, within their respective counties, as near as may be, in proportion to their population ; *provided*, every town and plantation shall, at least, have one copy ; and it shall be the duty of the Selectmen of the several towns, and the Assessors of the several plantations, in said District, at the meetings, to be called on the fourth Monday of July next, in pursuance of said act, to cause the same, together with the said report, to be read at the opening of their respective meetings, on the said day.

*Resolved*, That the Secretary be directed to cause a suitable blank form, for the return of votes, on the question of separation, to be prepared, and to have the said form printed, and distributed with the act and report, aforesaid.

## CHAP. XLIX.

*Resolve to pay Russell & Gardner. June 19th, 1819.*

The Committee on Accounts, on the representation of Russell & Gardner, printers for Benjamin Russell, printer to the State, report the following resolve.

E. HOYT, *Per Order.*



*Resolved*, That there be allowed and paid, out of the treasury of this Commonwealth, to Russell & Gardner, the sum of three thousand and thirty dollars, for printing for Benjamin Russell, printer for the State, to this day.

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CHAP. L.

*Resolve to pay Ward Lock, Assistant to the Messenger of the Governor and Council. June 19th, 1819.*

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

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CHAP. LI.

*Resolve to pay the Clerks of the Senate and House of Representatives. June 19th, 1819.*

The Committee of both Houses, appointed to consider and report what compensation shall be made to the Clerks of the two Houses, the present political year, having attended that business, ask leave to report, by a resolve.

J. HUNEWELL, *Per Order.*

*Resolved*, That there be allowed and paid out of the treasury of this Commonwealth, to the Clerk of the Senate, and Clerk of the House of Representatives, each, the sum of five hundred and forty dollars; and to the Assistant Clerk of the Senate, and Assistant Clerk of the House of Representatives, each, the sum of three hundred and sixty dollars, in full for their services, the present political year. One third part of the above sum, to be paid at the end of

the first session, and the remaining two thirds, at the end of the last session of the Legislature; and the Governor is requested to draw his warrant accordingly.

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CHAP. LII.

*Resolve to pay Thomas Walcutt. June 19th, 1819.*

*Resolved, That there be allowed and paid to Thomas Walcutt, a Clerk in the Lobbies, for the assistance of the Members of the Legislature, seventy-five dollars, in full, for his services, during the present session of the General Court.*

## ROLL, No. 81.....JUNE, 1819.

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

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

E. HOYT, *Per Order.*

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### PAUPER ACCOUNTS.

Abington, for board and clothing Thomas Seymour, to 29th May, 1819,	33 50
Arundel, for board and funeral charges of Henry Rolf,	26 00
Anson, for supplies for the family of William James, to 5th March, 1819,	22 50
Augusta, for board, clothing, nursing and doctoring sundry paupers, to 1st June, 1819,	94 55
Attleborough, for support of Joseph Barnard, to 23d May, 1819,	35 55
Adams, for support of sundry paupers, to 13th May, 1819,	184 30

Ashby, for support of Rebecca Wilkins, to 12th February, 1819,	410 12
Ashburnham, for support of Suke Franklin, to 1st March, 1819,	103 17
Amherst, for support of sundry paupers, to 15th May, 1819,	82 82
Alfred, for support of sundry paupers, to 15th June, 1819,	108 32
Bridgewater, for support of sundry paupers, to 4th June, 1819,	112 43
Brooksville, for support of widow Low, and six children, and removing them out of the Commonwealth,	69 00
Boxborough, for board and clothing John McCoy, to 23d April, 1819,	67 20
Blandford, for support of sundry paupers, to 20th May, 1819,	69 87
Brookfield, for board and clothing Jonas Benter, to 10th May, 1819, and board, nursing and doctoring Robert Campbell, to August, 1818,	71 54
Beverly, for support of sundry paupers, to 1st June, 1819,	126 86
Brighton, for board, clothing and doctoring John J. Baker, to 1st March, 1819,	94 30
Bethel, for board and clothing William Buck, to 18th May, 1819,	95 00
Baldwin, for board, clothing, doctoring and nursing Daniel Hickey, to 1st May, 1819,	37 96
Bath, for board, clothing, nursing and doctoring sundry paupers, and funeral charges of Adam Wolf, 21st May, 1819,	113 50
Bradford, for support of Joshua L. Alsans, and Doctor's bill, to 1st June, 1819,	28 75
Belchertown, for board and clothing sundry paupers, to 28th May, 1819,	106 72
Bellingham, for board, clothing and doctoring Nathan Freeman and wife, to 22d May, 1819,	132 85

Belfast, for board, clothing, nursing and doctoring William Blackstone, his wife, and four children, and Keene West's family, and funeral charges of said W. Blackstone, 1st June, 1819,	428 22
Berwick, for support of Saviah Stackpole and Lemuel Pierce, until the death of Pierce, and removal of S. Stackpole, including funeral and removing charges,	40 04
Boxford, for support of Mehitable Hall, to 3d June, 1819,	120 00
Boston, for support and funeral charges of sundry paupers, to 30th April, 1819,	8088 24
Chester, for support of sundry paupers, to 23d May, 1819,	92 00
Carver, for board and clothing Martin Grady, to 1st January, 1819,	116 00
Carlisle, for board, clothing and nursing Robert Barber, to 24th May, 1819,	26 22
Cape Elizabeth, for support of sundry paupers, to 20th May, 1819.	85 00
Charlemont, for board, clothing, nursing and doctoring John Walcott, in September and October last,	14 50
Cheshire, for board and clothing sundry paupers, to 23d May, 1819,	185 32
Charlestown, for board, clothing and doctoring sundry paupers, to 3d June, 1819,	634 53
Concord, for board and clothing sundry paupers, including Doctor's bills and medicine, to 1st June, 1819,	295 50
Canton, for support of James Amblard and family, and funeral charges, 9th June, 1819,	204 41
Colerain, for board, clothing and nursing Richard Hines, and supplies for Lydia Cromack and three children, to 21st May, 1819,	124 90
Conway, for board, and clothing, and nursing Hannah McNeal, to 23d May 1819,	72 68

Camden, for board, clothing, doctoring and nursing John Bloom and Richard Conway, to 22d May, 1819,	54 26
Chelmsford, for support of sundry paupers, to 1st January, 1819,	118 80
Cumington, for board and clothing John Lamson, to 25th May, 1819,	79 50
Cushing, for board, clothing and nursing Mary Henderson, to 26th May, 1819,	59 25
Chesterfield, for board and clothing Adam Hamilton, Rachel Polly and Sarah Polly, to 1st June, 1819,	69 55
Deerfield, for board and nursing Daniel Allis, to 19th May, 1819,	12 00
Dalton, for board, clothing and nursing Phebe Veets, to 20th May, 1819,	31 62½
Durham, for board and clothing Samuel Demerit, Asa Demerit and Jonathan Demerit, to 1st June, 1819,	217 20
Dartmouth, for board and clothing Ann Carter, to 22d May, 1819,	94 27
Danvers, for support of sundry paupers, to 25th May, 1819,	957 20
Enfield, for board and clothing Deborah Butterworth, to 25th May, 1819,	55 33
Eliot, for board and clothing Jacob Brewer and Abigail Randall, to 1st June, 1819,	47 29
Edgarton, for board, clothing and nursing James Peters, Anthony Chadwick, and Emanuel Salvara, to 27th May, 1819,	217 45
Fairfax, for support of Mehitable Carter and three children, to 16th January, 1819,	15 00
Greenfield, for support of John Rowland and John Kip to their death,	99 72
Gloucester, for support and supplies of sundry paupers, to 10th May, 1819,	643 60

Guardians of Dudley Indians, for supplies for said Indians,	176 64
Gill, for support of Nathaniel Nichols, William Fisk and Sarah Lyons, including board, clothing, nursing and doctoring; and funeral charges of said Nichols, 29th May, 1819,	146 96
Grafton, for board, clothing, nursing and doctoring and funeral charges of Submit Awan-simug; and Doctor's bill for Benjamin White,	42 05
Gorham, for board and clothing Robert Gilfilling, to 31st May, 1819,	27 43
Greenwich, for board, clothing, nursing and doctoring Lot Lee and John P. Jones, to 25th May, 1819,	121 95
Granville, for boarding and clothing Simon Hoffman; boarding, clothing and doctoring and funeral charges of George Taylor; boarding, clothing, nursing and doctoring Sally Stuart and Henry Myers, to 1st June, 1819,	109 34
Great Barrington, for support of sundry paupers, 27th May, 1819,	119 05
Hancock, for support of Hannah Wynn, to 24th May, 1819; and board, clothing, and funeral charges of Rebecca Osborn,	114 00
Holland, for board and clothing Jonathan Hill, to 13th May, 1819,	26 76
Harlem, for board and clothing William Youlin, to 10th May, 1819,	33 77
Hopkinton, for board, clothing, doctoring and nursing Wd. Cook, to 1st June, 1819,	120 00
Hollis, for support of Joseph Temple, to 1st May, 1819,	156 00
Hamilton, for board, clothing and medicine for Alice Cook, to 5th April, 1819,	58 30
Hallowell, for support of sundry paupers, to 1st June, 1819,	288 40

Haverhill, for board and clothing Maria Peasly, Sarah Ann Peasly, and Franklin Peasly, to 2d January, 1819,	92 25
Harvard, for support of Edward Swain,	73 51
Hardwick, for board and clothing Hannah Mor- gan, to 1st June, 1819 ; and John P. Jones, and funeral charges,	80 88
Hawley, for board, clothing, nursing and doc- toring James Taylor and family, in 1818,	160 39
Hanover, for support of Mary Ann Tufts, to 15th June, 1819, and of William Ashman till his death,	177 95
Jay, for board, clothing, nursing and doctoring Elizabeth Bell and Daniel Holland, to 19th May, 1819,	41 20
Lenox, for support of sundry paupers, to 24th May, 1819,	160 18
Leyden, for support of sundry paupers, to 21st May, 1819,	94 04
Littleton, for board, nursing and doctoring Prince Brewster, to 1st March, 1819,	20 50
Lynn, for board and clothing sundry paupers, to 30th May, 1819,	308 00
Longmeadow, for support of sundry paupers, to 21st May, 1819,	78 16
Lanesborough, for support of sundry paupers, to 21st May, 1819,	123 00
Lee, for support of sundry paupers, to 23d May, 1819,	198 24
Litchfield, for board and clothing Jerusha Twombly, to 19th May, 1819,	62 00
Lincolnvillle, for board, clothing, doctoring and nursing Alexander White and Edward Oram, to 27th May, 1819,	56 50
Leeds, for board and clothing Richard Creech, and board, clothing, nursing and doctoring Nicholas Tallier, to 24th May, 1819,	131 27



Middleborough, for board, clothing and doctoring sundry paupers, to 1st April, 1819,	75 01
Manchester, for boarding and clothing Abraham Gloss, to 20th May, 1819,	39 00
Milton, for board and clothing Archibald McDonald, to 2d June, 1819,	67 60
Monson, for board, clothing, doctoring, nursing and funeral charges of James Worthington,	25 95
Marblehead, for board and clothing sundry paupers, to 2d June, 1819,	113 39
Montgomery, for board, clothing and doctoring Moses Conair, to 6th June, 1819,	30 10
Monmouth, for board and clothing Peggy Magner, to 1st June, 1819,	18 64
Medfield, for board, clothing and doctoring George Turner, to 25th November, 1818,	67 00
Minot, for support of sundry paupers, to 15th May, 1819,	160 76
Machias, for support of three Indian paupers, to 28th May, 1819,	69 30
Northfield, for board and clothing Amos Riley, to 22d May, 1819,	26 06
Newbury, for support of sundry paupers, to 1st June, 1819,	718 73
Newburyport, for board and clothing sundry paupers, to 31st May, 1819,	559 61
North Yarmouth, for board, clothing, doctoring and nursing George Young, and supplies for Stephen Greely, to 25th May, 1819,	44 49
New Salem, for board, clothing, nursing and doctoring Philip Haven, to 3d April, 1819,	80 59
Nantucket, for support and funeral charges of Joseph Wheaton,	32 12
New Bedford, for support of sundry paupers, to 1st April, 1819,	573 85

Norwich, for supplies for Ruth Sandford, to 1st June, 1819,	3 00
Northampton, for support of sundry paupers, to 21st May, 1819,	138 77
Palmer, for support of William Mendon and wife, to 22d May, 1819,	121 50
Phipsburgh, for boarding Jacob Wheeler, to 31st May, 1819,	73 00
Pepperell, for support of Robert B. Minchen and David Smith, to 21st May, 1819,	67 31
Pembroke, for boarding and clothing Eliza Jack, to 18th April, 1819,	15 33
Pittsfield, for board, clothing, nursing and doctoring sundry paupers, to 1st June, 1819,	365 74
Plymouth, for support of sundry paupers, to 31st May, 1819,	393 94
Palermo, for board and doctoring Rachel Chase, to 1st June, 1819,	45 77
Portland, for support of sundry paupers, and funeral charges of three, to 1st June, 1819,	1302 82½
Richmond, for support of sundry paupers, to 18th May, 1819,	265 25
Rehoboth, for supplies for John Solomon and family, and Rosanna Freeman and child, to 1st January, 1819,	124 60
Readfield, for board and clothing Edward Burgess and Colin Cameron, to 22d May, 1819,	125 71
Randolph, for support of William Read, to 3d June, 1819,	37 57
Roxbury, for support of sundry paupers, to 3d June, 1819,	215 89
Rowley, for support of John Drew and Wd. Collins, to 21st May, 1819,	106 51
Shrewsbury, for support of George Tilmore, to 11th May, 1819,	14 24

Southwick, for support of George Reed, to 1st June, 1819,	67 20
Southbridge, for boarding, clothing and doctoring London Derry, to 18th May, 1819,	75 45
Saco, for support of Mrs. Dormore and four children, to 15th May, 1819, and funeral charges of John Dormore,	150 60
Sandisfield, for board, clothing and doctoring Richard Dickson and family, and boarding and nursing Hannah Wilcox, to 20th May, 1819,	55 78
Swanzey, for support of James Carnet, Susanna Boston, Sarah and Frances Boston and Mather Desnaps, to 22d May, 1819,	85 75
Shelburne, for board, nursing, doctoring and clothing Mary Bates, and Olive Bates and child, to 20th May, 1819,	65 20
Sedgwick, for support of Miriam Low and family, to 20th May, 1819,	77 47
Sandwich, for support of Esther Raymond, to 21st May, 1819,	39 00
Sutton, for support of two children of Isabella Santee, and two children of Polly Volentine, to 24th May, 1819,	48 73
Seckonk, for board, nursing and doctoring Thomas Peck and Mary Peck, to 22d May, 1819,	128 67
Stockbridge, for support of sundry paupers, to 1st June, 1819,	485 16
Spencer, for support of Thomas Humphrey and wife, and John Landers, to 6th June, 1819,	217 03
St. George, for board and clothing Robert Hows, to 30th May, 1819,	23 10
South Berwick, for board and clothing Lemuel Wordworth, and an infant child of Mary Stackpole, to 20th May, 1819,	122 11
Scituate, for board and clothing John Woodward and Samuel P. Jones, to 23d March, 1819,	31 80

Salem, for support of sundry paupers, to 2d June, 1819,	2911 96
Springfield, for sundry paupers, committed to gaol, to 19th May, 1819,	99 80
Taunton, for board and clothing, nursing and doctoring sundry paupers, to 31st May, 1819, and funeral charges,	478 11
Uxbridge, for support of Philip Jenks and children, to 23d May, 1819, and support and funeral charges of D. Mitchell,	55 25
Vassalborough, for support of Abigail Fairbrother and James Brown, to 7th June, 1819,	43 87
Westbrook, for support of sundry paupers, to 8th May, 1819,	246 00
Wareham, for boarding and clothing William Long, to 27th May, 1819,	24 90
Westfield, for support of sundry paupers, to 1st June, 1819,	111 74
Waldoborough, for board, clothing, nursing and doctoring Philip Handle, to 1st June, 1819,	39 00
Westborough, for board and clothing John Donovan and Dina, to 7th June, 1819,	131 75
Wiscasset, for board, clothing, doctoring and nursing Joseph Wells, Junior, and Jane Foy, and support of John York and John Laha, to to 20th May, 1819,	110 27
Winthrop, for board, clothing and funeral charges of William Gasket, and board, nursing and doctoring James McGuire, to June, 1818,	84 95
Worcester, for support of sundry paupers, to 1st June, 1819,	106 71
West Springfield, for support of sundry paupers, to 1st May, 1819,	87 42
Westford, for board, clothing and doctoring James Pierce, to 10th June, 1819,	25 24

Warren, for support of sundry paupers, to 27th May, 1819,	117 00
Westhampton, for board and clothing Lemuel Culver and wife, and John Gay and wife, to 2d June, 1819,	50 08
Williamstown, for support of sundry paupers, to 24th May, 1819,	131 96
West Stockbridge, for support of sundry paupers, to 14th May 1819,	87 34
Western, for board, clothing and doctoring Robert Campbell and Robert Smith, to 20th May, 1819,	92 37
Westport, for support of sundry paupers, to 20th May, 1819,	222 71
Williamsburgh, for support of Benjamin Cantrell, to 25th May, 1819,	86 00
Worthington, for support of sundry paupers, to 22d May, 1819,	32 65
Wayne, for board and clothing Joseph Richards and wife, and Peter Fisher, to 20th May, 1819,	220 00
Whately, for boarding Benjamin Mather, and Mrs. Bacon, to 31st May, 1819,	45 30
Wade, Thomas, Keeper of house of correction, in the County of Essex, for board and clothing sundry persons, to 7th June, 1819, including allowance made by Court of Sessions,	311 29
York, for support of sundry paupers, to 29th May, 1819,	217 61
Total Pauper Accounts,	\$32543 37

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## MILITARY ACCOUNTS.

### *Courts Martial, and Courts of Inquiry, &c.*

William H. Sumner, for expense of a Court of Inquiry, held at Parsonsfield, 4th May, 1819, in the 5th Division, Brigadier General John McDonald, President,	157 21
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Simon Fogg, for expense of Court Martial, held at Alfred, 8th December, 1818, in the 6th Division, Colonel John Spring, President,	319 11
Simon Fogg, for expense of Court Martial, held at Alfred, 22d December, 1818, in the 6th Division, Colonel John Spring, President,	187 86
Simon Fogg, for expense of Court Martial, held at Alfred, 28th December, 1818, in the 6th Division, Colonel John Spring, President,	225 18
Nathaniel Wilder, Junior, for expense of Court Martial, held at Plymouth, 12th May, 1818, in the 5th Division, Brigadier General Benjamin Lincoln, President,	222 10
Thomas Gilbert, for expense of Court Martial, held at New Salem, 19th January, 1819, in the 4th Division, Colonel Asa Howland, President,	323 88
John F. Wood, for expense of Court Martial, held at Readfield, 6th April, 1819, in the 8th Division, Colonel Daniel Beal, President,	225 35
Joseph Treat, for expense of Court Martial, held at Bangor, 12th January, 1819, in the 10th Division, Colonel John G. Dean, President,	181 19
John Scott, for expense of Court Martial, held at Haverhill, 23d March, 1819, in the 2d Brigade, 2d Division, Colonel Charles White, President,	164 86
John W. Smith, for expense of Court Martial, held at Portland, 9th December, 1818, in the 12th Division, Colonel William Dunn, President,	124 21
Total,	\$2130 95

*Brigade Majors and Aids-de-Camp.*

John Frost, to 1st January, 1819, 6th Division,	74 42
Thomas D. Robinson, to 20th May, 1819, 11th Division,	52 50
John W. Smith, to 23d November, 1819, 2d Brigade, 12th Division,	31 45
James Starr, to 4th December, 1818, 1st Brig- ade, 13th Division,	93 57
Elisha Tobey, to 28th December, 1818, 2d Brig- ade, 5th Division,	88 12
George Wheelwright, to 26th May, 1819, 1st Brigade, 6th Division,	28 22
John F. Woods, to 29th May, 1819, 1st Brigade, 8th Division,	59 15
William R. Ware, to 15th March, 1819, 10th Di- vision,	220 74
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Total,	\$648 17

*Brigade Quarter Masters.*

Nathan Ames, 1st Brigade, 11th Division, for 1818,	16 50
Samuel Brastow, 2d Brigade, 1st Division, to 30th September, 1818,	13 25
Samuel C. Fales, 2d Brigade, 5th Division, for 1817 and 1818,	44 60
Freeman Foster, 3d Brigade, 5th Division, for 1818,	10 90
Sylvanus Maxwell, 2d Brigade, 4th Division, for 1818,	38 25
Elias Phinney, 1st Brigade, 3d Division, for 1818,	29 50
Asa Phillips, 2d Brigade, 8th Division, to 25th May, 1819,	17 50

John Russ, 1st Brigade, 3d Division, for 1818,	36 00
Joseph Stimpson, 2d Brigade, 6th Division, for 1818,	17 30
Nathaniel Thomes, 2d Brigade, 12th Division, for 1818,	8 45
Total,	<u>8232 25</u>

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*Adjutants.*

Josiah Avery, Cavalry, 1st Brigade, 3d Division, to 5th February, 1819,	64 89
Asabel Billings, 4th Regiment, 2d Brigade, 4th Division, to 28th April, 1819,	26 97
Edward E. Bourne, Artillery, 1st Brigade, 6th Division, to 20th May, 1819,	7 16
Benjamin Barnett, 4th Regiment, 2d Brigade, 7th Division, to 8th September, 1818,	23 29
Hira Bradford, Artillery, 1st Brigade, 13th Divi- sion, to 20th May, 1819,	17 49
Calvin Buckman, Cavalry, 1st Brigade, 13th Di- vision, to 3d May, 1819,	10 78
Thomas Crane, 2d Regiment, 2d Brigade, 1st Di- vision, to 16th November, 1818,	34 54
Jesse Clement, 5th Regiment, 2d Brigade, 2d Di- vision, to 10th March, 1819,	9 64
Wyllys Carter, 5th Regiment, 2d Brigade, 4th Division, to April, 1819,	31 85
Leonard Cary, 1st Regiment, 1st Brigade, 7th Division, to 8th February, 1819,	16 00
Joseph Clarke, 3d Regiment, 2d Brigade, 8th Di- vision, to January, 1818,	14 00
Daniel Clarke, Cavalry, 1st Brigade, 12th Divi- sion, to 5th June, 1819,	21 44
William Draper, 1st Regiment, 2d Brigade, 3d Division, to 19th May, 1819,	26 62



Samuel Eells, 2d Regiment, 1st Brigade, 5th Division, to 5th February, 1819,	52 80
Samuel Farnsworth, 2d Regiment, 1st Brigade, 12th Division, to May, 1819,	58 00
Moses Gragg, 1st Regiment, 2d Brigade, 1st Division, to 1st April, 1819,	97 29
Elias Goodspeed, Artillery, 2d Brigade, 4th Division, to May, 1819,	18 11
John C. Hoyt, 2d Regiment, 2d Brigade, 4th Division, to 23d April, 1819,	14 36
Joseph Haskell, Cavalry, to 20th January, 1819,	46 30
Philip P. Hathaway, 5th Regiment, 2d Brigade, 5th Division, to May, 1819,	21 48
Daniel Hasty, 2d Regiment, 2d Brigade, 12th Division, to 1st June, 1819,	35 71
Moses Hammond, 1st Regiment, 1st Brigade, 13th Division, to 8th September, 1818,	42 28
Hophni Judd, Artillery, 2d Brigade, 4th Division, to July, 1818,	10 00
Ivory Jefferds, 4th Regiment, 1st Brigade, 6th Division, to 31st May, 1819,	14 10
Nathaniel Libbey, 2d Regiment, 2d Brigade, 6th Division, to 25th January, 1818,	21 35
Porter Lambert, 3d Regiment, 2d Brigade, 6th Division, to June, 1819,	5 47
John Lander, Artillery, 2d Brigade, 8th Division, to September, 1818,	20 03
Sylvanus Pratt, Cavalry, 1st Brigade, 7th Division, to 4th January, 1819,	22 71
George F. Richardson, Cavalry, 1st Brigade, 11th Division, to December, 1818,	31 49
John Sturtivant, Cavalry, 2d Brigade, 5th Division, to October, 1818,	24 61
Samuel Stacy, Cavalry, 1st Brigade, 6th Division, to 11th May, 1819,	21 25

Oliver Sewall, 5th Regiment, 1st Brigade, 8th Division, to May, 1819,	17 95
Benjamin Sewall, 1st Regiment, 2d Brigade, 11th Division, to January, 1819,	95 97
David Stanwood, 2d Regiment, 1st Brigade, 11th Division, to January, 1819,	26 41
Luther Spaulding, 3d Regiment, 1st Brigade, 7th Division, to 10th May, 1819,	6 88
Thomas Wood, 2d Regiment, 2d Brigade, 5th Division, to 12th January, 1819,	134 71
David Wilder, 1st Regiment, 2d Brigade, 7th Division, to 14th May, 1819,	24 45
William C. Wild, 1st Regiment, 1st Brigade, 8th Division, to 1st January, 1819,	30 09
William Williams, 4th Regiment, 2d Brigade, 8th Division, to May, 1819,	43 53
Hugh Wilson, Artillery, 1st Brigade, 11th Division, to 29th October, 1818,	28 64
Total,	<hr/> \$1270 71

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*Expense for Horses to Haul Artillery.*

Bryant, Hezekiah, for 1818,	8 00
Carr, Oliver, for 1817 and 1818,	10 00
Fessenden, Ebenezer Junior, for 1818,	5 00
Hemmenway, Adam, for 1818,	15 00
Hinsdale, Theodore, for 1817,	8 31
Johnson, Abraham, for 1817 and 1818,	10 00
Lee, Charles, for 1818,	10 00
Lynn, William, for 1818,	8 00
Lincoln, Henry, for 5th January, 1819,	3 75
Perkins, Samuel, for 1818,	5 00
Rider, John B. for 1818,	5 00
Richmond, Leonard, for 1817,	8 00

**SHERIFFS' AND CORONERS' ACCOUNTS. 85**

Whitney, Samuel, for 1818,	5 00
Welch, Edward, for 1818,	5 00
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Total,	\$106 06
Courts Martial, &c.	2130 95
Brigade Majors, &c.	648 17
Brigade Quarter Masters,	232 25
Adjutants,	1270 71
For Artillery Horses,	106 06
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Total Military,	\$4388 14

**SHERIFFS' AND CORONERS' ACCOUNTS.**

Cooper, John, Sheriff of Washington County, for distributing precepts, and returning votes, to 6th April, 1819,	95 50
Davis, Wendell, Sheriff of Barnstable County, for returning votes, to May, 1819,	4 80
Hall, Joseph, Sheriff of Suffolk County, for sundry charges as Keeper of the gaol, to 3d June, 1819,	330 21
Hoyt, Epaphras, Sheriff of Franklin County, for returning votes, to 24th May, 1819,	8 00
Lyman, Joseph, Sheriff of Hampshire County, for returning votes, &c. to 8th June, 1819,	56 00
Phelps, John, Sheriff of Hampden County, for returning votes, &c. to May, 1819,	36 60
Robbins, Chandler, Sheriff of Kennebec County, for returning votes, &c. to 2d June, 1819,	86 60
Thatcher, Samuel, Sheriff of Lincoln County, for returning votes, &c. to 1st June, 1819,	67 00
Worth, Jethro, Sheriff of Dukes' County, for returning votes, to 1st June, 1819,	25 00

Watson, George, Sheriff of Hancock County, for returning votes, &c. to 1st June, 1819,	70 00
Glover, Benjamin, Coroner of Nantucket County, for an inquisition on the body of a stranger, and funeral charges,	20 90
Kingsbury, Aaron, Coroner of Norfolk County, for an inquisition on the body of a stranger,	15 00
Young, Asa, Coroner of Barnstable County, for an inquisition on the body of a stranger, and funeral charges,	18 79
Stevenson, Thomas, Coroner of Suffolk County, for taking inquests on the bodies of several strangers, and funeral charges, to June, 1819,	121 08
Total,	<u>\$955 48</u>

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### PRINTERS' ACCOUNTS.

Thomas C. Cushing, for publishing the laws, to June, 1819,	16 67
Young and Minns, for publishing the laws, to June, 1819,	16 67
Ballard and Wright, for publishing resolves, &c. to June, 1819,	12 75
Benjamin Lindsey, for publishing laws, &c. to May, 1819,	16 67
Thomas W. Shepherd and Co. for publishing laws, for the year 1818,	16 67
Charles Webster, for advertising laws, to June, 1819,	10 00
Joseph T. Buckingham, for printing laws, to June, 1819,	24 50
Total,	<u>\$113 93</u>

Burditt, James W. for stationary furnished the government, to 17th June, 1819,	211 38
Bryant, Nathaniel, for two hat trees, to June, 1819,	16 00
Brown, Abel, for engraving plate, to June, 1819,	35 00
Bacon, Henry, for assisting the Messenger of the General Court, to 19th June, 1819,	65 00
Chase, Warren, for assisting the Messenger of the General Court, to 19th June, 1819,	65 00
Easte, Caleb, for going on express to Dracut, May, 1819,	11 00
Foster, Moses B. for printing State Notes, and paper, June, 1819,	9 00
Francis, Mary, for services of her son Joseph, as Page to the House of Representatives, to 19th June, 1819,	27 50
Kuhn, Jacob, for balance of his account, to 19th June, 1819,	40 99
Low, Lewis, for assisting the Messenger of the General Court, to 19th June, 1819,	37 50
Low, John V. for assisting the Messenger of the General Court, to 19th June, 1819,	57 50
Snelling and Durant, for repairs on the State House, June, 1819,	40 50
Thomson, James, for sundry repairs on the State House, June, 1819,	147 42
Vose, Isaac and Son, for cushions, for Senate Room, 16th June, 1819,	70 00
Gragg, Samuel, for twelve bamboo chairs, for Council Chamber, June, 1819,	24 00
<b>Total,</b>	8857 79

*Aggregate of Roll, No. 81.*

Expense of State Paupers,	32543 37
“ of Militia,	4388 14
“ of Sheriffs and Coroners,	955 48
“ of Printers,	113 93
“ of Miscellaneous,	857 79
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Total,	\$38858 71

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

June 18th, 1819.....Approved,

J. BROOKS.

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COMMONWEALTH OF MASSACHUSETTS.

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SECRETARY'S OFFICE, AUGUST 13, 1818.

BY this, I certify, That the Resolves, contained in this pamphlet, passed at the session of the General Court, in May and June, 1819, have been compared with the originals in this Office, and appear to be correct.

ALDEN BRADFORD, Secretary of the Commonwealth.

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# RESOLVES

OF

## THE GENERAL COURT

OF THE

### Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TWELFTH OF JANUARY, AND  
ENDED ON THE TWENTY FIFTH OF FEBRUARY, ONE THOUSAND  
EIGHT HUNDRED AND TWENTY.

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Published agreeably to a Resolve of 16th January, 1812

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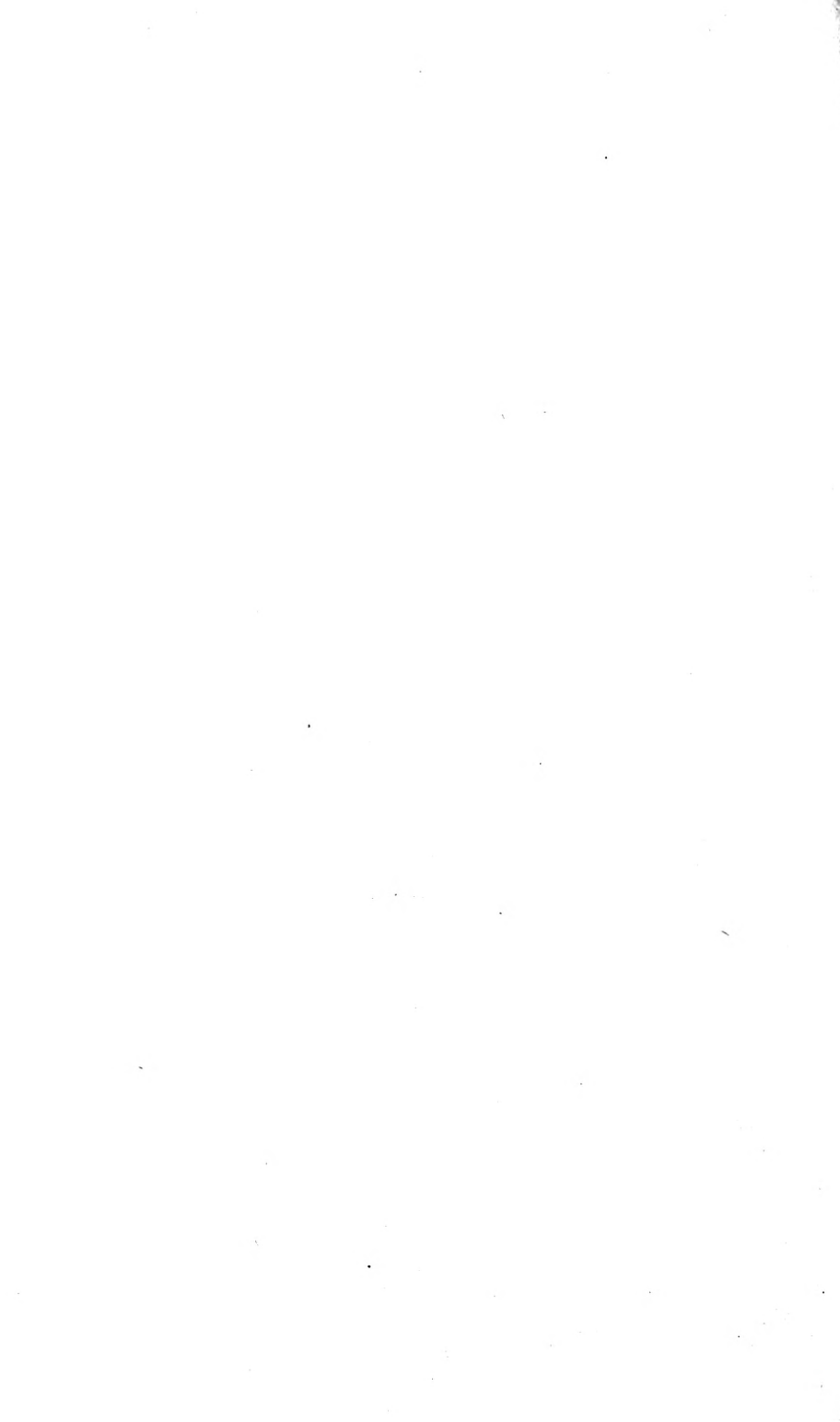


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BOSTON :

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

.....  
1820.



# RESOLVES

OF THE

GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON THE TWELFTH DAY OF JANUARY, AND ENDED ON THE  
TWENTY FIFTH DAY OF FEBRUARY, EIGHTEEN HUNDRED AND TWENTY.

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## GOVERNOR'S MESSAGE.

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REPRESENTATIVES' CHAMBER, JANUARY 13, 1820.

*The two Houses being in Convention, the Secretary of the Commonwealth came down from the Council Chamber, to the Senate and House of Representatives, with the following Message from His Excellency the Governor :*

## MESSAGE.

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

IN taking a survey of the present condition of the people of this Commonwealth, we find abundant reason for thankfulness to Almighty God, for the smiles of his Providence, in continuing to us the blessings of peace, of general health, and of civil and religious liberty. The seasons of the past year have been uncommonly favorable to vegetation, and our land, under the influence of improved cultivation, has

yielded a rich increase. Many branches of important manufactures, though laboring under discouragements, have reached a high degree of respectability. Through the medium of the several Agricultural Societies, and other correct sources of information, we learn, with satisfaction and pride, that the manufactures of the State are rapidly increasing; and that, adapting themselves to the wants, the habits, and the circumstances of society, they are becoming, what is indispensable for their support and permanence, objects of the people's partiality and choice. This important subject is now before the National Legislature; and from their liberal and enlightened views, we may rest assured, that every degree of encouragement will be afforded to that branch of national industry, not incompatible with the interests of the whole community. Those branches of manufactures, connected with national defence, merit preeminent regard; and it would yield the highest satisfaction to the citizens of our country to learn, that competent provision was made for manufacturing all the essentials for the military defence of the nation. Parsimony in this item of expenditure, might prove more dangerous than profusion.

If, in some of the great departments of active and lucrative pursuit, especially navigation and commerce, many of our fellow citizens are suffering depression and embarrassment, our regret is tempered by the reflection, that those evils are partial, and constitute a part of the price of the general peace of the world; a peace, which, as it restored to nations their rights, and to individuals their occupations, compelled, in each, a reliance on their own respective resources. The transition of nations from a state of war to peace, must always prove disastrous to numerous individuals. At the termination of the late protracted war more especially, in the course of which, the habitual pursuits of a large proportion of the people of the com-

mercial world had been suspended, and they, either induced by patriotism, urged by hunger, or forced by power, were driven into the ranks as soldiers, extraordinary changes in the condition of individuals must have necessarily happened. Circumstances however, exert a salutary influence on nations and individuals. The tranquility of peace diminishes the incitements to uncalculating enterprize, and induces those habits which ensure the highest degree of general prosperity and happiness.

The restoration of the relations of peace is not chargeable with all the deep embarrassments visible in the United States. They are domestic, and referrible to a spirit of bold and unbounded adventure, generated and elicited by specific causes. Over trading has been wrongfully accused of producing the mischiefs complained of. It does not reach the origin of the evil. The facility of commanding funds, at once the incentive and the instrument of speculation, has been the primary source of our deepest calamities. No conceivable occurrence could have more completely cherished that passion, than the sudden and profuse creation of capital. And it is not to be concealed, that numerous banks, in various sections of the United States, have been established, and allowed, or have assumed the ruinous privilege of issuing bills to an indefinite amount, without the means or the obligation to meet the payment of their paper in specie, on demand of the holder; and have been governed, not by the sober maxims of a judicious political economy, nor the dictates of a discriminating self interest; but by the spirit of legalized monopoly, and the insatiable cravings of inordinate speculation. The over trading, and the immense profusion of foreign products and manufactures, with which seaports are surcharged, are among the unavoidable consequences of a redundant currency, and trading on fictitious capitals. It is not incredible, however, that

evils of domestic origin have been aggravated by a relaxation of the monitory system of another nation, whose merchants and manufacturers, intimately connected with our own, from parity of causes, have suffered similar effects. The laws of currency and exchange are immutable; and a profusion of paper will every where produce disastrous results. Besides its inherent tendency to produce pecuniary disappointment and distress, it leads to habits of dissipation and extravagance; and to most of those vices which dishonor society, and overwhelm individuals in ruin.

Although many of the citizens of this State, who are engaged in navigation, manufactures, and commerce, have participated in the common disasters of the times, we have reason for congratulation, that their misfortunes have been comparatively light, and have usually arisen from contingencies beyond their control. Confidence between man and man is strong and active. A spirit of industry, stimulated by a laudable pride of self dependence, is every where apparent. The credit of the State is unimpaired; and our banking establishments, founded on the stable principles of justice, and administered with an honorable reference to the principles on which they are founded, facilitate the operations of all the great departments of fair enterprize and industry; and, furnishing a medium more convenient than silver and gold, always convertible into coin, the labors and products of agriculture are solicited by an equable and competent circulation. May the time soon come, when all the American people shall entertain an unwavering belief, that no partial means can cure, no temporary expedients relieve the embarrassments of the times; but, that their ultimate removal must be sought in the power of just laws and virtuous habits.

In pursuance of the act passed at the last session, "relating to the Separation of the District of Maine



from Massachusetts Proper, and forming the same into a Separate and Independent State," all the returns of votes received at the Secretary's Office, conformably to the second section of said act, were opened and examined as therein required. Upon counting the votes given in, on the question of separation, it appearing that the number of votes in favor of the separation of said District, exceeded the number of votes against it, by and surpassing the number specified in the said second section, the result was made known by proclamation, and the people of the said District were therein called upon to choose Delegates to meet in Convention, for the purposes, and in the manner expressed in the said act. The history of the subsequent progress of the separation, and the result of the doings of the Convention, and of the people, on the subject of a constitution of government, it is not in my power, at present, to lay before you. But from a communication which I have received from the Honorable William King, President of the Convention, dated the seventh instant, a copy of which, will be herewith presented to you, I presume I shall shortly be enabled to do it.

The connexion that has subsisted between Massachusetts and the District of Maine, commenced at an early period of their history. But until the year one thousand six hundred and ninety-two, their union was anomalous and interrupted. The promulgation of the charter of William and Mary, comprehending both sections of the country, united them under one government; and from that period to the present time, the connexion has been uninterruptedly maintained to mutual satisfaction and advantage.

The time of separation however is at hand. Conformably to the memorable act of June nineteenth, one thousand eight hundred and nineteen, the fifteenth of March next will terminate forever the political unity of Massachusetts Proper and the District

of Maine. And that District, which is "bone of our bone and flesh of our flesh," will assume her rank as an Independent State in the American Confederacy.

To review the transactions which have immediately preceded and effected the separation, and to recollect the spirit of amity and mutual accommodation, that has distinguished every stage of its progress, must be truly and lastingly satisfactory. It is, at the same time, highly gratifying to every friend of republican government, to observe the unanimity and disposition to mutual concession with which a constitution, founded on the broadest principles of human rights, has been formed and adopted.

That the District of Maine was destined to independence, has been long foreseen and acknowledged. But it has been delayed until her internal resources and her capacity for self government being fully developed, public opinion, emanating from a competent and increasing population, decidedly invoked a fulfilment of her destination.

Having yielded my assent to the act of separation, it remains for me to obey the impulse of duty, as well as of personal feeling, by acknowledging to the gentlemen of the District, who have been particularly associated with me, either in the civil or military departments of government, the able support, which, on all important occasions, they have readily afforded; and to the citizens of the District generally, the candor, liberality, and respectful attention I have experienced in the discharge of my official duties.

My fellow citizens of the District, who have now, for the last time, united their councils in the deliberations of the Legislature, will accept my devout wishes for their individual happiness, and for the peace, the honor, and prosperity of the new republic.

In adverting to the separation of Maine, we are necessarily led to consider the effects of that secession on the Government of Massachusetts. The constitu-

tion was not only the product of the united wisdom of the two great sections of the country known as Massachusetts and Maine ; but the provisions of it were designed to apply to the circumstances of both. Accordingly in apportioning the number of Counsellors and Senators, designated by the constitution, among the several districts, Maine has ever had assigned to it a constitutional proportion : And the act of February, one thousand eight hundred and fourteen, constructed on this principle and now in operation, entitles the Eastern Districts to nine Counsellors and Senators. It would be unnecessary for me to remark, that the act just mentioned, and the additional one of February, one thousand eight hundred and sixteen, will require modification.

In meditating, however, on this subject, we are led to extend our views beyond the single question of modifying the first branch of the Legislature, and to inquire, whether considerations affecting the interests of the people, as connected with the future operations of the government, will not, at the present time, call for at least, a partial revision of the constitution ? The great outlines of the constitution were indeed drawn by masterly hands ; and in its general principles, is little, if at all, susceptible of improvement. Waving therefore, every thing relating to the declaration of rights, and to the definitions of power, as vested in different departments, it would not be wonderful, if some of the numerous details of a system of civil policy, intended to act upon, and to protect the diversified interests of a people spread over a vast extent of territory, should fail, in their practical adaptations, to a more limited sphere of action. Nor should it be thought a singular exception to the liableness of every human composition to misconception and abuse, that a constitution of government, framed in the midst of the war for independence, should, after the lapse of forty years, be found capable of amendment. The

wise and faithful framers of the constitution, were sensible of danger from this source: and all the checks established by that instrument, are designed to guard the purity of its republican character against the mistakes of public agents, as well as the misuse of power.

The indefeasible right of the people, "to institute government," and "to reform, alter, and change the same, when their protection, safety, prosperity, and happiness require it," is distinctly asserted in the bill of rights. But the constitution contains no provision for a revision, after the year one thousand seven hundred and ninety five. Yet as the legislative power extends to every object that involves the good and well being of the Commonwealth, which is not specifically excepted, we may infer the right and duty of the Legislature, to submit to the consideration of the people, either the general question of revision, or such propositions for particular amendments, as they shall judge to be most promotive of the public good. The inference from analogy arising from the provisions of the tenth section of the sixth chapter of the constitution, seems to favor the idea of limiting the power of the Legislature to submit primarily, the general question only to the people. But as that article was designed for the particular case of a revision in the year above mentioned, it does not seem reasonable to conclude that the general power of the Legislature can be abridged by that specific provision.

I have been thus particular in expressing my views of the constitutional doctrine of amending the constitution, from a persuasion, that an occasional recurrence to first principles, tends to preserve the purity, and to maintain the strength of a republican system of government; and from a corresponding sense of obligation on my part, to present the same, on the present occasion, to your consideration. The subject, gentlemen, is constitutionally in your hands; and I feel entire confidence that your deliberations on this and

every other subject, will be guided by wisdom, and result in the best good of the Commonwealth.

To carry into effect the benevolent intention of the Legislature, agreeably to a resolve of the nineteenth of June last, "respecting the deaf and dumb," measures were immediately taken to give publicity to the same, and to require that application should be made in writing, and directed to the Secretary, by the parents or guardians of such persons as were entitled to the benefits of the resolve. Immediately after the expiration of sixty days, the attention of the Council was invited to this subject, and such arrangements were made as to designate twenty of the applicants who appeared to possess the pre-requisites for admission into the Asylum, at Hartford, pointed out by the government of that institution, to be placed under their care. From the several documents, relating to this business, you will perceive the course pursued in adjusting it. The report of Mr. Gallaudet, dated the first of the present month, contains information relating to the individuals who are now at the institution.

From an examination of the documents, and further reflection on the subject of the "deaf and dumb," a review of it may be thought adviseable ; more especially in reference to protracting the term of education, as suggested by the Trustees of the Asylum ; to increasing the number of beneficiaries, and to devising means for rendering the talents and acquirements of those who are educated at the public expense, in as high a degree as practicable, useful to themselves and others.

During the recess, I received from the Governor of the State of South Carolina, a communication, containing the proceedings of that State, on the subject of the amendment of the constitution, proposed by the State of North Carolina. Likewise a communication from the Governor of the State of Pennsylvania, containing a proposal of the Legislature of

that State to amend the constitution, so that Congress shall make no law to erect or incorporate any bank or other monied institution, except within the District of Columbia. These communications will be laid before you by the Secretary.

At the usual period in October last, the Visitors of the State Prison visited and examined the condition of that Institution, and had the satisfaction to find marks of vigilance among the officers, and the appearance of diligence and good order in the several departments. The reports of the Warden, and the Surgeon of the establishment, together with sundry other documents, will be laid before you by the Secretary. He will, at the same time, present the return of the ordnance and ordnance stores, made by the Quarter Master General.

**J. BROOKS.**

*Council Chamber, January 13th, 1820.*

## CHAP. LIII.

*Governor's Message.* January 17th, 1820.*Gentlemen of the Senate, and  
Gentlemen of the House of Representatives,*

I have just received a letter from the Honorable Prentiss Mellen and the Honorable Harrison G. Otis, Senators of this Commonwealth, in the Congress of the United States, dated the eighth instant, stating, that in the discussion of the bill that had passed the House of Representatives, for the admission of Maine into the Union, many difficulties presented themselves as to the right and mode of apportioning the Representatives to be elected by Massachusetts and Maine, respectively, for the seventeenth Congress. The subject appearing to have a bearing on the bill pending in Congress, for admitting Maine into the Union, I lose no time in laying the communication before you, for your consideration.

JOHN BROOKS.

*Council Chamber, January 17, 1820.*

## CHAP. LIV.

*Governor's Message.* January 19th, 1820.*Gentlemen of the Senate, and  
Gentlemen of the House of Representatives,*

Having received from the Secretary of the Convention of Maine, manuscript copies, duly authenticated, of the records of the convention, of the constitution of government framed by that convention, and the acceptance of it by the people of the district, the Secretary will lay them before you. Should you think proper to assign them a place in the archives of the Commonwealth, the arrangement would not

only preserve those documents for future reference, but perpetuate a remembrance of the respectful and courteous attention of the Convention of Maine to the Government of Massachusetts.

The Secretary will, at the same time, lay before you the Treasurer's account for the last year.

JOHN BROOKS.

*Council Chamber, January 19, 1820.*

## CHAP. LV.

*Resolve on the petition of J. and E. Hager, and of Hannah Storer. January 21st, 1820.*

On the petition of Jonathan and Elijah Hager, and the petition of Hannah Storer, each praying for the renewal of a State note :

*Resolved.* For reasons set forth in said petitions, that the Treasurer of this Commonwealth be, and he is hereby directed to issue to the said Jonathan and Elijah Hager, a new State note, of the same tenor and date as the one by them lost; that is, a note, number one hundred and fifty two, of date, July the seventh, one thousand eight hundred and ten, for one hundred and thirteen dollars and seventy eight cents; and to endorse thereon the interest that has been paid. Also to issue to the said Hannah Storer a new State note of the same tenor and date as the note by her lost; that is, a note, number three hundred and seventy, of date, July the thirtieth, one thousand eight hundred and ten, for two hundred and seventy nine dollars and eleven cents; and to endorse thereon the interest that has been paid; they the said Jonathan and Elijah Hager, and the said Hannah Storer, first making affidavit before some Justice of the Peace, of the truth of the facts stated in their respective petitions, and giving bonds to the Treasurer of this Commonwealth, the said Jonathan and Elijah Hager, in the penal sum of two hundred dollars, and the said Hannah Storer, in the penal sum of four hundred dollars, with one or more sureties each, to secure the Commonwealth against any loss that may happen in consequence of the renewal of said notes.



## CHAP. LVI.

*Resolve relative to Grant of Lands. January 21st, 1820.*

*Resolved,* That all grants of land heretofore made by the General Court, or purchased of the Commonwealth, wherein no time has been fixed for the location thereof, shall be located under the direction of such persons as may hereafter be designated for the purpose, and the returns thereof made into the Land Office, on or before the first day of January, in the year of our Lord one thousand eight hundred and twenty one; and that all grants, the period heretofore assigned for locating, which shall expire before that time, shall be located, and the returns thereof made as above expressed, at any time before the first day of January aforesaid, and not afterwards: *Provided, always,* that the expenses of said locations shall be borne and defrayed by the grantees, assignees, or claimants of said lands.

*Resolved,* That the report of January seventeenth, one thousand eight hundred and twenty, made by the Commissioners of the Land Office, (marked A.) be joined and printed with these resolves.

*see resolve 24, Feb<sup>y</sup> 1820*

[A.]

*A Schedule, or List, of all Grants of New Lands, which have not been Located, stating the times within which the Locations were to be made, by the Grants, viz.:*

Date of Grants.	Quantity of Land Granted.	To whom Granted.	Time within which Grants were to be Located, after passing the resolve.	Remarks.
* June 18, 1803.	1-2 Township, or 11,520 Acres.	To Derby Academy.	No time for locating fixed in the grant.	Order for locating is made out. Located but not decided. Order for locating is made out. Located within the time limited, but not decided.
* Feb. 19, 1805.	1 Township, or 23,040	To Williams College.	No time for locating fixed in the grant.	
* March 14, 1805.	1-4 Township, or 5,760	To Hallowell Academy.	No time for locating fixed in the grant.	
* Feb. 24, 1808.	1 Township, or 23,040	To Town of Plymouth.	In three years, time since extended to 6th Feb. 1821.	
* Feb. 26, 1808.	1-4 Township, or 5,760	To Duck Trap Bridge.	No time for locating fixed in the grant.	
* Feb. 20, 1809.	1 Township, or 23,040	To Williams College.	In three years, time since extended to 1st June, 1820.	
* March 4, 1809.	1 Township, or 23,040	To Agricultural Society.	No time for locating fixed in the grant.	
* March 3, 1810.	1-2 Township, or 11,520	To Sam. E. Dutton and others, } to make a road.	No time for locating fixed in the grant.	
* Feb. 4, 1811.	1-2 Township, or 11,520	To Taunton and Raynham.	In three years.	
* Feb. 17, 1812.	1-2 Township, or 11,520	To Farnington Academy.	No time for locating fixed in the grant.	
* Feb. 27, 1813.	1 Township, or 23,040	To Plymouth Company.	In three years.	
* Feb. 27, 1813.	1-2 Township, or 11,520	To Catharine Drowne and others.	In three years, time since extended to 1st July, 1820.	
* March 2, 1810.	1-4 Township, or 5,760	To Saco Free Bridges.	No time for locating fixed in the grant.	
* Jan. 28, 1815.	1-4 Township, or 5,760	To Saco Free Bridges.	No time for locating fixed in the grant.	
* Jan. 25, 1816.	8,000	To Thomas Johnson and others.	In one year.	
* Dec. 11, 1816.	1-2 Township, or 11,520	To Amherst Academy.	To be located before 1st June, 1819, and by a resolve of 3th Feb. 1819, extended to 1st June, 1820.	
* June 15, 1803.	1-2 Township, or 11,520	To Berkshire or Lenex Academy.		No time for locating fixed in the grant.
* June 16, 1819.	1 Township, or 23,040	To Proprietors of Sandy Bay Pier, in the Town of Gloucester.		In three years.

Land Office, 17th January, 1820.

*June 12, 1820 To Sam granted to Hayskins Newbury*

\* Decided —

*Extracted from the Records.*

**GEO. W. COFFIN, Clerk.**

{ Not located within the year, owing to several mistakes of the surveyor; is now located, but not decided. }

CHAP. LVII.

*Resolve on the petition of Ward N. Boylston.*  
January 21st, 1820.

*Resolved*, That the Solicitor General of this Commonwealth be, and he is hereby authorized to commence and prosecute to final judgment and execution, in the name and behalf of this Commonwealth, any proper and legal suit and process, for the recovery of the possession of two portraits, one of Nicholas Boylston, and the other of Mistress Gill, wife of his late Honor Moses Gill, against any person whatsoever, who may now have the same in possession; and on the recovery thereof, to deliver the same to Ward Nicholas Boylston. *Provided, always*, that the said Ward Nicholas shall give bond to the Treasurer of this Commonwealth, in such security, and with such penalty as the said Solicitor shall require, to indemnify and save harmless this Commonwealth from all costs and expenses of every kind whatever, arising from the suit or process.

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CHAP. LVIII.

*Resolve for the Relief of Richard Smallman.*  
January 22d, 1820.

On the petition of Richard Smallman, representing that he now is, and for four months past has been confined in the gaol, in the County of Berkshire, for having forfeited his recognizance to appear as a witness at the Supreme Judicial Court, holden at Lenox, in said county, in May, in the year of our Lord one thousand eight hundred and eighteen, and praying to be discharged from his said confinement:

*Resolved*, For reasons set forth in said petition, that the Keeper of the Commonwealth's gaol, in the County of Berkshire be, and he is hereby authorized and directed, forthwith to discharge from imprisonment, the aforesaid Richard Smallman; *provided*, that he stands committed for no other cause than the one above stated.

## CHAP. LIX.

*Resolve on the petition of the Town of Wayne.*  
January 24th, 1820.

On the petition of the Town of Wayne, in the County of Kennebec, representing, that for several years past, the Clerk of said town hath neglected to read the warrant, and preside at the opening of town meetings, until a Moderator was chosen; and that, in many instances, the Clerk hath neglected to record whether the officers of said town, of whom an oath, by law, is required, were sworn into office or not; and that the several Justices of the Peace who have administered the oath to the officers of said town, have neglected to leave a certificate thereof, with the Clerk of said town:

*Resolved*, For reasons set forth in said petition, that the records and proceedings of said town be, and the same are hereby confirmed and made valid in law, to all intents and purposes, notwithstanding the omissions and supposed irregularities mentioned in the said petition.

---

## CHAP. LX.

*Resolve further providing for the Education of Deaf and Dumb Persons, at the Asylum in Hartford.*  
January 25th, 1820.

WHEREAS, it appears by the correspondence between His Excellency the Governor of this Commonwealth and the Directors of the American Asylum, at Hartford, for the Education and Instruction of Deaf and Dumb Persons, that it requires, generally, six years for the instruction of a pupil, even in the common branches of education: Therefore,

*Resolved*, That those persons who have been placed in that asylum, for education, by virtue of a resolve of this General Court, passed on the nineteenth day of June last past, may be continued there, for the term of six years from the time of their admission, at the expense of this Common-

wealth; not however, exceeding two hundred dollars per annum, for each person.

*Resolved*, That during the term of six years, for which appropriation is made in behalf of deaf and dumb persons, by the aforesaid resolve of June nineteenth, last past, application may, at any time, be made to the Governor, for the time being, in behalf of such persons; and the Secretary of State, for the time being, shall keep a register of all such applications which have been, or which may be made; and in case of a vacancy, or vacancies at the said Asylum, among those supported by this Commonwealth, for any cause, such vacancy or vacancies may be filled by the Governor and Council, for the time being, from among the candidates, having the qualifications required by the Directors of said Asylum, by lot, in the same manner as those have been designated who are now there: *Provided, however*, that no such vacancy shall be thus filled, after three years from and after the first day of October last past.

And whereas it is desirable to extend as far as may be the benefits of the Legislative munificence, in this particular: therefore,

*Resolved*, that, if at any time within three years, from and after the first day of October last past, the Directors of the said Asylum, may consent to receive more than twenty such persons from this Commonwealth, and if by any vacancy, or vacancies within the said term, any part of the fund appropriated by the resolve aforesaid, of the nineteenth day of June last past, may be unapplied; and if among the parents or guardians of the candidates for its appropriation and benefit, security may be given for payment of one half the expenses of their support, at said Asylum, for the remaining time, the Governor and Council, for the time being, may, if they think proper, elect such candidates, and pay the remaining half of their expense and support at said Asylum, not exceeding one hundred dollars per annum, for each person, so far as the funds reverting, by such vacancy, or vacancies, may permit; and in case there may be more candidates with the foregoing condition and provision in their favor, than the remaining funds can support under the same condition, such candidate shall be designated by lot.

## CHAP. LXI.

*Resolve authorizing William Eastman to convey Real Estate. January 25th, 1820.*

On two petitions of William Eastman, of Granby, in the County of Hampshire, Administrator on the goods and estate, which were of John H. Dickinson, late of said Granby, deceased, intestate, praying that he may be authorized and empowered to make and execute good and sufficient deeds of certain parcels of lands, to several persons, as mentioned and described in said petitions, according to the several contracts entered into by said deceased, in his life time :

*Resolved*, That the said William Eastman, Administrator as aforesaid, be, and he hereby is authorized and empowered to make and execute to Zebina Smith, of said Granby, a good and sufficient deed of the following described parcel of land, lying in said Granby, viz. : Beginning at the north-west corner of the home lot, of said deceased, and running north forty degrees east, eight rods, to a white oak stub ; thence east three degrees south, five rods, to a stake and stones ; thence south eight degrees east, six rods, to a stake and stones ; thence west twenty two degrees south, ten rods, to the highway ; thence northerly to the first boundary, containing eighty seven rods of land.

*Resolved*, That the said Eastman, in his capacity, as aforesaid, be, and he hereby is authorised and empowered to execute to Eleazer Nash and Nathaniel Nash, both of said Granby, (they the said Eleazer and Nathaniel, first paying to the said Eastman, for the use of said intestate's estate, the sum of sixty dollars,) a good and sufficient deed of the following described parcel of land, lying in Springfield, in the County of Hampden, being a part of lot number one hundred and twenty four, in the Inward Commons, so called, formerly laid out to Jedediah Bliss, beginning at the northwest corner of said lot, and running east two degrees forty minutes north, forty eight rods, to the county road ; thence south thirty two degrees east, thirty five rods ; thence west thirty two degrees south, thirty eight rods ; thence west twelve degrees north, thirty four rods and six links ; thence north two degrees forty seconds west, forty one rods, to the first station ; containing fifteen acres and eighty

seven rods ; and bounded north on Moses Chapin's land, and on land belonging to the heirs of Giles Montague ; east on the county road, as it is now travelled, south on land lately belonging to the said Dickinson, deceased, and west on Joel Preston's land.

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### CHAP. LXII.

*Resolve relating to the election of Members of Congress, after the Separation of the District of Maine.*  
January 25th, 1820.

*Resolved,* That in any election of Representatives to the Congress of the United States, which may be made after the District of Maine shall have been formed and erected into a Separate and Independent State, in the manner prescribed in and by the act, relating to the separation of the District of Maine from Massachusetts proper, passed the nineteenth day of June last, and until a new apportionment of Representatives shall be made among the several States, the consent of this Commonwealth be, and the same is hereby given, that thirteen Representatives shall and may be elected within the said State of Massachusetts, and seven within the proposed new State ; any thing in the said act to the contrary notwithstanding.

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### CHAP. LXIII.

*Resolve on the petition of Peter Barras, and Elizabeth, his Wife.* January 25th, 1820.

*Resolved,* For reasons set forth in said petition, that all the right, title, and interest, which the Commonwealth has, or might have, in and to a certain small piece of real estate, consisting of a piece of land, in Salem ; bounded southerly on land, late of George Crowninshield, deceased, fifty four feet six inches ; easterly on land of Ward, forty four feet ; northerly on land of said Crowninshield, and others, forty

eight feet, and westerly on a private way in common with others, with the privileges and appurtenances thereto belonging, be, and the same is hereby granted and released to Elizabeth Barras, wife of Peter Barras, of Salem, in the County of Essex; the said real estate having lately belonged to Thomas Grandy, late of Salem, an alien, brother of said Elizabeth.

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### CHAP. LXIV.

*Governor's Message.*      January 26th, 1820.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

The Secretary will lay before you, a letter from His Excellency the Governor of Indiana, together with a copy of the resolutions of the General Assembly of that State, concurring in an amendment to the Constitution of the United States, proposed to the consideration of the several States, by the State of Pennsylvania; the latter having been submitted to your consideration in my message, dated the thirteenth instant.

**JOHN BROOKS.**

*Council Chamber, January 26, 1820.*

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### CHAP. LXV.

*Resolve on the petition of John Neal and others.*

January 26th, 1820.

On the petition of John Neal, John Dennis, Jesse Pike, Daniel Ring, Junior, Joshua W. Watson, and David C. Burr, all of Litchfield, in the County of Lincoln, representing that they have been united in matrimony with their



present wives, viz. : John Neal with Polly Hutchinson, John Dennis with Betsey Walker, Jesse Pike with Sally True, (since deceased,) Daniel Ring, Junior, with Betsey Dennis, Joshua W. Watson with Judith Tibbetts, and David C. Burr with Catharine Fuller, having a lawful right so to do, and their intentions accordingly having been legally published, by the Town Clerk, of said Town of Litchfield, and that they have severally been married by Ministers of the Baptist or Methodist order, who were regularly ordained, according to the rules of said Societies, as Ministers at large ; and that doubts have been expressed, respecting the validity of the said marriages :

*Resolved*, That the several marriages aforesaid, of the said John Neal, John Dennis, Jesse Pike, Daniel Ring, Junior, Joshua W. Watson, and David C. Burr, solemnized in manner aforesaid, be, and the same are hereby declared to be legal, and valid, to all intents and purposes of marriages : and the children of the said marriages are hereby declared to be legitimate, as if the said marriages had been solemnized by a person legally empowered for such purpose.

## CHAP. LXVI.

*Governor's Message.* January 27th, 1820.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

I have received a petition signed by John Greenough, and upwards of thirty other persons, who style themselves "Indian Natives," and appear to belong to the Town of Yarmouth. As the object of the petitioners is not cognizable by the Executive of the Commonwealth, the petition, and sundry papers connected with it, will be laid before you by the Secretary.

JOHN BROOKS.

*Council Chamber, January 27, 1820.*

## CHAP. LXVII.

*Resolve on the petition of the Trustees of Williams College.*  
January 27th, 1820.

*Resolved*, That the Commissioners of the Land Office be, and they hereby are authorized and empowered, to satisfy a grant of a township of land, of the contents of six miles square, made by a resolve of the nineteenth of February, one thousand eight hundred and five, to the President and Trustees of Williams College, by locating the same, and conveying to said Corporation, Township number three, second range, north of Bingham's Penobscot purchase, the same being number four, as surveyed by Alexander Greenwood: *Provided*, said grantees, or their assigns, shall first pay to said Commissioners, the expense of surveying and locating said township, and give security to the Commonwealth, in a manner satisfactory to said Commissioners, that they will, within one year from the passing of this resolve, cut out a road two rods wide, from the termination of the road, commonly called the St. John's road, (which has been opened under the direction of said Commissioners, from Penobscot River into township number two, the first range,) to said township, to be conveyed, and clear a travelled path therein, of one rod in width; and that within two years, they will clear a like road through said township, so to be conveyed, and make the necessary causeways and bridges thereon, all in a manner to be directed by said Commissioners; and within three years, will place on said township thirty families, as settlers, of the description named in the act, for promoting the sale and settlement of the public lands, in the District of Maine; and also, reserving in said township the usual public lots.

CHAP. LXVIII.

*Resolve authorizing Rufus Bacon, Esquire, to call a Meeting of the Congregational Parish, in Freetown.*

January 28th, 1820.

Whereas it has been made to appear to the General Court, that there are no Parish Officers in the Congregational Parish, in the Town of Freetown, in the County of Bristol :

*Resolved*, That Rufus Bacon, Esquire, one of the Justices of the Peace, in and for said County of Bristol, be authorized to issue his warrant, directed to some principal inhabitant of said Congregational Parish, in said Town of Freetown, requiring him to notify and warn the freeholders and other inhabitants of said parish, who are qualified to vote in parish affairs, to meet at such time and place as he shall name in said warrant, to choose all such parish officers as are, by law, required to be chosen, in the months of March and April, annually. And that the aforesaid Rufus Bacon, Esquire, being an inhabitant of said parish, be authorized to open said meeting and preside therein during the choice of a Moderator, to regulate and govern said meeting.

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CHAP. LXIX.

*Resolve for Liberating John B. Stone, from Confinement.*

January 28th, 1820.

On the petition of John B. Stone, praying to be liberated from his confinement in the county gaol, in Worcester, to which he was committed, by a warrant of distress, in favor of the Commonwealth, which issued on a judgment recovered against him before the Justices of the Supreme Judicial Court, held at Worcester, in April, in the year of our Lord one thousand eight hundred and nineteen :

*Resolved*, That, for reasons set forth in said petition, the Sheriff of the county aforesaid, is hereby authorized and directed to liberate and discharge the said John B. Stone from his said imprisonment ; *provided*, he do not stand committed for any other cause than the judgment aforesaid.

CHAP. LXX.

*Resolve on the petition of Daniel Hasty.* January 29th, 1820.

*Resolved,* That the Committee on Accounts be, and they are hereby directed to receive, examine, and allow the account of the said Daniel Hasty, if the same appear to them correct, the time, by law, required for exhibiting accounts, having expired notwithstanding.

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CHAP. LXXI.

*Resolve on the petition of Laban Lewis, and others, authorizing Joseph Bemis, Esquire, to call a Meeting of the First Congregational Parish, in Canton.* January 29th, 1820.

On the petition of Laban Lewis, and others, praying that a warrant may be issued for calling a meeting of the First Congregational Parish, in the Town of Canton :

*Resolved,* For the reasons set forth in said petition, that Joseph Bemis, Esquire, be, and he hereby is authorized and empowered to issue a warrant, directed to some principal inhabitant of said parish, requiring him to notify and warn the freeholders and other inhabitants of said parish, who are qualified to vote in parish affairs, to meet at such time and place as shall be named in said warrant, to choose all such parish officers as parishes are, by law, authorized and required to choose, in the months of March or April, annually.

CHAP. LXXII.

*Resolve granting William Andrews, Junior, and others, Two Hundred and Fifty Dollars, for prosecuting Doctor Thomas Sewall. January 29th, 1820.*

On the petition of William Andrews, Junior, on behalf of himself, and others, stating that they were the complainants and prosecutors, upon two indictments, against Doctor Thomas Sewall, for knowingly receiving certain dead bodies which had been dug up and carried away from the graves in which they had been buried, praying that they may be allowed the fines, or a part thereof, which are now in the hands of the Treasurer of the County of Essex, having been paid by the said Sewall, pursuant to a sentence of the Supreme Judicial Court :

*Resolved, That the Treasurer of the County of Essex be, and he hereby is ordered and directed to pay to the said William Andrews, Junior, the sum of two hundred and fifty dollars, out of the fines aforesaid, now in his hands ; and that the receipt of the said Andrews, for the same, shall be a sufficient discharge from him, of that sum, and the same shall be allowed him in the settlement of his accounts with the Commonwealth.*

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CHAP. LXXIII.

*Resolve on the petition of Joseph E. Foxcroft, empowering the Commissioners of the Land Office to convey certain Lands to him. January 29th, 1820.*

On the petition of Joseph E. Foxcroft, stating that, by an act establishing Bowdoin College, five townships, each six miles square, were granted to its Trustees, who, for seven thousand and nine hundred and forty dollars, conveyed one of the said five, viz. : township number five, of the seventh range of townships, north of the Waldo Patent ; and that the township does not contain the quantity of land as expressed, and praying that suitable aid and relief may be extended to him :

*Resolved*, That the Commissioners of the Land Office be hereby authorized to convey unto said Foxcroft, in fee, so much of the Commonwealth's unappropriated lands, as they shall find to be a just and adequate equivalent, in quantity and quality, to the deficiency of six miles square, in said township; the location and assignment thereof to be made at such place as he and they shall agree upon: *Provided*, however, that the said Foxcroft do and shall execute a complete release of all further claims, touching said deficiency, as well in relation to the Trustees of Bowdoin College, as to the Commonwealth: *And, provided further*, that no costs or charges accrue to the Commonwealth by reason of passing these resolutions.

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#### CHAP. LXXIV.

*Resolve on the petition of A. Gilman and J. Webster, extending the time for the Commissioners of the Land Office to make Deeds of Two Lots, in Bangor. January 29th, 1820.*

On the petitions of Allen Gilman and Jonathan Webster, praying for further time to be allowed for the Commissioners of the Land Office to make deeds to the owners of lots numbered ninety three and one hundred and twelve, in the Town of Bangor:

*Resolved*, That the time for making and receiving the deed of said lots, be extended to the close of the first session of the next General Court, and no further; and the Commissioners of the Land Office are hereby authorized to make deeds to the lawful and rightful claimants of said lots, taking care to receive, at least, one half the consideration money, in hand, and good and sufficient security for the residue.

CHAP. LXXV.

*Resolve on the petition of the Honorable Samuel Freeman.  
January 29th, 1820.*

*Resolved*, That the Court of Sessions for the County of Cumberland, which is, by law, to be holden at Portland, within and for the County of Cumberland, on the fourth Tuesday of March next, be, and they are hereby authorized and empowered to make such allowance to the Honorable Samuel Freeman, Judge of Probate for the County of Cumberland, for his services in said office, from the twenty eighth day of February, one thousand eight hundred and eighteen, to the fifteenth day of March, one thousand eight hundred and twenty, (over and above his salary as now established by law) as they may think just and reasonable: *Provided, however*, that such allowance shall not exceed the sum of one hundred dollars per annum.

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CHAP. LXXVI.

*Resolve for Discharging Jonathan Forbes from Prison.  
January 29th, 1820.*

On the petition of Jonathan Forbes, praying to be liberated from his confinement in the county gaol, in Worcester, to which he was committed, by warrants of distress, in favor of the Commonwealth, which issued on judgments recovered against him, before the Supreme Judicial Court, at Worcester, in April, in the year of our Lord, one thousand eight hundred and nineteen:

*Resolved*, That, for reasons set forth in said petition, the Sheriff of the county aforesaid, is hereby authorized and directed to liberate and discharge the said Jonathan Forbes from his said imprisonment; *provided*, he do not stand committed for any other cause than the judgements aforesaid.

## CHAP. LXXVII.

*Resolve granting One Hundred and Fifty Dollars to repair the Meeting House, of the Herring Pond Tribe of Indians, in the Town of Plymouth. January 29th, 1820.*

*Resolved, That there be appropriated from the Treasury of this Commonwealth, the sum of one hundred and fifty dollars, for the purpose of repairing the Meeting House of the Herring Pond Tribe of Indians, so called, in Plymouth, to be expended under the direction of the Overseers of the Mashpee and Herring Pond Tribes; whose account for the expenditure of the same shall be audited, adjusted and transmitted in the same manner as is provided in the seventh section of "an act in addition to the several acts respecting the Indians and other persons, proprietors and residents on the Plantations of Mashpee and Herring Pond, so called," passed on the eighteenth day of February, in the year of our Lord, one thousand eight hundred and nineteen:*

*Resolved, That His Excellency the Governor be requested to draw his warrant on the Treasurer, in favor of said Overseers, for the sum mentioned in the foregoing resolve.*

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## CHAP. LXXVIII.

*Resolve on the Memorial of the Corporation of the Trustees of Leicester Academy, in the County of Worcester. January 31st, 1820.*

Whereas the Trustees of Leicester Academy, in the County of Worcester, in their corporate capacity, by their memorial, presented to this Legislature, have represented the occasion of aid to the funds of that institution, and have also represented that there is a tract of land situated in the Town of Holden, in said County of Worcester, and particularly described in said memorial, which was heretofore duly confiscated as the estate of William Brattle, an absentee, and subsequently sold by Commissioners on behalf of the Commonwealth, who executed a deed thereof to one Pierre



Matthieu Andre; and that the said land, for nearly forty years, has been taxed in said Town of Holden, as the "French Land," owned by a non resident proprietor, and the taxes paid by timber and wood cut annually from the land; that the said Pierre Matthieu Andre, at the time of the conveyance of said land to him, was a native of France, to which country he immediately thereafter returned, and has not since been heard from; and that there is no person known who claims, by title, to be proprietor of said land, but that the same has escheated to this Commonwealth: And the said Trustees, upon this representation, have petitioned that this Legislature would authorize the Attorney or Solicitor General in the name of the Commonwealth, but at the expense of the Trustees, to institute an inquest of office, or other legal process, to obtain a judgment of law for the recovery of said land, to the intent that the same may be granted to the Corporation of said Trustees of Leicester Academy, in aid of the funds of that institution:

*Resolved,* For reasons set forth in said memorial, that the Attorney and Solicitor General, or either of them, are directed to institute an inquest of office, or such other legal process as they shall judge proper, in the name of the Commonwealth, for the recovery of the tract of land described in said memorial.

## CHAP. LXXIX.

*Resolve on the petition of the Proprietors of Sandy Bay Pier.*  
January 31st, 1820.

On the petition of the Proprietors of Sandy Bay Pier:

*Resolved,* That the Commissioners of the Land Office be, and they hereby are authorized and empowered to locate the township of land granted to said proprietors, by a resolve of the sixteenth of June last, (for the purpose of repairing and improving the Pier and Basin, at Sandy Bay, in the Town of Gloucester,) on the township number five, in the third range of townships, north of Bingham's Kennebec Purchase, through which the new road, commonly called the Canada road, extends, with the usual reservation for public lots: *Provided,*

the said grantees shall first give satisfactory security to said Commissioners, to pay to the Commonwealth the sum of five hundred dollars, to reimburse that amount of the expenses of surveying said township, and making the aforesaid road through the same; two hundred dollars thereof, with interest, in six months, and the residue in eighteen months, from the passing of this resolve; and keep the whole of said road which extends through said township, and that part thereof which extends from the extreme northerly part of said township to the Canada line, (so long as the Commonwealth shall retain their interest therein) and the causeways and bridges the same distance, in suitable repair for travellers and droves, and place thirty families on said township within three years, of the description in the act for promoting the sale and settlement of the public lands in the District of Maine.

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#### CHAP. LXXX.

*Resolve relative to proposed Amendment of the Constitution of the United States. January 31st, 1820.*

The Committee to whom so much of His Excellency's Message was committed, as relates to a communication from the Governor of the State of South Carolina, upon the subject of an amendment to the constitution of the United States, "to establish an uniform mode of electing Electors of President and Vice President of the United States," proposed by the State of North Carolina, and rejected by the Legislature of South Carolina; and also so much of His Excellency's Message as relates to a communication from the Governor of the State of Pennsylvania, respecting an amendment of the constitution of the United States, proposed by the Legislature of the State of Pennsylvania, in the words following, viz.: "Congress shall make no law to erect or incorporate any bank or other monied institution, except within the District of Columbia; and every bank, or other monied institution, which shall be established by the authority of Congress, shall, together with its branches, and offices of discount and deposit, be confined to the District of Columbia;" have had those subjects under consideration, and ask leave to report:

That the Legislature of Massachusetts, having heretofore considered the amendment of the constitution of the United States, proposed by the State of North Carolina, to which the communication of the Governor of South Carolina has allusion, and by resolve passed on the ninth day of February, in the year of our Lord one thousand eight hundred and sixteen, expressed their approbation of said amendment, as modified in said resolve, and the doings in this behalf having been communicated to the Supreme Executive of the several States in the Union, and to our Senators and Representatives in the Congress of the United States; and as no reason occurs to your Committee for doubting the correctness of the opinion expressed in said resolve, it is inexpedient, in the opinion of your Committee, that any further measures in relation to said amendment, should be taken by this Legislature.

Upon the subject of the amendment of the constitution of the United States proposed by the Legislature of the State of Pennsylvania, in which it appears from a communication made by the Governor of Indiana, that the Legislature of that State has concurred, your Committee report, that they unanimously accord with them in the sentiments expressed in the preamble to the proposed amendment, but with all due respect for the opinion of the Legislature of Pennsylvania, do not agree with them in their conclusion, that the national bank ought to be limited in its operations to the District of Columbia.

If the abuses of a beneficial power, or institution, are to decide and determine their condemnation, there is scarce a source of public prosperity, or the exercise of a necessary and useful power which will not be speedily closed and terminated. We have nothing unmixed, and cannot expect any thing perfect in an imperfect state: A portion of evil or inconvenience attends every good thing; and all power capable of being beneficially exercised, will, in the nature of things, be susceptible of abuse. In the opinion of your Committee, a national bank, with branches, located in the various parts of the United States, where large portions of the public revenue are collected, and the interest of the public debt is paid, greatly aids the government in the prosperous and successful administration of its finances, and is productive of much more good than mischief: and that a bank limited in its operations to the District of Columbia, as contemplated

in the proposed amendment, would be wholly inadequate to the exigencies of the national government. Your Committee therefore report the following resolves.

ARTEMAS WARD, *Chairman.*

*Resolved,* That the amendment to the constitution of the United States, proposed by the Legislature of the State of Pennsylvania, in the words following, viz. : “ Congress shall make no law to erect or incorporate any bank, or other monied institution, except within the District of Columbia ; and every bank, or other monied institution, which shall be established by the authority of Congress, shall, together with its branches and offices of deposit and discount, be confined to the District of Columbia,” should it become a part of the constitution of the United States, would not be salutary in its operation ; and that our Senators and Representatives, in the Congress of the United States, be requested to use their endeavors to prevent such an amendment.

*Resolved,* That His Excellency the Governor be requested to forward a copy of the preceding resolution to the Supreme Executive of the State of Pennsylvania, the Supreme Executive of the State of Indiana, and to each of our Senators and Representatives in the Congress of the United States.

## CHAP. LXXXI.

*Resolve on the petition of Jonathan Peirce and Jonathan S. Peirce. February 2d, 1820.*

On the petition of Jonathan Peirce and Jonathan S. Peirce, praying to be remunerated for expenses incurred by them in procuring the attendance of witnesses in behalf of the Commonwealth, on indictments against William Peirce and Naphtali Newhall, at the Supreme Judicial Court, held at Worcester, in April, in the year of our Lord one thousand eight hundred and nineteen :

*Resolved,* That, for the reasons set forth in said petition, the sum of one hundred dollars be, and hereby is granted to

the said Jonathan Peirce and Jonathan S. Peirce, to be paid to them out of the treasury of this Commonwealth.

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CHAP. LXXXII.

*Resolve granting further time to Old Soldiers for Settling Lands.* February 3d, 1820.

*Resolved,* That a further time of four years, from the first day of May next, be, and is hereby granted and allowed to the non commissioned officers and soldiers, their widows and children, to make settlement on the land granted them by a resolve of the General Court, passed the fifth of March, in the year of our Lord one thousand eight hundred and one.

*And be it further resolved,* That there be granted and allowed to all such non commissioned officers and soldiers, their widows and children, who are embraced in the provisions of said resolve, and have neglected to prove their claims to the benefits thereof, the further time of two years from the first day of May next, for said purpose, any thing in said resolve, and others passed subsequent thereto, to the contrary notwithstanding.

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CHAP. LXXXIII.

*Resolve on the petition of Benjamin Baldwin, extending the time for Payment of Notes due the Commonwealth.*  
February 3d, 1820.

On the petition of Benjamin Baldwin, praying an extension of time for the payment of certain notes due the Commonwealth :

*Resolved,* For reasons set forth in said petition, that there be allowed a further time of two years, from and after the passing of this resolve, to the said Benjamin Baldwin, to complete the payment of his bond and notes due the Commonwealth ; *provided,* said Benjamin shall be holden to pay the interest on said obligations, annually.

## CHAP. LXXXIV.

*Resolve on the petition of Roger Merrill, excusing Thomas Johnson and others, from Settling Duties.*

February 3d, 1820.

Whereas, by resolves of this General Court, passed the twenty fourth day of January, in the year of our Lord one thousand eight hundred and fifteen, eight thousand acres of land were granted to Thomas Johnson and others, in portions therein mentioned, on condition that they, within five years, permanently settle on said location, fifteen families; and whereas, it is represented that the lands located under said grant, lie in Orono, and are of a very poor quality, and that a fourth part thereof, are not susceptible of cultivation and settlement; Therefore,

*Resolved*, That for reasons mentioned, the grantees in said resolves of January twenty fourth, in the year of our Lord one thousand eight hundred and fifteen, their heirs and assigns, be, and they are hereby wholly excused from the performance of all settling duties required by said resolves.

## CHAP. LXXXV.

*Resolve on the petition of Abijah Crane.* February 3d, 1820.

On the petition of Abijah Crane, of Boston, in the County of Suffolk, Administrator of the goods and estate of William Perkins, late of said Boston, deceased, shewing that said Perkins, with Newell Withington, of said Boston, his late partner in trade, did, by agreement, bargain and sell to one Nathaniel Pratt, Junior, of Marshfield, in the County of Plymouth, a certain piece of land, situated in said Marshfield, containing about one acre and six rods, said piece of land being owned by said Perkins and Withington, jointly, but he, the said Perkins died before the deed could be executed to convey said land; and praying that he the said Abijah, in his said capacity, together with the said Newell, may be authorized to convey said premises to him the said Nathaniel:

*Resolved*, For reasons set forth in said petition, that said Abijah Crane be, and he is hereby authorized and empowered to convey the said William Perkins' right and title in and to the aforescribed premises, and to join said Newell Withington in a good and sufficient deed thereof, to have and to hold the same, to the said Nathaniel Pratt, Junior, his heirs and assigns, in as full and ample a manner as if the said premises had been conveyed to him in the life time of the said William.

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### CHAP. LXXXVI.

*Resolve on the petition of Ebenezer Handy.*  
February 3d, 1820.

On the petition of Ebenezer Handy :

*Resolved*, That thirty six dollars be granted and paid out of the public treasury, to Ebenezer Handy, in full for expenses in pursuing and bringing to justice Aaron Grace and Thomas B. Andrews ; which sum was recovered of them, on forfeiture of their bonds, at the Supreme Judicial Court, at Augusta, in the County of Kennebec, at the June term, in the year of our Lord one thousand eight hundred and seventeen.

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### CHAP. LXXXVII.

*Resolve on the petition of Arthur Lithgow, Exempting him from Arrest.* February 5th, 1820.

On the petition of Arthur Lithgow, praying to be discharged from an execution, founded on a judgment recovered against him, in behalf of the Commonwealth, in one thousand eight hundred and eighteen :

*Resolved*, For reasons set forth in said petition, that, until the Legislature shall otherwise direct, the body of the said Lithgow be, and hereby is exempted from all arrests and

restraints on account of a judgment or execution, which was recovered by the Commonwealth against him, in the year one thousand eight hundred and eighteen, for five hundred and thirty one dollars, which sum still remains due and unpaid.

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## CHAP. LXXXVIII.

*Resolve on the petition of Eliel Gilbert and others, empowering the Court of Sessions to Grant Money for Building a Bridge over Deerfield River. February 5th, 1820.*

On the petition of Eliel Gilbert and others :

*Resolved*, For reasons set forth in said petition, that the Court of Sessions, within and for the County of Franklin, are hereby empowered at the next term of holding their court, at Greenfield, on the first Tuesday of March next, and at any future term of holding their said court, to hear any petition, statement, or request, from any town, by their agents, or any person or persons, inhabitants of said county, praying for aid and assistance to build and keep in repair a bridge over Deerfield River, above and near the falls, so called, between the Towns of Shelburne and Buckland, in said county ; and the said Court of Sessions shall be, and are hereby empowered to grant and allow such sum or sums of money, from time to time, as they may think proper, not exceeding two thousand dollars, for the purposes mentioned in this resolve ; and may also appoint an agent, if they see cause, to superintend the expenditure of all monies so granted, and render to the said court an account thereof.

*And be it further resolved*, That the said Eliel Gilbert cause a copy of this resolve to be printed in the Franklin Herald, published in Greenfield, in two successive papers, before the time of holding said court, on the first Tuesday of March next, that any town within the said county, may appear, by their agent or attorney, and shew cause, if any they have, why such grant or grants, ought not to be made.



CHAP. LXXXIX.

*Resolve on the petition of John Locke.* February 5th, 1820.

On the petition of John Locke, of Ashby, in the County of Middlesex, father, and Guardian of John Locke, Junior, and Albert Locke, minors, praying for license to sell and convey the whole of the real estate, devised to them by the last will and testament of Nathaniel Goodwin, of Plymouth, in the County of Plymouth, Esquire :

*Resolved,* That the prayer of the petitioner be granted ; and the Guardian of the said John Locke, Junior, and Albert Locke be, and he is hereby authorized and empowered to sell and convey, at public or private sale, all the right and interest which his said children and minors have, in any and all the real estate, devised unto them by the last will and testament of the said Nathaniel Goodwin, situate in the Towns of Plymouth, Carver, and Sandwich. And such conveyance, so made by the said John Locke, in his said capacity, shall operate to all intents and purposes as a valid conveyance of all the right, title, and interest, which the said minors have in lands, holden by the devise aforesaid ; *provided,* that the said John Locke, Guardian, as aforesaid, first give bond, with sufficient sureties, to the Judge of Probate, for the County of Middlesex, or his successor in said office, that the proceeds of all such sales, so to be made, shall be put at interest, on good security, for the benefit of the said minors, and the same be accounted for according to law.

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CHAP. XC.

*Resolve in favor of William Andrews, Junior.*  
February 5th, 1820.

Whereas, by a resolve approved by the Governor, the twenty ninth day of January last past, the Treasurer of the County of Essex, was authorized and directed to pay William Andrews, Junior, the sum of two hundred and fifty dollars, out of the fines paid by Doctor Thomas Sewall, to the

Treasurer of the County of Essex, for the Commonwealth; and whereas, it now appears that the amount of said fines, out of which said sum was ordered to be paid to the said William Andrews, Junior, has been paid by the Treasurer of the County of Essex to the Treasurer of the Commonwealth; Therefore,

*Resolved,* That the Treasurer of the County of Essex be, and he is hereby ordered and directed to pay to the said William Andrews, Junior, the said sum of two hundred and fifty dollars, out of any monies, now, or which hereafter may be in his hands, belonging to the Commonwealth, and the receipt of the said Andrews, shall be a sufficient discharge to the said Treasurer of the County of Essex therefor, and the same shall be allowed him, in the settlement of his accounts with the Commonwealth.

## CHAP. XCI.

*Resolve for Conveying Land to Joseph Treat, on conditions.*  
February 7th, 1820.

*Resolved,* That the Commissioners of the Land Office be, and they hereby are empowered and directed to convey to Joseph Treat, of Bangor, in the County of Penobscot, five thousand acres of land, now owned by this Commonwealth, on the easterly side of Penobscot River, bounded as follows, viz.: beginning in the north or head line of the nine townships, formerly purchased of the Indians, where the same strikes the easterly bank of Penobscot River; thence extending east on said line, to the westerly bank of Cold Stream Pond; thence northerly by said Pond, until a line drawn west, or parallel with the aforesaid line, to Penobscot River; and then down on the easterly side of said river, to the place of beginning, shall contain five thousand acres; the same to be laid out under the direction of the Commissioners of the Land Office, at the expense of said Treat: *Provided, however,* that this conveyance be made to said Joseph, on the sole condition, that the said Treat shall, for himself, and for, and in behalf of Richard Winslow, release and surrender to said Commissioners, all the right, title, claim and interest, which

they the said Treat and Winslow have, or may have, by virtue of any lease or leases from the Penobscot Tribe of Indians, to any lands, or timber, or meadow grounds, belonging to the Commonwealth: *And, provided further*, that said Treat execute a bond to the Commonwealth, with sufficient sureties, conditioned that, within two years from the passing of this resolve, he will faithfully erect and put in operation, a good and sufficient saw mill and grist mill, on Cold Stream, so called; *and, provided, also*, that the reciprocal interchange of deeds and writings herein mentioned, of the said Treat and said Commissioners, be made before the close of the present session of the General Court, and not afterwards.

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## CHAP. XCII.

*Resolve on the petition of Ethan A. Greenwood.*  
February 7th, 1820.

On the petition of Ethan A. Greenwood, Agent of the New England Museum and Gallery of Fine Arts:

*Resolved*, That the resolve on the petition of Ward Nicholas Boylston, approved January twenty one, one thousand eight hundred and twenty, be, and the same is hereby repealed; and the Solicitor General of this Commonwealth is hereby directed to discontinue any proceedings which may have been commenced pursuant to said resolve.

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## CHAP. XCIII.

*Resolve authorizing the Governor to appoint Commissioners to ascertain the Boundary Line between this Commonwealth and the State of Connecticut.* February 7th, 1820.

Whereas it is represented to the General Court of this Commonwealth, that contentions and disputes have arisen between the citizens of this Commonwealth, and those of the State of Connecticut, respecting the boundary line between

this Commonwealth and the said State ; to prevent which in future, and to promote harmony and affection between the citizens of the two respective States :

*Resolved*, That His Excellency the Governor, with the advice of the Council, be, and hereby is authorized and requested to nominate and appoint three suitable persons as Commissioners, on the part of this Commonwealth, for ascertaining the boundary line between the same and the said State of Connecticut, east of Connecticut River. And the said Commissioners are hereby authorized and empowered to meet such Commissioners as may be appointed and vested with similar powers, for the aforesaid purpose, by the Legislature of the State of Connecticut ; and in conjunction with them, as soon as may be, to ascertain, run, and mark such boundary line, erect durable monuments, at such places as they shall think proper and effectual, to prevent future mistakes and disputes respecting the same.

And the Commissioners on the part of this Commonwealth, are authorized and empowered to agree upon such principles respecting the running said line, as from the best documents they can obtain, may appear to them just and reasonable ; which line, when so ascertained, forever afterwards shall be considered and held to be the just and true boundary line of jurisdiction between this Commonwealth and the said State of Connecticut. And the Commissioners, on the part of this Commonwealth, are authorized to employ such Surveyors and chain bearers, as they may think proper, to assist in duly ascertaining the line aforesaid.

And the Governor of this Commonwealth is requested to transmit a copy of this resolve to the Governor of Connecticut, that the same may be duly communicated to the Legislature of that State, in order that Commissioners may be appointed and measures taken, on the part of such State, for ascertaining the bounds aforesaid.

*Be it further resolved*, That there be paid out of the treasury of this Commonwealth, to said Commissioners, a sum not exceeding five hundred dollars, to enable them to defray the immediate expenses of running and establishing said line ; said Commissioners to be accountable to the General Court for the proper application of the same ; and His Excellency the Governor is hereby requested to draw his warrant on the Treasurer for the same.

## CHAP. XCIV.

*Resolve Confirming Certain Lands to Lincoln Academy.  
February 7th, 1820.*

On the memorial of the Trustees of Lincoln Academy:

*Resolved*, That the gore of land, described in a deed, made the twenty seventh day of February, in the year of our Lord one thousand eight hundred and six, by John Read and William Smith, Agents for the sale of Eastern Lands, to the Trustees of Lincoln Academy, be, and hereby is confirmed to said corporation, without the condition of locating thereon, three lots, of one hundred and sixty acres each, for public uses, according to the true intent and meaning of a resolve of the twenty eighth of February, one thousand eight hundred and fourteen: *Provided*, if there are any persons who settled on said lands before the first day of January, in the year one thousand seven hundred and eighty four, who have neglected to demand deeds conformable to said resolve, said corporation shall be holden to assign to each settler of that description, their heirs or assigns, one hundred acres of land, as in said resolve is expressed, who shall apply for the same within three years from the passing of this resolve.

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## CHAP. XCV.

*Resolve relating to Soldiers' Claims upon the Commonwealth. February 8th, 1820.*

*Resolved*, That the Secretary and Treasurer of the Commonwealth, for the time being, on application made to them, for the payment of any balance, which appears by the books in the Secretary's Office, to be due to any officer or soldier of the American revolutionary army, belonging to the Massachusetts line, and on the applicant's producing to them the testimonials or vouchers, required by the resolves of June fourteenth, one thousand seven hundred and ninety three, and February first, one thousand seven hundred and ninety

four, and making oath, that he verily believes, that such balance is still due and unpaid, shall certify to the Governor and Council the amount of such balance, without interest, together with the addition thereto, or deduction therefrom, if any, required by the resolve of March sixth, one thousand seven hundred and ninety three ; and his Excellency the Governor is hereby authorized and requested, by the advice of Council, to issue his warrant on the Treasurer of the Commonwealth, for such sum, so certified as aforesaid : *Provided, however,* that in all cases wherein the said Secretary and Treasurer may have doubts, either as to the sum due, or the validity of the testimonials, or vouchers, aforesaid, the same shall be, by them, laid before the Governor and Council for their consideration, examination and decision thereon : *And provided, also,* that no such balance shall be certified or paid, as aforesaid, unless application shall be made therefor, as aforesaid, within two years next after the passing of this resolve.

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## CHAP. XCVI.

*Resolve on the petition of Samuel Fowler, President of the Eighth Massachusetts Turnpike Corporation.*

February 9th, 1820.

*Resolved.* For reasons set forth in the petition of Samuel Fowler, President of the Eighth Massachusetts Turnpike Corporation, that George Conant, Esquire, of Becket, in the County of Berkshire, Jacob Bliss, Esquire, of Springfield, and Enos Foot, Esquire, of Southwick, in the County of Hampden, be a Committee, with full power to view the road of the Eighth Massachusetts Turnpike Corporation, and make such alterations in the course of said road as they may think just and reasonable ; and to lay out the same in such manner as will best promote the public good. And they are hereby authorized to appraise any damages that may be sustained, by any person or persons, over whose land the road shall be laid. And the person or persons, so injured in their lands, shall recover the appraised damage of said Corporation, in the manner provided in the act of incorporation.

And said Committee are further authorized to consider and report what alterations, if any, ought to be made in the rate of toll taken at the second gate: *Provided*, that thirty days notice of the time and place of the first meeting of said Committee, be given by publication thereof in the *Hampden Federalist*, printed at Springfield, and the *Berkshire Star*, printed three weeks successively before the meeting of said Committee.

## CHAP. XCVII.

*Governor's Message.* February 9th, 1820.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

The Secretary will lay before you, a communication I have received from the Governor of the State of Ohio, referring to several resolutions of the General Assembly of that State, relating to an Amendment of the Constitution of the United States, proposed by the State of Pennsylvania, for restricting the power of Congress, in establishing any bank or other monied institution, to the District of Columbia.

I avail myself of this occasion, to inform you, that the resignation of Major General Amos Hovey, has created a vacancy in the office of Major General, in the second division of the militia.

JOHN BROOKS.

*Council Chamber, February 9, 1820.*

## CHAP. XCVIII.

*Resolve granting Fifty Dollars to the Town of Attleborough, for Support of J. Barnard.* February 9th, 1820.

On the petition of Lemuel May, Esquire, praying for allowance for the support of Joseph Barnard, a Commonwealth's pauper :

*Resolved*, For reasons set forth in said petition, that there be allowed and paid out of the treasury of this Commonwealth, to said inhabitants, the sum of fifty dollars, in full for the support of the said Joseph Barnard, to the twentieth day of January, one thousand eight hundred and twenty.

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## CHAP. XCIX.

*Resolve on the petition of Benjamin R. Nichols.*  
February 9th, 1820.

On the memorial of Benjamin R. Nichols, of Salem, in the County of Essex, in behalf of the Commissioners of the Legislature, for arranging and transcribing the Plymouth Colony Records, stating that they, or any one of them, were appointed by the Legislature, in June, one thousand eight hundred and eighteen, a Committee to cause the said records to be arranged and transcribed, and for that purpose, were authorized to remove the records from the Register of Deeds' Office, in Plymouth, and to return them when completed, to the same place, and to deposit the copies in the Secretary's Office in Boston; that the said Nichols, at the request of the other Commissioners, undertook the aforesaid trust, and performed part of said services, as by his report heretofore made to the Legislature; since which time he has completed the same: Therefore,

*Resolved*, For reasons set forth in said memorial, that there be paid out of the treasury of this Commonwealth, to the said Benjamin R. Nichols, the further sum of one thousand dollars, the same being in full for repairing, arranging, transcribing and indexing the Plymouth Colony Records, including expenses for paper, binding and stationary, cases for the records, travelling, and all other expenses in relation to that subject, by the said Nichols, and his assistants, and the other Commissioners. And His Excellency the Governor, with the advice of Council, is requested to issue a warrant on the treasury accordingly, for the payment of the said sum.



## CHAP. C.

*Resolve on the First Precinct in Middleborough.*  
February 10th, 1820.

On the petition of the First Precinct in Middleborough, praying to be authorized to raise money for a ministerial fund, by tax :

*Resolved,* For reasons set forth in said petition, that the inhabitants of said precinct be, and they hereby are authorized and empowered to raise by tax, a sum of money, not exceeding three thousand and five hundred dollars, to be agreed upon, assessed, and collected in the usual way of raising money for parochial purposes; which sum, with other money now in the treasury of said precinct, may be placed in the hands of Trustees, to be kept as a fund for the use of those inhabitants of said precinct, who shall be incorporated into a new parish, agreeably to the petition of John Tinkham and others, now pending before this General Court.

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## CHAP. CI.

*Resolve on the petition of Joseph Raynes, for an Old Soldier's Gratuity.* February 11th, 1820.

On the petition of Joseph Raynes, praying that a gratuity for revolutionary services, performed by Jonathan Tyler, Junior, may be paid him :

*Resolved,* That, for reasons set forth in said petition, there be paid out of the treasury of this Commonwealth, sixteen dollars, in full for the gratuity mentioned in said petition; and the Governor of this Commonwealth is hereby authorized to draw his warrant on the Treasurer, in favor of the said Raynes, for that sum.

## CHAP. CII.

*Resolve on the petition of John Spring.*  
February 11th, 1820.

On the petition of John Spring, in behalf of himself, and Seth Spring :

*Resolved*, For the reasons set forth in the said petition, that two thirds of the amount of monies for which the Commissioners of the Land Office were authorized by resolve of this Legislature, passed February twentieth, one thousand eight hundred and eighteen, to pay Seth Spring, Andrew M. Spring, and John Spring, be paid to Seth Spring and John Spring, on their complying with the proviso of said resolve ; and the remaining third, be paid to Andrew M. Spring, on his compliance with the condition aforesaid, by appearing in person, or by proper attorney.

*Resolved*, That His Excellency the Governor be, and he hereby is authorized to draw his warrant on the Treasurer of the Commonwealth, in favor of the said Commissioners of the Land Office, for such sum of money as they shall require, to enable them to carry the foregoing resolve into effect.

## CHAP. CIII.

*Resolve on the petition of Lydia Rowell, authorizing her to Sell Real Estate.* February 11th, 1820.

On the petition of Lydia Rowell, widow :

*Resolved*, That the said Lydia Rowell, in her capacity of Guardian to Moses Rowell, a minor, be, and she is hereby empowered to sell so much of the real estate of the said Moses Rowell, her ward, as shall amount to and produce the sum of four hundred dollars, and incidental charges, necessary to purchase certain rights in the iron works on Powow River, in the Town of Salisbury, and thereby to relieve the premises from the incumbrances stated in her said petition ; the said Guardian to post notifications, thirty days

before the sale, and to give bonds to the Judge of Probate for the County of Essex, to be under oath, and to observe the rules and regulations relative to said sale, in the same manner as is provided for, in cases where executors and administrators shall have been empowered by court, to make sale of the real estate of deceased persons, for the payment of their just debts.

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### CHAP. CIV.

*Resolve on the petition of Amos G. Baldwin.*  
February 11th, 1820.

On the petition of the Reverend Amos G. Baldwin, of Ogdensburgh, in the County of St. Lawrence, and State of New York, praying that he may be exempted from all liability in law, in consequence of having illegally solemnized a marriage, in this Commonwealth :

*Resolved,* For reasons set forth in said petition, that the aforesaid Amos G. Baldwin be, and he hereby is exempted from all liability, in law, to any prosecution or penalty incurred by him, in consequence of having solemnized a marriage, in the Town of Great Barrington, in this Commonwealth, on the twenty seventh day of October, in the year of our Lord eighteen hundred and seventeen, between the Reverend Samuel Griswold and Miss Maria Riley, both of Great Barrington, aforesaid.

*Resolved,* That the marriage aforesaid, of the Reverend Samuel Griswold and Maria Riley, solemnized as aforesaid, be, and the same is hereby made good and valid in law, any statute of this Commonwealth to the contrary notwithstanding.

*Resolved, also,* That the issue of the marriage aforesaid, if any, be, and they are hereby declared legitimate, and made capable in law, of inheriting and of transmitting by inheritance, through or from them, in the same way and manner as though such marriage were originally solemnized according to law.

**CHAP. CV.***Resolve on the Statement of the Treasurer.*  
February 11th, 1820.

On the statement of the Treasurer of this Commonwealth, in relation to taxes appearing by his books to be due from sundry plantations and other places :

*Resolved,* For reasons set forth in said statement, that the sum of twenty seven dollars and four cents be remitted to township number thirteen, west of Machias, granted to John Peck, Washington County, for taxes for the years one thousand eight hundred and twelve to one thousand eight hundred and eighteen, inclusively ; it appearing that said township is the town of Columbia, and that Columbia has been taxed since one thousand eight hundred and twelve, and the taxes on the same have been paid. Also, that seventy eight dollars and thirty cents be remitted to township number eleven and twelve, adjoining Harrison and Stuben, in the same county, for taxes for the years one thousand eight hundred and twelve to one thousand eight hundred and eighteen, inclusively ; it appearing that said townships are included in the Town of Cherryfield and Bingham's Purchase, and that those places have been taxed, and the taxes have been paid for the years one thousand eight hundred and twelve to one thousand eight hundred and eighteen, inclusively. Also, that twenty seven dollars and twenty cents be remitted to township number three, between Kennebeck and Androscoggin River, granted to Jacob Abbot, taxed in Oxford County, for the years one thousand eight hundred and twelve to one thousand eight hundred and fifteen, inclusively ; the Sheriff of said County not being able to find any such land in the County of Oxford, and it being supposed, that said township is the Town of Phillips, in Somerset County. Also, that seventeen dollars and thirty three cents be remitted to Patricktown Plantation, in Lincoln County, for taxes in one thousand eight hundred and eighteen ; it appearing by several resolves of the General Court, passed February twenty fifth, one thousand eight hundred and fourteen, February sixteenth, one thousand eight hundred and fifteen, and February thirteenth, one thousand eight hundred and eighteen, that it was not the intention of

the Legislature to tax it. Also, that sixteen dollars for taxes for the years one thousand eight hundred and eighteen and one thousand eight hundred and nineteen, be remitted to a place, called gore of land, north of Florida, Berkshire County; it appearing by a resolve of the General Court, passed February thirteenth, one thousand eight hundred and eighteen, that it was not the intention of the government to impose a tax on that tract. Also, that thirty six dollars for taxes, from one thousand eight hundred and sixteen to one thousand eight hundred and eighteen, inclusively, be remitted to Seabastcook Plantation, Somerset County; inasmuch as the said taxes, so imposed, should have been apportioned between that plantation and Snakeroot Plantation, as has been subsequently done in the tax act of one thousand eight hundred and nineteen.

*Also, it is further resolved*, that Honorable Daniel Sargent, Treasurer, as aforesaid, be and he hereby is empowered and directed to place to the credit of the aforesaid tax debtors, the several sums remitted to them respectively, in order that his books be closed, in conformity to the tenor of this resolve.

## CHAP. CVI.

*Governor's Message.* February 12th, 1820.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

A communication from the American Asylum, at Hartford, dated the eighth instant, will be herewith laid before you, by the Secretary. It presents a difficulty which was not anticipated by the Legislature, when the resolve of June nineteenth, one thousand eight hundred and nineteen, respecting the deaf and dumb, was passed. Although the continuance of the younger Tripp, from the account given of him by the officers of the asylum, would be unavailing to his improvement, the Executive is vested with no authority to facilitate his return to his friends by pecuniary means. It

is therefore submitted to your consideration, whether any provision shall be made for defraying the expense of the said Tripp's removal, and for similar contingencies in future.

JOHN BROOKS.

*Council Chamber, February 12, 1820.*

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## CHAP. CVII.

*Resolve on the petition of Sally Waugh.  
February 14th, 1820.*

*Resolved,* For reasons set forth in said petition, that there be allowed and paid out of the treasury of this Commonwealth, to Sally Waugh, widow, and Administratrix of the estate of the late Colonel James Waugh, Junior, of Starks, in the County of Somerset, twenty five dollars and seven cents, it being in full for the services rendered by her late husband, as President of a Court Martial, held at Augusta, in the County of Kennebec, in March, in the year of our Lord one thousand eight hundred and fifteen; which said sum was duly returned as the amount of travel and attendance of the said Colonel James Waugh, Junior, at the Court Martial aforesaid: And His Excellency the Governor be, and he hereby is requested to draw his warrant on the Treasurer for the same.

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## CHAP. CVIII.

*Resolve on account of Asa Goodell, Trustee of Grafton Indians, and appointing Jonathan Leland, Trustee in his stead. February 15th, 1820.*

Whereas Asa Goodell, of Millbury, in the County of Worcester, the Trustee of the Hassanamisco or Grafton Indians, has presented his account for allowance, which has

been examined, and believed to be correct; and there remains in his hands, the sum of fourteen hundred and fourteen dollars, including a note for twenty pounds, supposed to be of little value, signed by Stephen Maynard.

*Resolved*, That the said account be, and it is hereby allowed.

*And be it further resolved*, That Asa Goodell, the present Trustee, according to his written request, be, and he is hereby discharged from any further service in his said trust; and that Jonathan Leland, Esquire, of Sutton, in said County of Worcester, be, and he is hereby appointed Trustee of said Hassanamisco Indians: and the said Leland is hereby empowered to receive of the said Goodell, the said sum of fourteen hundred and fourteen dollars, including the said Stephen Maynard's note of twenty pounds; and the said Goodell is hereby ordered and directed to pay over the same accordingly.

## CHAP. CIX.

*Governor's Message.* February 15th, 1820.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

The Secretary will lay before you, the petition of Allen Durfee, of the State of Rhode Island, praying for a reward, for apprehending Thomas Daniels, one of the supposed murderers of the late Jacob Gould, of Stoneham. With the view of explaining the reasons which have occasioned a reference of the petition to your consideration, I shall, at the same time, cause to be laid before you, a copy of the advice of the Council, on that subject, and of the proclamation referred to in the petition, together with sundry affidavits adduced by the petitioner, to substantiate the facts on which his claim to remuneration is founded.

JOHN BROOKS.

*Council Chamber, February 15, 1820.*

## CHAP. CX.

*Resolve authorizing the Sale of the Commonwealth's Interest in Township Number Three. February 16th, 1820.*

*Resolved*, That the Commissioners of the Land Office be, and they are hereby authorized to sell and convey all the Commonwealth's right, title, and interest to the residue of two elevenths of the third and fourth quarters of township number three, on the east side of Penobscot River, at such price, and upon such terms as they shall judge for the interest of the Commonwealth; said residue having reverted to the Commonwealth, by an adjustment with Joseph Butterfield, made pursuant to a resolve of December the thirteenth, one thousand eight hundred and sixteen.

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## CHAP. CXI.

*Resolve on the petition of Mary Pratt. February 16th, 1820.*

On the petition of Mary Pratt, of Bowdoin, in the County of Lincoln, setting forth, that William Patten, Junior, late of Topsham, in said county, deceased, intestate, was her natural son, and that the said William, having left no legal heir, his estate, amounting to the sum of ninety eight dollars and twelve cents, after paying all the just debts and legal claims, now remains in the hands of Daniel Allen, of said Bowdoin, Administrator on the estate of said deceased; which sum will escheat to this Commonwealth, and praying that the same may be paid to her for her own use and benefit:

*Resolved*, That the prayer of the petitioner be granted, and that she be, and she is hereby authorized and empowered to receive and recover of the said Administrator, to her own use and benefit, the said sum of ninety eight dollars and twelve cents, in like manner as if she were the sole and legal heir of said William Patten, deceased: *Provided, nevertheless*, that the said Mary Pratt shall, before receiving the same, give to the said Administrator a bond, with a good and sufficient surety, that she will refund to said Administrator,



the amount which she shall thus be entitled to receive, in case any further debts or demands against the estate of said William Patten, shall hereafter appear, for which the said Administrator may, in any way, be liable.

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## CHAP. CXII.

*Resolve allowing Davis Sumner and Wife, to Sell Real Estate. February 17th, 1820.*

On the petition of Davis Sumner and Dorothy, his wife :  
*Resolved*, That Davis Sumner of Bellingham, in the County of Norfolk, son of Seth Sumner, late of Milton, in said County of Norfolk, Esquire, deceased, and Dorothy, the wife of said Davis, who are Trustees, to the use of their children, of a farm in said Bellingham, described in a deed made to them, by John Miller, on the seventeenth day of July, in the year one thousand eight hundred and fifteen, duly recorded in the Registry of Deeds for Norfolk County, be, and hereby are authorized and empowered to sell and convey to Caleb Hobart, of Milton aforesaid, trader, thirty acres and three fourths of an acre of land, part of the aforesaid farm, in such manner as the Judge of Probate for Norfolk County, shall direct and approve ; said sale being necessary to remove incumbrances on said farm, existing at the time the same was purchased ; and a deed of the aforesaid quantity of said farm from said Trustees, duly executed, with the approbation of said Judge of Probate certified therein, shall vest the fee of the same in the purchaser or grantee, his heirs or assigns.

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## CHAP. CXIII.

*Resolve Laying a Tax on the Several Counties.  
February 16th, 1820.*

Whereas, the Treasurers of the following counties, have laid their accounts before the Legislature ; which accounts

have been examined and allowed; and whereas the Clerks of the Courts of Sessions for said counties, have exhibited estimates made by said courts, of the necessary charges which may arise within the said several counties for the year ensuing, and of the sums necessary to discharge the debts of said counties:

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

County of Washington, one thousand eight hundred dollars,	\$1,800 00
County of Kennebec, four thousand eight hundred dollars,	- 4,800 00
County of Middlesex, nine thousand dollars,	- - - 9,000 00
County of Hancock, three thousand five hundred dollars,	- 3,500 00
County of Franklin, three thousand two hundred dollars,	- 3,200 00
County of Dukes' County, one thousand dollars,	- - - 1,000 00
County of Somerset, three thousand dollars,	- - - 3,000 00
County of Bristol, five thousand dollars.	- - - 5,000 00
County of Hampshire, three thousand dollars,	- - - 3,000 00
County of Penobscot, two thousand seven hundred and forty dollars,	- - - - - 2,740 00
County of Barnstable, one thousand five hundred dollars,	- 1,500 00
County of Norfolk, six thousand dollars,	- - - 6,000 00
County of Berkshire, five thousand dollars,	- - - 5,000 00
County of Lincoln, four thousand seven hundred dollars,	- 4,700 00
County of York, four thousand dollars,	- - - 4,000 00
County of Plymouth, ten thousand dollars,	- - - 10,000 00
County of Cumberland, fourteen thousand two hundred dollars,	14,200 00
County of Essex, seven thousand dollars,	- - - 7,000 00
County of Suffolk, thirty thousand dollars,	- - - 30,000 00
County of Worcester, twelve thousand dollars,	- - - 12,000 00
County of Hampden, three thousand dollars,	- - - 3,000 00

#### CHAP. CXIV.

*Resolve Laying a Tax on the County of Oxford.*  
February 16th, 1820.

Whereas, the Clerk of the Court of Sessions for the County of Oxford, has exhibited an estimate made by said court, of the necessary charges which may arise within said County the year ensuing, and of the sum necessary to pay the debts of said county:

*Resolved*, That the sum of four thousand dollars be, and the same is hereby granted as a tax on the said County of Oxford, for the year of our Lord one thousand eight hundred and twenty, to be apportioned, assessed, paid, collected and applied for the purposes aforesaid, according to law. And whereas said estimate is not accompanied by the Treasurer's account for said county; Therefore,

*Be it further resolved*, That the Treasurer of said county be, and he hereby is required to produce his account as Treasurer of the county aforesaid, at the first session of the next General Court.

## CHAP. CXV.

*Resolve giving the Supreme Judicial Court, at their adjourned term, in the County of Bristol, cognizance of Crimes and Offences, and authorizing Appeals to be entered at said term. February 17th, 1820.*

*Resolved*, That the Supreme Judicial Court, which shall be holden in the County of Bristol, at the adjourned term thereof, on the last Tuesday of May next, shall and may have cognizance of all crimes and offences committed within the said County of Bristol, in the same way and manner as they would have at any regular and established term of said court, and may direct the Clerk of said court to summon a Grand Jury, to attend at the said adjourned term, if, in their opinion, the number of prisoners in the gaol, in said county, or other circumstances, shall render it expedient or necessary.

*Resolved*, That all appeals which have been made from any judgment, decree or sentence of the Circuit Court of Common Pleas, which was holden in said County of Bristol, on the second Monday of December last past, and all appeals, which shall be made from any judgment, decree, or sentence, of the Circuit Court of Common Pleas, which will be holden in said county, on the second Monday of March next, shall and may be entered, have day, and be proceeded upon and determined, at the adjourned term of the Supreme Judicial Court, to be holden in said county, on the last Tuesday of May next, in the same way and manner as by

law, appeals may be entered and acted upon, at any regular and established term of said court.

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### CHAP. CXVI.

*Resolve on the petition of Allen Durfee.*  
February 18th, 1820.

On the petition of Allen Durfee, to His Excellency the Governor, praying for a reward for apprehending Thomas Daniels, one of the supposed murderers of the late Jacob Gould, of Stoneham, which was referred by His Excellency to the consideration of the General Court :

*Resolved,* That there be allowed and paid out of the treasury of this Commonwealth, to the said Allen Durfee, the sum of two hundred dollars, which shall be in full for the services stated in his petition ; and that the Governor, with advice of the Council, be requested to draw his warrant accordingly.

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### CHAP. CXVII.

*Resolve providing for the Removal of Deaf and Dumb Persons, from the American Asylum, at Hartford.*  
February 19th, 1820.

Whereas, it appears that Benjamin Tripp, one of the number of deaf and dumb persons designated to participate the advantages of the American Asylum, at Hartford, for the instruction of such persons, by virtue of a resolve of this Commonwealth, passed on the nineteenth day of June last past, is wholly incapacitated to improve those advantages, and to derive the benefits thereof ; Therefore,

*Resolved,* That the appropriation in favor of the said Benjamin Tripp, by virtue of the resolve of the nineteenth day of June last, shall cease and be discontinued, from and after the fifteenth day of March next ; and that His Excel-

lency the Governor be requested to communicate the substance of the advice received from the Principal of the said Asylum, on this subject, and also the substance of this resolve, as soon as may be, to the parents of the said Tripp, and request them to take immediate measures for his removal.

*Resolved,* That His Excellency the Governor be requested, and he is hereby authorized, on receiving advice from the Principal of said Asylum, after the said fifteenth day of March next, that the said Tripp has not been removed by his parents, to cause him to be removed, and returned to his parents, in such manner as he may think proper; the expense of which removal, and also that of his board and instruction at the said asylum, until such removal, shall be paid out of the treasury of this Commonwealth, and deducted from the general appropriation under the resolve of the nineteenth of June last, respecting deaf and dumb persons.

*Resolved,* That in all like cases, in future, the appropriation in favor of any such person, shall cease in twenty days next after advice thereof shall be received by the Executive Department, from the Principal of the said Asylum: And the same proceedings shall be had in every such case, as is herein above provided, respecting the said Tripp. And all expenses incurred under, and by virtue of these resolves, shall be examined and allowed by the Governor and Council; and His Excellency the Governor is requested to draw his warrant on the Treasurer for the same.

*Resolved,* That His Excellency the Governor be requested to cause these resolves to be communicated to the Principal of the said Asylum, at Hartford; and request his immediate advice of the neglect of the parents or friends of the said Tripp, or of any other person in like circumstances, to cause their removal, by the time when the appropriation in their favor shall cease, agreeably to the foregoing resolve.

## CHAP. CXVIII.

*Resolve Confirming Certain Marriages.*  
February 21st, 1820.

On the petition of Samuel Sibley and Charlotte Broad, now called Charlotte Sibley, and John Wellington and Mary Smith Winslow, now called Mary Smith Wellington, all of Fairfax, in the County of Kennebec, representing, that they have been united in marriage, having a lawful right thereto, and their intention therefor having been legally published by the Town Clerk of said Town of Fairfax, and that they have been severally married by ministers, of whose authority doubts have arisen :

*Resolved,* That the several marriages, aforesaid, of the said Samuel Sibley with Charlotte Broad, and of the said John Wellington with Mary Smith Winslow, married in manner aforesaid, be, and the same are hereby declared to be legal and valid, to all the intents and purposes of marriage ; and the children of the said marriages shall be, and are hereby declared to be legitimate, as though the said marriages had been solemnized by a person legally empowered for such purpose.

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## CHAP. CXIX.

*Resolve allowing Charles Turner to Sell Real Estate.*  
February 21st, 1820.

On the petition of Charles Turner, Guardian to Josiah Litchfield, of Scituate, in the County of Plymouth, *non compos mentis*, praying that he may be authorized to sell certain real estate, named in said petition :

*Resolved,* For reasons set forth in said petition, that said Guardian be, and he hereby is authorized and empowered to sell, at public vendue, and pass deed or deeds to convey the right, title, and interest his ward has in and to a small island, near the entrance of Boston Harbor, called Green Island, and the buildings thereon standing ; and also about

one quarter of an acre of land, in Scituate aforesaid, with a dwelling house thereon, near and adjoining the widow Lucy Doane's land, first giving bond to the Judge of Probate for the County of Plymouth, to comply with the laws for the sale of real estates, by executors or administrators, and to account to said Judge of Probate, for the proceeds of said sales.

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CHAP. CXX.

*Resolve on the petition of John Merrill.*  
February 22d, 1820.

*Resolved,* That the Court of Sessions, for the County of Cumberland be, and they hereby are authorized to adjust the account of John Merrill, for services and medicines rendered to prisoners confined in the gaol of said county, on criminal prosecutions, in behalf of the Commonwealth, during the years one thousand eight hundred and seventeen, one thousand eight hundred and eighteen, and one thousand eight hundred and nineteen, and allow him such sum as may be just and reasonable, to be paid out of the treasury of said county.

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CHAP. CXXI.

*Resolve respecting Slavery.* February 23d, 1820.

The Committee of both Houses, who were appointed to consider "what measures it may be proper for the Legislature of this Commonwealth to adopt, in the expression of their sentiments and views, relative to the interesting subject, now before Congress, of interdicting slavery in the New States, which may be admitted into the Union, beyond the River Mississippi," respectfully submit the following report :

The question now before Congress, is one of the most important that can ever arise in this country. It is a subject which involves the happiness of millions ; and is intimately connected with the honor, the prosperity, and all the great interests of the United States.

After all the consideration your Committee have been able to bestow on this momentous subject, they cannot but express the most ardent hope, that Congress will interpose to prevent the further introduction of slavery, into Missouri; because it is within their constitutional power, and, because it is demanded by humanity, sound policy, and the prosperity and happiness of the States to be created, as well as the common welfare of the United States.

It is not necessary, in the opinion of your Committee, to consider, at large, the constitutionality of the proposed restriction, which has been so much and so ably discussed. They will content themselves with referring to the express provisions of the constitution, which relate to this subject, and to the practical construction, already given to that compact, in the admission of States into the Union, in pursuance of the wise and humane ordinance of one thousand seven hundred and eighty seven; a construction, which in the opinion of your Committee, has the greater weight, as the States thus admitted, were within the original territory of the United States.

If, as your Committee think, the constitutional right of Congress to interpose, is contained in the constitution, and has been practically settled, it might have been expected, that on the expediency of the proposed restriction, there could have been but one opinion in the United States. We could have hoped, that the people in the States to be created, would be satisfied that slavery is an evil of great magnitude, and that they would rejoice in an opportunity of securing a free population, when they consider the result of the experiment under the ordinance of one thousand seven hundred and eighty seven.

The restriction is demanded by the honor of our country. Slavery has always been considered by our wisest and best men and ablest statesmen, as the greatest moral and political evil ; and necessity has been thought the only justification for its continuance. Our answer to the reproach of slavery, has heretofore been, that it was an evil entailed on us by our ancestors, and that its introduction was owing to the policy



of a foreign government. It has, therefore, been no just reproach to us, that while our declarations of independence, and constitutions of government, contain the purest principles of natural and civil liberty, slavery yet exists in some of the States ; and a large portion of the population are deprived of all their rights. The present generation is not responsible for the evil. On the contrary, with just pride we can point to measures of our government, which shew that the steady course of their policy has been to prevent the increase of slavery, and if possible, to provide for its gradual abolition. The United States were the first nation to provide by law against the slave trade. And now, when other nations are awakened, perhaps by our very example, to the enormity of this practice, when a rapid and almost universal change in public opinion has taken place in Europe, shall Republican America, by opening a new market for slaves, give a new stimulus to that traffic ?

Justice to the original States, also demands the interposition of Congress. It is not just that the inequality of representation which already exists, should be further extended. Those States have a deep interest in the question ; they have a right to be heard, and to require that the concessions they have made, shall be confined to the territory, which was the subject of the federal compact. We would not alarm the jealousies or excite the fears of our brethren in States where slavery is still permitted. The Legislature of Massachusetts has no disposition to interfere with their rights, as now secured by the constitution. Our faith and honor are pledged to support every part of that instrument ; and unequal as the compromise has proved, trifling as the equivalent is for the political power given to other States, it was thought at the time a necessary concession : And let it be inviolable !

It would not be improper on this occasion, to remark upon the impolicy of extending slavery into the newly acquired territory, as to the new States themselves, to their prosperity, the character of their population and to their security. Many reasons might also be offered in favor of the interposition of the power of Congress, which respect the common defence and the general welfare of the United States : But it cannot be necessary.

As connected with the rights of humanity, this question swells into one of immense magnitude. In this view, no subject so interesting ever claimed our attention. It is no

less than whether those vast regions, spreading from the Mississippi to the Pacific Ocean, shall be a land of slaves or of freemen ; and this not for a single State, but for a Country, which is to furnish many States of the confederacy ; not for a day, or a year, but forever !

Nor has this question less importance as to its influence on the slave trade. Should slavery be further permitted, an immense new market for slaves would be opened. It is well known, that notwithstanding the strictness of our laws, and the vigilance of the government, thousands are now annually imported from Africa. The cupidity of slave dealers will find many facilities in the pretended wants of those, who now contend for the precious privilege of holding slaves. They will be clandestinely brought into the country, and the only consequence of the existing laws will be the greater suffering of the slaves. After being torn from their native land and transported across the ocean, they will be dragged through woods, and deserts, and bye paths, and hid in the dens and caves of the earth, until they can be sold into perpetual bondage with impunity.

Should the present attempt to limit slavery be ineffectual, the hopes of wise and benevolent men in all parts of our country, that at some future time this evil might be extirpated, must be abandoned. The question will be forever settled, and slavery will be perpetual in a nation which proclaims to the world these truths to be self evident, “that all men are created equal, that they are endowed by their Creator with certain unalienable rights, that among them are life, liberty, and the pursuit of happiness,” and the basis of whose constitution is “to secure the blessings of liberty to themselves and their posterity.”

When we reflect upon these momentous consequences of the measure now before Congress, it appears to your Committee, whatever confidence may be justly reposed in that body, to be the duty of this Legislature not to remain silent and unconcerned spectators of the event, but to protest against the extension of slavery over this continent. Independent of any right as a member of this confederacy, this Commonwealth has a deep interst in the establishment of the principles of natural and civil liberty, and in the honor, prosperity and happiness of every part of the nation. It may justly be expected, that Massachusetts, which was among the first to extend the blessings of liberty and equal

rights to all her inhabitants, should now lift her voice, and use all her influence to prevent the extension and perpetuity of slavery. Nor do your Committee find any reason for our silence in the extraordinary manner in which the question has been brought before Congress, by connecting it with the act for the admission of Maine into the Union, when no reason whatever is known to exist against that measure ! It would therefore be with the deepest concern, that the people of Massachusetts should perceive a determination on the part of any other members of the Union, to adopt a course which would endanger the common safety, by augmenting the materials for a convulsion, which may one day involve our country in scenes of horror and suffering, like those which have been endured by the wretched white inhabitants of some neighboring islands.

With these views, and under these general principles, your Committee respectfully recommend to the Legislature the adoption of the following resolutions.

By order of the Committee.

L. SALTONSTALL, *Chairman.*

*Resolved,* That in the opinion of this Legislature, it is the duty of the people and government of the United States, by all constitutional means, to prevent the extension of so great a moral and political evil as slavery ; that Congress possess the constitutional power to prohibit the further introduction of slavery into the territory of the United States, not within the original limits of said States, and to make such prohibition a condition of the admission of any new State into the Union.

*Resolved,* That in the opinion of this Legislature, it is the duty of Congress to exercise this power on the admission of all new States beyond the limits of the original territory of the United States.

*Resolved,* That the Secretary of the Commonwealth be directed to transmit to each of the Senators and Representatives from this Commonwealth, in Congress, a copy of these resolutions.

CHAP. CXXII.

*Resolve on the petition of Jonas White and Others.*  
February 24th, 1820.

On the petition of Jonas White and Abijah White, for themselves and others :

*Resolved,* That the lot of three hundred and twenty acres of land, reserved for the future disposition of the General Court, in the original deed of township number four, in the fifth range of townships, north of the Waldo Patent, be, and hereby is granted to the proprietors of said township, in full of all claims on the Commonwealth, for any deficiency of measure, in the original survey thereof, made by Messieurs Ballard and Weston : And the Commissioners of the Land Office are hereby authorized and directed to make and execute the necessary releases to said proprietors.

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CHAP. CXXIII.

*Resolve on the petition of several Sick and Wounded Soldiers.* February 24th, 1820.

*Resolved,* That there be allowed and paid out of the treasury of this Commonwealth, to Joseph Storer, of Brunswick, a soldier in Captain Woodard's company, for a wound received in September last, seventy five dollars.

Also, to Daniel Hart, of Townsend, in the County of Middlesex, a soldier in the second regiment, second brigade, and third division, for a wound received in October, one thousand eight hundred and twelve, while on duty, fifty dollars per year, during his life.

Also, to Isaac Noyes, for a wound he received in October, one thousand eight hundred and fifteen, while on duty, fifty dollars in full.

Also, to Joel Reynolds, of Marblehead, for a wound received while on duty, at Danvers, in a sham fight, ninety five dollars in full.

Also, to William Tozer, a soldier in General Ulmer's regiment, for a wound received in one thousand eight hundred and twelve, while on duty, fifty dollars, in addition to what he has already received, and in full.

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CHAP. CXXIV.

*Resolve for Paying the Committee on Accounts.*  
February 24th, 1820.

*Resolved,* That there be allowed and paid to the Committee on Accounts, one dollar per day, over and above their pay as members, for the present session, to wit :

Honorable Elihu Hoyt, forty two days, forty two dollars.  
Honorable Stephen P. Gardner, forty two days, forty two dollars.  
Honorable Samuel Porter, forty two days, forty two dollars.  
David Perry, Esquire, forty two days, forty two dollars.  
Josiah Chute, Esquire, forty two days, forty two dollars.

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CHAP. CXXV.

*Resolve on the petition of Nathaniel Peabody.*  
February 24th, 1820.

On the petition of Nathaniel Peabody :

*Resolved,* For reasons set forth in said petition, that the Court of Sessions, for the County of Essex, be, and they are hereby authorized to adjust the account of Nathaniel Peabody, for services and medicines rendered to prisoners confined in the gaol of said county, on criminal prosecutions, in behalf of the Commonwealth, during the year eighteen hundred and nineteen, and allow him such sum, as may be just and reasonable, to be paid out of the treasury of said county.

## CHAP. CXXVI.

*Resolve on the petition of William Tudor.*  
February 24th, 1820.

On the petition of William Tudor, of Boston, Administrator on the estate of William Tudor, Esquire, late of Boston aforesaid, deceased, praying that the endorsement of the said William Tudor, deceased, to certain notes in the treasury of the State, be relinquished :

*Resolved*, That, for reasons stated by the said petitioner, the estate of the said William Tudor, deceased, be exonerated from all claim, on account of principal or interest, arising from the said William Tudor, deceased, having endorsed certain obligations of John Peck, and William Wetmore, dated in May, one thousand seven hundred and ninety five; but nothing in this resolve, shall go to absolve the said obligors, Peck and Wetmore, from the amount of their obligation, or from any judgment which has been recovered thereon : *Provided*, that certain shares in the South Boston Association, transferred by the said William Tudor, deceased, in pursuance of a resolve of the Legislature, passed on the first of March, one thousand eight hundred and eight, as collateral security, shall remain in the hands of the Treasurer, who shall receive all dividends arising from them, until the whole amount, principal and interest, of the obligations of said Peck and Wetmore, shall be received by the Commonwealth ; when the said shares, with their remaining property, if any, shall be given up to the heirs of the said William Tudor, deceased ; *and provided, also*, that the Commonwealth shall have right to sell and dispose of the said shares, whenever it shall be deemed advisable so to do.

CHAP. CXXVII.

*Resolve for the Payment of certain Witnesses.*  
February 24th, 1820.

*Resolved,* That there be allowed and paid out of the public treasury,

To Micah Pool, Esquire, - - - -	\$3 77
To Samuel Reed, - - - - -	3 85
To Nathan Gurney, Junior, Esquire, -	3 30
To Jesse Dunbar, Esquire, - - - -	4 65
To John B. Turner, - - - - -	4 65

Amounting to \$20 22

For their travel and attendance as witnesses, before a Committee of the House of Representatives, during the present session; and the Governor is hereby requested to draw his warrant on the treasury, for the payment of the same.

CHAP. CXXVIII.

*Resolve extending the time for Performance of Settling Duties.* February 24th, 1820.

*Resolved,* That the time limited for the performance of the conditions, expressed in certain grants to colleges and academies, in certain bonds, for settling duties on lands in the District of Maine, which have been sold, or granted by this Commonwealth, shall be, and the same is hereby extended for the term of four years, from the expiration of the time limited in the resolve of December sixth, one thousand eight hundred and sixteen.

*The above resolve extends the time for completing the settlement to 1<sup>st</sup> June 1826*

## CHAP. CXXIX.

*Resolve in favor of Russell and Gardner.*  
February 24th, 1820.

*Resolved,* That there be allowed and paid, out of the treasury of this Commonwealth, to Russell and Gardner, the sum of one thousand, three hundred and nine dollars and ninety two cents, for printing for Benjamin Russell, Printer for the Sate, to this day.

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## CHAP. CXXX.

*Resolve relating to the Location of Lands, in Maine.*  
February 24th, 1820.

The Committee of both Houses, to whom was referred the report of the Commissioners of the Land Office, have considered its details and results, and also the map accompanying their report, and submit the following facts and resolutions for consideration.

Their said report states, that five millions, four hundred and sixty five thousand and seventy five acres of the public lands have been granted and sold, since the twenty ninth of June, in the year of our Lord one thousand seven hundred and eighty five, and that two hundred and fifty thousand, four hundred and twenty acres have never been located nor surveyed. It is also ascertained, that the time for locating some portions of this latter quantity has never been determined or fixed by the General Court, and that the period for locating other parts thereof has been, from time to time, extended. Your Committee believe it to be highly important to the interests of the Commonwealth, that all unlocated lands, so granted or sold, should be speedily surveyed, and their situation determined and known; and that all monies due and payable on all contracts for such lands, be as soon collected as practicable. The map accompanying the said Commissioners' report, designed especially for the use of Maine, exhibits particulars, in writing, of the various grants



and locations since the year one thousand seven hundred and eighty five, June twenty ninth, and the names of such as have had grants or conveyances made to them, and forms a territorial exhibit of what the said report expresses. Both the said report and the map deserve the particular consideration of the Legislature.

WM. D. WILLIAMSON, *Chairman.*

*Resolved,* That the location of all grants and conveyances of lands, at any time heretofore made on the part of the Commonwealth, and not yet located, shall be determined and actually made within one year from the passing of these resolves, and not afterwards : and it shall be the duty of the Commissioners of the Land Office, forthwith to give unto all claimants of such unlocated grants or conveyances, due notice of the time limited for said locations.

*Resolved,* That the whole of the said Commissioners' report be printed with the resolves of the General Court, passed the present session.

## REPORT.

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts, in General Court assembled.*

The Commissioners of the Land Office, in compliance with your order of the eighteenth of January, one thousand eight hundred and twenty, report on the several items of requisition therein mentioned, the annexed schedule, and statement, and plan, which are respectfully submitted.

EDWARD H. ROBBINS.

LOTHROP LEWIS.

JOSEPH LEE.

*Land Office, February 15, 1820.*

*See Resolve 21 Jan'y 1820*

*A Schedule of all the Lands conveyed to Colleges, Academies, Purchasers, and Settlers' Lots, from the first establishment of the Land Office Department, to this time, collected from the several volumes of records, viz :*

Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
June 29, 1785.	Moses Knapp and others.	26,440 acres.	A tract of land on Penobscot River, now part of Orrington.
March 19, 1785.	Robert Smith.	264 "	A tract of land on Penobscot River, now part of Orrington.
July 2, 1785.	Robert Page and associates.	7,000 "	A tract of land adjoining Livermore, now part of Fayette.
March 5, 1786.	Brewer and Fowler.	10,864 "	Part of Orrington.
March 7, 1786.	Benjamin Lincoln and others.	50,447 "	Being Townships Nos. 1 and 2, in the County of Washington, now the Towns of Perry and Dennysville.
August 3, 1786.	Aaron Hobart.	17,696 "	Township No. 10, in Washington County.
Oct. 21, 1786.	Edw'd H. Robbins and Nath'l I. Robbins.	17,860 "	Township No. 4, in Washington County, now Robbinstown.
Feb. 7, 1787.	Henry Rust.	6,000 "	A tract of land in Oxford County, part of Norway.
June 22, 1787.	James Lyon.	310 "	A tract of land in Washington County, on Machias Bay, called Sprague's Neck.
Nov. 22, 1787.	Joe Parkhurst.	45,525 "	{ Townships Nos. 6 and 7, in the County of Oxford, now the Towns of Hartford and Summer.
Oct. 29, 1788.	John Bradlee and Jonathan Eastman.	1,900 "	A tract of land in the County of Oxford, adjoining New Hampshire line and Lovell.
Nov. 5, 1788.	Jonathan Cummins.	3,725 "	A tract of land in Oxford County, part of Norway.
Nov. 5, 1788.	Charles Turner and others.	23,040 "	Township No. 13, in Washington County, adjoining Machias.
Nov. 13, 1788.	Abijah Buck and others.	20,033 "	In the County of Oxford, Township No. 5, now Buckfield.
Jan. 1, 1789.	John C. Jones and others.	43,160 "	In Washington County, now Jonesborough.
Jan. 27, 1789.	Timothy Cutler.	2,200 "	Two tracts in Oxford County, near Saco River.
Feb. 19, 1789.	Oliver Wendell and others.	3,800 "	Township No. 14, in Washington County, near Machias.
June 4, 1789.	William Widgery.	26,240 "	A tract of land in Oxford County, in Township No. 1, south-side Androscoggin River.
June 19, 1789.	Moses Merrill and others.	1,800 "	A tract of land in Cumberland County, between Raymond and Poland.
June 19, 1789.	James Webb.	650 "	Adjoining Moses Merrill's land.
June 27, 1789.	Waterman Thomas.	19,392 "	Township No. 5, in Washington County, now Calais.
June 26, 1789.	Leonard Jarvis and others.	26,000 "	Township No. 15, in Washington County, northeast of Machias.
Jan. 23, 1790.	Dummer Sewall.	6,823 "	Lying in the Town of Chesterville, in the County of Kennebec.
Jan. 29, 1790.	Daniel Lunt.	4,880 "	Lying in Township No. 1, in the County of Oxford, on the south side of Androscoggin River.
Feb. 11, 1790.	Dummer Sewall and others.	50,000 "	{ A tract of land on Sandy River, called Sandy River Lower Township, in Kennebec County.
Feb. 24, 1790.	Joseph Dingley.	1,643 "	A tract of land adjoining Raymond and Sebago Pond, in the County of Cumberland.
March 10, 1790.	Peleg Wadsworth.	7,800 "	A tract of land lying between Saco and Great Ossipee Rivers, in the County of Oxford.
Feb. 14, 1791.	Prince Baker and others.	23,600 "	{ A tract of land in Kennebec County, now the Town of New Sharon, on both sides of Sandy River.

Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
Feb. 16, 1791	Jonathan Holman and others.	30,020 acres.	Township No. 1, on the north side of Androscoggin River in the County of Oxford,
Feb. 18, 1791	Joseph Holt and others.	23,062 "	Township No. 5, in the County of Oxford, now Albany. [now Dixfield.
Mar. 11, 1791	Samuel Johnson and others.	30,720 "	A Tract of land in the County of Oxford, now East Andover.
Jan. 1, 1792	Moses Barnard and others.	24,951 "	Township No. 1, 1st range, in the County of Somerset, on the east side of Kennebec River, now Madison.
Jan. 31, 1792	Robert Hitchborn.	1,974 "	Three tracts of land, in Hancock County, late belonging to Sir F. Barnard, on Penobscot River.
Feb. 2, 1792	Palmer Gardner and others.	3,880 "	A tract of land in Township No. 1, 2d Range, on the east side of Kennebec River, part of Solon.
Feb. 2, 1792	Thomas Spaulding and others.	6,500 "	A tract of land in Township No. 1, 2d Range, on the east side of Kennebec River, part of Solon.
Feb. 23, 1792	Jedediah Prescott and Nathaniel Whittier.	12,118 "	A tract of land in Kennebec County, called Wyman's Plantation, part of the Town of Vienna.
Mar. 9, 1792	Thomas Stevens and others.	11,520 "	North half of Township No. 1, in the 2d Range, on the east side of Kennebec River, now Solon.
Mar. 13, 1792	John Fox.	2,000 "	A tract of land, in Oxford County, adjoining the Town of Jay, on the southerly side of Androscoggin River.
July 2, 1792	John Allen.	33,136 "	Township No. 12, east of and adjoining Machias.
Nov. 2, 1792	Samuel Tricomb.	23,441 "	Township No. 1, 1st Range, west of Kennebec River, now Anson.
Jan. 29, 1793	Ebenezer Smith and Jona. Knowlton.	24,353 "	Township No. 2, 1st Range, north of Plymouth Claim, now New Vineyard.
Jan. 28, 1793	William Bingham.	1,107.396 "	Fifty three Townships, lying in the Counties of Hancock and Washington,
Jan. 28, 1793	William Bingham.	1,000,000 "	A tract of land on both sides of Kennebec River.
Jan. 1, 1793	Seth Jewett Foster, and Stephen Chase and others.	320 "	Part of Township No. 4, 1st Range, north of the Waldo Patent.
Jan. 1, 1793	Trustees of Leicester Academy.	640 "	Township No. 3, Third Range, north of the Waldo Patent.
Mar. 11, 1793	Trustees of Hallowell Academy.	23,040 "	Township No. 3, Second Range, north of the Plymouth Claim, now Harmony.
Mar. 11, 1793	Trustees of Marblehead Academy.	23,040 "	Township No. 3, Fourth Range, north of the Waldo Patent, now Exeter.
Mar. 30, 1793	Washington Academy.	23,040 "	Township No. 11, east of Machias.
Sept. 4, 1793	Jeremiah Hill and others.	18,600 "	Township in the County of Oxford, now Pottersfield, or Porter.
Jan. 22, 1794	Bradley and Eastman.	520 "	A tract of land in the County of Oxford.
Jan. 28, 1794	Berwick Academy.	23,040 "	Township No. 2, Second Range, east of Kennebec River, now Athens.
Feb. 14, 1794	Read and Eaton.	22,406 "	Township No. 3, First Range, west of Kennebec River, now Strong.
Feb. 15, 1794	William Phillips, jr.	18,020 "	Township No. 1, between Kennebec and Androscoggin Rivers, now Temple.
Feb. 15, 1794	John Phillips.	22,500 "	Township No. 2, between Kennebec and Androscoggin Rivers, now Avon.
Feb. 15, 1794	Jacob Abbot.	22,490 "	Township No. 3, between Kennebec and Androscoggin Rivers, now Phillips.
Feb. 15, 1794	Benjamin Ames.	23,250 "	Township No. 4, between Kennebec and Androscoggin Rivers.

21

*New York*

8333

*Mass. 1. 1792. Trustees of the University of the City of New York. Trustees of the University of the City of New York.*

Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
Feb'ry 15, 1794.	Thomas Russell, jr.	29,764 acres.	Township No. 5, between Kennebec and Androscoggin Rivers.
Jan'y 16, 1794.	Moses Barnard and others.	24,000 "	{ Township No. 2, First Range, east of Kennebec River, and north of the Plymouth Claim, now Cornville.
Feb'ry 16, 1794.	Leonard Jarvis.	63,840 "	{ Three Tracts of Land, lying between Penobscot River, and Lottery Townships No. 7, No. 8, and a Gore.
March 1, 1794.	John Peck.	14,643 "	Township No. 13, west of Machias, in Washington County, part of Columbia.
Dec'r 9, 1794.	Jones and Peck.	6,345 "	Easterly part of the Township No. 11, Washington County.
Dec'r 9, 1794.	William Wetmore.	23,040 "	Township No. 2, Third Range, north of Waldo Patent, now Levant.
Dec'r 9, 1794.	Seth Wetmore.	23,650 "	Township No. 6, between Kennebec and Androscoggin Rivers.
Dec'r 9, 1794.	John Derby.	23,337 "	Township No. 7, between Kennebec and Androscoggin Rivers.
Dec'r 9, 1794.	Sarah Waldo.	25,412 "	Township No. 8, between Kennebec and Androscoggin Rivers.
Dec'r 9, 1794.	John Peck.	23,040 "	Township No. 2, Fourth Range, north of the Waldo Patent, now Corinth.
Aug't 26, 1794.	Thomas Ruston.	46,084 "	{ Townships No. 4, 5, & 6, east of Union River, in Washington County, now Stuben, Harrington, and Addison.
Oct'o'r 10, 1794.	Samuel Phillips.	3,019 "	A Tract of Land in the County of Cumberland, between Hebron and Otisfield.
Dec'r 31, 1794.	Phineas Howard.	2,080 "	A Tract of Land in the County of Oxford, in the Town of Bethel.
Jan'y 30, 1795.	Fryeburgh Academy.	18,617 "	Three Tracts of Land lying in the County of Oxford, near New Hampshire Line.
Jan'y 31, 1795.	William Brooks.	9,560 "	{ Southerly half of Township No. 4, part of the Town of Joy, 1st Range, north of Waldo Patent. [Town of Leeds.
Jan'y 20, 1795.	David Cobb.	3,022 "	A Tract of Land in the County of Kennebec, east of Androscoggin River, in the Town of Jay.
Jan'y 30, 1795.	Joshua Bean.	1,225 "	A Tract of Land adjoining the Town of Jay.
Jan'y 31, 1795.	Obadiah Williams.	8,310 "	Half of Township No. 4, First Range, part of the Town of Joy, north of the Waldo Patent.
Feb'ry 1, 1795.	Samuel Judkins.	1,456 "	A Tract of Land, lying west of Wyman's Plantation, part of Vienna.
Feb'ry 1, 1795.	Samuel Linscut.	1,503 "	A Gore of Land, adjoining the town of Chester.
Feb'ry 1, 1795.	Israel Hutchinson.	1,000 "	Part of Township No. 4, First Range, now part of Joy, north of the Waldo Patent.
March 2, 1795.	Martin Kinsley.	23,040 "	Township No. 3, Second Range, north of the Waldo Patent, now Carmel. [Embolden.
March 2, 1795.	Taunton Academy.	24,231 "	Township No. 1, Second Range, north of the Plymouth Claim, now the Town of Oxford.
March 3, 1795.	Jonathan Hastings.	23,040 "	Township No. 3, Seventh Range, north of the Waldo Patent.
March 5, 1795.	Moses Abbot.	22,552 "	Township No. 1, First Range, west of Bingham's Kennebec Purchase.
March 5, 1795.	Jonathan Gardner.	20,500 "	Township Letter D, in the County of Oxford.
March 5, 1795.	Jonathan Cummins.	20,600 "	Township Letter E, in the County of Oxford.
March 6, 1795.	Town of Boston.	23,040 "	Township No. 5, Ninth Range, north of the Waldo Patent.
May 8, 1795.	Gideon Lowell.	640 "	A Tract of Land, in the County of Oxford, between Bridgton and Brownfield.
June 8, 1795.	Asahel Foster.	2,000 "	A Tract of Land, in the County of Oxford, between Bridgton and Brownfield.
Jan'y 30, 1796.	John J. Holmes.	28,507 "	Township Letter A. No. 2, in the County of Oxford.
Jan'y 30, 1796.	Sarah Bostwick.	26,830 "	Township Letter A. No. 3, in the County of Oxford, now Newry.

Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
Jan'y 30, 1796.	Phebe Ketchum.	26,165 acres.	Township Letter A, No. 1, in the County of Oxford, now called Riley.
Feb'y 25, 1796.	Bowdoin College.	20,638 "	Township No. 3, First Range, north of the Waldo Patent, now Dixmont.
Feb'y 25, 1796.	Bowdoin College.	92,160 "	{ Four Townships, No. 4, 5, 6, & 7, in the Seventh Range, north of the Waldo Patent, now Sebec, Foscroft and Guildford.
June 10, 1796.	Isaac Thompson and others.	24,750 "	Township No. 1, on the south side of Androscoggin River.
Oct'o'r 3, 1797.	Henry Jackson.	23,040 "	Township No. 1, Third Range, north of the Waldo Patent.
Oct'o'r 9, 1797.	Henry Jackson.	23,040 "	Township No. 1, Fourth Range, north of the Waldo Patent.
Feb'y 17, 1798.	William Shepherd.	2,000 "	A Tract of Land, part of Township No. 5, Second Range, north of the Waldo Patent.
June 2, 1798.	Williams College.	23,040 "	Township No. 3, Fifth Range, north of the Waldo Patent, now the Town of Garland.
Dec'r 14, 1798.	Samuel Phillips.	6,185 "	A Tract of Land, lying in the County of Cumberland, between Raymond & Otisfield.
Jan'y 9, 1799.	Thomas Service.	22,080 "	Township No. 2, First Range, west of Bingham's Kennebec Purchase.
Jan'y 9, 1799.	Thomas Service.	23,440 "	Township No. 3, First Range, west of Bingham's Kennebec Purchase.
Jan'y 9, 1799.	W. and G. Gilbert.	30,720 "	Township No. 3, Second Range, west of Bingham's Kennebec Purchase.
Jan'y 9, 1799.	Dunlap and Grant.	21,000 "	Township No. 4, Third Range, west of Bingham's Kennebec Purchase.
June 15, 1799.	John Warren.	30,000 "	Township No. 3, First Range, north of the Plymouth Claim.
June 15, 1799.	John Warren.	26,880 "	Township No. 5, Fourth Range, north of the Waldo Patent, now St. Albans.
Feb'y 7, 1800.	Jacob Abbot.	4,000 "	Part of Township No. 6, between the Rivers Kennebeck and Androscoggin.
March 5, 1800.	Josiah Little.	586 "	A Tract of Land between Raymond and Bakerstown.
March 19, 1800.	Phillips Academy.	11,520 "	{ Half Township No. 4, west of the River Androscoggin, in Oxford County, part of the Town of Greenwood.
June 12, 1800.	John Warren.	23,300 "	Township No. 5, Third Range, north of the Waldo Patent, now Palmyra.
June 14, 1800.	Dummer Academy.	11,520 "	Half Township No. 3, in the County of Oxford, part of Woodstock.
June 14, 1800.	David Green.	23,040 "	Township No. 4, Third Range, north of the Waldo Patent, now Newport.
Feb'y 19, 1801.	J. Barrett and others.	11,520 "	Half Township No. 5, Second Range, north of the Waldo Patent.
June 8, 1801.	Abel Cutler.	22,717 "	Township No. 5, Third Range, west of Bingham's Kennebec Purchase.
Feb'y 2, 1802.	Williams College.	23,040 "	Township of Land, in Washington County, on the eastern boundary line.
Feb'y 5, 1802.	Westford Academy.	11,520 "	Half Township of Land, in Washington County, on the eastern boundary line.
April 12, 1802.	John Peck.	12,206 "	Surplus of Township Letter C, in the County of Oxford.
June 4, 1802.	Groton Academy.	11,520 "	Half a Township in Washington County, on the eastern boundary line.
June 4, 1802.	Framingham Academy.	11,520 "	Half a Township in Washington County, on the eastern boundary line.
July 14, 1802.	Hallowell and Lowell.	23,040 "	Township No. 3, Sixth Range, north of the Waldo Patent.
July 14, 1802.	John Lowell.	23,040 "	Township No. 4, Sixth Range, north of the Waldo Patent, now Sangerville.
August 2, 1802.	John S. Fazy.	23,040 "	Township No. 2, Fourth Range, west of Bingham's Kennebec Purchase.
August 27, 1802.	Joseph Blake.	23,040 "	Township No. 1, Fifth Range, north of the Waldo Patent, now Blakesburg.
Nov'r 23, 1802.	John Peck.	21,000 "	Township No. 2, Third Range, west of Bingham's Kennebec Purchase.
Jan'y 7, 1803.	Josiah Quincy.	23,040 "	Township No. 4, Fourth Range, west of Bingham's Kennebec Purchase.

Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
Jan'y 7, 1803.	Portland Academy.	11,520 acres.	Half Township in the County of Washington, on the eastern boundary.
Feb'y 4, 1803.	Bridgewater Academy.	11,520 "	Half Township in the County of Washington, on the eastern boundary.
Feb'y 7, 1803.	{ Proprietors of Township No. 1, Isaac } { Thompson and others. }	1,000 "	{ A Tract of Land in Township No. 2, on the southerly side of Androscoggin River, } { in the County of Oxford. }
March 30, 1803.	Lemuel Cox.	1,000 "	A Tract of Land, in Washington County, near the eastern boundary.
Sept'r 27, 1803.	John S. Fazy.	26,880 "	Township No. 5, Fifth Range, north of the Waldo Patent, now Kipley.
Jan'y 28, 1804.	T. Poor.	400 "	A Tract of Land in the County of Oxford, part of Townships No. 2 and No. 3.
Feb'y 18, 1804.	Benjamin Talmage.	23,040 "	Township No. 3, Second Range, west of Passamaquoddy River.
Feb'y 27, 1804.	Samuel Parkman.	26,880 "	Township No. 5, Sixth Range, north of the Waldo Patent.
Feb'y 27, 1804.	Samuel Parkman.	23,040 "	{ Township No. 8, Eighth Range, north of the Waldo Patent; given by Mr. Park- } { man to Harvard College. }
March 13, 1804.	Amos Bond and others.	23,040 "	Township No. 4, Fifth Range, north of the Waldo Patent, now the Town of Dexter.
March 24, 1804.	Thomas Harling.	1,000 "	A Tract of Land in the County of Hancock, adjoining Jarvis' Gore.
April 23, 1804.	Elisha Sigourney.	23,040 "	Township No. 2, Sixth Range, north of the Waldo Patent, now Atkinson.
May 14, 1804.	Samuel Watkinson.	23,436 "	Township No. 5, Fourth Range, west of Bingham's Kennebec Purchase.
May 14, 1804.	Ann S. Davis.	21,074 "	Township Letter C, in the County of Oxford.
May 15, 1804.	Edward Blake, jr.	21,000 "	Township No. 3, Third Range, west of Bingham's Kennebec Purchase.
May 15, 1804.	John Peck.	23,040 "	Township No. 2, Second Range, west of Bingham's Kennebec Purchase.
May 15, 1804.	William Dodd.	23,040 "	Township, No. 6, Eight Range, north of the Waldo Patent.
June 21, 1804.	Paul Dubbley.	500 "	{ Part of Township No. 3, on the east side of Penobscot River, being part of the } { land purchased of the Indians. }
June 21, 1804.	Aaron Forbes.	1,000 "	{ Part of Township No. 4, on the east side of Penobscot River, being part of the } { land purchased of the Indians. }
June 21, 1804.	John Southgate.	3,000 "	{ Part of Township No. 3 and No. 4, on the east side of Penobscot River, being } { part of the land purchased of the Indians. }
June 21, 1804.	Aaron Tuffs and John Barker.	3,463 "	{ Part of Township No. 4, on the West side of Penobscot River, being part of the } { land purchased of the Indians. }
June 30, 1804.	Joseph Treat.	25,600 "	{ Part of Township No. 5, on the west side of Penobscot River, being part of the } { land purchased of the Indians, released to the Commonwealth. }
Aug. 30, 1804.	Erza Hounsfeld and Ann S. Davis.	23,040 "	Township Letter B, in the County of Oxford.
Oct'o'r 15, 1804.	John Warren.	200 "	Township No. 4, Fourth Range, north of the Waldo Patent, now Corinna.
Nov'r 1, 1804.	Lemuel Trescott.	1,286 "	In Township No. 12, Washington County.
Feb'y 1, 1805.	Monmouth Free Grammar School.	9,000 "	A Tract of Land between Hartford, Livermore, Turner, and No. 1.
Feb'y 21, 1805.	Eleanor Twitchel and others.	11,520 "	{ Half Township in the County of Oxford, now Greenwood. } { Half Township in the County of Washington, on the eastern boundary, called } { Houlton Plantation. }

Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
Mar. 23, 1805.	Hampden Academy.	11,520 acres.	Half Township in the County of Washington, near Schoodic Lakes.
Sept. 6, 1805.	John P. Boyd.	23,040 "	Township No. 1, 6th Range, north of the Waldo Patent.
Dec. 13, 1805.	Brown and Hills.	23,040 "	Township No. 5, 8th Range, north of the Waldo Patent.
Feb. 27, 1806.	Lincoln Academy, estimated to be,	11,520 "	{ Half Township in the County of Lincoln, at the head of Damascotta Pond, in the Town of Jefferson.
May 31, 1806.	Bowdoin College.	23,040 "	Township No. 4, 2d Range, north of the Waldo Patent, now Etna.
Sept. 20, 1806.	Deerfield Academy.	11,520 "	Half Township in the County of Washington, near the eastern boundary line.
Sept. 20, 1806.	Westfield Academy.	11,520 "	Half Township in the County of Washington, near the eastern boundary line.
Dec. 6, 1806.	Bluehill Academy.	12,320 "	Western half of Township No. 23, adjoining Machias.
Feb. 7, 1807.	Town of Norway.	600 "	A Tract between Raymond and Gray.
Feb. 12, 1807.	Gorham Academy.	11,520 "	Part of Townships Nos. 2 and 3, in Oxford County, now part of Woodstock.
Feb. 20, 1807.	Bath Academy.	11,520 "	South half of Township No. 1, 4th Range, west of Bingham's Kennebec Purchase.
June 9, 1807.	Town of Chesterville.	1,000 "	Part of the Town of Chesterville.
June 9, 1807.	Proprietors of Buxton.	5,000 "	Part of Townships No. 2, and No. 3, in the County of Oxford.
Sept. 24, 1807.	Samuel Johnson and others.	11,636 "	Part of the surplus of East Andover.
Dec. 19, 1807.	Town of Plymouth.	23,040 "	Township, in Washington County, near the eastern boundary line.
Jan. 19, 1808.	Thomas Monkhouse.	23,040 "	Township No. 7, 8th Range, north of the Waldo Patent.
Jan. 29, 1808.	William Eaton.	10,000 "	A Tract in Washington County, near the eastern boundary line.
June 28, 1808.	Agricultural Society of Massachusetts.	23,040 "	Township in Washington County, near the eastern boundary line.
Feb. 20, 1810.	Phillips Limerick Academy.	11,520 "	Half Township in Washington County, near the eastern boundary line.
Dec. 26, 1810.	Belfast Academy.	11,520 "	Half Township in Washington County, near the eastern boundary line.
Feb. 7, 1811.	Samuel Hinckley.	30,770 "	Township No. 3, 1st Range, west of Passamaquoddy River.
Feb. 7, 1811.	Justin Ely.	24,050 "	Township No. 1, 1st Range, west of Passamaquoddy River.
Feb. 27, 1811.	Hebron Academy.	11,520 "	West half of Township No. 9, 3th Range, north of the Waldo Patent.
April 25, 1811.	Milton Academy.	11,520 "	Part of Townships Nos. 2 and 3, in the County of Oxford.
June 17, 1811.	Monson Academy.	11,520 "	East half of Township No. 9, 8th Range, north of the Waldo Patent.
Oct. 19, 1811.	Monmouth Academy.	214 "	Nine small islands, in Androscoggin River.
Dec. 30, 1811.	Monmouth Academy.	10,020 "	Northerly and westerly half of Township No. 5, 2d Range, north of Waldo Patent.
Feb. 13, 1812.	Wm. C. Whitney, Assignee of Eben. Poor.	3,000 "	Part of Township No. 9, 9th Range, north of the Waldo Patent.
April 3, 1812.	Herrs of Thomas Daulorth.	11,520 "	Half of a Township in the County of Washington, near Schoodic Lakes.
April 21, 1812.	James Brackett.	1,832 "	East side of Penobscot River, adjoining Eddington.
April 20, 1812.	Monmouth Academy.	800 "	Surplus of Township No. 5, 2d Range, north of the Waldo Patent.
Nov. 3, 1812.	Benjamin Joy.	320 "	Part of Township No. 4, 1st Range, north of the Waldo Patent.
Mar. 2, 1813.	Massachusetts Medical Society.	23,040 "	Lying in Townships Nos. 8 and 9, 9th Range, north of the Waldo Patent.
Mar. 2, 1813.	Bridgeton Academy.	11,520 "	Half of Township No. 1, 7th Range, north of the Waldo Patent.
June 16, 1813.	Bowdoin College.	46,080 "	Two Townships, No. 7 and No. 8, 10th Range, north of the Waldo Patent.

Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
Jan. 25,	Heirs of Wm. Vaughan.	11,520 acres.	North half of Township No. 8, 9th Range, north of the Waldo Patent.
Feb. 2,	Warren Academy.	11,520 "	North half of Township No. 6, 9th Range, north of the Waldo Patent.
Aug. 27,	Henry Huntingdon and Timothy Pitkin.	20,904 "	Township No. 5, 2d Range, adjoining New Hampshire line.
Sept. 14,	John Chaney.	1,434 "	A Tract of Land, in Chesterville.
June 1,	1815. Benjamin Palmer and Samuel W. Eaton.	1,130 "	A Tract of Land, in Chesterville.
June 6,	1815. Town of Pittston,	7,680 "	Third of Township No. 2, 4th Range, north of Bingham's Kennebec Purchase.
June 12,	1815. Maine Literary and Theological Institution.	29,164 "	Township No. 3, on the west side of Penobscot River, part of the Indian Land. { On the west side of Penobscot River, in lots of 100 acres each, on each side of { Bennock's road, part of the land purchased of the Indians.
Jan. 15,	John Bennock.	5,000 "	
Jan. 15,	Samuel Fessenden and William Libbey.	860 "	A Tract of Land between Raymond and Gray.
April 2,	1816. John Parker Boyd.	11,520 "	East half of Township No. 2, 7th Range, north of the Waldo Patent.
Feb. 26,	1816. Cyrus Hamlin.	1,270 "	Part in Township No. 2, and part in No. 3, in the County of Oxford.
Feb. 26,	1820. J. and I. Humphreys.	400 "	Lying between Raymond and Gray.
June 22,	1816. Josiah Bachelor.	23,822 "	Lying in Oxford County, adjoining New Hampshire line.
Dec. 14,	1816. Middlesex Canal.	46,080 "	Two Townships, in the County of Somerset, on the east side of Moose Head Lake.
Dec. 14,	1816. Day's Academy, in Wrentham.	11,520 "	Lying in Somerset County, on the east side of Moose Head Lake.
Aug. 7,	1818. Joseph Butterfield.	420 "	In Township No. 3, east side of the Penobscot River, called Indian Land.
Feb. 25,	1819. Fiske and Bridge.	2,285 "	Part of Township No. 3, east side of the Penobscot River, called Indian Land.
June 22,	1819. Canaan Academy.	11,520 "	North half of Township No. 1, 3d Range, west of Bingham's Kennebec Purchase. { South half of Township No. 2, 1st Range, in the County Somerset, north of Bing- { hani's Kennebec Purchase.
Dec. 1,	1819. Sandwich Academy.	11,520 "	One hundred and nineteen Lots to Settlers, in Township No. 8, now Eastport and Lubec.
Fr. 1783 to 1820.	Sundry Persons.	11,564 "	One hundred and twenty one Lots, to Settlers, in Hampden.
Ditto.	Sundry Persons.	12,014 "	One hundred and thirteen Lots, to Settlers, in Bangor.
Ditto.	Sundry Persons.	11,300 "	Twenty five Lots, to Settlers, in <del>Somerset</del> <del>Hampden</del>
Ditto.	Sundry Persons.	2,900 "	Twenty nine Lots, to Settlers, in Newburgh.
Ditto.	Sundry Persons.	1,100 "	Eleven Lots, to Settlers, in Eddington.
Ditto.	Sundry Persons.	1,000 "	Ten Lots, to Settlers, in Township No. 3, in the County of Oxford.
Ditto.	Sundry Persons.	500 "	Three Lots, in Township No. 12, in the County of Washington.
Ditto.	Sundry Persons.	600 "	Twenty three Lots, to Settlers, in Soldier's Township, to Soldiers.
Ditto.	Sundry Persons.	4,800 "	Forty eight Lots, to Settlers, in Hartford and Summer.
Ditto.	Sundry Persons.	2,300 "	Two Lots, to Settlers, in Bucksfield.
Ditto.	Sundry Persons.	607 "	Three Lots, to Settlers, in Sandford.
Ditto.	Sundry Persons.	400 "	Four Lots, to Settlers, in Portersfield.
Ditto.	Sundry Persons.	200 "	Two Lots, to Settlers, in Wadsworth's Grant, in Oxford County.



Date of the Deeds.	To Whom Conveyed.	Quantity of Land Conveyed.	Where Situated.
Fr. 1783 to 1820.	Sundry Persons.	400 acres.	Four Lots, to Settlers, in Cutler's Grant, in the County of Oxford.
Ditto.	Sundry Persons.	1,000 "	{ Ten Lots, to Settlers, on a gore of land, between Raymond and Poland, in the County of Cumberland.
Ditto.	William Rogers.	41½ "	A Lot in the Town of Shapleigh.
Ditto.	Sundry Persons.	262 "	Two Lots, to Settlers, in Chesterville.
Ditto.	Sundry Persons.	4,217 "	{ Forty three Lots, to Settlers, on the Lands purchased of the Indians, lying on both sides of Penobscot River.
Ditto.	Sundry Persons.	20,506 "	{ One hundred and ninety four Lots, to Settlers, in Townships No. 4, No. 5, and No. 6, east of Union River, now Steuben, Harrington and Addison.
Ditto.	Sundry Persons.	28,407 "	{ One hundred and thirty one Islands, along the coast, from Penobscot to Passamaquoddy Rivers.
Ditto.	Sundry Persons.	368½ "	Seven Lots, on the Great Isle of Holt, to Settlers.
		5,465,975 "	

*Land Office, February 1, 1820.*

*A Schedule of Lands that have been Granted, which have not been Located, stating the periods allowed to make said Location..... Viz.*

Date of Grants.	Quantity of Land Granted. Townships   Acres.	To Whom Granted.	Period limited for which the Locations were to be made.	Remarks.
* February 19, 1803.	500	To Amasa Smith.	No time fixed in the Grant for Location.	To be Located on the eastern boundary.
* June 15, 1803. Half.	11,520	To Berkshire or Lenox Academy.	No time fixed in the Grant for Location.	
* June 15, 1803. Half.	11,520	To Derby Academy.	No time fixed in the Grant for Location.	
* February 19, 1805. One.	23,040	To Williams College.	No time fixed in the Grant for Location.	
* March 14, 1805. Quarter.	5,760	To Hallowell Academy.	{ February 24, 1811, time since extended to }	
* February 24, 1808. One.	23,040	To Town of Plymouth.	{ February 6, 1821. }	
* February 26, 1808. Quarter.	5,760	To Ducktrap Bridge.	No time fixed in the Grant for Location.	
* February 20, 1809. One.	23,040	To Williams College.	{ February 20, 1812, time since extended to }	
* March 4, 1809. One.	23,040	To the Massachusetts Agricultural Society.	{ June 1, 1820. }	
* March 3, 1810. Half.	11,520	To Samuel E. Dutton & others, to make a road.	No time for Location fixed in the Grant.	
* February 4, 1811. Half.	11,520	To Tamnton and Raynham.	No time fixed in the Grant for Location.	
* February 17, 1812. Half.	11,520	To Farmington Academy.	February 14, 1814.	
* February 27, 1813. One.	23,040	{ To the Proprietors of the Kennebec Pur- } chase, or Plymouth Company.	No time for Locating fixed in the Grant.	
* February 27, 1813. Half.	11,520	To Catharine Drown and others.	February 27, 1816.	
* March 2, 1810. Quarter.	5,760	{ To Saco Free Bridges }	February 27, 1816, time extended to July, 1820.	
* January 28, 1815. Quarter.	5,760	{ To Saco Free Bridges }	No time for Locating fixed in the Grant.	
* January 25, 1816.	8,000	To Thomas Johnson and others.	January 25, 1817.	
* Decemb. 11, 1816. Half.	11,520	To Amherst Academy.	June 1, 1819, time extended to June 1, 1820.	
* June 16, 1819. One.	23,040	{ To Proprietors of Sandy Bay Pier, in the } Town of Gloucester.	June 16, 1822.	
	250,420			

*Locations to be made before 24 Feb'y 1820 and not after wards - see Resolves of Feb'y 1821*

*Land Office, February 1, 1820.*

*More: 1820 - To Jan 1820 granted to Hopkins Academy  
receded after the above date*

*{ Not Located within the year, owing to several mistakes of the Surveyor; is now Located.*

*Order for Locating is made out. Located but not decid-d.*

*{ Located within the time limited, but not decided.*

*Schedule of Lands now under contract, showing the amount of consideration therefor, and the balance remaining unpaid.....Viz.*

Date of the Contracts.	By Whom Made.	Number of Acres.	Where the Lands are Situated.	Consideration.	Last Payment Due.	Amount Unpaid.
April 23, 1818.	Benj. and Wm. Davis, of Belfast.	211 1/2	Lots No. 15, and No. 80 on the Isle of Holis,	700 00	April 18, 1825.	700 00
June 10, 1818.	William W. Parrot.	524 1/2	Seven Islands in Washington County, viz. Porcupines, Jordans, Horn & Schoodic Pt.	317 50	June 10, 1821.	169 33
June 10, 1818.	Edward H. Robbins, Jr.	650	Three Islands in Naraguagus Bay, viz. Dyer's, Pond, and Jordan's Delight.	200 20	June 10, 1821.	207 45
August 17, 1818.	Anna Palmer, of a place cal- led Sunkhaze.	62 1/2	Lot No. 3, in Township No. 3, east side Penobscot River.	69 03	Aug. 17, 1820.	55 22
October 6, 1818.	Benjamin Stanley.	197	Lots No. 25 and No. 26, in Township No. 2, east side Penobscot River.	140 32	October 6, 1820.	24 23
October 6, 1818.	Amos Bailey.	180 1/2	Lots No. 2 and No. 6, in Township No. 3, east side Penobscot River.	174 35	October 6, 1820.	69 74
October 6, 1818.	Isaac P. Haynes.	38	Lot No. 18, in Township No. 1, west side Penobscot River.	97 82	October 6, 1820.	77 92
October 6, 1818.	William Frieze.	101	Lot No. 1, in Township No. 4, west side Penobscot River.	111 38	October 6, 1820.	89 11
October 6, 1818.	Paul Dudley.	115	Lot No. 10, in Township No. 1, east side Penobscot River.	125 50	October 6, 1820.	51 20
October 6, 1818.	Paul Dudley.	216	Lot No. 1, in Township No. 1, east side Penobscot River.	233 15	October 6, 1820.	190 52
October 6, 1818.	Elisha Tourtellot.	102	Lot No. 2, in Township No. 4, west side Penobscot River.	112 47	October 6, 1820.	69 98
October 6, 1818.	George Frieze.	107	Lot No. 34, in Township No. 1, east side Penobscot River.	117 73	October 6, 1820.	94 00
October 6, 1818.	Jesse Hathorne.	105	Lot No. 14, in Township No. 1, west side Penobscot River.	116 46	October 6, 1820.	93 17
October 6, 1818.	Asa Libbey.	100	Lot No. 13, in Township No. 1, west side Penobscot River.	110 60	October 6, 1820.	88 00
October 6, 1818.	Jonathan Roberts.	100	Lot No. 12, in Township No. 1, west side Penobscot River.	110 00	October 6, 1820.	88 00
October 6, 1818.	Robert Nichols.	100	Lot No. 11, in Township No. 1, west side Penobscot River.	178 60	October 6, 1820.	108 91
October 6, 1818.	R. Tourtellot.	162	Lot No. 17, in Township No. 1, west side Penobscot River.	178 60	October 6, 1820.	108 91
October 6, 1818.	Joseph Tourtellot.	95	Lot No. 16, in Township No. 1, east side Penobscot River.	105 60	October 6, 1820.	84 48
October 6, 1818.	A. Tourtellot.	101	Lot No. 15, in Township No. 1, east side Penobscot River.	111 73	October 6, 1820.	89 39
October 6, 1818.	John Laughlin.	211	Lots No. 8 and No. 9, in Township No. 1, east side Penobscot River.	233 06	October 6, 1820.	139 26
October 6, 1818.	James & Benjamin F. Cummins.	411	Lots No. 4, No. 5, No. 6, and No. 7, in Township No. 3, east side Penobscot River.	483 17	October 6, 1820.	293 17
October 6, 1818.	Harriman Pratt.	147	Lot No. 23 and No. 24, in Township No. 2, east side Penobscot River.	161 91	October 6, 1820.	41 55
October 6, 1818.	Nathaniel Spencer.	100	Lot No. 1, in Township No. 4, east side Penobscot River.	110 00	October 6, 1820.	82 50
October 6, 1818.	Andrew Spencer.	113	Lot No. 7, in Township No. 4, east side Penobscot River.	125 13	October 6, 1820.	91 80
October 6, 1818.	Nathaniel Spencer.	23 1/2	Lot No. 1, in Township No. 3, east side Penobscot River.	236 80	October 6, 1820.	186 80
October 6, 1818.	Andrew Spencer.	143	Lot No. 8, in Township No. 3, east side Penobscot River.	158 28	October 6, 1820.	100 03
October 6, 1818.	Eber Hathorne.	200	Lots No. 9, and No. 10, in Township No. 1, west side Penobscot River.	220 00	October 14, 1820.	37 01
October 6, 1818.	John Bentley.	232	Lots No. 3, and No. 4, in Township No. 1, west side Penobscot River.	255 41	October 14, 1820.	204 33
October 14, 1818.	David W. Haynes.	172	Lot No. 12, in Township No. 4, east side Penobscot River.	172 11	October 14, 1820.	137 70
October 14, 1818.	Ephraim Oliver.	110	Lot No. 3, in Township No. 4, east side Penobscot River.	172 11	October 14, 1820.	97 42
October 14, 1818.	Stephen Kimball.	377	Lot No. 37, in Township No. 4, east side Penobscot River.	414 91	October 14, 1820.	274 35
October 14, 1818.	Thomas Knowlton.	105	Lots No. 28, No. 29, and No. 30, in Township No. 1, east side Penobscot River.	113 90	October 14, 1820.	49 62
October 14, 1818.	John Bennock.	105	Lot No. 38, in Township No. 2, east side Penobscot River.	116 02	October 14, 1820.	82 50
October 14, 1818.	D. W. Haynes.	100	Lot No. 5, in Township No. 1, west side Penobscot River.	110 00	October 14, 1820.	82 50
October 14, 1818.	Samuel Spencer.	291	Lot No. 4, in Township No. 4, east side Penobscot River.	320 09	October 14, 1820.	250 55
October 14, 1818.	John Laughlin.	291	Lots No. 7 and No. 9, in Township No. 3, east side Penobscot River.			

4-102-10

Date of the Contracts.	By Whom Made.	Number of Acres.	Where the Land is Situated.	Consideration.	Last Payment Due.	Amount Unpaid.
Novem. 10, 1818.	Roland Dudley.	112	Lot No. 32, in Township No. 2, east side Penobscot River.	124 00	Novem. 10, 1820.	94 00
Novem. 10, 1818.	Jacob McGaw.	165	Lots No. 13 and No. 14, in Township No. 3, east side Penobscot River.	132 19	Novem. 18, 1820.	145 76
March 22, 1819.	Samuel Turner.	140½	Lot No. 12, and part of Lot No. 17, on the Isle of Holt.	150 00	Septem. 22, 1820.	160 00
April 2, 1819.	Asa Turner.	162	Lot No. 22, on the Isle of Holt.	162 00	April 2, 1823.	136 00
May 7, 1819.	Scars and Burges.	200	Lot No. 40 and 46, in Orono.	300 00	May 7, 1821.	240 00
June 2, 1819.	Benjamin Lane.	277	An Island near Matinicus, called Ragged Arse.	700 00	Novem. 1821.	700 00
June 22, 1819.	James Campbell.	114	Two Islands in Narragangus Bay, Trafton's and Oourd Island.	64 00	June 22, 1820.	64 00
Septem. 18, 1819.	George Smith.	235	Lot No. 25, and No. 26, on the Isle of Holt.	200 00	Septem. 18, 1820.	180 00
October 18, 1819.	John Campbell.	84½	An Island called Campbell's Island.	169 00	May, 1821.	169 00
Novem. 8, 1819.	George Reed.	46	Lot No. 50, in Orono.	92 00	Novem. 8, 1821.	73 60
Novem. 13, 1819.	Moses Knapp.	87½	Lot No. 17, in Township No. 4, east side Penobscot River.	87 50	Novem. 13, 1821.	50 00
October 18, 1819.	Samuel Allen.	25	Moose Island, by Deer Island Thoroughfare.	50 00	October 18, 1820.	50 00
October 13, 1819.	Joseph Howard.	330	A Lot of Land, in Brownfield.	400 00	October 13, 1821.	240 00
June 19, 1819.	John Dickenson.	21	Four Islands in Machias Bay Narrows, B. A. & C.	80 00	Novem. 1820.	80 00
June 19, 1819.	John Brewer.	4	Two small Islands, in Passamaquoddy Bay.	30 00	June, 1820.	30 00
		8301½		19421 78		

4602.10  
6884.46

Land Office, February 1, 1830.

\* Deedest \*

LOCATION OF LANDS IN MAINE. Feb. 24. 169

*A Schedule of what Lands have been conveyed to Colleges, Academies, &c.; and what have been sold and conveyed to individuals, extracted from the foregoing Schedules, together with the amounts received therefor, as collected from the Accounts of the Committee for the Sale of Eastern Lands, the Agents for Eastern Lands, and the Commissioners of the Land Office, from the first establishment of the Land Office, to this date.*

Date of the Conveyances, &c.	No. of acres conveyed to Colleges, Academies, &c.	No. of acres sold including the lots to settlers.	Amount of the consideration received for Lands sold.	Remarks.	
			<i>l.</i> <i>s.</i> <i>d.</i>		
From Mar. 17, 1785 to Mar. 7, 1791.	{ Extracted from the accounts of the Committee for the Sale of Eastern Lands, { Extracted from the accounts of the Committee for the Sale of Eastern Lands, { Sold by Lottery, - - - - - 165,285 { Conveyed only, - - - - - 75,380 { Extracted from the accounts of the Committee. { Extracted from the accounts of the Committee.	398,717	44,840 9 3	This was received in consolidated securities and part specie.  <i>l.</i> <i>s.</i> <i>d.</i> 212,987 4 2 \$ 94,149 34	
to Feb. 26, 1794.		2,302,651	68,241 9 11		
to Feb. 26, 1794.		75,280	26,220 0 0		
to Mar. 6, 1795.		262,543	69,646 19 8		
to Feb. 4, 1801.		239,172	569,686		4,032 5 4
			\$ 94,149 34		
to Feb. 27, 1803.	{ Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Agents' accounts. { Extracted from the Commissioners of the Land Office's accounts.	174,521	24,882 38	Dollars. Cts. 26,265 82 1,685 75 12,027 06 4,429 36 1,299 45 2,810 85 3,989 80 7,131 95 7,652 05	
to Mar. 5, 1805.		329,502	26,265 82		
to Mar. 5, 1805.		23,126	1,610		
to Feb. 14, 1807.		59,000	84,444		
to Feb. 10, 1809.		62,080	42,969		
to Feb. 6, 1812.		69,334	55,451		
to May 31, 1813.		50,800	2,132		
to May 31, 1816.		111,464	36,605		
		23,040	7,968		
to Jan. 1, 1820.		30,640	33,891		
		1,074,929	4,368,970		
					\$ 92,174 97

Land Office, February 1, 1820.

*212,987.42*  
*94,149.34*  
*209,997.08*  
*896,281.67*

CHAP. CXXXI.

*Resolve for the payment of Eight Thousand Dollars to the District of Maine, conditionally. February 25th, 1820.*

*Resolved,* That if the District of Maine shall become a Separate and Independent State, on or before the last Wednesday in May next, the Treasurer of this Commonwealth be, and he is hereby authorized to pay to the Treasurer of said State of Maine, on the tenth day of June, the sum of eight thousand dollars, as part of the State Tax, assessed and levied on said District, in the year of our Lord one thousand eight hundred and nineteen, which sum, so paid and received, is to be accounted for, and allowed by said State of Maine, in the distribution and division of the public property, according to the provisions of the act of separation, passed the nineteenth day of June, in the year of our Lord one thousand eight hundred and nineteen: *Provided, however,* that the Legislature of said State of Maine, shall first pass a resolve, authorizing their Treasurer to receive said sum, to be accounted for, and allowed in manner aforesaid.

CHAP. CXXXII.

*Resolve to facilitate a Settlement with Maine.*  
February 25th, 1820.

*Resolved,* In order to facilitate the future settlement between Massachusetts and the District of Maine, according to the act of separation, of the nineteenth day of June, in the year of our Lord one thousand eight hundred and nineteen, that it shall be the duty of the Treasurer of this Commonwealth, and all receivers of public monies, belonging to the same, to make up, and cause their respective accounts to be made up and stated, to the day on which the said District shall be admitted a Separate and Independent State, exhibiting the funds in the treasury, the several sums due, to and from the Commonwealth, as of that date.

CHAP. CXXXIII.

*Resolve on the petition of David Dunbar and Jeremiah Wardwell, for the Town of Penobscot, granting a tract of Land. February 25th, 1820.*

On the petition of the inhabitants of the Town of Penobscot, by David Dunbar and Jeremiah Wardwell, their committee:

*Resolved*, That the Commissioners of the Land Office be, and they hereby are authorized to make the inhabitants of the Town of Penobscot, an allowance and satisfaction for the just proportion of the public taxes on all the lands within said township, released to the Commonwealth, by the heirs and legal representatives of the late Leonard Jarvis, Esquire, (said public taxes having been assessed upon the inhabitants and estates within said town, during the exemption of such released lands from taxation,) by conveying unto them, in fee, a parcel or tract of said land, at its just value, equivalent thereto, for the use of the schools within said town.

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CHAP. CXXXIV.

*Resolve on the petition of Joseph Bridgman, Junior. February 25th, 1820.*

On the petition of Joseph Bridgman, Junior, of Belchertown, in the County of Hampshire, one of the Administrators on the estate of Henry Dwight, Esquire, late of said Belchertown, deceased, praying that he may be authorized to convey to Simeon Dwight, of said Belchertown, one undivided half of a certain pew, in the congregational meeting house, in Belchertown aforesaid, according to a contract of the said deceased:

*Resolved*, That the said Joseph Bridgman, Junior, Administrator as aforesaid be, and he is hereby authorized and empowered to make a good and sufficient deed of the said half of a pew, according to the prayer of the said petition.

## CHAP. CXXXV.

*Resolve relating to the Distribution of Books, Maps, &c. belonging to the Commonwealth. February 25th, 1820.*

The Committee of both Houses, appointed to consider what copies of the laws, resolves, records, and other documents of this Commonwealth, and territorial plans of eastern lands, ought to be furnished and delivered to the government of Maine, have investigated that subject, and ask leave to report the following resolve.

*Resolved*, That the Secretary of State of this Commonwealth be, and hereby is authorized to deliver, as soon as may be, after the time when said District of Maine shall be admitted, by Congress, as a Separate and Independent State, to the Secretary of State, pro tempore, for the proposed State of Maine, for the use of said proposed State, one third part of all the copies of the laws, resolves, term reports, and all other books and maps belonging to said Commonwealth, and not appropriated by any previous law or resolve, except in cases where there are but two copies, to deliver one. And that authenticated copies of all the plans, papers, deeds, records, and other documents, in any of the public offices of this Commonwealth, or elsewhere, which may be necessary or convenient for the said proposed State of Maine, be furnished by the proper officer or officers, to the said Secretary of State of the said proposed State; and the expenses thereof to be divided in the proportion of two thirds to this Commonwealth, and one third to said proposed State of Maine; *provided*, the whole expense of such authenticated copies, shall not exceed one thousand dollars: *Provided, however*, that this Commonwealth shall not be charged with any part of the expense, for any copies, which shall not be ordered before the expiration of two years from the time of such admission.



CHAP. CXXXVI.

*Resolve to pay Chaplains, &c.* February 25th, 1820.

*Resolved,* That there be allowed and paid out of the public treasury of this Commonwealth, to the Reverend John G. Palfrey, Chaplain of the Senate, and to the Reverend William Jenks, Chaplain of the House of Representatives, sixty dollars each, in full for their services in said offices, the present year. Also,

*Resolved,* That there shall be allowed and paid out of the public treasury, to the gentleman who shall preach the Election Sermon, in May next, fifty dollars; and that His Excellency the Governor be authorized to draw his warrants on the treasury, for said sums.

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CHAP. CXXXVII.

*Resolve to pay Thomas Walcutt.* February 25th, 1820.

*Resolved,* That there be allowed and paid to Thomas Walcutt, a Clerk in the Lobbies, for the assistance of the Members of the Legislature, one hundred and twenty five dollars, in full for his services during the present session of the General Court.

## CHAP. CXXXVIII.

*Resolve to pay Ward Lock.* February 25th, 1820.

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

## ROLL No. 82....JANUARY, 1820.

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

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

E. HOYT, *Per Order.*

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### PAUPER ACCOUNTS.

Amherst, for boarding and clothing sundry paupers, to January 27th, 1820,	126 51
Adams, for supporting sundry paupers, to January 13th, 1820,	327 94
Amesbury, for board and clothing Mary Young, and her five children, until they left the town, June 9th, 1819,	40 43
Attleborough, for board and clothing sundry paupers, to January 1st, 1820,	219 87
Andover, for board and clothing sundry paupers, to January 1st, 1820,	345 65
Ashburnham, for board and clothing Suke Franklin, to January 10th, 1820,	50 20

Abington, for board and clothing Thomas Seymore, to January 15th, 1820,	54 50
Augusta, for board and clothing John Morgan, to January 1st, 1820,	36 60
Bridgewater, for supporting John F. Bigner and Sally Brown, to January 28th, 1820,	72 64
Belchertown, for supporting sundry paupers, to January 14th, 1820,	170 35
Burlington, for board and clothing Thomas Hard- man, to January 27th, 1820,	76 00
Blanford, for supporting sundry paupers, to Jan- uary 13th, 1820,	134 37
Bristol, for board and clothing Nancy Hill, to December 11th, 1820,	106 00
Bath, for supporting sundry paupers, to January 20th, 1820,	101 55
Brimfield, for supporting John Christiau, to Jan- uary 1st, 1820,	70 20
Becket, for supporting Asa Tiffany, to January 1st, 1820,	25 70
Bingham, for board and clothing Sally Atkinson and her two children, to January, 1820,	56 25
Brunswick, for supporting sundry paupers, to Feb- ruary, 1820,	64 43
Beverly, for support of sundry paupers, to January 1st, 1820,	172 75
Bethel, for board and clothing William Buck, to January 7th, 1820,	35 00
Bradford, for supporting Joshua L. Alsters and Mary Beals, to January 1st, 1820,	55 02
Barre, for board and clothing Samuel Lee and Sally Taylor, to January 7th, 1820,	61 00
Bluehill, for board and clothing Nathaniel Her- rick, to January 10th, 1820,	100 00
Billerica, for supporting sundry paupers, to Jan- uary 10th, 1820,	142 08

Boston Board of Health, for board, doctoring and nursing sundry paupers, on Rainsford Island, to January 23d, 1820,	384 75
Boston, for boarding and clothing sundry paupers, to December 1st, 1820,	8495 86
Cambridge, for board and clothing sundry paupers, to January 26th, 1820,	760 72
Cumington, for board and clothing John Lamson, to January 25th, 1820,	50 65
Cape Elizabeth, for supporting sundry paupers, to December 30th, 1819,	127 00
Canton, for supporting sundry paupers, to January 14th, 1820,	84 42
Chesterfield, for board and clothing sundry paupers, to January 11th, 1820,	111 25
Cheshire, for supporting sundry State paupers, to January 9th, 1820,	215 59
Colrain, for board and clothing sundry paupers, to January 8th, 1820,	186 37
Chester, for board and clothing several paupers, to January 8th, 1820,	172 49
Camden, for supporting sundry paupers, to January 22d, 1820,	84 10
Chelmsford, for board and clothing sundry paupers, to January 1st, 1820,	118 80
Conway, for board and clothing Charles Freeman and Martha McMurphy, to November 20th, 1819,	48 55
Cushing, for board and clothing Mary Henderson, to January 5th, 1820,	36 26
Charlestown, for supporting sundry paupers, to January 28th, 1820,	2798 01
Dresden, for board and clothing John Cullen, to January 1st, 1820,	83 89
Dalton, for supporting Phebe Veets, to January 20th, 1820,	38 90
Dorchester, for supporting William Sloan and family, to August 2d, 1819,	57 75

Deerfield, for board and clothing Daniel Allis and William Clarrick, to February 1st, 1820,	174 09
Dudley, for supporting Martin Barker, to January 10th, 1820,	28 07
Dracut, for board and clothing Richard Baker, to January 16th, 1820,	91 00
Dedham, for supporting sundry paupers, to January 3d, 1820,	48 97
Dennysville, for the support of Mistress Harper, to the time she left the Commonwealth, in July, 1819,	49 54
Danvers, for supporting sundry paupers, to January 25th, 1820,	1766 42
East Andover, for board and clothing William Foster, Junior, to December 1st, 1819,	50 00
Egremont, for board and clothing sundry paupers, to January 14th, 1820,	144 80
Easton, for supporting Mary Leondell, to December 6th, 1819,	17 69
Essex, for board and clothing Ira Percival and James Crawley, to February 15th, 1820,	118 80
Eliot, for board and clothing sundry paupers, to January 25th, 1820,	126 76
Falmouth, (Maine,) for supporting sundry paupers, to January 1st, 1820,	222 60
Falmouth, for supporting Edward Edwards, to January 19th, 1820,	35 01
Friendship, for board and clothing James Metcalf and Martha Bichmore, to January 26th, 1820,	114 00
Fayette, for supporting William G. Martin, to January 1st, 1820,	67 20
Fairhaven, for board and clothing sundry paupers, to January 1st, 1820,	162 50
Fairfax, for supporting sundry paupers,	14 00
Framingham, for board and clothes for Lucy Green and James Riggs, to January 16th, 1820,	35 60
Gorham, for supporting Robert Gilfilling and Mary Hartford, to January 10th, 1820,	85 03

PAUPER ACCOUNTS.

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Gloucester, for boarding, doctoring and nursing sundry paupers, to November 10th, 1819,	575 38
Groton, for board and clothing sundry paupers, to January 10th, 1820,	549 50
Gardiner, for supporting John Brinkman, to Jan- uary 6th, 1820,	54 73
Great Barrington, for supporting sundry paupers, to January 14th, 1820,	226 28
Granville, for supporting sundry paupers, to Jan- uary 11th, 1820,	107 93
Greenwich, for board and clothing Lot Lee, to January 14th, 1820,	56 64
Grafton, for supporting sundry paupers, to De- cember 25th, 1819,	282 53
Gill, for board, clothing, doctoring and nursing Sarah Lyons, to January 15th, 1820,	68 80
Hopkinton, for boarding and clothing sundry pau- pers, to January 31st, 1820,	245 70
Harlem, for board and clothing William Yaulin, to January 10th, 1820,	48 50
Hubbardston, for supporting Abner Hybra, to No- vember 27th, 1819,	100 80
Haverhill, for supporting sundry paupers, to Jan- uary, 1st, 1820,	156 20
Hardwick, for board and clothing Hannah Morgan, to December 1st, 1820,	33 60
Hall, Joseph, Sheriff of Suffolk County, for board, doctoring and nursing sundry State paupers, to January 3d, 1820,	972 85
Hadley, for board and clothing Friday Allen and wife, to January 9th, 1820,	55 69
Hallowell, for board and clothing sundry paupers, to January 10th, 1820,	275 43
Hollis, for board and clothing Joseph Temple, to January 14th, 1820,	62 90
Hancock, for supporting sundry paupers, to Jan- uary 24th, 1820,	84 00

Jay, for supporting Elizabeth Bell and Daniel Holland, to January 19th, 1820,	51 60
Industry, for Sherburn Fogg, to January 6th, 1820,	58 50
Ipswich, for supporting sundry paupers, to January 25th, 1820,	116 76
Kittery, for boarding and clothing sundry paupers, to January 1st, 1820,	210 52
Lisbon, for supporting sundry paupers, to January 1st, 1820,	160 75
Lincolnton, for supporting Alexander White and Edward Crane, to January 28th, 1820,	67 25
Lanesborough, for supporting sundry paupers, to December 31st, 1819,	205 61
Leeds, for board and clothing Nicholas Tallier and Richard Creech, to January 1st, 1820,	39 26
Lynn, for supporting sundry paupers, to November 30th, 1819,	347 14
Litchfield, for supporting sundry paupers, to January 4th, 1820,	62 78
Leyden, for supporting sundry paupers, to January 8th, 1820,	249 68
Limerick, for board and clothing Mary Record, to January 17th, 1820,	36 90
Lee, for supporting sundry paupers, to January 10th, 1820,	540 00
Leicester, for board, nursing and doctoring French Decker, and funeral charges, to June 19th, 1819,	29 31
Lenox, for boarding and clothing sundry paupers, to January 9th, 1820,	280 05
Littleton, for board and clothing John Putnam, to February 3d, 1820,	57 84
Lynnfield, for board, nursing and clothing Mary Grant, to June 14th, 1819,	25 00
Longmeadow, for supporting sundry paupers, to January 24th, 1820,	198 25
Machias, for supporting sundry paupers, to the time they left the Commonwealth,	174 76



PAUPER ACCOUNTS.

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Milton, for board and clothes for Archibald McDonald, to January 19th, 1820,	42 90
Millbury, for support, while sick, and funeral expense of Andrew Leduke, January 10th, 1820,	46 55
Marlborough, for supporting Joseph Waters, to November 28th, 1819,	105 25
Mansfield, for support of sundry paupers, to January 19th, 1820,	121 22
Montague, for supporting sundry paupers, to December 14th, 1819,	131 08
Marblehead, for supporting sundry paupers, to January 19th, 1820,	306 75
Middleborough, for supporting sundry paupers, to January 1st, 1820,	220 80
Medfield, for board and clothing George Turner, to November 25th, 1819,	67 20
Monson, for board and clothing Rhoda Sechem, to January 1st, 1820,	23 40
Minot, for support of Philip Weeks and Elizabeth Phinney and two children, to January 10th, 1820,	86 05
Montgomery, for board and clothes for Moses Conair, to the time of his death, and funeral charges,	7 40
Montville, for board and clothing John Gloster and William McLany, to January 29th, 1820,	146 70
New Castle, for support of Nancy Hodgman and Patrick Meager, to January 18th, 1820,	116 52
Newton, for board and clothing Joseph Prichard, to January 1st, 1820,	67 20
Norwich, for supporting Ruth Sanford, to January 6th, 1820,	28 30
North Yarmouth, for supporting sundry paupers, to January 11th, 1820,	108 25
Northfield, for board and clothing Amos Ryley, to January 8th, 1820,	41 30

Newbury, for supporting sundry paupers, to January 1st, 1820,	999 38
New Gloucester, for supporting Mary Ann Forbes and Joseph Gregory, to February 1st, 1820,	124 00
Nantucket, for supporting Anthony Swazy, to January 1st, 1820, and supplies for James Saunbury, and Francis Joseph, to the time of his death, and funeral charges,	130 39
Northampton, for supporting sundry paupers, to January 1st, 1820,	287 07
Newburyport, for supporting sundry paupers, to January 1st, 1820,	1047 64
Orrington, for supporting Thomas Huzell, to January 20th, 1820,	25 00
Overseers of the Mashpee Indians, for support of sundry paupers, to January 12th, 1820,	452 25
Overseers, or Guardian of the Troy Indians, for support of sundry Indians,	168 93
Pittsfield, for supporting sundry paupers, to January 1st, 1820,	630 51
Palermo, for supporting Rachel Chase and children, to January 1st, 1820,	23 28
Pittston, for supporting Deborah Bethans, to January 6th, 1820,	30 00
Phipsburgh, for supplies for sundry sick paupers, to January 20th, 1820,	138 16
Prospect, for supporting sundry paupers, to January 4th, 1820,	177 55
Plymouth, for supporting sundry paupers, to January 10th, 1820,	380 75
Pelham, for board and clothing sundry paupers, to January 10th, 1820,	52 00
Pembroke, for boarding and clothing Elizabeth Jack, to January 20th, 1820,	22 10
Parsons, for support of Mary Watson and Sophia Patten, to January 1st, 1820,	52 75

Parsonsfield, for supporting several paupers, to the death of one and removal of the others,	40 00
Palmer, for support of William and Phebe Mendum, to January 8th, 1820,	85 08
Portland, for supporting sundry paupers, to January 31st, 1820,	1377 94
Rowe, for supporting Betsy Carpenter, to May 15th, 1819,	26 00
Rowley, for Elle Collins' support, to January 1st, 1820,	42 20
Russell, for support of John Newton and wife, to January 1st, 1820,	99 65
Rehoboth, for supporting sundry paupers, to January 1st, 1820,	420 35
Roxbury, for support of sundry paupers, to January 3d, 1820,	544 74
Salem, for supporting sundry paupers, to January 2d, 1820,	3778 45
Salem Board of Health, for support of sundry foreigners, to the time they left,	128 56
Seekonk, for board, clothing and nursing Tilly Peck, to January 10th, 1820,	42 21
Sudbury, for supporting John Waighton, to his death, and funeral expenses,	66 00
Sherburn, for supporting Benjamin Haughton, to January 29th, 1820,	31 00
St. George, for board and clothing Robert Hawes and Haunce Johnson, to January 30th, 1820,	48 40
Sandwich, for board and clothing Esther and Mason Raymond, to January 10th, 1820,	66 00
Shirley, for supporting sundry paupers, to January 1st, 1820,	173 66
Southbridge, for support of London Derry, to January 1st, 1820, and Grace Dammon, to her death,	74 70

Sandisfield, for board and clothing for sundry paupers, to January 11th, 1820,	100 39
Stockbridge, for supporting sundry paupers, to December 1st, 1819,	241 64
Scituate, for boarding and clothing Jonah ——, to the time he left the Commonwealth,	24 66
Sutton, for sundry paupers, to January 10th, 1820,	85 50
Sheffield, for supporting sundry paupers, to January 1st, 1820,	94 41
Saco, for board and nursing Alexander M'Donald, until he left the town, January 14th, 1820,	9 41
Shelburn, for support of sundry paupers, to January 14th, 1820,	120 29
Sunderland, for board and nursing William Russell, to June 1st, 1819,	64 00
Sharon, for supporting Job Lewis, James Welsh, and John H. Kolhoff, to January 27th, 1820,	72 02
Swansey, for support of James Garnet and Martha Dusneps, to January 15th, 1820,	68 00
Saugus, for board and clothing Jonathan Briggs and Margaret Evans, to January 15th, 1820,	68 90
South Brimfield, for board and clothing for Jonathan Hill, to January 13th 1820,	45 25
Somerset, for board and clothing for William Elliot, to January 1st, 1820,	36 00
Starks, for board and clothing for Robert Arnold, to February 1st, 1820,	67 20
South Berwick, for funeral expense for Lemuel Woodworth, and supporting Mary Stackpole's child, to January 30th, 1820,	48 00
Springfield, for supporting sundry paupers, to January 3d, 1820,	285 69
Topsham, for supplies for William Potter, and funeral expenses, and supporting John Hearn, to January 3d, 1820,	220 37
Thomaston, for supporting John Anderson, to January 1st, 1820,	57 20

Tyringham, for sundry paupers' support, to January 5th, 1820,	128 66
Taunton, for board and clothing sundry paupers, to December 31st, 1819,	616 49
Upton, for the support of Elbridge Gerry Farrer, to January 21st, 1820,	54 45
Vassalborough, for Joseph Graves and Abigail Fairbrother's support, to February 1st 1820,	100 05
Wiscasset, for supporting sundry paupers, to January 20th, 1820,	305 25
Williamston, for supporting sundry paupers, to January 11th, 1820,	210 73
Westfield, for supporting sundry paupers, to January 1st, 1820,	153 24
Western, for board and clothing Eliza and Harriot Trim, to May 25th, 1819,	65 00
Windham, for supplies furnished Thomas Kenard, wife, and daughter, to January 6th, 1820,	131 20
Walpole, for supporting Elizabeth Ellis, and two children of Nancy Carnes, to January 16th, 1820,	104 35
Westhampton, for supporting sundry paupers, to January 12th, 1820,	229 55
Waltham, for board and nursing Alexander R. Ballock, to the time he left the town,	66 17
West Springfield, for supporting sundry paupers, to January 6th, 1820,	169 41
Wilton, for support of Enoch Foot, wife, and two children, to September 27th, 1819,	32 75
Wellington, for supporting Catharine Butler, to the time of her death, and funeral charges,	93 00
Williamsburgh, for support of Benjamin Kentrell, to the time he left the town,	25 44
Wrentham, for supporting sundry paupers, to January 1st, 1820,	386 06
Waterville, for board, clothing, and nursing Abigail Odlin, to January 1st, 1820,	108 35

Watertown, for supporting sundry paupers, to January 25th, 1820,	215 37
Westbrook, for support of sundry paupers, to January 22d, 1820,	187 58
Westford, for board and clothing sundry paupers, to January 27th, 1820,	42 30
Westborough, for board and clothing sundry paupers, to January 16th, 1820,	137 60
Worcester, for supporting sundry paupers, to January 1st, 1820,	173 35
Waldoborough, for board and clothing for sundry paupers, to January 4th, 1820,	115 50
Wayne, for supporting sundry paupers, to January 12th, 1820,	114 53
West Stockbridge, for the support of sundry paupers, to January 1st, 1820,	118 02
Waterborough, for board and clothing, doctoring and nursing Thomas Brannon, to January 24th, 1820,	27 80
Warren, for board and clothing sundry paupers, to January 25th, 1820,	235 50
Wareham, for board and clothing William Long, to January 13th, 1820,	46 30
Whately, for supporting sundry paupers, to January 10th, 1820,	94 92
Wade, Thomas, Keeper of the House of Correction, in Essex County, for board and clothing sundry insane persons, to January 10th, 1820, including allowance by the Court of Sessions,	445 90
West Cambridge, for support of James Dismont, till his discharge,	16 00
York, for supporting sundry paupers, to January 22d, 1820,	491 91
<b>Total Pauper Accounts,</b>	<b>\$47,327 13</b>

*Courts Martial and Courts of Inquiry.*

Sumner, William H. for expenses of a Court Martial, held at Augusta, June 22d, 1819, whereof Joshua Wingate, Junior, was President,	336 44
Sumner, William H. for expenses of a Court Martial, held at Worcester, December 21st, 1819, whereof Ebenezer Hyde was President,	804 66
Sumner, William H. for expenses of a Court Martial, held at Alfred, December 23d, 1819, whereof William Gould was President,	1071 60
Sumner, William H. for expenses of a Court of Inquiry, held at Roxbury, February 1st, 1820, whereof William Sullivan was President,	104 60
Gilbert, Thomas, for expenses of a Court of Inquiry, held at Warwick, February 7th, 1819, whereof Theodore D. Lyman was President,	242 56
Page, Samuel, for expenses of a Court Martial, held at Thomaston, July 5th, 1819, whereof John Cummings was President,	147 52
Sewall, Joseph, for expenses of a Court Martial, held at Bath, October 19th and 22d, 1819, whereof Richard I. Dunlap was President,	225 53
Heard, Nathan, Junior, for expenses of a Court Martial, held at Leicester, May 19th, 1819, whereof Joseph D. Sargeant was President,	141 42
Wilder, Nathaniel, for expenses of a Court Martial, held at Plymouth, August 24th, 1819, whereof Abiel Washburn was President,	316 88
Lincoln, Enoch, for expenses of a Court Martial, held at Fryburgh, October 27th, 1818, whereof Joshua Carpenter was President,	306 01
Smith, John W. for expenses of a Court Martial, held at Portland, January 5th, 1820, whereof Jeremiah Bailey was President,	111 65
Scott, John, for expenses of a Court Martial, held at Boxford, December 28th, 1819, whereof Daniel Adams, 3d, was President,	82 85

Grover, John, for expenses of a Court Martial, held at Waterford, December 21st, 1819, and January 3d, 1820, whereof Joshua Carpenter was President,	373 61
Wood, John F. for expenses of a Court Martial, held at Farmington, June 8th, 1819, whereof Ephraim Getchel was President,	178 51
Total Courts Martial, &c.	\$4,443 84

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*Brigade Majors and Aids-de-Camp.*

Allen, Samuel, Junior, 1st Brigade, 7th Division, to February 23d, 1819,	6 75
Bancroft, Ebenezer, 2d Division, to January, 1820,	62 07 $\frac{1}{2}$
Butterfield, Joseph, 2d Brigade, 3d Division, to January, 1820,	172 73
Bliss, George, Junior, 1st Brigade, 4th Division, to January, 1820,	85 97
Barnard, Robert F. 1st Brigade, 9th Division, to January, 1820,	42 88
Coffin, Timothy G. 5th Division, to January, 1820,	125 65
Cobb, David G. W. 2d Brigade, 5th Division, to January, 1820,	85 75
Carter, Solomon, 2d Brigade, 7th Division, to January, 1820,	103 52
Clark, Joseph, 2d Brigade, 8th Division, to January, 1820,	92 66
Davis, John, 7th Division, to January, 1820,	38 10
Dutch, Ebenezer, 8th Division, to January, 1820,	157 62
Fairbanks, Stephen, 3d Brigade, 1st Division, to January, 1820,	41 26
Frost, John, 6th Division, to January, 1820,	41 47
Fogg, Simon, 2d Brigade, 6th Division, to January, 1820,	57 34
Gilbert, Thomas, 2d Brigade, 4th Division, to January, 1820,	65 00



Heywood, N. 5th Division, to January, 1819,	85 82
Heard, Nathan, Junior, 1st Brigade, 7th Division, to January, 1820,	36 98
Hopkins, Thomas, 9th Division, to January, 1820,	26 02½
Hubbell, Calvin, 2d Brigade, 9th Division, to Jan- uary, 1820,	42 93
Hyde, Lina, 1st Brigade, 11th Division, to Janu- ary, 1820,	58 88
Hubbard, Russell, 13th Division, to January, 1820,	42 67
Jaquis, Samuel, Junior, 1st Brigade, 3d Division, to February, 1820,	241 77
Kendall, Joseph G. 2d Brigade, 7th Division, to January, 1820,	5 00
Lewis, Philo, 2d Brigade, 10th Division, to Jan- uary, 1820,	124 12½
Page, Samuel, 2d Brigade, 11th Division, to Jan- uary, 1820,	150 68
Robinson, Thomas D. 11th Division, to January, 1820,	57 00
Smith, John, Junior, 1st Brigade, 2d Division, to January, 1820,	79 58
Scott, John, 2d Brigade, 2d Division, to January, 1820,	157 68
Saxton, Jonathan A. 4th Division, to January, 1820,	30 00
Samson, Joseph, 3d Brigade, 5th Division, to Jan- uary, 1820,	129 12½
Sewall, Joseph, 1st Brigade, 11th Division, to Jan- uary, 1820,	18 32
Smith, John W. 2d Brigade, 12th Division, to Jan- uary, 1820,	45 09
Starr, James, 1st Brigade, 13th Division, to Jan- uary, 1820,	18 52
Thayer, Minot, 1st Division, to January 22d, 1820,	127 80
Thayer, Samuel M. 1st Brigade, 1st Division, to February, 1820,	117 39

Treat, Joseph, 1st Brigade, 10th Division, to January, 1820,	334 45
Varnum, Benjamin F. 3d Division, to January, 1820,	43 00
Whitney, Timothy P. 2d Brigade, 1st Division, to January, 1820.	84 29
Wilder, Nathaniel, Junior, 1st Brigade, 5th Division, to January, 1820,	71 70
Wheelwright, George, 1st Brigade, 6th Division, to January, 1820,	38 11
Wood, John F. 1st Brigade, 8th Division, to January, 1820,	63 70
Whitman, Josiah, 12th Division, to January, 1820,	54 00
Total,	\$3,463 41

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*Brigade Quarter Masters.*

Day, Benjamin, 1st Brigade, 2d Division, for 1818 and 1819,	23 00
Coburn, Samuel A. 2d Brigade, 3d Division, to January, 1820,	20 75
Clark, Royal, 1st Brigade, 10th Division, to January, 1820,	47 58
Campbell, James A. 2d Brigade, 10th Division, for 1819,	35 75
Day, Robert, 1st Brigade, 4th Division, to January, 1820,	36 50
Dennett, Mark, 1st Brigade, 6th Division, to January, 1820,	17 50
Fisher, Freeman, 2d Brigade, 1st Division, to January, 1820,	16 90
Griswold, Timothy, 2d Brigade, 9th Division, to 1818 and 1819, January, 1820,	38 50
Hobart, Thomas, 1st Brigade, 5th Division, to January, 1820,	16 70

Hubbell, Calvin, 2d Brigade, 9th Division, to January, 1820,	5 15
Harris, Moses, 1st Brigade, 12th Division, to January, 1820,	37 90
Kendall, Jonas H. 2d Brigade, 7th Division, to January, 1820,	32 00
King, Amos, 1st Brigade, 9th Division, to January, 1820,	16 25
Maxwell, Sylvester, 2d Brigade, 4th Division, to January, 1820,	32 79
Nichols, Thomas, 2d Brigade, 11th Division, to January, 1818,	77 75
Phinney, Elias, 1st Brigade, 3d Division, to January, 1820,	29 50
Pollard, Oliver, 1st Brigade, 13th Division, to January, 1820,	21 60
Rollins, John, 2d Brigade, 2d Division, to January, 1820,	20 56
Russ, John, 1st Brigade, 8th Division, to January, 1820,	36 00
Sampson, James, 3d Brigade, 5th Division, to January, 1820,	13 30
Stimson, Joseph, 2d Brigade, 6th Division, to January, 1820,	17 00
Thomas, Nathaniel, 2d Brigade, 12th Division, to January, 1820,	8 10
Willington, John, 2d Brigade, 8th Division, to January, 1820,	41 54
Total,	\$642 62

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*Adjutants.*

Adams, Gibbons, 1st Regiment, 2d Brigade, 2d Division, to January, 1820,	40 00
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Allen, Charles, 3d Regiment, 1st Brigade, 7th Division, to January, 1820,	18 64
Avery, Joshua, Cavalry, 1st Brigade, 3d Division, to January, 1820,	29 36
Abbot, Chenery, special order, 1st Brigade, 7th Division,	2 92
Bailey, Calvin, Artillery, 3d Brigade, 1st Division, to January, 1820,	33 50
Breed, Andrew, 4th Regiment, 1st Brigade, 2d Division, to January, 1820,	24 43
Bradley, Charles, Cavalry, 2d Brigade, 2d Division, to January, 1820,	47 55
Bemis, Isaac, Junior, 1st Regiment, 1st Brigade, 3d Division, to January, 1820,	36 75
Burr, Samuel, 3d Regiment, 1st Brigade, 3d Division, to January, 1820,	76 74
Bancroft, William A. 2d Regiment, 2d Brigade, 3d Division, to January, 1820,	71 17
Bishop, Earl, Cavalry, 1st Brigade, 4th Division, to January, 1820,	43 35
Bryant, Nahum, 3d Regiment, 2d Brigade, 4th Division, to January, 1820,	41 40
Bourne, Edward E. Artillery, 1st Brigade, 6th Division, to January, 1820,	6 68
Brooks, Jeremiah, 1st Regiment, 1st Brigade, 6th Division, to January, 1820,	18 56
Bailey, Holloway, 2d Regiment, 2d Brigade, 7th Division, to January, 1820,	40 20
Barrett, Benjamin, 4th Regiment, 2d Brigade, 7th Division, to January, 1820,	25 08
Backus, Zenas, 3d Regiment, 1st Brigade, 8th Division, to January, 1820,	65 20
Bachelor, James R. Adjutant P. T. 1820,	6 16
Bishop, Henry W. 2d Regiment, 2d Brigade, 9th Division, to January, 1820,	32 22
Blake, Edmund, 4th Regiment, 2d Brigade, 11th Division, to January, 1820,	24 51

Cushing, Ned, 2d Regiment, 1st Brigade, 1st Division, to January, 1820,	64 42 $\frac{1}{2}$
Clark, Samuel, 1st Regiment, 3d Brigade, 1st Division, to January, 1820,	122 00
Clapp, William W. 2d Regiment, 3d Brigade, 1st Division, to January, 1820,	97 87 $\frac{1}{2}$
Clark, Gilbert, 3d Regiment, 2d Brigade, 1st Division, to January, 1820,	32 26
Curtis, Alfred, 3d Regiment, 3d Brigade, 1st Division, to January, 1820,	93 00
Choate, William, 2d Regiment, 2d Brigade, 2d Division, to January, 1820,	17 23
Coolidge, Nathaniel, 3d Regiment, 1st Brigade, 4th Division, to January, 1820,	38 84
Collins, Michael, 3d Regiment, 3d Brigade, 5th Division, to January, 1820,	76 09 $\frac{1}{2}$
Califf, Josiah, 1st Regiment, 2d Brigade, 6th Division, to January, 1820,	7 27
Campbell, Daniel, 4th Regiment, 1st Brigade, 8th Division, to January, 1820,	71 42
Cram, Levi, Artillery, 1st Brigade, 10th Division, to January, 1820,	105 20
Carlton, William, 5th Regiment, 2d Brigade, 11th Division, to January, 1820,	21 20
Clap, James, 2d Regiment, 1st Brigade, 13th Division, to January, 1820,	30 84
Day, Alfred, Artillery, 2d Brigade, 1st Division, to January, 1820,	36 07
Dickinson, Philo, Artillery, 1st Brigade, 4th Division, to January, 1820,	29 73
Davis, Benjamin, 6th Regiment, 1st Brigade, 7th Division, to January, 1820,	9 41 $\frac{1}{2}$
Dunlap, Robert P. 2d Regiment, 1st Brigade, 11th Division, to January, 1820,	81 74
Edwards, Elisha, 1st Regiment, 1st Brigade, 4th Division, to January, 1820,	32 56

Ellis, Samuel, 2d Regiment, 1st Brigade, 5th Division, to January, 1820,	59 35
Emery, Caleb, 3d Regiment, 1st Brigade, 6th Division, to January, 1820,	15 88
Emery, Daniel, 3d Regiment, 1st Brigade, 10th Division, to January, 1820,	144 77
Frost, Elisha, Junior, Artillery, 1st Brigade, 3d Division, to January, 1820,	44 97
Freeman, William, Artillery, 3d Brigade, 6th Division, to January, 1820,	39 42
Foster, Benjamin, 1st Regiment, 2d Brigade, 8th Division, to January, 1820,	61 97
Frost, George, Cavalry, 2d Brigade, 12th Division, to January, 1820,	4 62
Gates, Abraham, 1st Regiment, 2d Brigade, 3d Division, to January, 1820,	24 90
Goodspeed, Elias, Artillery, 2d Brigade, 4th Division, to January, 1820,	36 89
Gilmore, Apollos R. 3d Regiment, 1st Brigade, 10th Division, to January, 1820,	8 63
Hutchins, Joseph, 1st Regiment, 2d Brigade, 4th Division, to January, 1820,	67 75
Hoyt, John C. 2d Regiment, 2d Brigade, 4th Division, to January, 1820,	26 77
Haskell, Joseph, Cavalry, 1st Brigade, 5th Division, to January, 1820,	19 20
Hathaway, Philip D. 5th Regiment, 2d Brigade, 5th Division, to January, 1820,	12 03
Hamblin, Joseph, 2d Regiment, 3d Brigade, 5th Division, to January, 1820,	40 50
Hamilton, Abiel, 2d Regiment, 1st Brigade, 6th Division, to January, 1820,	30 92
Hanson, John B. 3d Regiment, 1st Brigade, 6th Division, to January, 1820,	37 37
Herrick, Benjamin J. 3d Regiment, 2d Brigade, 6th Division, to January, 1820,	32 69

Hunton, Jonathan G. Artillery, 1st Brigade, 8th Division, to January, 1820,	22 15
Haskins, Robert R. Cavalry, 1st Brigade, 10th Division, to January, 1820,	51 09
Healey, Halsey, Artillery, 2d Brigade, 11th Division, to January, 1820,	12 10
Hazeltine, Arad, 2d Regiment, 2d Brigade, 11th Division, to January, 1820,	81 44
Hovey, Alfred, 3d Regiment, 2d Brigade, 11th Division, to January, 1820,	24 12
Harris, Moses, 1st Regiment, 1st Brigade, 12th Division, to January, 1820,	16 29
Hasty, Daniel, 2d Regiment, 2d Brigade, 12th Division, to January, 1820,	35 54
Hammond, Moses, 1st Regiment, 1st Brigade, 13th Division, to January, 1820,	40 83
Jeffords, Avery, 4th Regiment, 1st Brigade, 6th Division, to January, 1820,	13 75
Knights, Jonathan, Artillery, 1st Brigade, 7th Division, to January, 1820,	16 35
Kellogg, Absalom B. 2d Brigade, 9th Division, to January, 1820,	9 97
Knights, Peter M. Cavalry, 2d Brigade, 12th Division, to January, 1820,	13 09
Keith, Joseph, 3d Regiment, 1st Brigade, 13th Division, to January, 1820,	131 21
Kimball, Moses, 1st Regiment, 2d Brigade, 13th Division, to January, 1820,	28 81
Low, Joseph L. 3d Regiment, 2d Brigade, 2d Division, to January, 1820,	11 35
Lincoln, Asa, 5th Regiment, 1st Brigade, 4th Division, to January, 1820,	24 60
Low, Ephraim, 3d Regiment, 1st Brigade, 6th Division, to January, 1820,	46 40
Libbey, Nathaniel, 2d Regiment, 2d Brigade, 6th Division, to January, 1820,	18 88

Larraby, Josiah, 2d Regiment, 1st Brigade, 8th Division, to January, 1820,	50 50
Leicester, Charles F. 2d Regiment, 1st Brigade, 9th Division, to January, 1820,	56 79
Marrell, Nathaniel, Artillery, 2d Brigade, 2d Division, to January, 1820,	19 04
Mitchell, Isaac, 4th Regiment, 2d Brigade, 6th Division, to January, 1820,	16 71
Morse, Moses L. 5th Regiment, 1st Brigade, 7th Division, to January, 1820,	25 61
Mead, William, Cavalry, 2d Brigade, 7th Division, to January, 1820,	18 26
Miles, Josiah, 3d Regiment, 2d Brigade, 7th Division, to January, 1820,	43 34
Newell, Luther, 1st Regiment, 1st Brigade, 1st Division, to January, 1820,	102 00
Nye, Samuel, 4th Regiment, 2d Brigade, 2d Division, to September, 1819,	13 37
Newell, Joseph W. 5th Regiment, 1st Brigade, 3d Division, to January, 1820,	66 06
Newcomb, Horatio G. 5th Regiment, 2d Brigade, 7th Division, to January, 1820,	52 75
Osborn, Richard, Junior, 5th Regiment, 1st Brigade, 2d Division, to January, 1820,	18 24
Orr, Hector, 3d Regiment, 1st Brigade, 5th Division, to January, 1820,	109 25
Ormsby, Abraham, Junior, 1st Regiment, 2d Brigade, 5th Division, to January, 1820,	30 94
Page, William, 1st Regiment, 1st Brigade, 2d Division, to January, 1820,	13 62
Poor, Denuet A. 3d Regiment, 2d Brigade, 2d Division, to January, 1820,	40 06
Parker, Henry, 3d Regiment, 2d Brigade, 3d Division, to January, 1820,	41 00
Preston, Warren, Cavalry, 2d Brigade, 8th Division, to January, 1820,	22 59



Pynchon, George, Artillery, 1st Brigade, 9th Division, to January, 1820,	17 66
Pond, Asa A. 2d Regiment, 2d Brigade, 10th Division, to January, 1820,	66 65
Rogers, Daniel W. 2d Regiment, 1st Brigade, 2d Division, to January, 1820,	22 36½
Richardson, Wyman, 2d Regiment, 1st Brigade, 3d Division, to January, 1820,	24 80
Rockwell, Uzell, 2d Regiment, 1st Brigade, 4th Division, to January, 1820,	23 72
Robinson, Elijah, 3d Regiment, 2d Brigade, 8th Division, to January, 1820,	51 39
Richardson, George F. 1st Brigade, 11th Division, to January, 1820,	30 36
Reed, Samuel, 1st Regiment, 1st Brigade, 11th Division, to January, 1820,	75 07
Sayles, Richard, Cavalry, 2d Brigade, 1st Division, to January, 1820,	73 85
Sanford, Sewell, 3d Regiment, 2d Brigade, 1st Division, to January, 1820,	112 50
Smith, James, 2d Regiment, 2d Brigade, 12th Division, to January, 1820,	10 30
Shepherd, Amos, 5th Regiment, 2d Brigade, 4th Division, to January, 1820,	35 87½
Seaver, James, 1st Regiment, 1st Brigade, 5th Division, to January, 1820,	51 98
Stacy, Samuel, Cavalry, 1st Brigade, 6th Division, to January, 1820,	7 22
Spring, Luther, 2d Regiment, 1st Brigade, 7th Division, to January, 1820,	24 52
Sprague, Peleg, Cavalry, 1st Brigade, 8th Division, to January, 1820,	50 02
Sewell, Oliver, 5th Regiment, 1st Brigade, 8th Division, to January, 1820,	37 42
Sexton, George, 1st Regiment, 2d Brigade, 9th Division, to January, 1820,	34 02

Swazy, John N. 1st Regiment, 1st Brigade, 10th Division, to January, 1820,	113 69
Simpson, George, 1st Regiment, 1st Brigade, 10th Division, to January, 1820,	137 53
Smith, John, 1st Regiment, 1st Brigade, 11th Division, to January, 1820,	11 25
Sewell, Benjamin, 1st Regiment, 2d Brigade, 11th Division, to January, 1820,	51 66
Tucker, Seth, Artillery, 1st Brigade, 1st Division, to January, 1820,	44 60
Turner, John P. Artillery, 1st Brigade, 5th Division, to January, 1820,	30 75
Thompson, Arad, 4th Regiment, 1st Brigade, 5th Division, to January, 1820,	62 50
Taylor, Henry, 2d Regiment, 2d Brigade, 5th Division, to January 1820,	45 14
Toby, James, 1st Regiment, 3d Brigade, 5th Division, to January, 1820,	40 87
Thomas, Job, 1st Regiment, 2d Brigade, 12th Division, to January, 1820,	21 61
Upton, Stephen, Cavalry, 1st Brigade, 2d Division, to January, 1820,	10 21
Upton, John, 1st Regiment, 2d Brigade, 10th Division, to January, 1820,	46 59
Wild, Jonathan, Junior, 3d Regiment, 1st Brigade, 1st Division, to January, 1820,	144 75
Wright, David, Cavalry, 2d Brigade, 4th Division, to January, 1820,	58 07
White, James P. T. 2d Regiment, 2d Brigade, 8th Division, to January, 1820,	4 90
Wyman, Levi, 2d Regiment, 2d Brigade, 8th Division, to January, 1820,	32 19
Wright, Simeon W. 3d Regiment, 2d Brigade, 9th Division, to January, 1820,	24 85
Wilson, Hugh, Artillery, 1st Brigade, 11th Division, to January, 1820,	16 42

Waterman, Daniel, 1st Regiment, 1st Brigade, 12th Division, to January, 1820,	29 02
Total, Adjutants,	<u>85,374 64</u>

*Expense for Horses to Haul Artillery.*

Aldrich, Cromwell, for the year 1819,	10 00
Barker, Timothy A. for the year 1819,	20 00
Bangs, Dean, for the year 1819,	5 00
Beach, William, for the year 1819,	16 00
Baldwin, Henry, for the year 1819,	10 00
Blaisdel, John, Junior, for the year 1819,	25 60
Chadburn, Thomas, for the year 1819,	7 50
Cleaves, William W. for the year 1819,	10 00
Coffin, Samuel, for the year 1819,	20 00
Dungan, Joshua, for the year 1819,	5 00
Dunham, George S. for the year 1819,	7 50
Ensign, Thomas, for the year 1819,	5 00
Flagg, Marshal, for the year 1819,	7 50
Graves, Asa, for the year 1819,	5 00
Goldthwait, Moses, for the year 1819,	10 00
Hopkins, Charles W. for the year, 1819,	3 75
Harris, King, for the years 1818 and 1819,	23 75
Hunting, John, for the year 1819,	15 00
Hammat, George, for the years 1818 and 1819,	10 00
Hemmenway, Adam, for the year 1819,	12 50
Holland, Nathaniel, for the year 1819,	15 00
Jenkins, Benjamin, for the years 1817, 1818 and 1819,	25 00
Joy, William, for the year 1819,	12 50
Kingsbury, Ebenezer A. for the year 1819,	7 50
Knight, Daniel, for the year 1819,	5 00
Kimball, Edmund, for the year 1819,	10 00
Lovejoy, John, for the year 1819,	10 00
Lynn, William, for the year 1819,	4 50
Lowell, John, for the year 1819,	8 00

Lewis, Winslow, for the years 1817, 1818 and 1819,	52 00
Lincoln, Henry, for the year 1819,	3 75
May, Joseph, for the year 1819,	10 00
Mayo, Jeremiah, for the year 1819,	5 00
Marston, Shobel, for the year 1819,	5 00
Morse, Edward, for the year 1819,	10 00
Milikan, Isaac, for the year 1819,	10 00
Mallard, Abraham, for the year 1819,	10 00
Nash, Micah, for the year 1819,	5 00
Nelson, Henry, for the year 1819,	15 00
Perkins, Samuel, for the year 1819,	5 00
Richmond, Leonard, for the year 1819,	7 50
Stutson, Peter, for the year 1819,	10 00
Shiverick, Nathaniel, for the year 1819,	3 00
Seaver, James, for the years 1818 and 1819,	20 00
Stetson, Timothy, for the year 1819,	7 50
Slater, Andrew, for the year 1819,	6 00
Stone, Joseph, for the year 1819,	20 00
Slades, John, for the year 1819,	10 00
Severance, Otis, for the year 1819,	7 50
Smith, Eleazer, for the years 1818 and 1819,	10 00
Taft, Francis, for the year 1819,	20 00
Toby, John, for the year 1819,	10 00
True, Solomon, for the year 1819,	5 00
Talbot, Wheaton, for the year 1819,	5 00
Whitcomb, Josiah, for the year 1819,	5 00
Welsh, Edward, for the year 1819,	5 00
Wize, William W. for the year 1819,	10 00
Washburn, Joseph, for the year 1819,	12 00
White, Micah, for the year 1819,	7 50
Warrener, Walter, for the year 1819,	6 25
Wheeler, Elisha, for the year 1819,	5 00
Williams, Thomas C. for the year 1819,	7 50
Whitney, Samuel, for the year 1819,	3 75

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Total, Hauling Artillery,      \$660 85

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Austin, Nathaniel, Sheriff of Middlesex County, for distributing precepts, and returning votes, to January 1st, 1820,	5 81
Cooper, John, Sheriff of Washington County, for distributing precepts, and returning votes, to July, 1819,	67 50
Hunewell, Richard, Sheriff of Cumberland County, for returning votes, &c. to May, 1819,	9 20
Hamlin, Cyrus, Sheriff of Oxford County, for distributing precepts, and returning votes, &c. to January 1st, 1820,	24 10
Herrick, Jedediah, Sheriff of Penobscot County, for returning votes, &c. to January, 1820,	98 00
Leonard, Horatio, Sheriff of Bristol County, for returning votes, &c. to February 15th, 1820,	3 20
Sawtell, Richard, Sheriff of Somerset County, for returning votes, to January 1st, 1820,	32 80
Thatcher, Samuel, Sheriff of Lincoln County, for returning votes, and distributing precepts, to January, 1820,	41 80
Watson, George, Sheriff of Hancock County, for returning votes, and distributing precepts, to January, 1820,	53 08
Bancroft, Joseph F. Coroner of Middlesex County, for an inquisition on the body of a stranger, and funeral charges,	29 30
Cogswell, Northend, Coroner of York County, for an inquisition on the body of Lemuel Woodwork,	16 97
Fisk, Nathan, Coroner of Middlesex County, for an inquisition on the body of a stranger, and funeral charges,	19 40
Kingsbury, Aaron, Coroner of Norfolk County, for an inquisition on the body of a stranger, and funeral charges,	18 00
Lang, William, Coroner of Essex County, for an inquisition, on the body of Thomas Berkley, a foreigner,	14 90

Smith, Jonathan, Coroner of Essex County, for an inquisition on the body of Samuel Eaton,	13 90
Stevenson, Thomas, Coroner of Suffolk County, for sundry inquisitions on the bodies of three strangers, and funeral charges,	49 62
White, Gilman, Coroner of Essex County, for an inquisition on the body of a child, a stranger,	18 83
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	8516 41

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Allen, Phineas, for printing acts and resolves, to January 10th, 1820,	46 67
Alleyne, Abel D. for printing laws, and advertising lands in Maine,	37 00
Allen, E. W. for printing laws, to August, 1819,	33 34
Ballard and Wright, for publishing resolve for deaf and dumb, and newspapers, to February 23d, 1820,	116 37
Burton, James, Junior, for printing laws and re- solves, to January, 1820,	16 67
Clapp, William W. for printing acts and resolves, to January 1st, 1820,	22 66
Dickman, Thomas, for printing acts and resolves, to October 1st, 1819,	16 67
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Douglas, Francis, for printing Treasurer's notice, relative to taxes in Maine, to January, 1820,	4 50
Foster, Moses B. for printing State notes, to Sep- tember 1st, 1819,	7 00
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**MISCELLANEOUS ACCOUNTS. 203**

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Hale, Nathan, for printing laws and resolves, and newspapers and circulars, to January 10th, 1820,	77 09
Russell, Benjamin, for newspapers, for the Legislature, to February 24th, 1820,	77 75
<b>Total,</b>	\$502 39

**MISCELLANEOUS ACCOUNTS.**

Agricultural Society of Massachusetts, for sundry expenses in raising seeds and plants, and experiments made by said society, in gardens at Cambridge, under the direction of Professor Peck, including Wells and Lilly's account for printing, for the year 1819, and to January 10th, 1820,	645 28
Boston Board of Health, for repairs on Rainsford Island, as per Jonathan Loring's bill, to January, 1820,	693 81
Burditt, James W. for stationary furnished the government, to February 11th, 1820,	237 95
Blaney, Henry, for sundry repairs on the State House, to January 11th, 1820,	28 49
Bird, Abraham, for timber furnished for repairing State House, to December 3d, 1819,	31 83
Bradley, Samuel, repairs on the State House, per direction of Jacob Kuhn,	23 47
Committee to examine the Treasurer's account, viz.:	
To Ebenezer Gay, 14 00	
Thomas Greenleaf, 14 00	1
Sherman Leland, 14 00	42 00
Durant, William, for repairs on the State House, to December 23d, 1819,	32 75

Grant, Moses, for repairing carpets and cushions, in the State House,	40 00
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Loring, Benjamin, books and stationary for the Adjutant General's Office, February 14th, 1820,	87 28
Lincoln, Amos, for hanging windows, and work on the State House,	15 25
Lane and Lamson, for crape for the General Court, Lincoln, Amos, Junior, for painting at the State House, to 1820,	55 00
Parker, William, for quills for Secretary's Office, to 1820,	17 26
Sanderson, Isaac, for paper for Secretary's Office, to January 5th, 1820,	6 00
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West, Richardson and Lord, for stationary for Secretary's Office, to January 15th, 1820,	229 91
Cutting, Elijah W. for assisting the Messenger of the General Court, to February 24th, 1820,	36 00
Town, Edmund, for assisting the Messenger of the General Court, nine days, to February 12th, 1820,	100 00
Low, John V. for assisting the Messenger of the General Court, to February 24th, 1820,	22 50
Bacon, Henry, for assisting the Messenger of the General Court, to February 24th, 1820,	95 00
Margaret Rider, for her son, Thomas P. Rider, as Page to the House, to February 24th, 1820,	82 50
Chase, Warren, for assisting the Messenger of the General Court, to February 24th, 1820	38 00
	105 00
	<hr/>
Total, Miscellaneous,	\$2728 64



*Aggregate of Roll No. 82.*

Expense of State Paupers,	47327 13
“ of Militia,	14585 36
“ of Sheriffs and Coroners,	516 41
“ of Printers,	502 39
“ of Miscellaneous,	2728 64
	<hr/>
	\$65659 93

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

*Approved by the Governor, February 24th, 1820*

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COMMONWEALTH OF MASSACHUSETTS.

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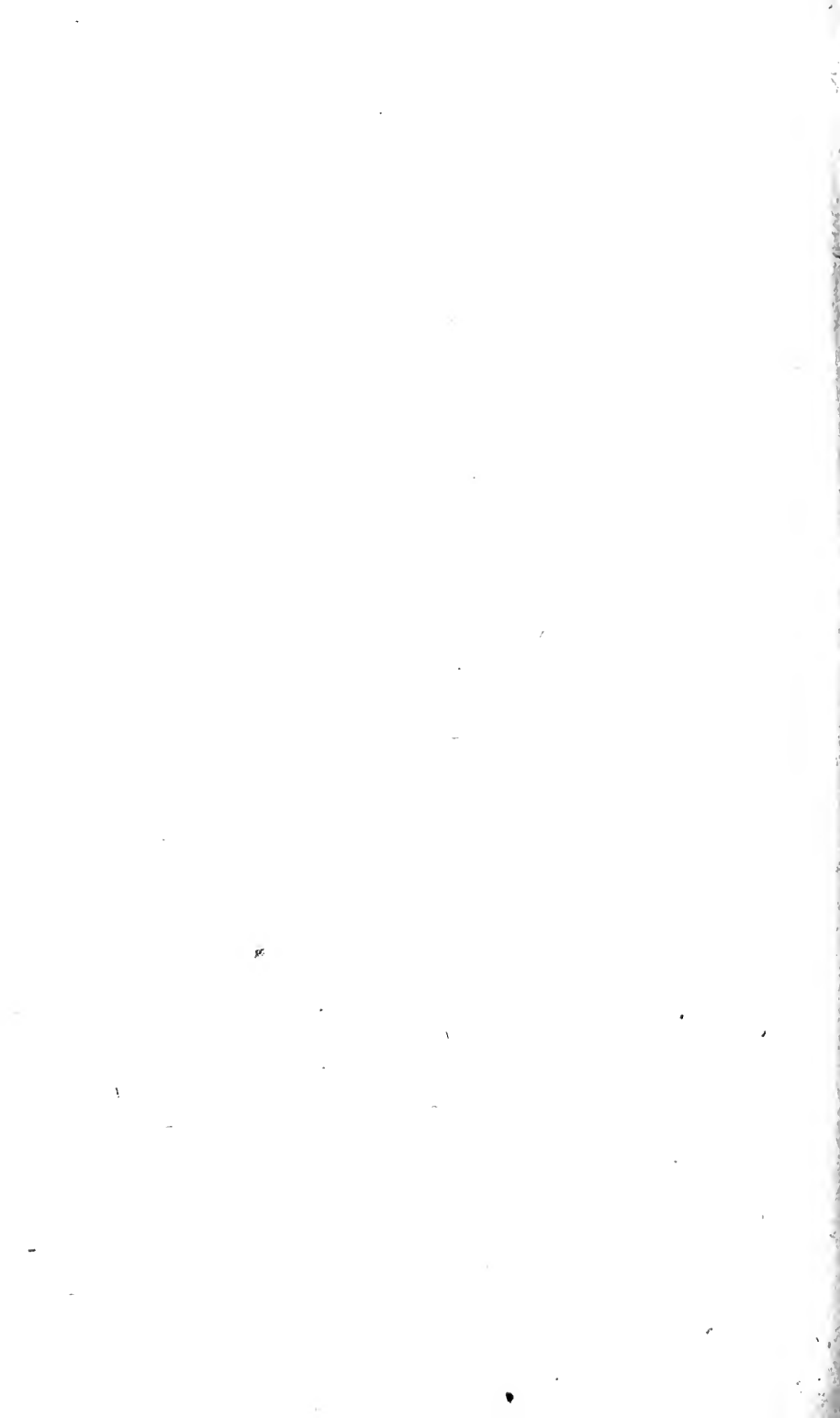


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SECRETARY'S OFFICE, MAY 10, 1820.

BY THIS, I CERTIFY, That the Resolves, passed at the session of the Legislature, beginning January 12th, and ending February 25th, 1820, have been compared with the originals in this office, and appear to be correct.

ALDEN BRADFORD, Secretary of the Commonwealth



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"    "    "    Dukes' County,			
"    "    "    Essex,			
"    "    "    Franklin,			
"    "    "    Hampden,			
"    "    "    Hampshire,			
"    "    "    Hancock,			



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# RESOLVES

OF

## THE GENERAL COURT

OF THE

# Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE THIRTY FIRST OF MAY, AND  
ENDED ON THE SEVENTEENTH OF JUNE, ONE THOUSAND  
EIGHT HUNDRED AND TWENTY.

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

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**BOSTON :**

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

.....  
1820.



**CIVIL GOVERNMENT**  
OF THE  
**COMMONWEALTH OF MASSACHUSETTS,**  
FOR THE POLITICAL YEAR 1820...21.

---

HIS EXCELLENCY  
**JOHN BROOKS, ESQUIRE,**  
GOVERNOR.

HIS HONOR  
**WILLIAM PHILLIPS, ESQUIRE,**  
LIEUTENANT GOVERNOR.

---

**COUNCIL.**

HON. TIMOTHY BIGELOW,  
“ BENJAMIN PICKMAN,  
“ GEORGE BLISS,  
“ NAHUM MITCHELL,  
“ EPHRAIM WILLIAMS,  
“ SAMUEL CROCKER,  
“ SILAS HOLMAN,  
“ RICHARD SULLIVAN,  
“ THOMAS GREENLEAF.

---

**ALDEN BRADFORD, ESQUIRE,**  
SECRETARY OF THE COMMONWEALTH.

**HONORABLE DANIEL SARGENT,**  
TREASURER OF THE COMMONWEALTH.

## SENATE.

---

**HON. JOHN PHILLIPS,**  
*PRESIDENT.*

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### SUFFOLK DISTRICT.

Hon. John Phillips,	Hon. Jonathan Hunewell,
Peter C. Brooks,	Benjamin Gorham,
John Welles,	William Sullivan.

### ESSEX DISTRICT.

Hon. Israel Bartlett,	Hon. Ebenezer Mosely,
Dudley L. Pickman,	Hobart Clark.
Robert Rantoul,	

### MIDDLESEX DISTRICT.

Hon. Joseph B. Varnum,	Hon. William Whittemore.
Leonard M. Parker,	

### PLYMOUTH DISTRICT.

Hon. John Thomas,	Hon. William Bourne.
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### NORFOLK DISTRICT.

Hon. Benjamin Reynolds,	Hon. John Ruggles, Jr.
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### BRISTOL DISTRICT.

Hon. John M. Williams.	Hon. James Howland, 2d.
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### BARNSTABLE, DUKES' COUNTY AND NAN- TUCKET DISTRICT.

Hon. Solomon Freeman.

## WORCESTER DISTRICT.

Hon. Stephen P. Gardner,      Hon. Samuel Eastman.  
     Aaron Tufts,                      Lewis Bigelow.

## HAMPSHIRE DISTRICT.

Hon. Jonathan H. Lyman,      Hon. Thomas Longley.  
     Jonathan Dwight, Jr.          Mark Doolittle.

## BERKSHIRE DISTRICT.

Hon. Caleb Hyde,                  Hon. Phineas Allen.



SAMUEL F. McCLEARY, Esq. *Clerk.*

JOHN FARRIE, Jr. *Assistant Clerk.*

Rev. JOHN G. PALFREY. *Chaplain.*

# HOUSE OF REPRESENTATIVES.

---

HON. ELIJAH H. MILLS,  
*SPEAKER.*

---

## COUNTY OF SUFFOLK.

*Boston,*

Josiah Quincy,  
Benjamin Russell,  
Warren Dutton,  
William Tudor,  
Lemuel Shaw,  
William Sturgis,  
Samuel Hubbard,  
Joseph Coolidge, Junior,  
Heman Lincoln,  
Edmund Winchester,  
Nathan Hale,  
George Bond,  
Joseph Austin,  
Francis C. Gray,  
Theodore Lyman, Junior.

*Chelsea.*

## ESSEX.

*Salem,*

John G. King,  
Samuel Ropes,  
Charles Saunders,  
Edward Lander,  
John Forrester.  
John Choate.

*Ipswich,*



*Newbury,*  
*Lynn,*  
*Gloucester,*  
*Rowley,*  
*Salisbury,*  
*Wenham,*  
*Manchester,*  
*Haverhill,*  
*Andover,*  
*Marblehead,*  
*Topsfield,*  
*Amesbury,*  
*Beverly,*

*Bradford,*  
*Boxford,*  
*Methuen,*  
*Middleton,*  
*Danvers,*  
*Newburyport,*

*Lynnfield,*  
*Hamilton,*  
*Saugus,*  
*Parsons,*  
*Essex.*

Josiah Little.  
 Ezra Mudge.  
 William W. Parrott.  
 Joshua Jewett.  
 Ephraim Morrill.

Moses Wingate.  
 Stephen Barker.  
 John Hooper.

David Lowell.  
 Josiah Lovett,  
 Thomas Davis.

Moses Dorman.  
 Benjamin Osgood.

Nathan Felton.  
 Stephen Howard,  
 Stephen W. Marston.

Joseph Cheever.  
 Daniel Emery.

### MIDDLESEX.

*Charlestown,*

*Watertown,*  
*Medford,*  
*Cambridge,*

Timothy Thompson, Junior,  
 Philemon R. Russell,  
 Thomas Harris,  
 Richard Devens,  
 John H. Brown,  
 Peter Tufts.  
 Levi Thaxter.  
 Abner Bartlett.  
 Samuel P. P. Fay.

<i>Concord,</i>	Thomas Wheeler.
<i>Sudbury,</i>	Isaac Gibbs.
<i>Woburn,</i>	John Wade.
<i>Reading,</i>	Edmund Parker.
<i>Malden,</i>	
<i>Chelmsford,</i>	Joseph Bailey.
<i>Billerica,</i>	
<i>Groton,</i>	Luther Lawrence.
<i>Marlborough,</i>	Joel Cranston.
<i>Dunstable,</i>	
<i>Sherburne,</i>	
<i>Stow and Boxborough,</i>	Augustus Tower.
<i>Newton,</i>	Joseph Jackson.
<i>Framingham,</i>	John Trowbridge.
<i>Dracut,</i>	
<i>Weston,</i>	George W. Smith.
<i>Lexington,</i>	Nathan Chandler.
<i>Littleton,</i>	
<i>Hopkinton,</i>	Nathan Phipps.
<i>Holliston,</i>	
<i>Stoneham,</i>	
<i>Westford,</i>	
<i>Bedford,</i>	
<i>Wilmington,</i>	
<i>Townsend,</i>	Aaron Warren.
<i>Tewksbury,</i>	
<i>Acton,</i>	
<i>Waltham,</i>	David Townsend.
<i>Shirley,</i>	
<i>Pepperell,</i>	Abel Jewett.
<i>Lincoln,</i>	Elijah Fiske.
<i>Ashby,</i>	
<i>East Sudbury,</i>	Micah M. Rutter.
<i>Natick,</i>	
<i>Tyngsborough,</i>	
<i>Burlington,</i>	

*Carlisle,*  
*Brighton,*  
*West Cambridge,*  
*South Reading,*

Gorham Parsons.  
 Thomas Russell.  
 John Hart.

## HAMPSHIRE.

*Northampton,*  
*Hadley,*  
*Hatfield,*  
*Pelham,*  
*Southampton,*  
*South Hadley,*  
*Greenwich,*  
*Amherst,*  
*Belchertown,*  
*Ware,*  
*Chesterfield,*  
*Granby,*  
*Worthington,*  
*Williamsburg,*  
*Norwich,*  
*Cummington,*  
*Westhampton,*  
*Goshen,*  
*Middlefield,*  
*Plainfield,*  
*Easthampton,*  
*Enfield,*

Elijah H. Mills.  
 Charles P. Phelps.  
 Henry Kingman.  
 Timothy I. Gridley.  
 Justin Forward.  
 Eli Dickenson.  
 Trowbridge Ward.  
 Jesse Fobes.

## PLYMOUTH.

*Plymouth,*  
*Hingham,*  
*Scituate,*  
*Duxbury,*

Barnabas Hedge.  
 James Stephenson,  
 Solomon Jones.  
 Edward F. Jacobs.

*Marshfield,*  
*Hull,*  
*Bridgewater,*  
*Middleborough,*  
*Rochester,*  
*Plympton,*  
*Pembroke,*  
*Abington,*  
*Kingston,*  
*Hanover,*  
*Halifax,*  
*Wareham,*  
*Carver,*

Joseph Clift.  
 William Baylies.  
 Charles H. Holmes.  
 Kilborn Whitman.  
 Robert Eells.  
 Benjamin Ellis.

## BRISTOL.

*Taunton,*  
*Rehoboth,*  
*Dartmouth,*

*Swanzey,*  
*Freetown,*  
*Attleborough.*  
*Norton,*  
*Dighton,*  
*Eastown,*  
*Raynham,*  
*Berkley,*  
*Mansfield,*  
*New Bedford.*

D. G. W. Cobb.  
 James Bliss.  
 Joseph Gifford,  
 Holder Slocum,  
 Thomas Almy.  
 John Winslow.  
 Nathaniel Morton, Junior.  
 Abiather Richardson, Junior.  
 George Walker.

*Westport,*  
*Somerset,*  
*Troy,*  
*Fairhaven,*

Solomon Pratt.  
 John Nye,  
 Lemuel Williams, Junior,  
 William Hathaway,  
 Thomas Rotch.  
 David Anthony.  
 James Taber.

*Sekonk,*  
*Wellington.*

Peter Hunt.

### BARNSTABLE.

*Barnstable,*  
*Sandwich,*  
*Yarmouth,*  
*Eastham,*  
*Falmouth,*  
*Harwich,*  
*Truro,*  
*Chatham,*  
*Provincetown,*  
*Welfleet,*  
*Dennis,*  
*Orleans,*  
*Brewster.*

Nymphas Marston.

John Reed.  
Harding Knowles.  
Thomas Fish.

Orin Howes.

### DUKES' COUNTY.

*Edgartown,*  
*Tisbury,*  
*Chilmark.*

Peter Norton.

### NANTUCKET.

*Nantucket,*

William Coffin.

### WORCESTER.

*Lancaster,*  
*Mendon,*

Jonathan Russell,  
Daniel Thurber.

*Worcester,*

Abraham Lincoln,  
Levi Lincoln,  
Edward D. Bangs.

*Oxford,*  
*Leicester,*  
*Rutland,*  
*Sutton,*

John King.

Jonas Sibley.

<i>Westborough,</i>	Bezalel Taft.
<i>Brookfield,</i>	
<i>Uxbridge,</i>	
<i>Southbridge,</i>	
<i>Shrewsbury,</i>	
<i>Lunenburg,</i>	Edmund Cushing.
<i>Dudley,</i>	
<i>Harvard,</i>	
<i>Grafton,</i>	
<i>Upton,</i>	
<i>Hardwick,</i>	Timothy Paige.
<i>Bolton,</i>	
<i>Sturbridge,</i>	Sylvester Watkins.
<i>Holden,</i>	William Drury.
<i>Leominster,</i>	Bezalel Lawrence.
<i>Western,</i>	Samuel Blair.
<i>Douglas,</i>	Welcome Whipple.
<i>New Braintree,</i>	
<i>Spencer,</i>	William Bemis.
<i>Petersham,</i>	Hutchins Hapgood.
<i>Charlton,</i>	
<i>Templeton,</i>	
<i>Athol,</i>	
<i>Oakham,</i>	
<i>Fitchburgh,</i>	
<i>Winchendon,</i>	Horatio G. Newcomb.
<i>Paxton,</i>	
<i>Royalston,</i>	Rufus Bullock.
<i>Ashburnham,</i>	
<i>Northborough,</i>	James Keyes.
<i>Hubbardston,</i>	
<i>Westminster,</i>	Edward Kendall.
<i>Princeton,</i>	
<i>Northbridge,</i>	
<i>Barre,</i>	
<i>Ward,</i>	

*Milford,*  
*Sterling,*  
*Berlin,*  
*Gardner,*  
*Boylston,*  
*Dana,*  
*West Boylston,*  
*North Brookfield.*  
*Milbury,*  
*Phillipston,*  
*Southbridge.*

Samuel Sawyer.

William Whitney.

### BERKSHIRE.

*Sheffield,*  
*Stockbridge,*  
*New Marlborough,*  
*Egremont,*  
*Pittsfield,*  
*Great Barrington,*  
*Sandisfield,*  
*Southfield,*  
*Tyringham,*  
*Lanesborough,*  
*New Ashford,*  
*Williamstown,*  
*Becket,*  
*Richmond,*  
*Lenox,*  
*Windsor,*  
*Peru,*  
*Alford,*  
*Otis,*  
*West Stockbridge,*  
*Hancock,*  
*Washington,*  
*Lee,*  
*Adams,*

Joseph Wilcox.

Jared Curtis.

Benjamin Wheeler.

Seth Newman.

Jonathan Allen.

Isaac L. Van Deusen.

Joseph Sears.

Adonijah Bidwell.

Nehemiah Talcott.

Daniel Noble.

Benjamin C. Perkins.

Hugo Burghardt.

Charles Mattoon.

Henry Emmons.

Joseph B. Hill.

Rodman Hazard.

Jasper Morgan.

John B. Perry.

Richmond Brown.

*Mount Washington,*

*Dalton,*

*Cheshire,*

*Savoy,*

*Clarksburgh,*

*Hinsdale,*

*Florida.*

Ethan A. Rix.

Thomas Allen.

### NORFOLK.

*Dorchester,*

*Roxbury,*

*Weymouth,*

*Dedham,*

*Braintree,*

*Medfield and Dover,*

*Milton,*

*Wrentham,*

*Brookline,*

*Needham,*

*Medway,*

*Bellingham,*

*Walpole,*

*Stoughton,*

*Sharon,*

*Cohasset,*

*Franklin,*

*Foxborough,*

*Dover,*

*Quincy,*

*Randolph,*

*Canton,*

James Humphreys.

Sherman Leland,

Abijah Draper,

Paul Gore,

Lemuel Lebaron,

Isaac Davis.

Christopher Webb,

Levi Bates.

William Ellis.

Nathaniel Thayer.

Daniel Adams.

Samuel Day.

John Robinson.

Jesse Boyden.

Jacob Flint.

Lewis Fisher.

Thomas Greenleaf.

Samuel Capen.



## FRANKLIN.

<i>Deerfield,</i>	Elihu Hoyt.
<i>Northfield,</i>	Medad Alexander.
<i>Sunderland,</i>	
<i>Greenfield,</i>	Solomon Smead.
<i>New Salem,</i>	Varney Pearce.
<i>Montague,</i>	
<i>Colraine,</i>	Robert L. McClannen.
<i>Shutesbury,</i>	
<i>Bernardston,</i>	
<i>Warwick,</i>	Ashbel Ward.
<i>Ashfield,</i>	Henry Bassett.
<i>Charlemont,</i>	
<i>Conway,</i>	
<i>Shelburne,</i>	William Wells.
<i>Whately,</i>	
<i>Leverett,</i>	
<i>Buckland,</i>	
<i>Wendell,</i>	
<i>Orange,</i>	
<i>Rowe,</i>	
<i>Heath,</i>	Ephraim Hastings.
<i>Hawley,</i>	
<i>Gill,</i>	
<i>Leyden.</i>	

## HAMPDEN.

<i>Springfield.</i>	Daniel Bontecou.
<i>Westfield,</i>	William Atwater.
<i>Brimfield,</i>	Stephen Pynchon.
<i>Blandford,</i>	
<i>Palmer,</i>	James Stebbins.
<i>Granville,</i>	Francis Stebbins,
	James Barlow.
	Abraham Haskell.
<i>Monson,</i>	
<i>S. Brimfield and Holland.</i>	

*Wilbraham,*  
*Chester,*  
*Southwick,*  
*West Springfield,*  
*Ludlow,*  
*Montgomery,*  
*Longmead w,*  
*Russell,*  
*Tolland.*

Abel Bliss, Junior.  
 William Wade.  
 Joseph Forward.  
 Charles Ball.



BENJAMIN POLLARD, Esq. *Clerk.*

HENRY CODMAN, Esq. *Assistant Clerk.*

Rev. WILLIAM JENKS, *Chaplain.*



JACOB KUHN, *Messenger to the General Court.*

JOHN VAUGHAN LOW, *Assistant Messenger.*

THOMAS P. RIDER, *Page to the House.*

# RESOLVES

OF THE

GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON THE THIRTY FIRST DAY OF MAY, AND ENDED ON THE  
SEVENTEENTH DAY OF JUNE, EIGHTEEN HUNDRED AND TWENTY.

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## GOVERNOR'S SPEECH.

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REPRESENTATIVES' CHAMBER, JUNE 6, 1820.

*At noon, agreeably to assignment the two Houses assembled in Convention, when His Excellency the Governor came in, preceded by the Sheriff of Suffolk, and attended by His Honor the Lieutenant Governor, the Honorable Council, and the Officers of State ; and delivered the following*

## SPEECH.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

AS you have convened under singular circumstances, from the severance of the State of Maine, the subjects of legislation which will call your attention, though less diversified than heretofore, must be extremely important. Their magnitude in some instances, must add peculiar solemnity

to your deliberations; and a consideration of the greatness of the trust confided to your wisdom the present year, will, I doubt not, lead to such deliberations and results, as shall comport with the best interests of the Commonwealth. The formation of the District of Maine into a separate State, having been a question of reiterated legislative discussion, and the public mind appearing to have been prepared for the consummation of such a measure, the Legislature of the last year, after great consideration, yielded its assent to the separation. It now, therefore, devolves on you, gentlemen, to meet a state of things necessarily resulting from the force of circumstances, and to devise such measures for maintaining the honor and prosperity of ancient Massachusetts, as the occasion may demand.

Although, by the separation of Maine, the Commonwealth is greatly reduced in territory, and not inconsiderable in population, it yet possesses the elements of a great and powerful community. Its resources are not only capable of maintaining the respectability of its political, civil, literary, and religious institutions, but of aiding such public improvements as circumstances may require. Its free population, which alone forms the strength of a people, will be exceeded in number by a few only of the States in the Union. Its militia, in point of character and discipline, is surpassed by none. The capacity of its citizens, in all the various branches of industry, their public spirit, the wisdom and solidity of their public institutions, the habits and morals of the people, the spirit and skill with which

agriculture is prosecuted, the sagacity and honorable enterprize of our merchants, will assure, under the blessing of Heaven, a continuance of the long established respectability of the State.

By referring to a statement of the Treasurer the last year, it will appear, that, for defraying the ordinary expenses of the government, little, if any, increase of taxes will be required. Whatever extraordinary expenditures may arise on account of contingent occurrences, or for the promotion of objects of public improvement and utility, they will render additional means necessary.

Since the last session of the Legislature, sundry applications have been made, under the resolution of the eighth of February last, relating to "Soldiers' claims," for the payment of balances as therein designated. From the amount that appears by the books in the Secretary's Office, to be due to sundry officers and soldiers of the late revolutionary army, it is to be apprehended that a considerable demand may be made upon the treasury on that account, the present year.

At a time when the nation is at peace, and all the sources of revenue reserved to the State are unoccupied by the National Government, it is difficult to conceive a reason why the finances of the Commonwealth should not be placed on a respectable foundation ; more especially, as so desirable a condition of the Treasury might be accomplished without any additional tax on labor or agriculture. From the report of the Treasurer, already mentioned, it is highly pleasing to find, that the treasury

department possesses the means of discharging the debts due from the Commonwealth, whenever the Legislature shall think fit to adopt that measure.

In the course of the last year, it is extremely gratifying to me to be able to observe, nothing has occurred to disturb the tranquility of the Commonwealth, or to impair the social enjoyments of its citizens. The laws of the State, so far as my own observations have enabled me to judge, have been duly administered. And although several crimes, of great enormity, have been perpetrated, yet the year has been marked by a diminution in the number of crimes.

The State Prison in Charlestown, an institution, on account of the success of which I have ever felt a degree of solicitude, increases, if I mistake not, in its reputation and usefulness. An establishment of such a nature must always, I presume, be attended with expense to the State. The one in question appears, from public documents, to be less so, in proportion to the number of convicts, than any other in the United States. Some additions, however, have been suggested to me, as being requisite as well for executing the sentences of our criminal tribunals, as for supporting the police and discipline of the prison. An institution necessarily expensive to the State, and at the same time so closely connected with the administration of justice, and the good order of society, has unceasing claims to the guardian care of the Legislature. But prior to any definitive measure being taken on this subject, I would recommend to your consideration an

examination of the Prison by a Committee of the two Houses. Some further improvements may probably be suggested by such an investigation. The substitution of solitary imprisonment and confinement to hard labor, instead of corporal punishment, is a device of modern times ; which, although generally adopted by the several States in the Union, may be considered rather as the commencement of a great and complicated experiment in jurisprudence and morals, than as the settled and exact result of facts and truths, already established. As there can exist no doubt, that the idea originated in some of the best feelings of the human breast, and that it has been thus far sustained by the prevalence of similar sentiments, it seems due to humanity, as well as the laws, that we exert ourselves in our respective stations, to give the utmost effect to so benevolent a conception.

But the welfare of the State, I am aware, is not wholly under your control. Its prosperity may be promoted or impaired, by causes extraneous to its local authorities and institutions. The right of regulating commerce is exclusively vested in the Government of the United States ; and the people of this State are deeply interested in the administration of that great branch of political economy and national revenue. The interests of Massachusetts are essentially agricultural and commercial. Domestic manufactures, upon which immense labor is bestowed, have grown up, and are interwoven with agriculture. The mechanic arts, which now give lucrative employment to a vast propor-

tion of the population of this State, have sprung spontaneously from the wants, and have thriven and multiplied in proportion to the increased numbers and wealth of the people. Agriculture, navigation, and commerce, maintain an intimate relation with the mechanic arts; they mutually sustain and are supported by each other. Hitherto, conformably to the genius and maxims of free republican governments, all the departments of industry have been equally protected by the laws. The destination of labor and capital has been controlled by the option of individuals; and in this freedom of choice, our liberty greatly consists. We are characterized by no Asiatic casts, nor degraded into villainage by the tyranny of feudal laws; but the citizens of our republic, having equal constitutional rights, are entitled to equal protection in the pursuit of happiness.

From the earliest period of the history of the people of this State, industry appears to have been a prominent trait of character, accompanied by a talent of judiciously applying its powers to the purposes of subsistence and accumulation. The primitive fathers of Massachusetts brought with them in their pilgrimage, a moderate capital, and a good knowledge of the arts of life. If the greater part of their number were engaged in bringing forward their agricultural settlements, others were no less assiduously employed in conciliating the good will of the savages, with a view to the fur trade, or exploring the coast for the ulterior purposes of establishing fisheries and commerce. Whilst the utmost scope was thus given to enterprize, they prosecuted



their most weighty concerns with consummate wisdom and eminent success. And it is but paying a just tribute of respect to the memory of our revered progenitors, to acknowledge, that to their good sense in giving direction to industry and capital, to their pious and patriotic institutions, and to their correct and economical habits, we are indebted for many of our most substantial enjoyments. This ancient metropolis, so long greeted as the cradle of American liberty; our University, that rich nursery of literature and science, whose origin is inscribed on the first pages of Massachusetts' history; many of the towns and villages which adorn our sea coast, are among the beloved monuments of the enterprize, the wisdom, and the patriotism of our venerated ancestors.

The gifts of nature are distributed with an unsparing hand, by one common Parent, but in various forms and in different proportions, over every section of the earth. Products, which are denied to some, are bestowed on others, in great profusion. These objects which excite the keenest thirst of avarice every where, are imparted only to particular regions; although every known portion of the globe is possessed of some peculiar product of more intrinsic value than the precious metals. In this diversity are to be found the elements of commerce; which, being modified and preserved by human ingenuity, become the objects of desire and exchange, and common sources of enjoyment to the whole human family. And I may add, that while the commercial intercourse of nations serves to mul-

tively the means of subsistence, and the objects of taste and convenience, it tends to humanize the original savageness of our nature, and to make man the friend and the auxiliary of man.

But reciprocity is the vital principle of commerce. The idea is not for a moment to be sustained, that a nation should be able to avail itself of the products of others, without being able, in some form, to pay an equivalent. Nor is the doctrine to be admitted, that a nation may be rich, and great, and prosperous, and happy, by immuring itself within its own boundaries, and consuming on its own necessities, the fruits of its labor. The whole history of human affairs is opposed to such an hypothesis. Gain is the only unfailing incitement to industry. Labor, graduated by the tame hope of competent subsistence, must, besides exposing the laborer to evils, arising from accidents and unpropitious seasons, become languid and spiritless; and, being conducted with apathy, will probably terminate in suffering and ruin. The wealth of a nation is but the aggregate of the wealth of individuals, which is great, or otherwise, in the ratio of its exchangeable value. It requires no formal induction of reasoning to show, that as every state and nation is endowed with distinctive advantages, its prosperity must depend on the use made of those advantages, and in their being developed by a judicious application of industry. In proportion as industry is thus applied, will be its power of accumulation; and the amount of surplus, above consumption, goes to form the mercantile

capital of the State. It is not intended to be insinuated, that the exchangeable products of a State arise exclusively from agricultural excess, nor that the commerce of nations consists in a specific exchange of their respective commodities. It is far otherwise. Capital may be generated by every possible modification of labor ; and extensive international commerce is known to exist, with little or no direct barter of local products.

Hence the unspeakable importance of commerce to the people of Massachusetts. Denied a genial climate and a prolific soil, many thousands of them are compelled to seek their sustenance from the ocean, and to become carriers of the wealth of others. Circumstances favorable for ship building, for navigation, for the fisheries of every description, and for the formation of seamen, having presented themselves to their choice, have led to great intenseness of industry, which, by the involutions of commerce, has been converted into wealth. The official statements of the United States' Treasury Department, sufficiently establish the importance of the navigation and commerce of Massachusetts, not only as branches of political economy, but as sources of public revenue. For a number of years past, we learn, by official documents, that one third part of the tonnage of the United States, has been owned by the citizens of this State ; and that the exports of foreign produce, the last year, exceeded, by a large amount, the exports of any other State in the Union.

Whilst, then, the interests of navigation and com-

merce must be peculiarly dear to the citizens of this State, as means of subsistence, they have strong claims to the patronage of the National Government, as sources of income. The circumstances of the United States, at all times, require no inconsiderable revenue ; and experience has shown, that revenue, derived from a judicious rate of imposts, of all others, is the most certain, and the most easily paid. Excessive restrictions on trade, lessen the amount of imposts, and induce a resort to direct taxes ; which the people will be the less able to pay, as the products of agriculture shall be reduced in value by the diminution of commerce. A just government will be disposed to do equal justice to all its citizens, and to afford equal encouragement to every branch of useful labor. And the utmost impulse being thus given to industry, the general prosperity and happiness may be expected to ensue.

A law of the United States was passed on the twelfth of May last, by which it was enacted, "that the system of discipline and field exercise, which is, or shall be ordered to be observed by the regular army of the United States, in the different corps of infantry, artillery and riflemen, shall be observed by the militia, in the exercises and discipline of the said corps, respectively, throughout the United States." As the provisions of this act are obligatory on the militia, it remains for the State Legislature to apply the means of carrying into effect, the designs of the National Government. A measure that appears to be so well calculated to impart military information to the officers, to improve the

discipline of the militia generally, and to enable it to act in concert with the regular army, should war unfortunately occur, cannot fail to be acceptable to the officers, to animate the great body of the militia, and prove beneficial to the State and Nation. At almost every session, for several years past, attempts have been made, in Congress, to revise the national militia law. But, inasmuch as Congress, in acting on that subject, has altered the law in only one of its substantial features, it is to be presumed that the present plan of organization, of arming and equipping the militia, and of making returns, together with the regulations for the discipline and field exercise, will long remain the distinguished characteristics of our militia system. And at a time when a new epoch in our history has commenced, there seems to be a peculiar fitness in giving a vigorous impulse to the great military force of the State. Examples are powerful ; and precedents established at the introduction of a new order of things, will be productive of lasting effects.

A good militia is one of the greatest safeguards of our freedom ; but without instruction and discipline, the militia is but a name. It is discipline, effected by the united influence of laws, founded on just principles, the patronage of the Legislature, and the agency of zealous and meritorious officers, that has raised the character of our militia to its present distinguished height ; and it is discipline only that can maintain it there. But a militia is not only of inestimable value as the means of national defence, and of preserving our liberties, but

its organization and discipline exert a salutary influence on manners and social order.

The highest offices in the militia being open to the ambition of all, the youth of our country become emulous to excel in those literary and moral attainments, which secure distinction and command.

The Secretary will lay before you, a communication from the Executives of the States of New Jersey and Tennessee, accompanied by sundry resolutions of the Legislatures of those States respectively, relating to an amendment of the Constitution of the United States, proposed by the State of Pennsylvania, to limit the power of Congress to erect or incorporate any bank, or other monied institution, except within the District of Columbia.

He will, at the same time, lay before you, a letter from the Honorable Prentiss Mellen, resigning his seat in the Senate of the United States.

I have only to add assurances of the perfect readiness with which I shall unite my efforts with yours, to promote the public welfare.

**JOHN BROOKS.**

## ANSWER OF THE SENATE.

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*May it please your Excellency,*

THE choice of your Excellency to fill again the honorable and responsible office of First Magistrate of the Commonwealth, gives the assurance, that the fairest claim to the continued confidence of the people, is founded in a solicitude for the welfare of the public, and devotion to its service.

The circumstances and condition of the Commonwealth, are just subjects of congratulation. In the freedom and industry of its population, in the spirit, intelligence and enterprize of the people, in their moral and religious habits, in their civil, religious and literary institutions, are found "the elements of a great and powerful community;" and we look back through the whole period of our history, with sentiments of affection and veneration for our progenitors, who, amidst the rude difficulties of their situation, laid the foundations of those high and distinguished blessings, which, under God, we now enjoy: a sentiment to be encouraged and cherished; for, in the respect of a people for its ancestors, is seen the best proof of a regard for its posterity.

The views presented by your Excellency as to the sources of the wealth and prosperity of the State, and of the means of securing them, are in perfect coincidence with those of the Senate. They accord in the sentiment, that the great interests of agriculture, commerce and manufactures, are intimately and essentially united, mutually assisting, maintaining, and even dependent on each other. They are fully impressed with the importance of placing the treasury upon the respectable foundation to which the resources of the State are fully adequate, without the imposition of taxes, either burdensome in amount, or partial or local (of course unjust) in their operation ; with the propriety of improving the system of discipline of the militia, upon the efficiency of which, our security so greatly depends ; with the necessity of encouraging and maintaining good morals, which lie at the foundation of personal safety and public freedom. These great pillars of our system, are to be supported and strengthened, for the law of our nature connects plenty with industry, safety with valor, and order and peace with purity of morals.

The formation of the District of Maine into a separate State, an event long prepared by public opinion, has been effected under circumstances auspicious to the continuance of harmony between the States, and to a friendly union of exertions to secure and protect those great interests which are common to both. Contrary to the general apprehension entertained at the last session of the Legislature, the consent of the Congress of the United States



to this measure, was given within the period limited by the original law relating to this subject ; and the separation, of course, took effect on the fifteenth day of March last. As the Legislature were not afterwards in session, no opportunity existed of dividing the Commonwealth into districts for the choice of Senators, agreeably to the strict letter of the Constitution. Under these circumstances, the people in all parts of the State, have accommodated themselves to the obvious necessity of the case, and have elected and returned thirty one Senators within those districts in Massachusetts Proper, which were established while Maine constituted a part of the Commonwealth. It will become the duty of the Legislature, at its next session, to provide for the future organization of the government, by dividing the Commonwealth into the number of districts, and distributing among them the number of Senators, required by the Constitution.

Upon all occasions, the Senate will cordially unite with your Excellency, in their exertions to promote the welfare of the State, and the happiness of its people.

## ANSWER OF THE HOUSE.

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*May it please your Excellency,*

THE House of Representatives are duly sensible of the obligations resulting from the high trust reposed in them, and to the peculiar importance of some of the subjects upon which they are called to legislate at this session. The formation of the State of Maine, has severed from this Commonwealth a great portion of its ancient territory, and a considerable number of its inhabitants; but has still left to it physical and moral resources, which assure it a high and responsible place in the Union. Notwithstanding, however, our political separation, there exist strong bonds of connexion between us and the citizens of the new State, derived from the similarity of our institutions, habits and pursuits; and we cannot but feel a lively solicitude for their respectability and happiness. In our commercial relations, and in every national concern, we must prosper, or suffer together. The question, what measures are to be adopted in consequence of this event, has engaged our earliest attention, and shall receive that dispassionate and patient deliberation, which its magnitude and delicacy demand.

It is very gratifying to us to learn the prosperous condition of the treasury ; and it shall be our constant aim to administer the government with the most rigid economy ; but without sacrificing to pecuniary and momentary considerations, the faith, the rights, or the permanent interests of the people.

The State Prison, in Charlestown, shall be an early object of our attention, and after proper investigation, such measures shall be adopted with reference to it, as may appear most likely to increase its usefulness.

The charitable attempt to reclaim criminals, at the same time that we punish them, ought not lightly to be abandoned, nor hastily to be pronounced ineffectual ; for it never was imagined that this system would abolish all crimes ; and while those which are committed in spite of its establishment, are known and punished, it is impossible to conjecture, without long experience, how many it prevents.

We are aware, with your Excellency, of the immense importance of giving free scope to the enterprize and industry of individuals, in every pursuit. Laws affecting the occupations of men, should not be made with a view to increase the profits, either of merchants, manufacturers, or farmers, alone, at the expense of the public, since each class is only a part of the community ; but to promote the interests of consumers, for they are the whole ; every person, whatever may be his particular employment, making use of some of the productions of all these classes. The only legitimate object of legislation, on this subject, beyond that of raising a

revenue for the public service, is, to render the productions of every occupation ultimately cheaper and more abundant. Nothing can be more effectual for this purpose, than to facilitate the means of internal and external commerce, which cannot be successfully attempted on any other principle than reciprocity. For though some theorists have assumed it as self evident, that the exchange of exact equivalents in value cannot be profitable to either party, just reasoning, no less than experience, shews that it is in truth, profitable to both. The fundamental principles of a republic, and sound policy in all governments, require them to leave industry unshackled, by giving equal protection to every pursuit, and permanent and exclusive privileges to none. A different course, particularly in a free, elective government, would be productive of a series of evils, in which even the favored class would be finally involved, by the reaction that would quickly follow so unequal and unsound a mode of legislation. It is undoubtedly true, that the welfare of the State is not within the control of its own councils. The exclusive power of regulating commerce, in which we are deeply interested, we have given to the Legislature of the United States; and in so doing, we were governed by the necessity of having an equal and uniform system for the whole nation, and of furnishing the most efficient and easy means of obtaining a revenue. Entertaining the strongest belief, that the interests of commerce were inseparably connected with those of agriculture, and with the general prosperity of the nation, we

trusted, that we should always be secure against any injurious exercise of that important power. Fears have recently been created, lest the influence exerted by powerful combinations of individuals concerned in manufacturing establishments, might induce the National Legislature to impose large, or prohibitory duties, on the importation of various foreign products, for the plausible purpose of encouraging American manufactures. But is it to be believed, that a wise Legislature will ever adopt a measure, whose tendency would be to diminish exports as well as imports, and thus depress commerce and agriculture ; to force capital into new channels, to compel labor to abandon, or change its employments, and thus break in upon the habits and happiness of large portions of citizens ; to enhance the price of manufactures, diminishing at the same time the means of purchase, and thus tax the consumer ; to lessen the revenue arising from duties on imported goods, and thus render a resort to internal taxation necessary ; in fine, to aid one comparatively small class of the community, at the expense of all the rest ? Such a course would do violence to the spirit, if not to the letter of our free constitution, and would be a dereliction of those sound principles of legislation, which our former experience had shown to be correct. It would be singular indeed, if in this enlightened country, and at this period of our history, we should fall into errors, that belong only to the dark ages of political economy, and which, partly by the light of our own example, seem now about to be exploded through-

out Europe. We also believe this artificial aid to the manufacturer, is as unnecessary as it would be unjust and unwise. It is demonstrated by the example of the largest and most important manufacturing establishment in this vicinity, that when sustained by capital and skill, they are already among the most profitable pursuits in the country ; and we cannot forbear to state the fact, that the most intelligent and most largely interested individuals concerned in them, do not wish this kind of encouragement. They are satisfied it would be temporary and fallacious, and are willing, like the farmer and merchant, to rely upon their own enterprize, industry and skill, under the equal protection of the laws. They are sensible, that in this way only, they shall acquire a sound and healthy existence ; that, if forced by artificial means to an earlier maturity, they would be out of season, and would cost many times more, than if produced in a more natural method.

We shall not be regardless of the duty of making such provisions as may be requisite for carrying into effect the laws of the United States, regulating the militia, and conducive to its discipline and efficiency. We value this institution most highly ; not only as the best means of defence, but as tending to secure the political integrity of the people, by rendering them more conscious of their power, and thus impressing on them a deeper sense of their responsibility.

We beg leave to express to your Excellency, our perfect confidence in your professions of devotion

to the public service, and to assure you, on our part, that the various subjects recommended by you, shall be duly considered, and that every measure adopted in relation to them, shall be chosen with a single eye to the rights and prosperity of our constituents.

CHAP. I.

*Resolve for appointing additional Notaries Public, in the Counties of Berkshire, Bristol, and Suffolk.*

June 6th, 1820.

*Resolved,* That an additional Notary Public be appointed within the County of Berkshire, to reside in the Town of Sheffield; and that two additional Notaries Public be appointed within the County of Bristol, one to reside in the Town of Dartmouth, and the other to reside in the Town of Fairhaven; and also one additional Notary Public within the County of Suffolk, to reside in the Town of Boston.

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CHAP. II.

*Resolve for paying the Members of the Legislature.*

June 7th, 1820.

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to each Member of the Council, Senate, and House of Representatives, two dollars for each and every day's attendance, the present political year; and the like sum of two dollars for every ten miles travel, from their respective places of abode, to the place of the sitting of the Legislature, at every session thereof. *And be it further resolved,* that there be paid to the President of the Senate, and Speaker of the House of Representatives, each, two dollars per day, for each and every day's attendance, in addition to their pay as members.



## CHAP. III.

*Resolve referring the Account from the Town of Hinsdale, to the Committee on Accounts. June 12th, 1820.*

On the petition of Thomas Allen, in behalf of the inhabitants of the Town of Hinsdale, in the County of Berkshire;

*Resolved*, For the reasons therein set forth, that the Committee of both Houses on Accounts, appointed at this session, be, and they hereby are directed and empowered, to pass upon, and consider the account of said town against the Commonwealth, for expenses incurred in relieving and supporting one Lucinda Melona, a pauper, and for her funeral charges, any provision in any statute of limitation, notwithstanding.

## CHAP. IV.

*Resolve on the petition of the Trustees and Overseers of Bowdoin College. June 12th, 1820.*

Whereas by an act of this Commonwealth, entitled "an act relating to the separation of the District of Maine from Massachusetts Proper, and forming the same into a Separate and Independent State," it is provided among other things, in the terms and conditions set forth in the first section of said act, that the President and Trustees, and Overseers of Bowdoin College, shall have, hold and enjoy their powers and privileges in all respects, so that the same shall not be subject to be altered, limited, annulled or restrained, except by judicial process, according to the principles of law: And whereas the Trustees and Overseers of said College, have applied to the Legislature of this Commonwealth, for its consent to such a modification of the provision above referred to, relating to said College, as would enable the Legislature of the State of Maine to make donations, grants and endowments to said College, which it is apprehended by said Trustees and Overseers, cannot now be made, con-

sistent with a certain provision or restriction, contained in the Constitution of the State of Maine ; Therefore,

*Resolved*, That the consent and agreement of the Legislature of this Commonwealth be, and the same is hereby given to any alteration or modification of the aforementioned clause or provision in said act, relating to Bowdoin College, not affecting the rights or interest of this Commonwealth, which the President, and Trustees, and Overseers of said College, or others having the authority to act for said Corporation, may make therein, with the consent and agreement of the Legislature of said State of Maine ; and such alterations or modification, made as aforesaid, are hereby ratified on the part of this Commonwealth.

## CHAP. V.

*Resolve on the petition of the Trustees of Hopkins' Academy. June 12th, 1820.*

Whereas it appears that sundry donations and grants of money and lands, have already been made by the Town of Hadley, and by several individuals, constituting a permanent fund of more than three thousand dollars, in addition to their buildings, for the use and benefit of Hopkins' Academy :

*Resolved*, That there be, and hereby is granted to the Trustees of Hopkins' Academy, their successors in said office, or assigns, for the sole use and benefit of said Academy, one half township of six miles square, from any of the unappropriated lands in the State of Maine, which, on the division of said lands, shall fall to the share of this Commonwealth ; and to be subject to all the reservations usual in grants of this kind ; the same half township to be vested in said Trustees, their successors in said office, and assigns, forever, for the sole use and benefit of said Academy, reserving four hundred acres, one half for the use of schools, and the other half for the use of the ministry therein ; the said half township to be laid out under the direction of the Commissioners for the Sale and Settlement of Eastern Lands, at the expense of said Trustees : *Provided*, the said

Trustees, within five years from and after the laying out and location of said half township, cause ten families to be settled thereon; and *provided, also*, that said Trustees give *★* bond to the Treasurer of the Commonwealth, faithfully to apply the proceeds and avails of said half township, to the sole use and benefit of said Academy.

*And be it further resolved*, That the said half township of land, shall be located agreeably to the foregoing provision, within ten years from the first day of January next, otherwise this grant shall be void.

*★ The bond is in the Treasury*

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## CHAP. VI.

*Resolve regulating the choice of Electors of President and Vice President of the United States.*

June 15th, 1820.

*Resolved by the Senate and House of Representatives, in General Court assembled*, That the choice of Electors of President and Vice President of the United States, shall be made in the following manner, viz: Each of the present districts for the choice of Representatives to Congress, shall form one district, for the choice of one Elector, and the two remaining Electors shall be chosen by the people at large; for which purpose, the several towns, districts and places, shall assemble in town meetings, to be notified in the usual manner, and five days at least, previous to the first Monday of November next, on which day the said meetings shall be held; and each person qualified to vote for Representatives to the General Court, shall have a right to vote in the choice of Electors, the persons so voted for, not being a Senator or Representative in Congress, or holding any office of trust or profit under the United States; and the people shall vote by ballot, on which shall be designated who is voted for as Elector for the district, and who are voted for as Electors at large. And the Selectmen shall preside at such meetings, and receive, sort, count, and declare, and the Town Clerks respectively, shall record the votes given in; and exact returns thereof, designating as aforesaid, those voted

for as Elector for the district, and those voted for as Electors at large, shall be made under the hands of a majority of the Selectmen, and of the Town Clerk, who shall seal up and deliver the same to the Sheriff of the county, within one week from the time of the election, to be by him transmitted to the office of the Secretary of the Commonwealth, on or before the twentieth day of November next; or the Town Clerk or Selectmen shall themselves transmit the same to said office, on or before said twentieth day of November next; and all votes not so returned, shall be rejected in the counting; and the Governor and Council shall open and examine the returns aforesaid, and count the votes. And His Excellency the Governor is hereby requested to transmit to each person appearing to be elected, by a majority of votes, a certificate of his election, on or before the thirtieth day of November next.

*Be it further resolved,* That the Electors so chosen, shall meet at the State House, in Boston, on the first Tuesday of December next, at four o'clock in the afternoon; and in case of the death or absence of any Elector, or in case the whole number of Electors to which the Commonwealth is entitled, shall, from any cause, be deficient, the deficiencies shall forthwith be supplied from the people, by a majority of the votes of the Electors present; and the Electors thereafter, on the first Wednesday in December next, shall vote by ballot, for one person for President, and one for Vice President of the United States; and that, for their travel and attendance, they shall receive the same compensation as Members of the Legislature are entitled to. And all laws now in force, regulating the duty and conduct of Sheriffs, Magistrates, and Voters in the election of Governor, Lieutenant Governor, Counsellors, Senators and Representatives, shall, as far as applicable, apply and be in force, as to the meetings to be holden, and elections and returns made, or to be made, under this resolve, and under the like forfeitures and penalties.

CHAP. VII.

*Resolve granting \$300 for building a Meeting House, &c. for the Chappaquiddick Indians. June 15th, 1820.*

*Resolved,* That for reasons stated by a Committee of the Indian inhabitants of Chappaquiddick, in the Town of Edgarton, in their petition, that there be granted and paid out of the Treasury of this Commonwealth, three hundred dollars, for the purpose of building a house of public worship, and a school house, on the Island of Chappaquiddick, for the use of said natives; and that the Governor, with the advice and consent of the Council, draw his warrant on the Treasury for that sum, to be paid to the Guardians of the natives on Chappaquiddick, they to account to the Governor and Council for the expenditure of the same.

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CHAP. VIII.

*Resolve directing the payment of Israel Morgan's Pension to the Overseers of the Poor of Beverly. June 15th, 1820.*

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to the Overseers of the Poor of the Town of Beverly, fifty dollars, in full for a pension, which Israel Morgan, of said Beverly, an insane person, is entitled to receive from this Commonwealth, for one year, ending the nineteenth day of June, in the year of our Lord one thousand eight hundred and twenty, to be by them applied towards the support of said Morgan.

*Resolved,* That said pension to said Morgan, be annually paid out of the Treasury of this Commonwealth, to the Overseers of the Poor of said Beverly, so long as said Morgan shall continue insane, and remain under their care, to be by them applied towards his support.

CHAP. IX.

*Resolve on the petition of Joseph Stanwood and others, Agents for the Town of Parsons, authorizing the Court of Sessions to amend the assessment of the County Tax.*  
June 15th, 1820.

*Resolved, For reasons set forth in said petition, that the Court of Sessions for the County of Essex, be, and they are hereby authorized and directed to amend the assessment of the County Tax for the present year, so far as to apportion the sum assessed on the Towns of Newbury and Parsons, in the proportion of two thirds to Newbury, and one third to Parsons.*

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CHAP. X.

*Resolve granting \$351 21 to Charlotte Herbert, for the services of the late George Herbert, Esquire.*  
June 16th, 1820.

*Resolved, That there be paid out of the Treasury of this Commonwealth, to Charlotte Herbert, widow of the late George Herbert, Esquire, the sum of three hundred and fifty one dollars and twenty one cents, being the balance of his account rendered June the eighth, eighteen hundred and eighteen, the said sum being a final payment and full settlement of all claims whatever, for services rendered by the said George Herbert to the Commonwealth, before or subsequent to the date above mentioned; and His Excellency the Governor, with the advice and consent of the Council, is hereby authorized to draw his warrant on the Treasury for the amount.*

CHAP. XI.

*Resolve granting \$100 for the Support and Education of Abby Dillingham, at the Asylum for Deaf and Dumb, in Hartford. June 16th, 1820.*

*Resolved, That there be allowed and paid out of the Treasury of this Commonwealth, to the Superintendent of the Asylum of the Deaf and Dumb, at Hartford, the sum of one hundred dollars, to be appropriated to the support and education of Abby Dillingham, in the Asylum aforesaid.*

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CHAP. XII.

*Resolve authorizing the Merrimac Boating Company to call a Meeting. June 16th, 1820.*

*Resolved, For the reasons set forth in said petition, that the said Corporation may call a meeting, at any time within the month of July and August, in the present year, and transact, at such meeting, all such business as might have been transacted at the time fixed for the annual meeting of said Corporation, or the proprietors thereof.*

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CHAP. XIII.

*Resolve granting \$1600, for the use of the State Prison. June 16th, 1820.*

On the representation of Gamaliel Bradford, Esquire, Warden of the State Prison,

*Resolved, That there be paid out of the Public Treasury, sixteen hundred dollars, to the Warden of the State Prison, for the use of said Prison; and His Excellency the Gov.*

error, with advice of Council, is hereby requested to draw his warrant on the Treasurer accordingly.

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#### CHAP. XIV.

*Resolve authorizing the Treasurer to borrow Money.*  
June 16th, 1820.

*Resolved,* That the Treasurer of this Commonwealth be, and he hereby is authorized and directed to borrow, of any of the banks in Boston, any sum, not exceeding seventy-five thousand dollars, that may at any time, within the present year, be necessary for the payment of the ordinary demands made on the Treasury; and that he pay any sum he may borrow, as soon as money sufficient for the purpose, and not otherwise appropriated, shall be received into the Treasury.

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#### CHAP. XV.

*Resolve directing the Secretary to prepare and transmit Blank Forms of Returns to the several Towns.*  
June 17th, 1820.

*Resolved,* That the Secretary of the Commonwealth, be, and he is hereby directed to prepare and transmit a competent number of printed blank forms of returns, to be made conformably to an act passed at this session, relating to the calling a Convention of Delegates of the people, for the purpose of revising the Constitution of the Commonwealth, for the use of the officers of all the towns, districts and places, from which returns may be required under said act; which returns may be made according to the forms hereto annexed.



**Commonwealth of Massachusetts.**

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AT a Legal Meeting of the Inhabitants of the Town of \_\_\_\_\_ in the County of \_\_\_\_\_ and Commonwealth of Massachusetts, qualified by the Constitution to vote for Senators or Representatives, holden on the twenty first day of August, being the third Monday of said month, in the year of our Lord one thousand eight hundred and twenty, pursuant to a law of this Commonwealth, for the purpose of giving in their votes, by ballot, on the following question :

Is it expedient that Delegates should be chosen, to meet in Convention, for the purpose of revising or altering the Constitution of Government of this Commonwealth ?

The whole number of votes were, in open town meeting, received, sorted, counted, and declared, and record thereof made as follows :

For the said measure, there were	_____	votes.	And
against the said measure, there were	_____	votes.	

} *Selectmen.*

ATTEST,

*Town Clerk.*

Note....Insert the number of votes in words, at length, and not in figures.

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**Commonwealth of Massachusetts.**

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PURSUANT to a law of this Commonwealth, the inhabitants of the Town of \_\_\_\_\_ in the County of \_\_\_\_\_ qualified according to the Constitution to vote for Representatives in the General Court, having been duly convened in town meeting, on the sixteenth day of October, being the

third Monday of said month, in the year of our Lord one thousand eight hundred and twenty, to elect        Delegates to meet Delegates from other towns in Convention, at Boston, on the third Monday of November next, for the purpose of revising the Constitution of Government of this Commonwealth, did then and there elect        to be their Delegate for the purposes aforesaid.

} *Selectmen.*

ATTEST.

*Town Clerk.*

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#### CHAP. XVI.

*Resolve to pay Committee on Accounts. June 17th, 1820.*

*Resolved,* That there be allowed and paid to the Committee on Accounts, one dollar per day, over and above their pay as members, for the present session, to wit: Honorable Stephen P. Gardner, Robert Rantoul, Elihu Hoyt, Jonas Sibley, and Hugo Burghart, Esquire, for twelve days each.

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#### CHAP. XVII.

*Resolve in favor of Edward Kellogg. June 17th, 1820.*

*Resolved,* That there be allowed and paid to Edward Kellogg, of Westfield, in the County of Hampden, a soldier in Captain Charles Lee's company of artillery, one hundred dollars, in full for all losses and expenses occasioned him, by a wound which he received in October last, while on military duty; and that His Excellency the Governor, with the advice of the Council, be requested to draw his warrant on the Treasurer accordingly.

## CHAP. XVIII.

*Resolve directing the number of volumes of the Term Reports, and copies of the Laws and Resolves of this Commonwealth, which shall be procured in future. June 17th, 1820.*

On the representation of the Secretary of the Commonwealth, of the ninth of June current, respecting the number of copies of the Term Reports, to be purchased in future, for the use of the Commonwealth, and of copies of the Laws and Resolves passed at the present and future sessions of the Legislature, to be printed at the expense of the State ;

*Resolved*, That the Secretary of the Commonwealth be, and he hereby is directed to purchase, for the use of the Commonwealth, to be distributed according to existing resolves of the Legislature, three hundred and fifty copies of the Reports of Cases determined in the Supreme Judicial Court of this Commonwealth, provided they can be had at the rate heretofore given for them ; and also to have printed, for the use of the Commonwealth, seven hundred and fifty copies of the Laws and Resolves passed at the present and future sessions of the General Court, instead of twelve hundred and fifty copies, the number heretofore printed at the expense of the Commonwealth.

## CHAP. XIX.

*Resolve appropriating \$1000, for Fuel, &c.  
June 17th, 1820.*

*Resolved*, That there be paid out of the Treasury of this Commonwealth, to Jacob Kuhn, Messenger of the General Court, the sum of one thousand dollars, to enable him to purchase fuel, and such other articles as may be necessary for the use of the General Court, together with the Governor and Council Chamber, the Secretary's, Treasurer's, Adju-

tant General's, and Quarter Master General's Offices, and also for the Land Office; he to be accountable for the expenditure of the same.

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## CHAP. XX.

*Resolve limiting the quantity of public Gunpowder to be kept at any place in the Town of Boston.*

June 17th, 1820.

*Resolved,* That neither the Quarter Master General, nor any other person acting in the department of Commissary or Quarter Master General of this Commonwealth, be allowed to have, keep or possess, at any one time, at the State's Arsenal, in the Town of Boston, or any other place within the said town, a greater quantity of Gunpowder than two hundred pounds.

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## CHAP. XXI.

*Resolve establishing the pay of Jacob Kuhn, Messenger of the General Court.* June 17th, 1820.

*Resolved,* That there be allowed and paid out of the public Treasury, to Jacob Kuhn, in full for his services, as Messenger to the General Court, and for his care of the State House, and all other services rendered by him, including those mentioned in a resolve passed October nineteenth, eighteen hundred and fourteen, for the year commencing the thirtieth day of May last, one thousand dollars, payable quarterly yearly; and His Excellency the Governor, with advice of Council, is requested to draw his warrant accordingly.

## CHAP. XXII.

*Resolve to pay the Clerks of the General Court.*

June 17th, 1820.

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to the Clerk of the Senate, and the Clerk of the House of Representatives, respectively, seven dollars per day; and to the Assistant Clerk of the Senate, and Assistant Clerk of the House of Representatives, each, the sum of five dollars, for each and every day they have, or may be employed in that capacity, during the present session of the Legislature; and the Governor is requested to draw his warrant accordingly.

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## CHAP. XXIII.

*Resolve in favor of Ward Lock, Assistant Messenger to the Council.* June 17th, 1820.

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

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## CHAP. XXIV.

*Resolve relative to the Land Office.* June 17th, 1820.

*Resolved,* That the Honorable Messrs. Brooks and Wells, of the Senate, Messrs. Dutton and Sturgis, of Boston, and Mr. Leland, of Roxbury, of the House, be a Committee to examine and adjust the accounts of the Commissioners of the Land Office, from the time of their first executing the

duties of that office, to the twentieth of this month, being the period of the expiration of their office, and that they report their doings at the next session of this Legislature.

*And be it further resolved,* That George W. Coffin be, and hereby is appointed, until the further order of the Legislature, an Agent, to take charge of the records, plans, papers and documents, of every description, appertaining to the lands in the State of Maine, formerly belonging to this Commonwealth, and to furnish such authenticated copies thereof, make such conveyances of land, and do and perform such acts and duties respecting said lands, as the Commonwealth are holden to perform, by any law or resolve, or the terms of any deeds, or grants heretofore made, or by any contract or undertaking of the Commissioners of the Land Office, or any former Agent of the Commonwealth on the subject of Eastern Lands, not incompatible with the act passed the nineteenth of June, eighteen hundred and nineteen, relating to the separation of the District of Maine, &c. and to take such measures as he shall judge proper, for the collection of the demands due the Commonwealth, for grass and timber, sold or permitted to be cut under the authority of said Commissioners; and pay over such sums as he may receive, to the Treasurer of the Commonwealth; and also to take such measures as may be expedient, to preserve the timber on the public lands in Maine, now belonging to this Commonwealth; and all the duties appertaining to this appointment, said Agent shall perform without charge for Clerkship.

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#### CHAP. XXV.

*Resolve for paying Thomas Walcutt, a Clerk in the Lobbies.*  
June 17th, 1820.

*Resolved,* That there be allowed and paid to Thomas Walcutt, a Clerk in the Lobbies, for the assistance of the Members of the Legislature, thirty-two dollars, in full for his services during the present session of the Legislature.

## CHAP. XXVI.

*Resolve fixing the Pay of Clerks in the Secretary's, Treasurer's, Adjutant General's, and Quarter Master General's Offices. June 17th, 1820.*

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to the first Clerk in the Secretary's office, also to the first Clerk in the Treasurer's office, also to the first Clerk in the Adjutant General's office, twelve hundred dollars each, in full compensation for their services for one year, from the first day of this current month of June ; and likewise to each of the other Clerks in said Secretary's, Treasurer's, and Adjutant General's offices, and also to the Clerk in the Quarter Master General's office, three dollars per day, for each and every day they are respectively employed therein, for one year from the said first of June current.

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## CHAP. XXVII.

*Resolve making an Appropriation for the Quarter Master General's Department. June 17th, 1820.*

The Committee of both Houses to whom was referred the Quarter Master General's communication, relating to an appropriation to meet the expenditures of his department, for the year one thousand eight hundred and twenty, have had the same under consideration, and ask leave to report the following resolve, which is respectfully submitted.

JAMES HOWLAND, 2d, *Per Order.*

*Resolved,* That the sum of four thousand five hundred dollars, be paid to the Quarter Master General, from the Treasury of this Commonwealth, to meet the expenses of his department the ensuing year ; for the application of

which the said **Quarter Master General** is to be accountable. And **His Excellency the Governor** is requested to issue his warrants on the **Treasury** for the amount, in such sums, and at such periods, as **His Excellency**, with the advice of **Council**, may deem expedient for the public service.



## ROLL, No. 83.....JUNE, 1820.

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

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

STEPHEN P. GARDNER, *Per Order.*

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### PAUPER ACCOUNTS.

Abington, for supporting Thomas Seymore, to June 10th, 1820,	30 14
Adams, for sundry accounts, State Paupers, to May 25th, 1820,	151 29
Amherst, for the support of Robert, Jane and Polly Richardson, to May 25th, 1820,	55 62
Alfred, for the support of paupers, to March 15th, 1820,	57 46
Bristol, for the support of Samuel and Nancy Hill, to March 15th, 1820,	27 00
Brighton, for the support of John J. Baker, to June 1st, 1820,	65 00

Bellingham, for supporting Nathan Freeman, to May 22d, 1820,	126 05
Belchertown, for supporting sundry paupers, to June 2d, 1820,	115 90
Boxford, for the support of Mehitable Hall, to June 3d, 1820,	59 50
Bradford, for supporting Joshua L. Alsters, to June 1st, 1820,	24 96
Beverly, for supporting sundry paupers, to June 1st, 1820,	125 25
Boxborough, for the support of John M'Coy, to April 23d, 1820,	72 20
Boston, for the support of paupers, clothing, 25th February, and funeral expenses, to June 2d, 1820,	7313 32
Camden, for the support of sundry paupers, to March 15th, 1820,	20 67
Chester, for the support of sundry paupers, to May 27th, 1820,	99 97
Colrain, for the support of sundry paupers, to May 24th, 1820,	65 32
Conway, for the support of Hannah M'Neal, to May 23d, 1820,	59 50
Concord, for the support of sundry paupers, to June 1st, 1820,	208 18
Carver, for the support of Martin Grady, to June 1st, 1820,	84 00
Cheshire, for the support of sundry paupers, to May 23d, 1820,	101 99
Carlisle, for the support of Robert Barber, to May 29th, 1820,	70 58
Charlestown, for the support of sundry paupers, to June 10th, 1820,	1579 05
Cape Elizabeth, for the support of sundry pau- pers, to March 15th, 1820,	41 56
Danvers, for the support of sundry paupers, to June 6th, 1820,	765 48

PAUPER ACCOUNTS.

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Douglas, for the support of Isabella Santee and three children, to May 24th, 1820,	50 00
Dedham, for the support of Robert Ridgley and Alanson Whitman, to June 10th, 1820,	6 25
Dartmouth, for sundry paupers' support, to May 20th, 1820,	59 70
Edgarton, for the support of sundry paupers, to May 20th, 1820,	114 63
Enfield, for the support of Deborah Butterworth, to May 25th, 1820,	50 66
Gorham, for the support of sundry paupers, to March 15th, 1820,	45 73
Granville, for the support of several paupers, to June 1st, 1820,	115 60
Greenwich, for the support of Lot Lee, to May 25th, 1820,	17 80
Great Barrington, for the support of sundry paupers, to May 31st, 1820,	90 89
Gloucester, for supporting sundry paupers, to May 10th, 1820,	562 06
Hardwick, for the support of Cato Santee and Hannah Morgan, to June 11th, 1820,	60 20
Hancock, for supporting sundry paupers, to June 7th, 1820,	85 56
Hinsdale, for supporting Lucinda Melona, till she died, and funeral expense,	26 87
Hamilton, for the support of Alice Cook, to April 6th, 1820,	56 14
Hubbardston, for the support of Abner Hybra, to May 27, 1820,	28 77
Jay, for support of Elizabeth Bell, to March 15th, 1820,	8 00
Ipswich, for the support of sundry paupers, to June 15th, 1820,	60 40
Hallowell, for the support of sundry paupers, to March 15th, 1820,	328 75

Hadley, for the support of Friday Allen, to May 25th, 1820,	39 00
Portland, for the support of sundry paupers, to March 15th, 1820,	331 85
Lee, for supporting sundry paupers, to May 7th, 1820,	225 61
Lenox, for the support of sundry paupers, to May 24th, 1820,	121 16
Limerick, for the support of Mary Record, to March 15th, 1820,	9 29
Lanesborough, for supporting sundry paupers, to May 27th, 1820,	105 00
Longmeadow, for supporting several paupers, to May 24th, 1820,	69 92
Lynn, for supporting sundry paupers, to May 30th, 1820,	216 36
Leyden, for supporting several paupers, to May 26th, 1820,	72 77
Lunenburg, for the support of Molly Farr, until her death,	82 00
Marblehead, for supporting sundry paupers, to June 10th, 1820,	282 63
Monmouth, for supporting Peggy Magner, to March 15th, 1820,	35 61
Mercer, for supporting sundry paupers, to March 15th, 1820,	99 91
Montague, for supporting Edward Potter and wife, to May 23d, 1820,	52 00
Milton, for supporting Archibald McDonald, to June 7th, 1820,	21 50
Montgomery, for the support of Charles Collins, to June 1st, 1820,	23 64
Marshfield, for the support of Samuel Homes, to 20th May, 1820,	18 28
Medford, for supporting Peter Boucher, and removing John Edmunds to New Hampshire, to May 3d, 1820,	42 29

PAUPER ACCOUNTS.

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Manchester, for the support of Abraham Gloss, to May 20th, 1820,	39 00
New Salem, for support of Philip Haven, to April 2d, 1820,	56 00
Newbury, for the support of sundry paupers, to June 1st, 1820,	563 78
Newburyport, for the support of sundry paupers, to June 1st, 1820,	1025 32
Northfield, for the support of Amos Riley, to May 27th, 1820,	24 53
New Bedford, for the support of sundry paupers, to April 1st, 1820,	488 17
North Brookfield, for the support of Joseph Peter- son and others, to June 5th, 1820,	27 92
Northampton, for supporting sundry paupers, to June 3d, 1820,	206 52
Norwich, for the support of Ruth Sanford, to May 25th, 1820,	21 00
Oxford, for the funeral expenses of James Max- well, in the month of February last,	5 00
Orleans, for the support of Walter P. Swain, to May 20th, 1820,	26 42
Phipsburg, for the support of Jacob Wheeler, to March 15th, 1820,	8 00
Pelham, for the support of sundry paupers, to May 15th, 1820,	78 80
Pittsfield, for the support of sundry paupers, to June 1st, 1820,	266 45
Pepperell, for the support of R. B. Minchin and D. Smith, to May 21st, 1820,	91 00
Pembroke, for the support of Elizabeth Jack, to May 20th, 1820,	17 28
Plymouth, for the support of sundry paupers, to June 5th, 1820,	126 00
Russell, for supporting sundry paupers, to May 23d, 1820,	107 21

Rehoboth, for the support of sundry paupers, to June 2d, 1820,	204 86
Roxbury, for the support of sundry paupers, to June 3d, 1820,	297 65
Robinson, William, Guardian to the Dudley In- dians, for their support, to June, 1820,	196 83
Richmond, for the support of sundry paupers, to May 26th, 1820,	230 96
Rochester, for the support of Owen Kelly, to May 29th, 1820,	19 42
Rowe, for the support of Betsey Carpenter, to May 15th, 1820,	26 00
Rowley, for the support of Elle Collins, to May 27th, 1820,	27 52
Sunderland, for the support of William Russell, to June 1st, 1820,	32 35
Southwick, for the support of George Reed, to June 1st, 1820,	65 80
Salem, for the support of a great number of pau- pers, to June 2d, 1820,	3153 78
Spencer, for the support of sundry paupers, to June 6th, 1820,	193 00
Seekonk, for the support of Tilly Peck, to June 1st, 1820,	17 48
Swanzy, for the support of James Garnet and Mather Disnips, to May 20th, 1820,	39 34
South Brimfield, for the support of sundry paupers, say Jonathan Hill,	15 20
Shelburn, for supporting Mary and Olive Bates, to May 29th, 1820,	58 38
Sandisfield, for the support of Richard Duckson and family, to May 24th, 1820,	49 02
Shutesbury, for the support of sundry paupers, to May 25th, 1820,	175 00
Sharon, for the support of sundry paupers, to June 3d, 1820,	77 00

PAUPER ACCOUNTS.

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Sandwich, for the support of Esther and Raymond Mason, to May 29th, 1820,	40 00
Sheffield, for the support of William Brown and others, to June, 1820,	48 00
Saugus, for support of sundry paupers, to May 27th, 1820,	41 25
Starks, for the support of sundry paupers, to November 20th, 1819, and March 15th, 1820,	107 67
Stockbridge, for the support of sundry paupers, to June 1st, 1820,	301 82
Tyringham, for the support of Thomas Peters and family, to January 4th, 1820,	63 25
Taunton, for the support of sundry paupers, to May 31st, 1820,	262 95
West Stockbridge, for support of Ransom H. Briggs, to May 14th, 1820,	58 71
Westford, for the support of James Peirce, to June 1st, 1820,	20 83
Westfield, for the support of sundry State Paupers, to June 10th, 1820,	145 48
Washington, for the support of several paupers, to May 25th, 1820,	126 56
Waldoborough, for supporting Philip Handle, to March 15th, 1820,	20 00
Whately, for supporting the widow Bason, to the 29th May, 1820,	45 55
West Springfield, for the support of sundry paupers, to May 26th, 1820,	78 25
Worcester, for the support of sundry paupers, to June 1st, 1820,	94 71
Walpole, for the support of Jane Walker and others, State Paupers, to June 3d, 1820,	78 94
Western, for supporting Daniel Mundell, Eliza and Harriot Trim, to May 29th, 1820,	111 30
Worthington, for the support of sundry paupers, to May 1st, 1820,	39 25

## MILITARY ACCOUNTS.

Williamstown, for the support of sundry paupers, to May 29th, 1820,	125 75
Westhampton, for the support of sundry paupers, to May 24th, 1820,	82 53
Wade, Thomas, Keeper of the House of Correc- tion, in Essex County, including what was al- lowed by the Court of Sessions,	323 43
Yarmouth, for the support of James Cantelo, to June 10th, 1820,	72 00
York, for the support of sundry paupers, to March 15th, 1820,	52 37
Total Pauper Accounts,	\$25,335 41

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MILITARY ACCOUNTS.
*Courts Martial and Courts of Inquiry.*

Fairbanks, Stephen, Brigade Major, for the ex- pense of a Court of Inquiry, held at Boston, on the 13th day of March, 1820, whereof Daniel L. Gibbens was President,	84 46
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*Brigade Majors and Aids-de-Camp.*

Sewall, Joseph, 1st Brigade, 11th Division, to February 23d, 1820,	10 50
Ware, William R. Aid-de-Camp, 10th Division, to March 1st, 1820,	54 02
Total,	\$62 52



*Adjutants.*

Heald, Josiah, 2d Regiment, 2d Brigade, 13th Division, to December, 1819,	13 74
Bosworth, Stephen, 3d Regiment, 1st Brigade, 9th Division, to March 1st, 1820,	17 51
Nye, Nathan, 3d Regiment, 1st Brigade, 12th Division, to January 1st, 1820,	15 95
Farnsworth, Samuel, 2d Regiment, 1st Brigade, 12th Division, to March 1st, 1820,	13 42
Washburn, Cromwell, 3d Regiment, 2d Brigade, 5th Division, to January 26th, 1820,	26 64
Pratt, Sylvanus, Cavalry, 1st Brigade, 7th Division, to March 1st, 1820,	26 56
Amory, Daniel, 3d Regiment, 1st Brigade, 10th Division, to March 1st, 1820,	8 38
Lunt, Amos, 1st Regiment, 1st Brigade, 11th Division, to March 1st, 1820,	8 50
Cobb, Ezekiel R. Artillery, 2d Brigade, 9th Division, to March 1st, 1820,	6 14
Clement, Jesse, 5th Regiment, 2d Brigade, 2d Division, to March 1st, 1820,	6 04
Balkam, John A. 3d Regiment, 2d Brigade, 10th Division, to December 6th, 1819,	30 92
Newell, Luther, 1st Regiment, 1st Brigade, 1st Division, to March 1st, 1820,	13 45
Nored, Elder, 4th Regiment, 1st Brigade, 4th Division, to December, 1819,	17 60
Whitney, Solon, 1st Regiment, 2d Brigade, 7th Division, to September, 1819,	19 63
Clark, Daniel, Cavalry, 1st Brigade, 12th Division, to October 5th, 1819,	18 28
Richardson, Edward, P. T. 4th Regiment, 2d Brigade, 5th Division, to October 20th, 1820,	27 63
Total.	<hr/> \$270 39

*Expense of Horses to Hale Artillery.*

Lee, Charles, for the year 1819,	5 00
Braman, Thomas, Junior, for the year 1819,	6 25
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Total,	\$11 25

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**SHERIFFS' AND CORONERS' ACCOUNTS.**

Hall, Joseph, Sheriff of Suffolk County, for supporting poor debtors in goal, to June 7th, 1820,	718 31
Bartlett, Bailey, Sheriff of Essex County, for returning votes, to May, 1820,	8 40
Davis, Wendell, Sheriff of Barnstable County, for returning votes for Governor and Lieutenant Governor, to April, 1820,	4 80
Hoyt, Epaphras, Sheriff of Franklin County, for returning votes for Governor and Lieutenant Governor, to May, 1820,	8 00
Phelps, John, Sheriff of Hampden County, for returning votes, to May, 1820,	9 60
Worth, Jethro, Sheriff of Dukes' County, for returning votes for Member of Congress, to April, 1820,	8 00
Johnson, Jotham, Coroner of Middlesex County, for taking an inquisition at Cambridge, on the bodies of Hugh Martin and Thomas Daniels,	35 53
Baker, John, Coroner of Norfolk County, for taking an inquisition on the body of a stranger, to June 12th, 1820,	23 53
Spear, Daniel, Coroner of Norfolk County, for taking an inquisition on the bodies of two strangers, to June, 1820,	51 08
Badger, Thomas, Coroner of Suffolk County, for taking an inquisition on the bodies of several strangers, to June 15th, 1820,	64 06

**PRINTERS' ACCOUNTS.**

269

Harris, Jonathan, Coroner of Worcester County, for taking an inquisition on the body of James Maxwell, to May, 1820,	15 82
Richardson, Amasa, Coroner of Norfolk County, for taking an inquisition on the body of a stran- ger, in 1817,	22 84
Glover, Benjamin, Coroner of the County of Nan- tucket, for taking an inquisition on the body of Barnard Graham, in February last, 1820,	26 05
Total,	<u>\$996 02</u>

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**PRINTERS' ACCOUNTS.**

Buckingham, J. T. for publishing Acts and Re- solves, to June 15th, 1820,	16 67
Cushing, Thomas, for publishing Acts and Re- solves, to June, 1820,	16 67
Foster, Moses, for printing Blanks for State Notes, to June, 1820,	4 00
Lindsay, Benjamin, for publishing Acts and Re- solves, to May, 1820,	16 67
Mann, J. H. and W. H. for publishing Acts and Resolves, to May, 1820,	16 67
Russell, Benjamin, by Russell and Gardner, for printing for government, to June 12th, 1820,	3278 72
Shephard, Thomas W. and Company, for pub- lishing the Laws, &c. to May, 1820,	16 67
Webster, Charles, for publishing Acts, &c. to June, 1820,	16 67
Young and Minns, for publishing Acts, &c. to May, 1820,	16 67
Total,	<u>\$3399 41</u>

Boston Board of Health, for the support of paupers, on the Island, to June, 1820,	13 00
Ballard and Wright, for Newspapers, to June 15th, 1820,	42 90
Burdett, James W. for Stationary furnished the government, to June 15th, 1820,	148 93
Blaney, Henry, for repairs on the State House, to May 27th, 1820,	18 62
Durant, William, for cleaning windows, to June 15th, 1820,	42 00
Howe, Joseph's Estate, for Funnels for the State House Chimnies, to June, 1820,	9 25
Kuhn, Jacob, for balance due on his account, to June 15th, 1820,	127 20
Loring, Josiah, for Stationary furnished Secretary and Treasury, to May 2d, 1820,	145 00
Pearson and Cloutman, for Glass for the State House, to June 15th. 1820,	5 71
Russell, Benjamin, for Printing and Newspapers, to June 15th, 1820,	107 62
Vose, Isaac and Son, for Screen for Chair, to June, 1820,	10 00
Wells, J. and B. T. for repairs on Copper Basons, at the State House, to June, 1820,	48 72
Low, John V. for assisting Messenger of the General Court, sixteen days, to June 17th, 1820,	32 00
Bacon, Henry, for assisting the Messenger, twenty days, to June 17th, 1820,	40 00
Chase, Warren, for assisting Messenger, twenty days, to June 17th, 1820,	40 00
Rider, Margaret, for performance of Page, by her son, Thomas P. Rider, June 17th, 1820,	16 00
Agricultural Society of Massachusetts, for sundry expenses, in raising Seeds and Plants in the Garden at Cambridge, under Professor Peck, it being the balance of the sum granted them for the past year, and not before received,	354 72

Committee to ascertain the terms upon which the House of Correction, at Worcester, may be obtained, by order of government, viz :

To Honorable Jonathan H. Lyman,	33 00
"    Samuel Porter,	31 00
William Jackson, Esquire,	70 00—134 00



### *Aggregate of Roll No. 83.*

Expense of State Paupers,	25,335 41
"    of Militia,	430 62
"    of Sheriffs and Coroners,	996 02
"    of Printers,	3,399 41
"    of Miscellaneous,	1,335 67
	<hr/>
	\$31,497 13

*Resolved,* That there be allowed and paid out of the Public Treasury, to the several corporations and persons mentioned in this Roll, the sums set against such corporations and persons' names respectively, amounting in the whole to thirty-one thousand, four hundred, ninety seven dollars, and thirteen cents, the same being in full discharge of the accounts and demands to which they refer.

*Approved by the Governor, June 17th, 1820.*

## Commonwealth of Massachusetts.

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SECRETARY'S OFFICE, JULY 28, 1820.

**BY THIS I CERTIFY**, That the Resolves, passed at the session of the Legislature, beginning May 31st, and ending June 17th, 1820, have been compared with the originals in this office, and appear to be correct.

**ALDEN BRADFORD**, *Secretary of the Commonwealth.*

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TO THE RESOLVES, PASSED AT THE MAY SESSION, 1820.

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# RESOLVES

OF

## THE GENERAL COURT

OF THE

# Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TENTH OF JANUARY, AND ENDED  
ON THURSDAY, THE FIFTEENTH OF FEBRUARY, ONE THOUSAND  
EIGHT HUNDRED AND TWENTY ONE.

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

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**BOSTON :**

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

.....  
1821.



# RESOLVES

OF THE

GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TENTH DAY OF JANUARY, AND ENDED  
ON THURSDAY, THE FIFTEENTH DAY OF FEBRUARY, ONE THOUSAND EIGHT  
HUNDRED AND TWENTY ONE.

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## GOVERNOR'S MESSAGE.

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REPRESENTATIVES' CHAMBER, JANUARY 10, 1821.

*The Secretary of the Commonwealth came down from the Council Chamber, to the Senate and House of Representatives, with the following Message from His Excellency the Governor.*

## MESSAGE.

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

IN again assembling to resume the functions of legislation, it must be highly satisfactory for you to observe that the relations of amity continue to be maintained between the United States and foreign nations; that the agricultural, manufacturing, and other resources of the several States in the great American Union, are gradually developing their productive powers, and furnishing to naviga-

tion and commerce, augmented means of transportation and traffic; and that the pecuniary and mercantile embarrassments, which lately pressed with a distressing force, on a large portion of the people in some parts of our country, are now yielding to the salutary correctives of experience and more enlightened views of political economy. So far as the citizens of Massachusetts have enjoyed an exemption from such embarrassments, we are justified in believing that the immunity has arisen, under the smiles of Heaven, from the existence of laws founded in justice, and imparting in their operation, to every member of the community, whether rich or poor, an equal share of protection in the enjoyment of his rights. The lessons of experience are never fallacious; and the history of the past, no less than the assurances of inspiration, should determine us, as the public guardians of the rights of the people, to manifest a persevering confidence in the sacred position, that a nation is exalted by righteousness.

It is with great satisfaction that I am able to state to you, gentlemen, that no occurrence unfavorable to public peace and good order, has come to my knowledge, during the recess. The affairs of the State Prison, and of the General and Insane Hospitals, both institutions of great public interest, continue to be administered with fidelity and sound judgment. The number of convicts in the State Prison, has been reduced in the course of the last two years, from three hundred and seventy two to three hundred and eight.

The Insane Hospital, as affording a refuge from the observations of society, as well as the best means of restoration, for such as are suffering the deprivation of intellect, has already become a great public blessing; but the institution is susceptible of higher improvement, and more extensive utility. The General Hospital, though respectably advanced, is, for want of means, suffering retardation, and is not in a condition to receive patients. The time, it is to be hoped, is not very remote, when such revenues will be realized, as will enable the Legislature, without increasing the general tax, to continue its honorable career in building up public institutions which tend to lessen the sum of human suffering, and confer honor on the State.

The act of the Legislature, which passed on the nineteenth of June, one thousand eight hundred and nineteen, "relating to the Separation of the District of Maine from Massachusetts Proper, and forming the same into a Separate and Independent State," requiring, under specified circumstances, the appointment of two Commissioners by the Executive of the Commonwealth, for the purposes therein mentioned, has been duly attended to, and the Honorable Timothy Bigelow and the Honorable Levi Lincoln have been appointed agreeably to the provisions of the act. From a report, which has been communicated to me by the Commissioners, you will be made acquainted with the entire organization of that Board, and with their readiness to proceed to the business of their appointment.

During the late recess, I received from the

Governor of the State of Maine, sundry resolutions of the Legislature of that State, "declaring the sense of the Legislature of the powers of the General Government over the Militia."

A resolution of the State of Vermont, was likewise communicated to me within the same period, by the Governor of that State, on an amendment of the Constitution of the United States, proposed by the Legislature of the State of Pennsylvania.

By a reference to the legislative records, of the year one thousand eight hundred and seventeen, it will appear that the sum of eleven thousand dollars had been remitted by the Treasurer of the United States to the Governor, and placed by him in the treasury of this State; on account of advances made to the militia in the United States service, during the late war. Since the termination of the late session, I have received a letter from the Treasury Department, requesting that the evidence of the expenditure of that amount, on the part of Massachusetts, might be forwarded to that department. Inasmuch, however, as I could perceive no authority for the transmission of the required documents, and conceiving that the advance made, had been, in principle, admitted by the Executive of the United States, as falling within his authority to reimburse, a doubt arose in my own mind, whether the case in question ought to be considered as comprehended in the provisions of the resolve passed the twelfth of June, one thousand eight hundred and eighteen, respecting the "claims of this Commonwealth against the United States," and whether



some further legislative provision was not called for, respecting that object. Entertaining these doubts, I have deemed it to be my duty to submit the business to your direction. The propriety of such reference, at this time, seemed to me to be more decisive, from the consideration that the communication from the Government of the State of Maine, has relation to the same general object, the claim of Massachusetts against the United States, for advances made for defence against the common enemy, during the late war.

On a former occasion, I expressed, with some distinctness, my view of this claim. I shall not, therefore, now occupy your time in discussing its merits. But I must totally reject the thought, that an enlightened American Republic can ever be deliberately unequitable. I can never bring myself to believe that the high minded statesmen who now wield the destinies of a vast confederated empire, will cease to respect the interests, the feelings, the efforts, and the sacrifices of one of its important members: A member too, that is, and ever has been proud, with the blood and treasure of its citizens, to support the union, maintain the independence, and brighten the glory of a free and happy nation.

The several papers to which I refer, will be laid before you by the Secretary.

**JOHN BROOKS.**

*Council Chamber, January 10th, 1821.*

## CHAP. XXVIII.

*Governor's Message.* January 16th, 1821.

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

I have to announce to you, the resignation and discharge of Major General Epaphras Hoyt; in consequence of which a vacancy exists in the office of Major General in the Fourth Division of the Militia.

The Secretary will also lay before you the annual return of the Militia, together with the returns of the ordnance and military stores of every description, belonging to the Commonwealth.

JOHN BROOKS.

*Council Chamber, January 16, 1821.*

## CHAP. XXIX.

*Resolve empowering Naomi Pease to give a Deed of a certain piece of Land.* January 18th, 1821.

On the petition of Naomi Pease, of Northampton, in the County of Hampshire, widow and administratrix of Walter Pease, late of said Northampton, deceased, intestate, stating, that on the 19th day of January, one thousand eight hundred and nineteen, the said deceased made a verbal contract with one Thomas Pomeroy, of said Northampton, to sell and convey to him, by deed of warranty, a certain piece of land, lying in said Northampton, and bounded as follows, viz.: Beginning at a stake and stones in the line of the county road, leading to Chesterfield, five rods east of the easterly corner of Gaius Burt's land; thence north eighteen and half degrees east, fifty four rods, to a stake and stones; thence south thirty degrees east, twenty four rods, to a stake and stones; thence north sixty eight degrees east, twenty one rods, to a stake and stones; thence south eighteen and

half degrees west, fifty five rods, to the line of said road ; thence westerly on said road, to the first mentioned bounds, containing ten acres and one hundred and forty nine rods. Also, one undivided half of a piece of land adjoining the above described land, and bounded as follows ; westerly on Gaius Burt, northerly on F. H. Wright's land, easterly on Asahel Pomeroy, partly, and partly on Elijah Phelps' land, and southerly on the county road aforesaid : That the consideration agreed to be paid and received for said land, was one hundred and forty dollars ; that the said Pomeroy, immediately after said contract, entered into possession of said land, and has improved the same to the present time : That, at the time of the said contract, the said Walter agreed to execute a deed of said land to said Thomas, so soon as he should pay one hundred dollars of the purchase money, but that no particular time for paying the remainder was stipulated ; that previous to the first day of February last, the said Thomas had actually paid to the said Walter, ninety three dollars towards said purchase money, and that said Thomas is now ready to pay the residue of said sum ; that the said Walter died after a short illness, on the eighteenth day of said February, not having executed the deed aforesaid :

*Resolved,* For reasons set forth in said petition, that Naomi Pease, Administratrix of Walter Pease, late of Northampton, deceased, be, and she hereby is authorized and empowered to make and execute a deed of warranty to the said Thomas Pomeroy, of the land above described, he first paying to her the remainder of the purchase money aforesaid, which remains unpaid ; which deed shall have the same force and effect, as if made and executed by the said Walter, in his life time.

### CHAP. XXX.

*Resolve granting \$4000 for the use of the State Prison.*  
January 19th, 1821.

*Resolved,* That there be allowed and paid out of the public treasury, for the use of the State Prison, four thousand dollars, to be drawn from the treasury by the Warden

of said prison, in such sums as the Directors shall from time to time direct; and His Excellency the Governor, with the advice of the Council, is hereby requested to draw on the Treasurer for said sum accordingly.

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### CHAP. XXXI.

*Resolve for the Messenger to sell Old Iron, &c. &c.*  
January 19th, 1821.

*Resolved,* That the Messenger be directed to dispose of such iron plates, old iron and stoves belonging to the Commonwealth, as has become useless, and pay the amount received therefor, into the treasury of the State.

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### CHAP. XXXII.

*Governor's Message.* January 22d, 1821.

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

The Secretary will lay before you sundry resolutions of the Legislatures of the States of New Hampshire and Maine.

**JOHN BROOKS.**

*Council Chamber, January 22d, 1821.*

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### CHAP. XXXIII.

*Resolve to repay the Cumberland Bank \$1000.*  
January 23d, 1821.

On the petition of the President and Directors of the Cumberland Bank, at Portland, representing that, in the month

of April, one thousand eight hundred and twenty, they paid one thousand dollars into the treasury of Massachusetts, as the semi-annual tax on said bank, due on the first day of said month of April, and that subsequently to said payment, they were called upon by the Treasurer of the State of Maine, in virtue of a resolve of the Legislature of that State, passed June the twenty third, one thousand eight hundred and twenty, to pay the same sum, for said tax, into the treasury of Maine, and it was paid accordingly, and so has been twice paid, as appears also by a communication from the said Treasurer, dated August thirty first, one thousand eight hundred and twenty :

*Resolved*, For reasons set forth in said petition, and because of the resolve aforesaid, that there be paid back, and the Treasurer is hereby authorized and directed to pay back to the President and Directors of the Cumberland Bank, in Portland, the said tax of one thousand dollars, taking a receipt, in discharge, for the same. And His Excellency the Governor, with the consent of the Council, is hereby requested to draw his warrant on the treasury accordingly.

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#### CHAP. XXXIV.

*Resolve on petition of the Second Precinct in Rochester,  
making valid the records and proceedings.*

January 23d, 1821.

On the petition of the Second Precinct in the Town of Rochester, in the County of Plymouth, praying that certain proceedings therein stated may be rendered valid ;

*Resolved*, For reasons set forth in said petition, that the records and proceedings referred to in said petition be, and they hereby are confirmed and rendered valid to all intents ; *provided*, nothing in this resolve contained, shall affect any suit or action which has hitherto been commenced.

## CHAP. XXXV.

*Resolve empowering the Assessors of Pittsfield to issue a warrant to collect certain Taxes. January 24th, 1821.*

On the petition of John B. Root and Richard Cogswell, sureties of Benjamin Cogswell, late Constable and Collector of Taxes in the Town of Pittsfield, County of Berkshire, now deceased, praying that the present Assessors of said town, or their successors in office, may be authorized and empowered to issue their warrant for the collection of that part of the taxes, assessed by the Assessors of the said Town of Pittsfield, for the year of our Lord one thousand eight hundred and fifteen, sixteen and seventeen, which still remains uncollected ;

*Resolved,* That for reasons set forth in said petition, that the present Assessors of said Town of Pittsfield, or their successors in office be, and they are hereby authorized and empowered to issue their warrant to Reuben Brooks, or any other person or persons, authorizing and directing him or them to collect, in the manner prescribed by law, whatever remains due and unpaid upon the list of assessments for said town, for the year of our Lord one thousand eight hundred and fifteen, one thousand eight hundred and sixteen, one thousand eight hundred and seventeen, and to pay over the same according to the directions of the law.

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## CHAP. XXXVI.

*Resolve on the petition of the Town of Chester.*  
January 25th, 1821.

*Resolved,* For reasons set forth in the petition of the Town of Chester, in the County of Hampden, that the Justices of the Court of Sessions for said county, be authorized and directed to add to their other county estimates for a tax for said county, such sum or sums of money as the said Justices shall from time to time determine to be necessary and proper, and order the payment of the same out of the

county treasury, for the purpose of aiding said town in building and supporting a bridge at Chester Village, so called, and to appoint an agent to superintend the expenditures for the same.

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## CHAP. XXXVII.

*Resolve respecting Land in the State of Maine.*  
January 26th, 1821.

*Resolved,* That His Excellency the Governor of this Commonwealth be, and he is hereby requested to address a letter to the Governor of the State of Maine, proposing a compromise relative to the lands in said State of Maine, which have become the property of this Commonwealth, by the provisions of the act, entitled "an act relating to the separation of the District of Maine from Massachusetts proper, and forming the same into a separate and independent State; by which the right, title, and interest of this Commonwealth in the said lands may be transferred to the said State of Maine, upon such terms and conditions, as shall or may be agreed upon by the Legislatures of the two States, in pursuance of the ninth article of the first section of the aforesaid act.

*Resolved,* That a Committee of five members of the two Houses of the General Court be appointed by the Legislature, to meet a Committee to be appointed by the Legislature of Maine, which Committee, on the part of this Commonwealth, shall have full power and authority to negotiate, settle, adjust and determine with the Committee of the said State of Maine, (having similar and competent powers from the Legislature of Maine, for that purpose and on that behalf,) all the stipulations, terms and conditions of a contract, by which the right, title and interest of this Commonwealth, in the said lands, may be transferred to the said State of Maine; which contract, when made as aforesaid, shall by the said Committees, be submitted as soon as may be, to the Legislatures of this Commonwealth, and of Maine, respectively, for their approbation and ratification.

*Resolved,* That the said Committee on the part of this

Commonwealth, whenever such contract shall have been made and ratified as aforesaid, be, and they hereby are authorized and empowered to alien, sell and convey all the right, title, interest and estate of this Commonwealth, in and to all the lands in the said State of Maine, for the consideration and in pursuance of the stipulations, terms and conditions which may be specified and contained in such contract, and to execute deeds accordingly.

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### CHAP. XXXVIII.

*Governor's Message.* January 31st, 1821.

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

On the twenty sixth instant, I transmitted to the Governor of the State of Maine, the Resolutions which passed the Legislature that day, proposing to the Legislature of that State, a compromise in relation to the lands, the property of this Commonwealth, in the State of Maine. The proposition has been cordially received by the Legislature of that State; and I have the satisfaction of laying before you by the Secretary, several Resolutions which have been transmitted to me by the Governor of the State of Maine, expressive of their readiness to meet the views of the Legislature of Massachusetts, and to enter, in the manner contemplated by your Resolutions of the twenty sixth instant, upon the proposed negotiation.

JOHN BROOKS.

*Council Chamber, January 31st, 1821.*



## CHAP. XXXIX.

*Resolve respecting Lands in Maine.* February 3d, 1821.

The Committee of both Houses to whom was referred the Message of His Excellency the Governor, covering the proceedings of the Legislature of the State of Maine, as to a compromise in relation to the lands, the property of this Commonwealth, in said State, &c.

*Report,* That from the proceedings of the State of Maine, as well as by the passage of a resolve of the present General Court, it has become necessary, that a Committee should be appointed by the Legislature, as is in said resolve provided. The Committee therefore recommend the passage of the following resolve.

All which is submitted.

JOHN WELLS, *Per Order.*

*Resolved,* That the Honorable Messrs. Brooks and Dwight, Hubbard, Burghardt and Hooper, be a Committee on the part of this State, to perform all the duties required by a resolve passed on the twenty sixth day of January, in the year of our Lord one thousand eight hundred and twenty one, "giving full power and authority to negotiate, settle, adjust and determine with the Committee of said State of Maine, all the stipulations, terms and conditions of a contract, by which the right, title and interest of this Commonwealth, in the said lands, may be transferred to the State of Maine."

## CHAP. XL.

*Resolve for County Taxes.* February 8th, 1821.

Whereas, the Treasurers of the following counties have laid their accounts before the Legislature, which accounts have been examined and allowed; and whereas, the Clerks of the Courts of Sessions for said counties, have exhibited

estimates made by said courts, of the necessary charges which may arise within the said several counties for the year ensuing, and of the sums said necessary to discharge the debts of said counties :

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

County of Hampden, five thousand dollars, - - -	\$5000
County of Berkshire, four thousand dollars, - -	4000
County of Worcester, twelve thousand dollars, -	12000
County of Middlesex, nine thousand dollars, - -	9000
County of Suffolk, thirty five thousand dollars, -	35000
County of Dukes' County, one thousand dollars, -	1000
County of Barnstable, eighteen hundred dollars, -	1800
County of Bristol, three thousand five hundred dollars,	3500
County of Franklin, three thousand dollars, - -	3000
County of Norfolk, four thousand dollars, - - -	4000
County of Essex, three thousand five hundred dollars,	3500
County of Hampshire, three thousand dollars, - -	3000

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## CHAP. XLI.

*Resolve authorizing the Treasurer to Borrow Money.*

February 9th, 1821.

*Resolved*, That the Treasurer of this Commonwealth, be, and he hereby is authorized, and directed to borrow of any of the banks in Boston, any sum not exceeding twenty five thousand dollars, in addition to the sum which he is authorized and directed to borrow, by a resolve passed on the sixteenth of June last, that may at any time within the current political year be necessary for the payment of the ordinary demands made on the Treasury; and that he pay any sum he may borrow, as soon as money sufficient for the purpose, and not otherwise appropriated, shall be received into the Treasury.

CHAP. XLII.

*Governor's Message.* February 9th, 1821.

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

The Secretary will lay before you a letter I have received from the Governor of the State of Ohio, dated the twenty second day of January last, together with sundry resolutions of the General Assembly of that State, on the subject of certain proceedings of the Bank of the United States, against the officers of said State, in the United States Circuit Court.

JOHN BROOKS.

*Council Chamber, February 9th, 1821.*

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CHAP. XLIII.

*Resolve on the communication of George W. Coffin.*  
February 9th, 1821.

On the communication of George W. Coffin, Agent of the Land Office, relative to certain letters of attorney required of Catharine Drowne and others ;

*Resolved,* For reasons set forth in said communication, that the letters of attorney required (by a resolve passed the twenty seventh of February, one thousand eight hundred and thirteen,) of Catharine Drowne and others, be, and hereby are dispensed with : And said Agent is hereby authorized to execute conveyances to said Catharine Drowne and others, their heirs and assigns, notwithstanding said letters of attorney have not been made and executed, any thing in the said resolve to the contrary notwithstanding.

## CHAP. XLIV.

*Resolve compensating Benjamin Sparhawk and Nathan Fitz Tilton, wounded soldiers. February 13th, 1821.*

*Resolved*, That there be allowed and paid out of the public treasury of this Commonwealth to Benjamin Sparhawk, of Marblehead, the sum of fifty dollars in full for damage and cost occasioned by wounds received while on duty in October last, under the command of Captain Edmund Kimball, of Marblehead, while doing duty in the Artillery. Also, to Nathan Fitz Tilton, for wounds received while on duty in Captain Kimball's company of Artillery, in Marblehead, on the second day of October last, one hundred dollars.

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## CHAP. XLV.

*Resolve authorizing the Governor and Council to adjust the claims of this State against the United States. February 14th, 1821.*

The Committee of both Houses, to whom was referred so much of the Message of His Excellency the Governor, at the opening of the session, as relates to the claim of Massachusetts on the General Government, and also a letter from the third Auditor of the Treasurer, respecting an advance of eleven thousand dollars on account of the claim, report in part, the following resolve.

Which is submitted.

DUDLEY L. PICKMAN.

*Resolved*, That His Excellency the Governor, with the advice of Council, be authorized to take such measures as may seem necessary to adjust and settle the claim of this State on the General Government, for expenses incurred during the late war, and to forward such vouchers and documents in support of the claim, as may from time to time be required for this purpose, and to receive and receipt for such sums as may be paid on account of the same.

## CHAP. XLVI.

*Resolve granting \$63, for the Indian Proprietors at Gay Head. February 14th, 1821.*

*Resolved,* That for reasons set forth in the petition of Joel Kogers and others, Indian Proprietors of Gay Head, that there be allowed and paid to Matthew Mayhew, Esquire, of Chilmark, as Agent for said Indian Proprietors, the sum of sixty three dollars, to be by him paid to said Indian Proprietors, in proportion to what each person furnished for the support and charges incurred by said proprietors, in the sickness of Joseph De Grass, a foreigner.

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## CHAP. XLVII.

*Resolve to pay the Committee on Accounts.  
February 14th, 1821.*

*Resolved,* That there be allowed and paid out of the treasury of this Commonwealth, to the Committee appointed to examine and pass on accounts presented against this Commonwealth, for their attendance on that service during the present session, the sum of one dollar per day in addition to their pay as Members of the Legislature, viz.: Honorable Stephen P. Gardner, thirty four days, thirty four dollars; Honorable Robert Rantoul, thirty days, thirty dollars; Honorable Elihu Hoyt, thirty four days, thirty four dollars; Honorable Jonas Sibley, twenty two days, twenty two dollars, and Hugo Burghardt, Esquire, twenty five days, twenty five dollars.

## CHAP. XLVIII.

*Resolve for paying Ward Lock, Assistant Messenger of the Governor and Council. February 14th, 1821.*

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

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## CHAP. XLIX.

*Resolve relating to the Location of certain Lands. February 14th, 1821.*

*Resolved, That the further time of nine months, from the twenty fourth day of February instant, be allowed for the location of all grants and conveyances of lands, at any time heretofore made on the part of the Commonwealth, and not yet located; which said locations shall be determined and actually made within the said term of nine months, from the twenty fourth day of the present month, and not afterwards; and it shall be the duty of the Agent of the Land Office to give to all claimants of such unlocated grants and conveyances, notice forthwith, of the time limited for said locations.*

*see resolve 24 Feb'y 1820*

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## CHAP. L.

*Resolve granting Benjamin Pollard, Esquire, \$17 67, for copies of Articles of Impeachment against Judge Prescott. February 14th, 1821.*

*Resolved, That there be allowed and paid to Benjamin Pollard, the Clerk of the House, out of the public treasury,*

the sum of sixteen dollars and sixty seven cents, in full for the services of persons employed by him, agreeably to the order of the House on the third day of February current, directing him to cause to be made out seven copies of the articles of impeachment, against James Prescott, Esquire, for the use of the Managers of this House, and that His Excellency the Governor be requested to draw his warrant on the treasury therefor.

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## CHAP. LI.

*Resolve for paying Thomas Walcutt.* February 15th, 1821.

*Resolved,* That there be allowed and paid to Thomas Walcutt, a Clerk in the Lobbies, for his assistance of the Members of the Legislature, seventy five dollars, in full for his services during the present session of the Legislature.

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## CHAP. LII.

*Resolve to pay the Clerks of the Legislature.*  
February 15th, 1821.

*Resolved,* That there be paid out of the treasury of this Commonwealth to the Clerk of the Senate and the Clerk of the House of Representatives, respectively, seven dollars per day, and to the Assistant Clerk of the Senate, and to the Assistant Clerk of the House of Representatives, each, the sum of five dollars per day, for each and every day they have, or may be employed in that capacity, during the present session of the Legislature; and the Governor is requested to draw his warrant accordingly.

## CHAP. LIII.

*Resolve for paying the Chaplain of the Senate, and the  
Chaplain of the House of Representatives.*

February 15th, 1821.

*Resolved,* That there be allowed and paid out of the treasury of this Commonwealth, to the Reverend John G. Palfrey, Chaplain of the Senate, and to the Reverend William Jenks, Chaplain of the House of Representatives, sixty dollars each, in full for their services in said office the present political year.



## ROLL, No. 84....JANUARY, 1821.

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

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

STEPHEN P. GARDNER, *Per Order.*

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### PAUPER ACCOUNTS.

Adams, for supporting sundry paupers, to January 18th, 1821,	244 80
Alford, for supporting Edward Glynn, to January 1st, 1821,	3 04
Alfred, for supporting sundry paupers, to March 15th, 1820,	23 00
Augusta, for supporting sundry paupers, to March 15th, 1820,	27 00
Andover, for supporting sundry paupers, to January 1st, 1821,	177 03
Amherst, for supporting sundry paupers, to January 10th, 1821,	128 25

Attleborough, for supporting sundry paupers, to January 1st, 1821,	195 47
Abington, for supporting sundry paupers, to Jan- uary 27th, 1821,	29 14
Blanford, for supporting sundry paupers, to Jan- uary 13th, 1821,	151 00
Boston, for supporting sundry paupers, to Novem- ber 30th, 1820,	5064 56
Boston Board of Health, for supporting sundry sick persons, at Rainsford Island, to January, 1821, and Hobart's bill,	53 39
Beverly, for supporting sundry paupers, to Janua- ry 1st, 1821,	129 02
Brimfield, for the support of Jonathan Shelburn, to January 7th, 1821,	18 00
Belchertown, for supporting sundry paupers, to January 12th, 1821,	117 60
Barre, for supporting Samuel Lee and Sally Thayer, to January 7th, 1821,	78 00
Boxford, for supporting Mehitable Hall, to Janu- ary 13th, 1821,	32 00
Burlington, for support of Thomas Hardman, and Jonathan A. Pasho, to January 22d, 1821,	85 49
Becket, for support of Michael Powers, to Janua- ry 13th, 1821,	2 00
Braintree, for supporting Titus and Mary Ash- man, and nine children, to January 19th, 1821,	157 50
Billerica, for supporting sundry paupers, to Janu- ary 15th, 1821,	129 40
Bath, for the support of sundry paupers, to March 15th, 1820,	39 47
Bradford, for the support of Joshua Alsace, to Jan- uary 1st, 1821,	30 56
Bridgewater, for supporting Jonathan F. Bigner, to January 30th, 1821.	53 00
Cheshire, for supporting sundry paupers, to Jan- uary 9th, 1821,	189 10

PAUPER ACCOUNTS.

295

Canton, for the support of sundry paupers, to January 8th, 1821,	87 00
Conway, for supporting Martha McMurphy, to January 1st, 1821,	49 06
Chester, for supporting sundry paupers, to January 6th, 1821,	152 80
Carlisle, for supporting Robert Barber, to January 1st, 1821,	31 00
Colraine, for supporting sundry paupers, to January 3d, 1821,	124 00
Cumington, for the support of Jonathan Lamson, to January 8th, 1821,	50 29
Chelmsford, for supporting sundry paupers, to January 1st, 1821,	198 23
Cambridge, for supporting sundry paupers, to January 26th, 1821,	808 98
Charlestown, for supporting sundry paupers, to January 20th, 1821,	1839 62
Chesterfield, for supporting sundry paupers, to January 25th, 1821,	162 00
Dartmouth, for the support of Francis Freeman, and Ann Carter, to January 20th, 1821,	42 00
Deerfield, for supporting sundry paupers, to January, 13th, 1821,	217 38
Danvers, for supporting sundry paupers, to January 23d, 1821,	967 97
Douglas, for supporting Isabella Santee, and her three children, to January 17th, 1821,	57 40
Dorchester for support of William Grant and John Field's family, to January 12th, 1821,	66 75
Dracut, for the support of Richard Barker, to January 16th, 1821,	52 00
Durham, for the support of Samuel, Jonathan and Asa Demerit, to March 15th, 1820,	166 52
Dedham, for the support of sundry paupers, to January 22d, 1821,	14 00

Elliot, for supporting sundry paupers, to March 15th, 1820,	27 92
Essex, for the support of sundry paupers, to January 20th, 1821,	118 66
Egremont, for supporting sundry paupers, to January 8th, 1821,	132 60
Erving's Grant, for supporting Franklin Terry, to February 4th, 1820,	46 50
Fairhaven, for the support of sundry paupers, to January 1st, 1821,	213 20
Framingham, for the support of Lucy Green, to January 20th, 1821,	23 40
Falmouth, for the support of sundry paupers, to January 19th, 1821,	49 39
Groton, for the support of sundry paupers, to January 10th, 1821,	367 00
Grafton, for the support of sundry paupers, to December 25th, 1820,	77 58
Gardner, for the support of John Brinkman, to January 6th, 1821,	52 00
Gardiner, for the support of Thomas Doyle, to March 15th, 1820,	73 15
Gloucester, for supporting sundry paupers, to January, 1821,	439 08
Gill, for the support of Sarah Lyon, to January 15th, 1821,	86 71
Great Barrington, for supporting sundry paupers, to January 3d, 1821,	139 50
Greenwich, for the support of Lot Lee, to January 14th, 1821,	33 42
Greenfield, for the support of sundry paupers, to January 1st, 1821,	35 42
Granville, for supporting sundry paupers, to January 1st, 1821,	121 00
Hardwick, for supporting Jacob Freeman and Hannah Morgan, to December 11th, 1820,	47 00

Hopkinton, for supporting sundry paupers, to January 18th, 1821,	202 62
Haverhill, for the support of sundry paupers, to January 9th, 1821,	181 25
Hadley, for supporting Frye and Rebecca Allen, to January 7th, 1821,	64 00
Hancock, for supporting sundry paupers, to January 10th, 1821,	135 67
Hall, Joseph, Sheriff of Suffolk, for supporting sundry paupers in Gaol, to January 8th, 1821,	486 25
Lynn, for supporting sundry paupers, to January 22d, 1821,	169 29
Longmeadow, for the support of Edward Booth, to January 18th, 1821,	34 00
Litchfield, for supporting Jerusha Twambley, to March 15th, 1820,	11 92
Lanesborough, for the support of sundry paupers, to January 6th, 1821,	114 98
Leyden, for the support of sundry paupers, to January 6th, 1821,	111 86
Lenox, for the support of sundry paupers, to January 9th, 1821,	323 42
Lunenburg, for the support of William Shearer, to January, 1821,	52 00
Lexington, for supporting Mary Williams, to January 15th, 1821,	8 57
Lee, for the support of sundry paupers, to January 10th, 1821,	243 30
Littleton, for supporting Joseph Davenport, and Jonathan Putnam, to January 10th, 1821,	59 50
Leominster, for supporting Bryan and Huldah Conley, to their removal in March, 1820,	13 32
Montgomery, for supporting Charles Collins, to January 1st, 1821,	30 50
Montague, for the support of Edward Potter and wife, to January 2d, 1821,	64 00

Marshfield, for supporting Samuel Holmes, to January 6th, 1821,	33 00
Medfield, for the support of George Turner, to November 25th, 1821,	52 00
Milton, for the support of J. J. Myers, and James Bowman, to January 29th, 1821, A. McDonald,	56 14
Mount Vernon, for the support of sundry paupers, to March 15th, 1820,	331 00
Marblehead, for the support of sundry paupers, to January 20th, 1821,	293 90
North Yarmouth, for supporting sundry paupers, to March 15th, 1820,	29 56
Newbury, for the support of sundry paupers, to January 1st, 1821,	645 26
Norwich, for supporting Ruth Sanford, to January 25th, 1821,	33 57
Northfield, for the support of Amos Ryley, to January 6th, 1821,	32 00
Newton, for the support of Joseph Prichard, to January,	52 00
Newburyport, for supporting sundry paupers, to January 1st, 1821,	597 99
Natick, for the support of Israel Boston, to his death, and funeral expenses, July, 1820,	28 75
Northampton, for the support of sundry paupers, to March 1st, 1821,	364 87
Orleans, for supporting Walter P. Swaine, to January 6th, 1821,	33 00
Overseers of the Marshpee Indians, for the support of sundry paupers, to January 13th, 1821,	355 29
Nantucket, for the support of sundry paupers, to January 1st, 1821,	112 71
Pittsfield, for supporting sundry paupers, to January, 1st, 1821,	210 42
Plymouth, for supporting sundry paupers, to January 16th, 1821,	192 00

Palmer, for supporting William and Phebe Mendon, to January 9th, 1821,	104 90
Roxbury, for supporting sundry paupers, to January 3d, 1821,	264 91
Readfield, for supporting sundry paupers, to March 15th, 1820,	101 34
Rehoboth, for the support of sundry paupers, to January 5th, 1821,	290 00
Russell, for supporting sundry paupers, to January 1st, 1821,	125 31
Richmond, for supporting Rosanna Winston and Samuel Hill, to January 19th, 1821,	68 00
Rowley, for the support of Ella Collins and Jacob Vinton, to January 5th, 1821,	63 27
Rutland, for the support of William Henderson, to January 7th, 1821,	112 00
Reading, for the support of Nathaniel Ingersol, to January 9th, 1821,	18 28
Sharon, for supporting sundry paupers, to January 21st, 1821,	87 66
Salem, for supporting sundry paupers, to January 2d, 1821,	2351 06
Swanzy, for the support of sundry paupers, to January 6th, 1821,	68 95
Seekonk, for supporting several paupers, to January, 15th, 1821,	105 75
Somerset, for supporting William Elliot, to January 1st, 1821,	52 00
Stockbridge, for the support of sundry paupers, to January 2d, 1821,	240 00
Shrewsbury, for supporting Abraham Fecunder, to his death, and funeral expenses, January 15th, 1821,	13 00
Saugus, for the support of Margaret Evans and child, to September 1st, 1820,	17 25

Shelburne, for the support of sundry paupers, to January 15th, 1821,	84 15
Springfield, for the support of sundry paupers, to January 3d, 1821,	237 95
Stow, for supporting Henry Stinker, his wife and two children, to the time he left the place,	15 00
Sheffield, for supporting sundry paupers, to Janu- ary 24th, 1821,	197 12
Sandwich, for the support of Esther and Mason Raymond, to January 16th, 1821,	66 00
Shirley, for supporting sundry paupers, to Janu- ary 1st, 1821,	174 76
Sudbury, for supporting William Harrison, to his death, and funeral expenses, January, 1821,	6 25
South Brimfield, for the support of Eliza Black- man and John Hill, to January 5th, 1821,	83 28
Sunderland, for support of William Russell and Garsett Dacker, to January 1st, 1821,	31 74
Taunton, for supporting sundry paupers, to De- cember 31st, 1820,	398 60
Townsend, for supporting Tom Thomas, to May 10th, 1820,	11 00
Tyringham, for supporting sundry paupers, to January 1st, 1821,	245 68
Uxbridge, for supporting sundry paupers, to Jan- uary 29th, 1821,	43 92
Washington, for supporting James Robbins, to January 16th, 1821,	33 63
West Newbury, for the support of Sophia Patten, to January,	31 16
Whately, for the support of Benjamin Mather and Widow Bacon, to January 10th, 1821,	53 99
Westborough, for the support of sundry paupers, to January 16th, 1821,	161 22
Walpole, for the support of Eliza Ellis and James Walker, to January 13th, 1821,	81 60



PAUPER ACCOUNTS.

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Wilbraham, for the support of sundry paupers, to May 25th, 1820,	148 53
Wayne, for the support of sundry paupers, to March 16th, 1820,	21 14
Western, for the support of Sally Trims and Sam- uel P. Tracey, to January 1st, 1821,	23 72
Williamstown, for supporting sundry paupers, to January 8th, 1821,	283 82
Warwick, for support of Polly Cezar and two children, to January 11th, 1821,	16 00
Wareham, for support of William Long, to Janu- ary 13th, 1821,	52 00
West Stockbridge, for supporting sundry paupers, to January 1st, 1821,	99 00
Westford, for support of James Peirce, to January 11th, 1821,	31 00
Wrentham, for supporting sundry paupers, to Jan- uary 1st, 1821,	134 20
Warren, for supporting sundry paupers, to March 15th, 1820,	46 41
Watertown, for supporting sundry paupers, to Jan- uary 25th, 1821,	153 32
Worcester, for supporting several paupers, and persons in Gaol, to January 1st, 1821,	101 54
Westhampton, for support of sundry paupers, to January 3d, 1821,	64 00
Westfield, for the support of sundry paupers, to January 1st, 1821,	184 48
Wade, Thomas, Keeper of the House of Correc- tion in the County of Essex, for supporting sun- dry paupers, including an allowance made him by the Court of Sessions,	356 50
Yarmouth, for supporting sundry paupers, to Jan- uary 13th, 1821,	136 19
<b>Total Paupers,</b>	<b>\$27,980 89</b>

*Courts Martial, and Courts of Inquiry.*

Fairbanks, Stephen, for the expense of a Court Martial, held at Boston, October 12th, 1820, whereof Colonel Washington Cushing was President,	100 01
Heard, Nathan, for the expense of a Court Martial, held at Charlton, September 19th, 1820, whereof Colonel William Crawford was President,	116 88
Wilder, Nathaniel, for the expense of a Court Martial, held at Bridgewater, May 23d, 1820, whereof Brigadier General Elijah Cobb was President,	272 09
Forster, William, for house use and firewood, for a Court of Inquiry,	20 00

*Brigade Mājors and Aids-de-Camp.*

Fisher, Freeman, 2d Brigade, 7th Division, to March, 1820,	34 05
Heard, Nathan, Junior, 1st Brigade, 7th Division, to January, 1821,	25 67
Barnard, Robert F. 1st Brigade, 7th Division, to January 15th, 1821,	25 65
Cobb, David G. W. 2d Brigade, 5th Division, to January 15th, 1821,	23 50
Gilbert, Thomas, 2d Brigade, 4th Division, to January 15th, 1821,	33 50
Hopkins, Thomas, Aid, 9th Division, to January 15th, 1821,	17 55
Coffin, Timothy G. Aid, 5th Division, to January 15th, 1821,	31 85
Frost, John, Aid, 6th Division, to March 15th, 1820,	6 02

Fairbanks, Stephen, 3d Brigade, 1st Division, to January 15th, 1821,	28 64
Perley, Thomas, 1st Brigade, 12th Division, to March 15th, 1821,	118 67
Smith, John, Junior, 1st Brigade, 2d Division, to January 15th, 1821,	40 11
Sexton, Jonathan A. Aid, 4th Division, to Janu- ary, 1821,	19 05
Thayer, Minot, Aid, 1st Division, to January 15th, 1821,	43 40
Thayer, Samuel M. 1st Brigade, 1st Division, to January 15th, 1821,	45 95
Vernam, Benjamin F. Aid, 3d Division, to Janu- ary 15th, 1821,	21 25
Wilder, Nathaniel, Junior, 1st Brigade, 5th Di- vision, to January, 1821,	23 07

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*Brigade Quarter Masters.*

Ames, Nathan, to March 15th, 1821,	15 79
Tiffany, Bela, to January, 1820,	24 00

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*Hauling Artillery.*

Tufts, Francis, 3d Brigade, 1st Division, to Janu- ary, 1821,	20 00
Slade, John, 3d Brigade, 1st Division, to Janu- ary, 1821,	20 00
Stone, Joseph, 3d Brigade, 1st Division, to Janu- ary, 1821,	10 00

*Adjutants.*

Allen, Charles, 3d Regiment, 1st Brigade, 7th Division, to January 15th, 1821,	12 50
Bishop, Henry W. 2d Regiment, 3d Brigade, 9th Division, to January 15th, 1821,	11 74
Billings, Asahel, 4th Regiment, 2d Brigade, 4th Division, to March 15th, 1820,	25 50
Bemis, Isaac, Junior, 1st Regiment, 1st Brigade, 3d Division, to January 15th, 1821,	20 38
Coolidge, Nathaniel, 3d Regiment, 1st Brigade, 4th Division, to January, 1821,	15 00
Cushing, Ned, 2d Regiment, 1st Brigade, 1st Division, to January 15th, 1821,	32 27
Cram, Levi, Artillery, 1st Brigade, 10th Division, to March 15th, 1820,	15 05
Choate, William, 2d Regiment, 2d Brigade, 2d Division, to January 15th, 1821,	10 48
Clapp, William W. 2d Regiment, 3d Brigade, 1st Division, to January 15th, 1821,	16 50
Carey, Leonard, 1st Regiment, 1st Brigade, 7th Division, to February, 1820,	10 00
Chase, James, 2d Regiment, 1st Brigade, 13th Division, to March 15th, 1820,	22 33
Day, Alfred, Artillery, 2d Brigade, 1st Division, to January 15th, 1821,	30 94
Edwards, Elisha, 1st Regiment, 1st Brigade, 4th Division, to January, 1821,	20 20
Frost, Elisha, Artillery, 1st Brigade, 3d Division, to January 15th, 1821,	27 10
Gates, Abraham, 1st Regiment, 2d Brigade, 3d Division, to January, 1821,	15 00
Gragg, Moses, 1st Regiment, 2d Brigade, 1st Division, to January 15th, 1821,	51 06
Haskins, Robert R. Cavalry, 1st Brigade, 10th Division, to March 15th, 1820,	9 95

Haskell, Joseph, Cavalry, 1st Brigade, 5th Division, to October 1st, 1820,	15 00
Hamblin, Joseph, 2d Regiment, 3d Brigade, 5th Division, to January, 1821,	15 00
Low, Joseph L. 3d Regiment, 2d Brigade, 2d Division, to January, 1821,	16 94
Lincoln, Asa, 5th Regiment, 1st Brigade, 4th Division, to January, 1821,	10 35
Mayhew, George, 5th Regiment, 2d Brigade, 4th Division, to January, 1821,	17 20
Mann, Ebenezer, 4th Regiment, 1st Brigade, 3d Division, to January, 1821,	24 98
Miles, Josiah, 3d Regiment, 2d Brigade, 7th Division, to January, 1821,	40 85
Newcomb, H. G. 5th Regiment, 2d Brigade, 7th Division, to April 8th, 1820,	1 97
Osborn, George, 1st Regiment, 1st Brigade, 2d Division, to April 3d, 1821,	12 36
Osborn, Richard, Junior, 5th Regiment, 1st Brigade, 2d Division, to January, 1821,	14 06
Pynchion, George, Artillery, 1st Brigade, 9th Division, to January, 1821,	6 06
Rockwell, Uzael, 1st Regiment, 1st Brigade, 4th Division, to January, 1821,	14 68
Rogers, Daniel W. 2d Regiment, 1st Brigade, 2d Division, to January, 1821,	13 13
Sexton, George, 1st Regiment, 2d Brigade, 9th Division, to January 15th, 1821,	15 00
Sturtevant, John A. Cavalry, 2d Brigade, 5th Division, to January 1821,	30 02
Sever, James, Junior, 1st Regiment, 1st Brigade, 5th Division, to January, 1820,	17 88
Sargent, Patten, 4th Regiment, 2d Brigade, 2d Division, to September, 1820,	13 26
Salmon, William, 2d Regiment, 1st Brigade, 10th Division, to March 15th, 1820,	108 97

Sales, Richard, Cavalry, 2d Brigade, 1st Division, to January 15th, 1821,	43 10
Tucker, Seth, Artillery, 1st Regiment, 1st Brigade, 1st Division, to January 15th, 1821,	33 98
Thompson, C. 3d Regiment, 1st Brigade, 11th Division, to March 15th, 1820,	127 79
Taylor, Henry, 2d Regiment, 2d Brigade, 5th Division, to January, 1821,	13 78
Thompson, Arad, 4th Regiment, 1st Brigade, 5th Division, to January 15th, 1821,	12 50
Treadwell, Thomas, 4th Regiment, 1st Brigade, 10th Division, to March 15th, 1820,	68 13
Wright, Simeon W. 3d Regiment, 2d Brigade, 9th Division, to January, 1821,	10 06
Wright, David, Cavalry, 2d Brigade, 4th Division, to January, 1821,	18 12
Wild, W. C. 1st Regiment, 1st Brigade, 8th Division, to March 15th, 1820,	29 12
Wild, Jonathan, Junior, 3d Regiment, 1st Brigade, 1st Division, to January, 1821,	43 75
Bailey, Holloway, 2d Regiment, 2d Brigade, 7th Division, to January 15th, 1821,	19 86
Newhall, Joseph W. 5th Regiment, 1st Brigade, 3d Division, to January 15th, 1821,	15 00
Bent, James, 2d Regiment, 2d Brigade, 1st Division, to February 4th, 1820,	29 73
Sedgwick, Charles, Cavalry, 1st Brigade, 9th Division, to January, 1821,	3 57



*Brigade Majors, and other Military Services.*

Carr, Joshua W. 1st Brigade, 10th Division, to March 15th, 1820,	25 37
Sampson, Jo, 3d Brigade, 5th Division, to May 25th, 1820,	22 05

**SHERIFFS' AND CORONERS' ACCOUNTS. 307**

Varnum, Joseph B. Major General, for two days' investigating a dispute in Colonel Bowers' Regiment,	10 00
Williams, John S. for summoning to a Court of Inquiry, in addition to what he was allowed before,	2 94
Jackson, George, for his attendance as a witness at a Court of Inquiry,	1 50
Haskell, Jonah, for his attendance as a witness at a Court of Inquiry,	1 50
Morse, Moses L. Adjutant, 5th Regiment, 1st Brigade, 7th Division, to January, 1821,	15 00
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Total Military Accounts,	\$2,417 26

**SHERIFFS' AND CORONERS' ACCOUNTS.**

Austin, Nathaniel, Sheriff of Middlesex County, for returning votes, &c. to January, 1821,	23 83
Brown, Henry C. Sheriff of Berkshire County, for returning votes, &c. to January, 1821,	302 70
Crane, Elijah, Sheriff of Norfolk County, for returning votes, &c. to January, 1821,	53 49
Davis, Wendell, Sheriff of Barnstable County, for returning votes, &c. to January, 1821,	14 00
Goodwin, Ichabod, Sheriff of York County, for returning votes, &c. to March 15th, 1820,	21 25
Hoyt, Epaphras, Sheriff of Franklin County, for returning votes, &c. to January, 1821,	42 00
Lyman, Joseph, Sheriff of Hampshire County, for returning votes, &c. to January, 1821,	50 00
Leonard, Horatio, Sheriff of Bristol County, for returning votes, &c. to January, 1821,	19 20
Lawrence, Jeremiah, Sheriff of Nantucket County, for returning votes, &c. to January, 1821,	81 60
Robbins, Chandler, Sheriff of Kennebeck County, for returning votes, &c. to March 15th, 1820,	17 00

Hayward, N. Sheriff of Plymouth County, for returning votes, &c. to January, 1821,	38 60
Ward, Thomas W. Sheriff of Worcester County, for returning votes, &c. to January, 1821,	35 55
Worth, Jethro, Sheriff of Dukes' County, for returning votes, &c. to January, 1821,	39 28
Badger, Thomas, Coroner of Suffolk County, for taking an inquisition, &c. to January, 1821,	124 38
Chapel, William, Junior, Coroner of Berkshire County, for taking an inquisition, &c. to January, 1821,	16 00
Foot, Enoch, Coroner of Essex County, for taking an inquisition, &c. to January, 1821,	13 40
Goodwin, Nathaniel, Coroner of York County, for taking an inquisition, &c. to March 15th, 1820,	20 00
Lang, William, Coroner of Essex County, for taking an inquisition, &c. to January, 1821,	14 20
Pike, Joseph, Coroner of Essex County, for taking an inquisition, &c. to January, 1821,	16 90
Stowers, Joseph, Coroner of Suffolk County, for taking an inquisition, &c. to January, 1821,	17 33
Withington, Ebenezer, Coroner of Norfolk County, for taking an inquisition, &c. to January, 1821,	18 33
<b>Total Sheriffs' and Coroners' Accounts,</b>	<b>\$979 04</b>

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### MISCELLANEOUS AND PRINTERS' ACCOUNTS.

Committee to examine the Treasurer's Account, the past year, viz. :	
Honorable John Welles, - - - - -	14 00
“ Robert Rantoul, - - - - -	14 00
“ John Hooper, - - - - -	14 00
“ Jonas Sibley, - - - - -	14 00
Lemuel Shaw, Esquire, - - - - -	14 00
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	<b>\$70 00</b>



Committee to examine and settle with the Commissioners of the Land Office, and reported at the present session, viz.:

Honorable P. C. Brooks, - - - - -	9 00
“ John Welles, - - - - -	9 00
Warren Dutton, Esquire, - - - - -	9 00
Sherman Leland, Esquire, - - - - -	9 00
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	\$36 00

Woods, Sampson, Esquire, for procuring, and bringing forward witnesses, before a Committee of the House of Representatives, to inquire into the conduct of James Prescott, Esquire, Judge of Probate for the County of Middlesex; said persons are named in said Woods' account, with the sum each person is entitled to, January 30th, 1821, 103 58

Low, John V. Assistant Messenger to the General Court, twenty nine days, to February 10th, 1821, 58 00

Bacon, Henry, Assistant Messenger to the General Court, twenty nine days, to February 10th, 1821, 58 00

Cutting, Elijah W. Assistant Messenger to the General Court, twenty nine days, to February 10th, 1821, 58 00

Chase, Warren, Assistant Messenger to the General Court, thirty one days, to February 10th, 1821, 62 00

Rider, Margaret, for her son, as Page to the House of Representatives, twenty eight days, to February 10th, 1821, 28 00

Allen, Phineas, for printing Acts and Resolves, for the year 1820, 16 67

Denio & Phelps, for printing Acts and Resolves, for the year 1820, 16 67

Ballard & Wright, for advertising, &c. to January 1st, 1821,	12 50
Clapp, William W. for printing Acts and Resolves, and advertising, to January 26th, 1821,	19 41
Loring, James, for two dozen Registers, for the Council Chamber,	20 00
Russell, Benjamin, by Russell and Gardner, for all kinds of printing for the Government, Convention, &c. to February 10th, 1821,	734 83
Boston Board of Health, for repairs at Rainsford Island, to January 15th, 1821,	437 47
Agricultural Society of Massachusetts, for experiments at the Botanical Garden, and Wells & Lilly, for printing Journal, to February, 1821,	1000 00
Russell, Benjamin, for printing of all kinds for the Government, to January 1st, 1821,	80 17
Wheeler, John H. for work and materials, for and about the State House, to January 1st, 1821,	271 92
Lincoln, Amos, for work and materials, for the State House, to 1821,	58 50
Burditt, James W. for stationary, &c. furnished the Government, to February 8th, 1821,	223 38
Otis & Thaxter, for boards, plank and timber, for the State House, to February 8th, 1821,	20 42
Bird, Abraham, for lumber, &c. furnished for the State House, to February 8th, 1821,	39 07
How, Thomas & Robert, for labor and materials, for the State House, to February 8th, 1821,	19 00
Bradley, Samuel, for a variety of materials, furnished for the State House, to February 8th, 1821,	45 92
Thompson, James, for articles furnished for the State House, to February 8th, 1821,	74 32
Durant, William, for cleaning and furnishing glass, to February 8th, 1821,	35 00

Blaney, Henry, for work and materials, for the State House, to February 8th, 1821,	47 45
Russell and Gardner, for paper and printing for the several Offices, and for other printing for Government,	695 97
Clark, George, for four reams of paper, for the Secretary's Office, to February 12th, 1821,	19 00
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Total Miscellaneous Accounts,	\$4,361 25

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*Aggregate of Roll, No. 84.*

Expense of State Paupers, - - - -	27,980 89
“ of Militia, - - - -	2,417 26
“ of Sheriffs and Coroners, - -	979 04
“ for Miscellaneous Expenses, - -	4,361 25
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	\$35,738 44

*Resolved,* That there be allowed and paid out of the public treasury, to the several corporations and persons mentioned in this Roll, the sums set against such corporations and persons' names, respectively, amounting in the whole to the sum of Thirty Five Thousand, Seven Hundred, Thirty Eight Dollars and Forty Four Cents; the same being in full discharge of the accounts and demands to which they refer.

*February 13th, 1820.....Approved,*

JOHN BROOKS.

# RESOLVES

OF THE

## GENERAL COURT OF MASSACHUSETTS,

PASSED AT A SESSION, BEGINNING APRIL THE SEVENTEENTH, AND  
ENDING APRIL THE TWENTY EIGHTH, EIGHTEEN  
HUNDRED AND TWENTY ONE.

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### CHAP. LV.

*Governor's Message.* April 18th, 1821.

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

During the late recess, I received from the Executive of the State of Maine, sundry resolutions of the Legislature of that State, ratifying and confirming the agreement made and concluded by and between a Committee appointed by a resolve of the Legislature of this Commonwealth, passed the third of February last, on the one part, and a Committee appointed by a resolve of the State of Maine, passed the twenty ninth of January last, on the other part; by which agreement the Commonwealth engages, for the consideration expressed in the said agreement, to sell and convey to the State of Maine, all the right, title and interest of the Commonwealth, in and unto all the lands owned by the Commonwealth, which lie within the limits of the State of Maine. During the same period, I received a communication from the Governor of the State of Maryland, accompanied by a report of a Committee of the Senate, and sundry resolutions of the Legislature of that State, relative to the appropriation of public lands, the common property of the Union, for the purposes of education.

I have likewise received from the Governor of the State of Illinois, sundry resolutions of the Legislature of that State, relating to an amendment of the Constitution of the United States, proposed to the consideration of the several States by the State of Pennsylvania; to another amendment, proposed by the State of Vermont, for forming the several States into districts for the choice of Representatives in the Congress, and for the appointment of Electors of President and Vice President of the United States; and to another amendment proposed by the State of Kentucky, for restricting the power of Congress in varying the compensation of its members.

All the abovementioned documents will be laid before you by the Secretary.

JOHN BROOKS.

*Council Chamber, April 18th, 1821.*

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#### CHAP. LVI.

*Resolve authorizing the Town of Beverly to elect a Collector of Taxes. April 25th, 1821.*

*Resolved,* That the inhabitants of the Town of Beverly shall be, and they are hereby authorized to elect a Collector of Taxes for said town, at the annual May meeting for the present year; the choice of such an officer not having been made at the annual March meeting, as by law provided; and the Collector so chosen, shall have the same powers as if he had been chosen at the regular time.

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#### CHAP. LVII.

*Resolve on petition of John Russell and others.  
April 28th, 1821.*

On the petition of John Russell, Simon Gardner, Edward Renouf, and Samuel H. Bridge, praying that the Solicitor

General may be directed to refrain from a further prosecution of certain suits instituted against them :

*Resolved,* That for the reasons set forth in said petition, the Solicitor General be, and he hereby is directed and empowered, on the payment of all costs that have accrued, to stay all further proceeding, in the suits instituted by him in behalf of this Commonwealth against the aforesaid petitioners, for an alleged breach of an act, entitled "an act regulating the management and drawing of lotteries in certain cases, within this Commonwealth," by advertising a scheme and having in possession, with intent to sell and negotiate tickets of a certain lottery called the National Lottery.

### CHAP. LVIII.

*Resolve referring the subject of the Sale of Eastern Lands, to the State of Maine. April 28th, 1821.*

Whereas the contract made by and between the respective Committees of Massachusetts and Maine, on the subject of the Eastern Lands, have been referred by the House of Representatives to the next session of the General Court :

And whereas this reference has not taken place from any decided disapprobation of the terms of that contract, on the part of the House, but in consequence of the greatness of the subject, and its important bearings upon the interests of this Commonwealth, and because, at the present session, inasmuch as it is of an extraordinary nature, and for a special purpose, and has been attended by very few members, it could not, in the apprehension of the members present, be so intelligently discussed, or satisfactorily decided, as at a usual session, and with a full representation of all the people of the Commonwealth : Therefore,

*Resolved,* That the Legislature of this Commonwealth will, at the next session of the General Court, take the said contract into consideration, and decide upon the expediency of accepting or rejecting the same.

*Resolved,* That His Excellency the Governor of this Commonwealth be requested to communicate the preceding resolution to the Governor of the State of Maine, for the

purpose of apprising the Legislature and people of that State of the reasons which have occasioned this postponement; and of indicating the willingness of the Legislature of this State, by thus leaving the contract open to both States, to give to each an opportunity for a farther and more full reflection upon the subject: to the end to any arrangement which may take place, may, with more certainty, eventuate in the perfect satisfaction of the people of both States.

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### CHAP. LIX.

*Resolve to pay Witnesses on Trial of Judge Prescott.*  
April 28th, 1821.

*Resolved,* That there be allowed and paid out of the treasury of the Commonwealth, to the following persons, the sum set against their names respectively, for their travel, attendance and services, as witnesses or officers, in the trial of the impeachment against James Prescott, Esquire.

- To Isaac Fiske, twenty two dollars and eight cents.
- “ Benjamin Dix, seven dollars and twenty four cents.
- “ Abel Tarbell, ten dollars and fifty four cents.
- “ Jonathan Loring, ten dollars and thirty cents.
- “ Peter Stevens, eight dollars and twenty eight cents.
- “ Lemuel Parker, eight dollars and twenty cents.
- “ Joseph Butterfield, ten dollars and thirty cents.
- “ Alpheus Ware, thirteen dollars and nine cents.
- “ Amos Wood, two dollars and fifty cents.
- “ Josiah Crosby, six dollars and sixty cents.
- “ Samuel Whitney, six dollars and sixty cents.
- “ John Walker, eight dollars and fifty four cents.
- “ Benjamin Wyman, seven dollars and five cents.
- “ John Wood, eight dollars and fifty four cents.
- “ Joseph Parker, three dollars and seventy five cents.
- “ Rufus Brewer, one dollar and sixty nine cents.
- “ Nathaniel Austin, one dollar and fifty six cents.
- “ Sampson Woods, twenty dollars and twenty eight cents.

And that the Governor be requested to draw his warrant on the treasury for the payment of the same.

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### CHAP. LX.

*Resolve authorizing the appointment of two persons to make an Inventory of Military Stores in the Quarter Master General's Department. April 28th, 1821.*

*Resolved,* That His Excellency the Governor be, and he hereby is authorized, by and with the consent and advice of the Council, to appoint two suitable persons to make a full and complete inventory, in kind, quantity and quality, of all public property now in the department of the Quarter Master General; and to draw his warrant on the treasury for the amount of their reasonable compensation for the services which they may render in virtue of this resolve.

*Resolved further,* That the Adjutant General be, and he hereby is authorized and empowered to employ an additional Clerk in his office, until the end of the first session of the next General Court.

---

### CHAP. LXI.

*Resolve granting Jacob Kuhn two hundred dollars to purchase necessaries for the General Court.*

April 28th, 1821.

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



## CHAP. LXII.

*Resolve to pay the Clerks of the General Court.*  
April 28th, 1821.

*Resolved*, That there be allowed and paid out of the treasury of this Commonwealth, to Samuel F. McCleary, Clerk of the Senate, and Benjamin Pollard, Clerk of the House of Representatives, eighty four dollars each ; and to John Farrie, Junior, Assistant Clerk of the Senate, sixty dollars, in full for their services in said offices the present session of the General Court.

Also, that there be paid as aforesaid, to the Clerk of the Senate, the further sum of ninety dollars, in full for his services as Clerk of the Court of Impeachment, for the trial of James Prescott, Esquire, previous to the present session, including his services in making up the record thereof, and certifying a copy to His Excellency the Governor, agreeably to a vote of the Senate.

---

## CHAP. LXIII.

*Governor's Message.*      April 23d, 1821.

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

By an act passed on the sixteenth of February last, provision was made for transferring the duties of the Quarter Master General to the Adjutant General. Since which time, it has occurred to me that it would be proper, and for the interest of the Commonwealth, that an accurate survey should be had of all the cannon, muskets, and other munitions of war, deposited in the arsenals of the State. Many of the articles which were accumulated during the late war, and were then deemed indispensably necessary for the public defence, are now superfluous, and some of them are liable to injury and decay for want of use. Should a survey be appointed, and

on examination it should be found that some of the military stores might be disposed of, the Commonwealth, by adopting that measure, would not only realize the avails of the sale of such articles ; but, by reducing the quantity, might save some expenses annually, which would otherwise be requisite for their preservation. But besides considerations of a prudential and economical nature, the transfer, at the present time, of a great but indefinite amount of property, to an officer who is to be considered as accountable for its safety, and the necessity of an accurate inventory of all the munitions of war being provided, with a view to a just division of the same with the State of Maine, are in my mind conclusive reasons in favor of the measure now suggested.

In order to place the subject of the ordnance stores belonging to the Commonwealth, together with that of transferring the care of the same to the Adjutant General, in a more distinct and specific form before you, I shall herewith submit to your consideration the report of the Honorable Richard Sullivan and the Honorable Thomas Greenleaf, who were appointed an executive Committee on the sixteenth of February last, to inspect the arsenals of the Commonwealth, and other repositories of the property appertaining to the Quarter Master General's Department, preparatory to the transfer of the same to the care of the Adjutant General. That report, and a letter from Brigadier General Sumner, the Adjutant General of the State, dated the eleventh instant, which will at the same time be laid before you, will furnish the two Houses with the best information I possess on the subject to which I invite your attention.

With the documents already mentioned, the Secretary will lay before you a memorial of Brigadier General Davis, the Quarter Master General, agreeably to the wishes of that officer, on the subject of the act for transferring the duties of the Quarter Master General's Department to the Adjutant General.

JOHN BROOKS.

*Council Chamber, April 23d, 1821.*

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## Commonwealth of Massachusetts.

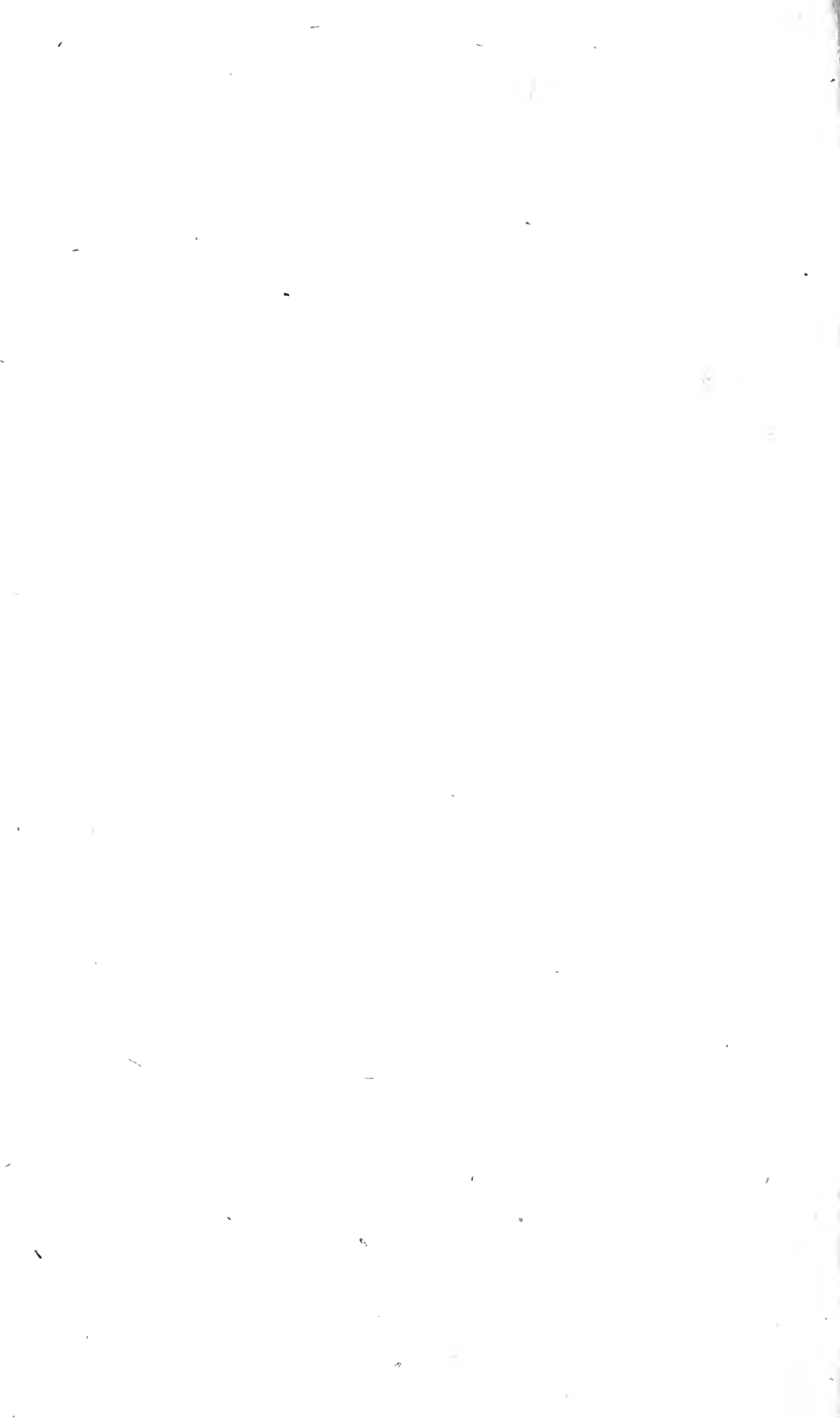
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SECRETARY'S OFFICE, MAY 10, 1821.

*BY THIS I CERTIFY*, That the Resolves contained in this pamphlet, have been compared with the originals in this office, and appear to be correct.

ALDEN BRADFORD,

*Secretary of Commonwealth.*



# RESOLVES

OF

## THE GENERAL COURT

OF THE

### Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE THIRTIETH OF MAY, AND  
ENDED ON SATURDAY, THE SIXTEENTH OF JUNE, ONE THOUSAND  
EIGHT HUNDRED AND TWENTY ONE.

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

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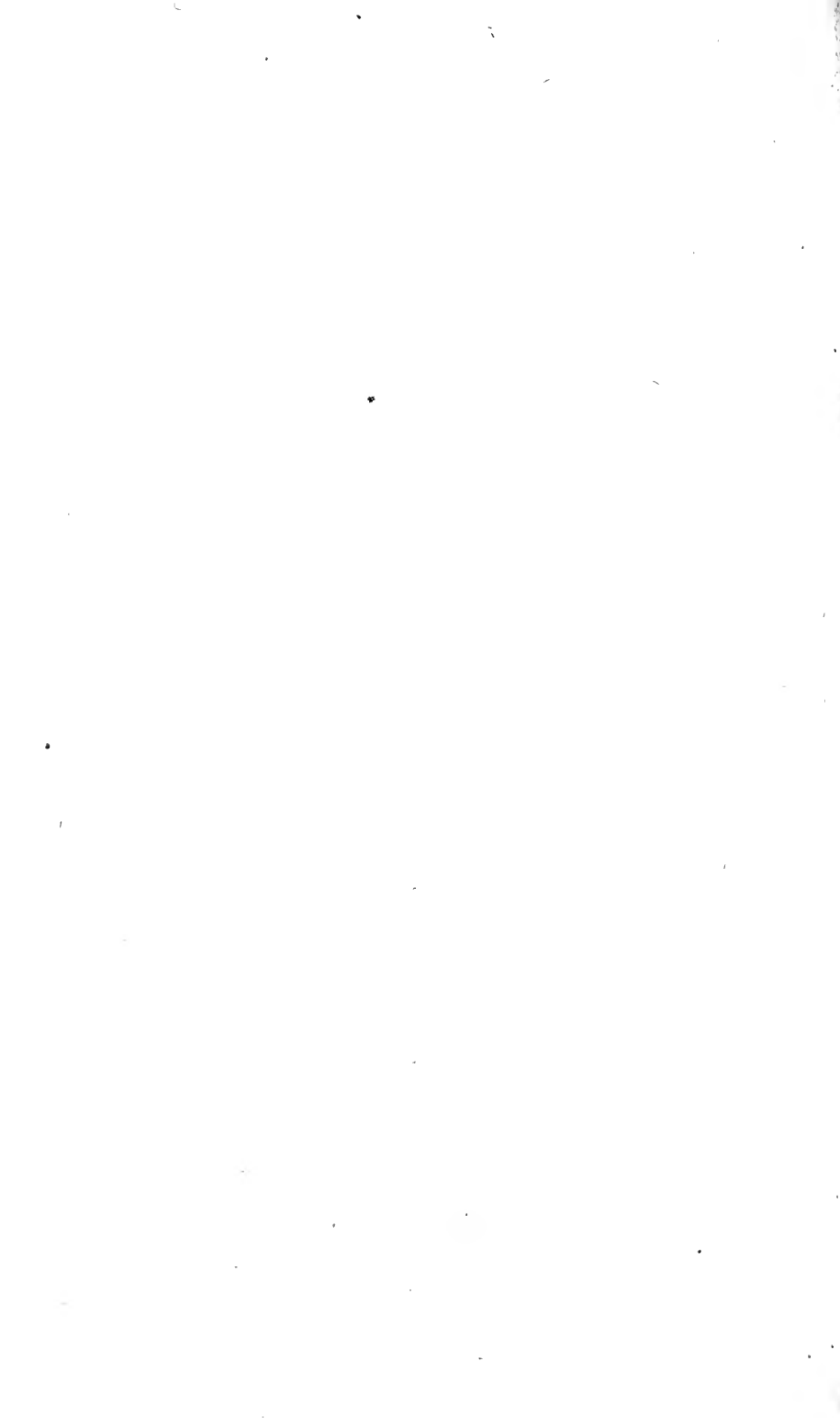
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**BOSTON:**

**BENJAMIN RUSSELL, PRINTER TO THE STATE.**

Printed by Russell and Gardner.

.....  
**1821.**





**CIVIL GOVERNMENT**  
OF THE  
**COMMONWEALTH OF MASSACHUSETTS,**  
FOR THE POLITICAL YEAR 1821....22.

---

HIS EXCELLENCY

**JOHN BROOKS, ESQUIRE,**  
GOVERNOR.

HIS HONOR

**WILLIAM PHILLIPS, ESQUIRE,**  
LIEUTENANT GOVERNOR.

---

**COUNCIL.**

HON. SAMUEL CROCKER,  
“ SILAS HOLMAN,  
“ RICHARD SULLIVAN,  
“ THOMAS GREENLEAF,  
“ DANIEL NOBLE,  
“ WILLIAM REED,  
“ SAMUEL PORTER,  
“ ABRAHAM HOLMES,  
“ JOSEPH LOCKE.

---

**ALDEN BRADFORD, ESQUIRE,**  
SECRETARY OF THE COMMONWEALTH.

**HONORABLE DANIEL SARGENT,**  
TREASURER OF THE COMMONWEALTH.

## SENATE.

---

**HONORABLE JOHN PHILLIPS,**

*PRESIDENT.*

---

### SUFFOLK DISTRICT.

Hon. John Phillips,	Hon. Warren Dutton,
John Welles,	Lemuel Shaw,
Jonathan Hunewell,	Joseph Tilden.

### ESSEX DISTRICT.

Hon. Israel Bartlett,	Hon. Hobart Clark,
Robert Rantoul,	John Glen King.
Ebenezer Moseley,	

### MIDDLESEX DISTRICT.

Hon. Joseph B. Varnum,	Hon. William Austin.
William Whittemore,	

### PLYMOUTH DISTRICT.

Hon. John Thomas,	Hon. William Bourne.
-------------------	----------------------

### NORFOLK DISTRICT.

Hon. Benjamin Reynolds,	Hon. John Ruggles.
-------------------------	--------------------

### BRISTOL DISTRICT.

Hon. John M. Williams,	Hon. Oliver Starkweather.
------------------------	---------------------------

**BARNSTABLE, DUKES' COUNTY AND  
NANTUCKET DISTRICT.**

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**WORCESTER DISTRICT.**

Hon. Aaron Tufts,  
Salem Town, Jr.

Hon. John Shepley,  
Nathaniel Jones.

**HAMPSHIRE DISTRICT.**

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Jonathan Dwight, Jr.

Hon. Mark Doolittle,  
Alanson Knox.

**BERKSHIRE DISTRICT.**

Hon. Phinehas Allen,

Hon. Lemuel Moffitt.



SAMUEL F. M'CLEARY, Esq. *Clerk.*

JOHN FARRIE, JR. Esq. *Assistant Clerk.*

REV. JOHN PIERPONT, *Chaplain.*

# HOUSE OF REPRESENTATIVES.

---

**HONORABLE JOSIAH QUINCY,**  
*SPEAKER.*

---

## COUNTY OF SUFFOLK.

*Boston,*

Josiah Quincy,  
Benjamin Russell,  
Thomas H. Perkins,  
William Prescott,  
William Tudor,  
Lynde Walter,  
James Savage,  
Benjamin West,  
Nathan Appleton,  
John Cotton,  
Gedney King,  
Enoch Silsby,  
Peter C. Brooks,  
Joseph Lovering,  
George W. Otis,  
Nathan Hale,  
Jonathan Phillips,  
Heman Lincoln,  
Edmund Winchester,  
Francis C. Gray,  
Theodore Lyman, Junior,  
Henry Bass,

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William Shimmin,  
Francis J. Oliver.*Chelsea.*

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*Andover,*

Stephen Barker.

*Beverly,*

Josiah Lovett.

*Boxford,*

Moses Dorman.

*Bradford,*

William Greenough.

*Danvers,*

Nathan Felton.

*Essex,**Gloucester,*

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*Hamilton,**Haverhill,*

Moses Wingate.

*Ipswich,*

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*Lynn,*

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*Lynnfield,**Manchester,**Marblehead,*

John Hooper.

*Methuen,*

Benjamin Osgood.

*Middleton,**Newbury,*

Silas Little.

*Newburyport,*

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Abner Wood.

*Rowley,*

Solomon Nelson, Junior.

*Salem,*

Nathaniel Silsbee,

Stephen White,

Michael Sheppard,

Joseph Ropes,

Joseph E. Sprague,

David Cummins,

Nathaniel Frothingham,

John Punchard,

Benjamin W. Crowninshield,

Joseph Winn.

*Salisbury,*  
*Saugus,*  
*Topsfield,*  
*Wenham,*  
*West Newbury,*

Samuel Marsh.  
 Abijah Cheever.

Daniel Emery.

### MIDDLESEX.

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*Ashby,*  
*Bedford,*  
*Billerica,*  
*Brighton,*  
*Burlington,*  
*Cambridge,*  
*Carlisle,*  
*Charlestown,*

Joseph Noyes.

William Webber.  
 Joseph Locke.  
 Gorham Parsons.

William Hilliard.  
 John Heald.  
 Thomas Harris,  
 John H. Brown,  
 Philemon R. Russell.  
 Jonathan Perham.  
 John Keyes.

*Chelmsford,*  
*Concord,*  
*Dracut,*  
*Dunstable,*  
*East Sudbury,*  
*Framingham,*  
*Groton,*  
*Holliston,*  
*Hopkinton,*  
*Lexington,*  
*Lincoln,*  
*Littleton,*  
*Malden,*  
*Marlborough,*  
*Medford,*  
*Natick,*  
*Newton,*  
*Pepperell,*  
*Reading,*

Micah M. Rutter.  
 John Trowbridge.  
 Luther Lawrence.  
 John Mellen.

Nathan Chandler.  
 Elijah Fiske.  
 Jonathan Manning.

Silas Shelton.  
 Turell Tufts.

Joseph Jackson.  
 Abel Jewett.  
 Daniel Flint.

<i>Sherburne,</i>	Calvin Sanger.
<i>Shirley,</i>	
<i>South Reading,</i>	John Hart.
<i>Stoneham,</i>	
<i>Stow and Boxborough,</i>	Augustus Tower.
<i>Sudbury,</i>	Isaac Gibbs.
<i>Tewksbury,</i>	
<i>Townsend,</i>	Aaron Warren.
<i>Tyngsborough,</i>	
<i>Waltham,</i>	Luke Fiske.
<i>Watertown,</i>	Levi Thaxter.
<i>West Cambridge,</i>	Thomas Russell.
<i>Westford,</i>	Thomas Fletcher.
<i>Weston,</i>	George W. Smith.
<i>Wilmington,</i>	
<i>Woburn,</i>	John Wade.

## WORCESTER.

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<i>Athol,</i>	James Humphreys.
<i>Barre,</i>	Oliver Harding.
<i>Berlin,</i>	Amos Sawyer.
<i>Bolton,</i>	Bernard Nurse.
<i>Boylston,</i>	Aaron White.
<i>Brookfield,</i>	Joseph W. Hamilton.
<i>Charlton,</i>	Samuel Hall.
<i>Dana,</i>	
<i>Douglas,</i>	
<i>Dudley,</i>	William Winsor.
<i>Fitchburg,</i>	
<i>Gardner,</i>	
<i>Gerry,</i>	
<i>Grafton,</i>	
<i>Hardwick,</i>	Timothy Paige.
<i>Harvard,</i>	
<i>Holden,</i>	Ethan Davis.
<i>Hubbardston,</i>	Daniel Woodward.

<i>Lancaster,</i>	Jacob Fisher.
<i>Leicester,</i>	John Hobart.
<i>Leominster,</i>	Jonas Kendall.
<i>Lunenburg,</i>	
<i>Mendon,</i>	Daniel Thurber.
<i>Milford,</i>	Pearly Hunt.
<i>Milbury,</i>	
<i>New Braintree,</i>	Gideon Delano.
<i>Northborough,</i>	
<i>Northbridge,</i>	
<i>North Brookfield,</i>	
<i>Oakham,</i>	
<i>Oxford,</i>	Abijah Davis.
<i>Paxton,</i>	Samuel Harrington.
<i>Petersham,</i>	
<i>Princeton,</i>	David Rice.
<i>Phillipston,</i>	John Doane.
<i>Royalston,</i>	Rufus Bullock.
<i>Rutland,</i>	Joel Davis.
<i>Shrewsbury,</i>	
<i>Southborough,</i>	Dexter Fay.
<i>Southbridge,</i>	Calvin Amidown.
<i>Spencer,</i>	
<i>Sterling,</i>	James Wilder,
	Luther Rugg.
<i>Sturbridge,</i>	
<i>Sutton,</i>	Jonas Sibley.
<i>Templeton,</i>	
<i>Upton,</i>	Ezra Wood.
<i>Uxbridge,</i>	Bazael Taft, Junior.
<i>Ward,</i>	
<i>Westborough,</i>	
<i>West Boylston,</i>	
<i>Western,</i>	Oliver Bliss.
<i>Westminster,</i>	
<i>Winchendon,</i>	
<i>Worcester,</i>	Abraham Lincoln.



## HAMPSHIRE.

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<i>Belchertown,</i>	Joseph Bridgman, Junior.
<i>Chesterfield,</i>	
<i>Cummington,</i>	
<i>Easthampton,</i>	Thaddeus Clapp.
<i>Enfield,</i>	Jesse Forbes.
<i>Goshen,</i>	
<i>Granby,</i>	Eli Dickinson.
<i>Greenwich,</i>	
<i>Hadley,</i>	Charles P. Phelps.
<i>Hatfield,</i>	
<i>Middlefield,</i>	
<i>Northampton,</i>	James Dickinson.
<i>Norwich,</i>	
<i>Pelham,</i>	
<i>Plainfield,</i>	Elijah Warner.
<i>South Hadley,</i>	Joseph Strong, Junior.
<i>Southampton,</i>	
<i>Ware,</i>	
<i>Westhampton,</i>	
<i>Williamsburg,</i>	John Wells.
<i>Worthington,</i>	Trowbridge Ward.

## HAMPDEN.

<i>Blanford,</i>	David Blair, Junior.
<i>Brimfield,</i>	Stephen Pynchon.
<i>Chester,</i>	Horace Smith.
<i>Granville,</i>	Joel Root.
<i>Holland,</i>	
<i>Longmeadow,</i>	Oliver Bliss.
<i>Ludlow,</i>	
<i>Monson,</i>	Abijah Newell.
<i>Montgomery,</i>	
<i>Palmer,</i>	
<i>Russell,</i>	
<i>South Brimfield,</i>	Samuel Webber.

*Southwick,*  
*Springfield,*  
*Tolland,*  
*Westfield,*  
*West Springfield,*  
*Wilbraham.*

Joseph Forward.  
 George Bliss.  
 Henry Hamilton.  
 James Fowler.  
 Caleb Rice.

## FRANKLIN.

*Ashfield,*  
*Barnardston,*  
*Buckland,*  
*Charlemont,*  
*Colraine,*  
*Conway,*  
*Deerfield,*  
*Gill,*  
*Greenfield,*  
*Hawley,*  
*Heath,*  
*Leverett,*  
*Leyden,*  
*Montague,*  
*New Salem,*  
*Northfield,*  
*Orange,*  
*Rowe,*  
*Selburne,*  
*Shutesbury,*  
*Sunderland,*  
*Warwick,*  
*Wendell,*  
*Whately,*  
*Ervin Grant.*

Hatsel Purple.  
 Joseph Griswold.  
 Stephen Bates.  
 Robert L. McClallen.  
 Joel Parsons.  
 Rufus Saxton.

Solomon Smead.

Ephraim Hastings.

George Mawry.

Varney Pearce.

William Wells.

Caleb Mayo.

Joshua Greene.

## BERKSHIRE.

*Adams,*  
*Alford,*

Richmond Brown.

<i>Becket,</i>	George Conant.
<i>Cheshire,</i>	Francis Fisk.
<i>Clarksburg,</i>	
<i>Dalton,</i>	
<i>Egremont,</i>	
<i>Florida,</i>	
<i>Great Barrington,</i>	Isaac L. Vandeusen.
<i>Gore,</i>	
<i>Hancock,</i>	John Gardner.
<i>Hinsdale,</i>	
<i>Lanesborough,</i>	John Young.
<i>Lee,</i>	Gershom Bassett.
<i>Lenox,</i>	Charles Mattoon.
<i>Mount Washington,</i>	
<i>New Ashford,</i>	
<i>New Marlborough,</i>	Zenas Wheeler.
<i>Otis,</i>	Lester Filley.
<i>Peru,</i>	
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<i>Sandisfield,</i>	George Hull.
<i>Southfield,</i>	
<i>Savoy,</i>	
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<i>Washington,</i>	Jasper Morgan.
<i>West Stockbridge,</i>	
<i>Williamstown,</i>	Keyes Danforth.
<i>Windsor,</i>	Noah Greene.
<i>Zoar.</i>	

## NORFOLK.

<i>Bellingham,</i>	Benjamin Hall.
<i>Braintree,</i>	Minot Thayer.
<i>Brookline,</i>	John Robinson.

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<i>Cohasset,</i>	
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<i>Milton,</i>	
<i>Needham,</i>	
<i>Quincy,</i>	Edward Miller,
	Noah Curtis.
<i>Randolph,</i>	Luther Thayer.
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<i>Sharon,</i>	
<i>Stoughton,</i>	John Drake.
<i>Walpole,</i>	Jesse Boyden.
<i>Weymouth,</i>	Christopher Webb,
	Levi Bates.
<i>Wrentham,</i>	Josiah J. Fiske.

PLYMOUTH.

<i>Abington,</i>	Nathan Gurney.
<i>Bridgewater,</i>	Hector Orr.
<i>Carver,</i>	
<i>Duxbury,</i>	Seth Sprague.
<i>Halifax,</i>	Nathaniel Morton.
<i>Hanover,</i>	
<i>Hingham,</i>	James Stephenson,
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	Joseph Richardson.
	Thomas Hobart.
<i>Hanson,</i>	
<i>Hull,</i>	
<i>Kingston,</i>	Elisha Phillips.
<i>Marshfield,</i>	Martin Keith.
<i>Middleborough,</i>	Kilborn Whitman.
<i>Pembroke,</i>	

*Plympton,*  
*Plymouth,*  
*Rochester,*  
*Scituate,*  
*Wareham.*

Barnabas Hedge.  
 Joseph Meigs.  
 William Peakes.

## BRISTOL.

*Attleborough,*  
*Berkley,*  
*Dartmouth,*  
*Dighton,*  
*Easton,*  
*Fairhaven,*  
*Freetown,*  
*Mansfield,*  
*New Bedford,*  
  
*Norton,*  
*Raynham,*  
*Rehoboth,*  
*Seekonk,*  
*Somerset,*  
*Swansey,*  
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 Apollos Tobey.  
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 John Hathaway.  
  
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 Solomon Pratt, Junior.  
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 David Perry.  
 Peter Hunt.  
 Edward Slade.  
 John Mason.  
 Cromwell Washburn.  
 Abraham Bowen.  
 Abner Brownell.  
 Joseph Gooding.

## BARNSTABLE.

*Barnstable,*  
*Brewster,*  
*Chatham,*  
*Dennis,*  
*Eastham,*  
*Falmouth,*  
*Harwich,*  
*Marshpee,*

Nymphas Marston.  
 Isaac Foster, Junior.  
  
 Oren Howes.  
 Harding Knowles.  
 Shubael Lawrence.

*Orleans,*  
*Provincetown,*  
*Sandwich,*  
*Truro,*  
*Wellfleet,*  
*Yarmouth,*

Daniel Comings.  
Joseph Atkins.  
  
Josiah Whitman.  
James Crowell.

DUKES' COUNTY.

*Chilmark,*  
*Edgarton,*  
*Tisbury.*

John Hancock.  
William Jernegan.

NANTUCKET.

*Nantucket,*

Jethro Mitchell,  
Francis G. Macy,  
Barker Burnell.

---

BENJAMIN POLLARD, Esq. *Clerk.*  
HENRY CODMAN, Esq. *Assistant Clerk.*  
REV. WILLIAM JENKS, *Chaplain.*

---

JACOB KUHN, *Messenger to the General Court.*  
ELIJAH W. CUTTING, *Assistant Messenger.*  
THOMAS P. RIDER, *Page to the House.*

# RESOLVES

OF THE

COMMONWEALTH OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE THIRTIETH OF MAY, AND ENDED  
ON SATURDAY, THE SIXTEENTH OF JUNE, ONE THOUSAND EIGHT  
HUNDRED AND TWENTY ONE.

---

## GOVERNOR'S SPEECH.

---

REPRESENTATIVES' CHAMBER, JUNE 5, 1821.

*At noon, agreeably to assignment, the two Houses assembled in Convention, when his Excellency the Governor came in, preceded by the Sheriff of Suffolk, and attended by his Honor the Lieutenant Governor, the Honorable Council, and the Officers of State, and delivered the following*

## SPEECH.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

THE general prevalence of industrious habits, and of good manners and morals, in the community which you represent, is a subject of pleasing contemplation. It encourages the persuasion so grateful to every benevolent mind, that religion and the laws are effecting those salutary

purposes which they were intended to produce. It is, at the same time, a satisfactory pledge of the future prosperity and happiness of the people of the Commonwealth.

The truth of no position is more fully established, than that a close connexion subsists between the morals of a people and their enjoyments. And as this connexion results from an order of things ordained by the Great Creator, it must be indissoluble. Evils incident to humanity, communities and individuals ought to be prepared to encounter. We are not authorized to look for an exemption from moral, any more than from physical evil. Under the present economy of Providence, vice and crime must be expected to intermingle themselves with the affairs of men. Crimes which shock the moral sense of mankind, which invade the rights of property, and destroy or put in jeopardy the lives of men, continue to be perpetrated; and the vigilance of the legislator, no less than of the magistrate, is in constant requisition, to guard the community from the midnight flames of the incendiary, the depredations of the thief and burglar, and the ferocious assault of the assassin. The history of the world, and our own experience, nevertheless, tend to inspire a belief in the practicability of gradual amelioration.

Men, it is true, are in all ages alike. They have the same essential wants to supply, and the same passions soliciting gratification. But they appear under different aspects, which are, in a greater or less degree, induced by circumstances, and often-



times by circumstances over which they have no control. Climate and other physical causes, have no inconsiderable agency in modifying the passions, and forming the character; in leading to courses of vice and crime, or in awakening sentiments and efforts of virtue. Forms of government, modes of religion, and different states of civilization and refinement, exert a powerful influence in forming the manners and morals of a people. And here may we not gather strong hopes of the continued prosperity and happiness of our country? The manners and morals of the people of Massachusetts have been formed under circumstances peculiarly fitted to ensure their permanence. Our free constitution of government, the benign religion we profess, the improvements in the powers of the understanding, our habits of order, together with our physical relations to climate, to soil, and to occupation, conspire to render durable the liberties and the prosperity of the state.

Massachusetts was always free. Our forefathers brought with them, from the other hemisphere, their civil and religious principles; which, being transplanted to a new region, remote from the blighting influence of despotism, gradually acquired greater amplitude, struck a deeper root, and attained a more vigorous growth. Under charters which had been granted with reluctance, our ancestors, though watched with jealous vigilance by the grantors, acquired more enlarged and definite ideas of their rights; and liberty, no longer a fanciful theory, was reduced to practice, and became

habitual. When the ties which bound the Provinces to Great Britain were severed, the former, though knowing no constitution but a charter, already recognized only as belonging to history, remained firm and steady in their habits. The separation could scarcely be deemed a revolution. Ancient usages supplied the place of laws, until after the lapse of five years, the constitution under which we now assemble, was framed and adopted. Without arrogance, or intending to utter an invidious remark, it may justly be affirmed, that no people on earth ever enjoyed so great a share of the blessings of freedom and self-government, as do the people of the United States. Not, indeed, that undefined and tumultuous liberty, that has occasionally agitated, and emblazoned the history of some other nations ; but that sober, rational liberty that consults and protects equally the rights of all the people, and manifests itself with a mild, steady, and benignant lustre in our constitution of government.

The present reference to the habits, the general prosperity, and the future hopes of the people, is not designed to flatter their vanity, or to indulge in a strain of ostentatious boasting. The reference is intended for serious reflection and practical use. If the people are in the enjoyment of great and distinguished blessings, how important is it that the constituted authorities should be intimately acquainted with the various sources whence these blessings flow, that they duly estimate their value, and guard their safety ! If it be our fortunate lot

to realize more exalted degrees of civil and religious freedom than do the people of other governments, it becomes us to cherish our privileges, and to shun those errors and vices which lead to their destruction. If we believe that public virtue is the firmest support of a free republic, we shall aspire to add strength to the great pillar on which it rests. To you, gentlemen, are committed the dearest interests of your fellow citizens. They are now free, prosperous, and happy. May the wisdom of your legislation be the means of protracting their duration.

Among the means on which the public prosperity depends, industry holds a distinguished place. Few of our enjoyments, indeed, are derived from any other source, and without the agency of industry, all our hope of future prosperity must wither and die. To many of the vices which debase and impoverish mankind, it proves the most efficacious antidote; and as the foundation of public as well as private wealth, has undisputed claims to legislative consideration. By the power of industry, the American wilderness has been reclaimed, and our fields, enriched by culture, are made to teem with plenty. Industry has erected our temples of religion, of learning, and of justice. It has raised and furnished and beautified our habitations, built and navigated our ships, and filled our stores and garners with the products of various climes. Industry, in fine, has established, and is perfecting our various manufactures, and rendering them productive sources of individual wealth and comfort. The encour-

agement, therefore, of general industry, as occasion and circumstances may require, is a legitimate object of legislative regard and patronage.

We live, blessed be God, in a land in which human rights are understood, where we meet each other as men enjoying the same franchises, and as the offspring of a common parent. On this hallowed foundation is erected our venerated constitution. And all our subordinate institutions, our laws, the care bestowed on the education and moral instruction of our children and youth, the ample scope given to talent and mental effort, the principle of equality that governs the distribution of estates, and the interest that every man has in the maintenance of a free government, conspire with many other causes, to render the constitution perpetual. No better proof can be furnished of the merits of our great social compact, and its adaptation to the character and circumstances of the Commonwealth, than that for forty years it should have been the means of making a great community happy. The result of the test to which it has recently been subjected, has proved the attachment of the people to the constitution; and that, in their estimation, few alterations only, were expedient.

I avail myself of the present occasion, to notice the termination of the misunderstanding that so long subsisted between the United States and the Spanish nation. The conclusion of the controversy, has not only put at rest the question of hostility, which seemed at one period to threaten our peace, but will be the means of restoring to some of our

enterprising citizens a part, at least, of the losses they sustained by spoliation, during the late European war.

Several other subjects will be laid before you by special message. I only add, that in all your measures for advancing the interests of our common country, I shall be ready most cordially to co-operate.

**JOHN BROOKS.**

## ANSWER OF THE SENATE.

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*May it please your Excellency,*

THE Senate of Massachusetts, assembled in obedience to the voice of the people, from the various parts of the Commonwealth, have derived much satisfaction from the official interview with your Excellency, at the commencement of the present political year. As the organs of the people whom we represent, we would offer to your Excellency our congratulations on your re-election to the office of Chief Magistrate. This renewed expression of public confidence in the wisdom and purity of your administration, is a proof of the general prevalence of good habits and correct principles in the community; and your Excellency's cheerful and ready acceptance of this arduous and responsible station, by which a long series of public services already rendered, is protracted, furnishes new evidence of the exalted patriotism for which your Excellency has ever been distinguished.

To the wisdom and virtue of our forefathers, we are indebted, under Providence, for the civil and religious privileges which we enjoy. Deeply impressed with the truth of the position, "that a close connexion subsists between the morals of a people and their

enjoyments," they labored with an anxious and provident solicitude, in the midst of perils and of sufferings, to erect the fabric of public prosperity on the broad and permanent basis of public virtue.

Their efforts and their prayers were not unavailing. The industrious habits, pure morals, and correct principles, which they "brought with them from the other hemisphere," inculcated and enforced by their precepts and examples, combined to exert a powerful, salutary, and, we trust, permanent influence on the character and manners of their descendants. It is true, indeed, that the institutions which they established, were but human institutions, and therefore imperfect. They could not change the nature of man, nor exempt him from the infirmities and passions inseparable from his condition in the world. Moral as well as physical evils existed, and crimes of deep malignity were sometimes perpetrated among them; but the history and condition of our country, compared with others, will exhibit evidence of "the practicability of gradual amelioration," and confirm the truth of the position, that a free constitution, humane government, and mild laws, promptly and impartially executed, combined with a general diffusion of literary and religious instruction, have a more efficacious influence in restraining vice and promoting virtue, than the cruel codes and sanguinary punishments, invented and multiplied by arbitrary and despotic authority.

A single glance at the condition of the people in the most enlightened and civilized nations of the world, will furnish decisive proof that "no people

on earth enjoy so great a share of the blessings of freedom and self government, as do the people of the United States." The general state of society in Europe is such as to excite the compassion, as much as the hopes, of the friends of rational liberty. Recent revolutionary movements, having for their ostensible objects, the extension and establishment of popular freedom, have either been crushed, in their incipient stages, or are still in a state of doubtful experiment. They have hitherto manifested little of that constancy, moderation, wisdom and virtue, which must be combined, in order to effect a practical and permanent reform of existing abuses. Where the institutions of government are calculated to limit to the favored few, the exclusive possession of honors, wealth and power, and to transmit them, with the rights of primogeniture, by hereditary descent, ignorance, poverty and degradation must be the inheritance of the many, from generation to generation. The iron hand of despotism may, indeed, succeed in its efforts to stifle the groans of its victims, and to produce, even there, an apparent and superficial tranquility; but it will be a tranquility, not of complacency, but of stupidity or of despair.

According to the theory of our constitution, on the contrary, honors are a tribute to virtue; wealth is the recompense of industry, and power is the reward of merit, however humble and obscure their origin. All authority emanates from the people, and all our institutions are of a popular character. Our constitution is established by the people; our



rulers are elected by the people ; our government is administered for the benefit of the people ; and all our laws are but so many distinct expressions of the will of the people. Industry is unfettered by arbitrary restrictions ; enterprize is free to select and pursue its favorite objects ; the means of education are offered to all, and the rights of conscience are inviolably secured to all. These are a few of the blessings which attend “that sober, rational liberty, that consults and protects equally the rights of all the people, and manifests itself, with a mild and steady lustre, in our constitution of government.”

To the serious and reflecting mind, a contemplation of the exalted privileges we enjoy, furnishes occasion, not of “ostentatious boasting,” but of devout acknowledgements to that Being from whose bounty they are all derived. On the heart of the conscientious legislator, it will make a deep and solemn impression of his responsibility to preserve and perpetuate those privileges in all their purity and excellence. The Senate of Massachusetts feel the weight of this responsibility. We assume the trust committed to us with diffidence ; but we see the path of duty illuminated by the wisdom and virtues of our predecessors ; and conscious of the purity of our intentions, we shall endeavor to pursue it with singleness of heart. Believing as we do, “that public virtue is the firmest support of a free republic, we shall aspire to add strength to the great pillar on which it rests.” To diffuse wisdom, knowledge and virtue ; to spread the opportunities

and advantages of education ; to cherish the interests of literature and the sciences ; to promote agriculture, arts, commerce, trades and manufactures ; to countenance and inculcate the principles of humanity and general benevolence ; public and private charity ; industry and frugality ; honesty and punctuality ; sincerity, good humor, and all social affections, and generous sentiments among the people of this Commonwealth, are duties imperiously enjoined on the Legislature, as well by their inherent importance, as by the express provisions of the constitution.

The people of Massachusetts understand their rights. They are aware that innovation may not be improvement. The steady attachment which they have manifested to our "venerated constitution," is not a blind, but an enlightened and rational attachment. It is founded on an intimate and experimental knowledge of its excellencies. Forty years experience has taught them justly to appreciate its merits, and to feel "its adaptation to the character and circumstances of the Commonwealth." The public revision to which it has recently been subjected, and during which its provisions, in all their relations and consequences, were minutely examined and discussed, has endeared it still more to their affections. None of the more important principles, and few of its minuter details, were found to be susceptible of improvement. We may therefore confidently indulge the expectation, that "our great social compact" will continue to be, for future generations, what it has hitherto been for

ourselves and our fathers, the bond of political union, and the charter of civil and religious privileges.

The amicable termination of the controversy which has so long subsisted between the United States and Spain, and which, at one period, threatened to involve the two nations in war, is a just subject of congratulation. An indemnity for even a small portion of the losses which our enterprising merchants sustained by spoliation during the late European war, will be, at this time, peculiarly acceptable. The people of the United States, at peace with the world, and forming an united and harmonious family among themselves, may now devote their undivided efforts to the amelioration of their own condition, and extend their commercial intercourse and relations wherever a profitable market may be found for their surplus productions. The industry and enterprize of our fellow citizens are proverbial; and although their rewards may be of less magnitude, yet we trust they will also be less precarious, than they were during the late conflict which agitated the nations of Europe.

Any subjects of legislative deliberation which your Excellency may suggest, will receive from the Senate, all the attention which their importance may require, and we shall most cordially cooperate with the other branches of the government in any measures for advancing the interests of our common country.

## ANSWER OF THE HOUSE.

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*May it please your Excellency,*

THE House of Representatives concur in the views which your Excellency has expressed of the solid foundations on which our prosperity rests, and of the means by which it may be rendered more ample, as well as more secure. It is to the general prevalence of industrious habits and good morals, that the people of this Commonwealth must look for the best pledges of their future prosperity. The relations between industry and enjoyment are extremely various. It contributes to the happiness of him who exerts it, not only by its immediate fruits, but by the tranquil temper which it begets, the health which it preserves and invigorates, and the temptations which it guards against. It is a virtue without which a people must be, not merely debased, but must want the capacity of being improved. It is therefore of all objects the most deserving of commendation and encouragement, as the characteristic of a people, which, wherever it exists, cannot fail of leading to national happiness and glory.

It will therefore always be the policy of a wise Legislature, to encourage and reward industry in the community, by all the means in its power. The most suitable of these means have not escaped the attention of the framers of our scheme of polity, and of the legislators of this Commonwealth. They have, for the attainment of this end, always kept two objects distinctly in view: First, to lay open to the competition of all the citizens of the state, every honorable employment, not only in the arts of private life, but in the public service; and secondly, to secure to every individual the fruits of his industry, and the rewards of his talents and virtues. These two principles lie at the foundation of our system of government, and they have happily never been departed from in its administration. But in aid of these means, others are necessary. Public instruction—that men's minds may be open to the motives to honorable exertion, and that they may be able to give a judicious direction to their industry—religious education—to supply the defects of human motives, to point out the true objects of desire, to temper the ardour of pursuit, and to moderate the pains of disappointment—a strict administration of justice—that there may be no temptation to grasp at the fruits of labor by dishonest means, and that honest industry may not fail of its reward. These objects have received the uniform encouragement of the Legislature, as means of promoting the general industry as well as of preserving the public morals.

It is true that notwithstanding the facilities thus

offered to all, for acquiring an honorable standing in society, we are sometimes called upon to witness the perpetration of "crimes which shock the moral sense of mankind, which invade the rights of property, and destroy or put in jeopardy the lives of men." There is no condition of our nature in which the recurrence of such acts can be entirely prevented. The great difficulty in any system of laws is to propose such sanctions as shall reach all the members of the state. It is impossible to provide that all shall be placed by education, by habit, by the relations which they form in society, and by the motives which obtain an influence over them, in a situation to be governed by considerations which direct the conduct of rational and enlightened men. No community has come nearer to removing this difficulty than our own. Every person has in his youth placed within his reach the means of education. This blessing has been always enjoyed in this Commonwealth, so that every parent knows enough of its value, to be induced to secure it for his children. Those therefore who grow up among us, with a very few exceptions, grow up not only as human but enlightened beings, capable of exercising the gift of reason, and of pursuing their own good. It is also in the power of every individual to acquire property, which gives him an interest in the welfare of the community, removes the temptations to dishonesty, and affords a pledge of his fidelity. Even the few who are so unfortunate as not to acquire this pledge of their good conduct, are surrounded by so large a proportion in all

classes of society who have some property to bind them to the state, that they do not acquire that degree of wantonness and profligacy of character which is found in other communities, where there are whole classes of persons that have every thing to hope from a change of their condition, and nothing to lose. Crimes therefore are not frequent among us; and if our provisions for general education are gradually improved and extended—if the laws continue to be vigilantly and impartially executed, and the guilty to be promptly punished, so that those who are dead to all honorable motives, may not be tempted to the commission of crimes by the chances of escape—there is reason to hope that their recurrence may be rendered still less frequent.

We agree with your Excellency, that the happy experience of forty years under our social compact, furnishes the best proof of its merits, and of its adaptation to our condition. The reluctance which has been shown by the people of this Commonwealth, in the recent revision of this instrument, to change any of its important features, affords a most gratifying proof of their attachment to its fundamental principles and a valuable pledge of its permanency. This revision has not been without partial utility. Besides giving a favorable opportunity of discussing and elucidating its principles, and of introducing some slight improvements, it has enabled the people to express their approbation of the system of government formed by their fathers, and to hand it down to their posterity, recommended

by the deliberate sanction of two successive generations.

We regard the ratification of the treaty to which your Excellency has alluded, as a happy event, because it terminates a perplexing and unprofitable controversy, and secures to the United States the principal objects for which they have contended.

The House of Representatives will receive with respectful attention, the further communications which your Excellency shall please to make to them, and will heartily co-operate with your Excellency in every measure for promoting the welfare of the Commonwealth.



## CHAP. I.

*Resolve for publishing the Amendments to the Constitution.*

June 5th, 1821.

Whereas the Convention of the Delegates of the people, assembled at Boston, on the third Wednesday of November, in the year of our Lord one thousand eight hundred and twenty, for the purpose of revising and amending the Constitution of the Commonwealth, pursuant to an act of the General Court, passed on the sixteenth day of June, in the year aforesaid, submitted certain Articles of Amendment of the Constitution to the people, for their ratification and adoption; and whereas it appears by a certificate of the Committee of the said Convention, that the following Articles of Amendment, so submitted as aforesaid, have been ratified and adopted by the people, in the manner directed by the said Convention, and have thereby become a part of the Constitution of this Commonwealth, to wit :

“ART. 1. 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 approbation, and thereby prevent his returning it, with his objections, as provided by the Constitution; such bill or resolve shall not become a law, nor have force as such.

ART. 2. 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, pur-

suant 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.

ART. 3. 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 callender months next preceding any election of Governor, Lieutenant Governor, 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 abovementioned, 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.

ART. 4. 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.

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 suitable person to such vacant office, who shall hold the same until a successor shall be appointed by the General Court.

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.

ART. 5. In the elections of Captains and Subalterns of the militia, all the members of their respective companies, as well those under, as those above the age of twenty one years, shall have a right to vote.

ART. 6. Instead of the oath of allegiance prescribed by the Constitution, the following oath shall be taken and subscribed by every person chosen or appointed to any office, civil or military, under the government of this Commonwealth, before he shall enter on the duties of his office, 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.”

*Provided*, That when any person shall be of the denomination called Quakers, and shall decline taking said oath, he shall make his affirmation in the foregoing form, omitting the word “swear,” and inserting, instead thereof, the word “affirm,” and omitting the words “so help me God,” and subjoining, instead thereof, the words “this I do under the pains and penalties of perjury.”

ART. 7. No oath, declaration or subscription, excepting the oath prescribed in the preceding article, and the oath of office, shall be required of the Governor, Lieutenant Governor, Counsellors, Senators or Representatives, to qualify them to perform the duties of their respective offices.

ART. 8. 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.

ART. 9. 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 Representatives 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."

*Resolved*, That the above recited Articles of Amendment shall be enrolled on parchment, and deposited in the Secretary's Office, as a part of the Constitution and Fundamental Laws of this Commonwealth, and published in immediate connexion therewith, in all future editions of the laws of this Commonwealth, printed by public authority. And in order that the said Amendments may be promulgated and made known to the people of this Commonwealth without delay, it is further

*Resolved*, That His Excellency the Governor be, and he hereby is authorized and requested to issue his proclamation, reciting the articles aforesaid; announcing that the same have been duly adopted and ratified by the people of this Commonwealth, and become a part of the Constitution thereof; and requiring all magistrates, officers, civil and military, and all the citizens of this Commonwealth, to take notice thereof, and govern themselves accordingly.

## CHAP. II.

*Resolve for paying the Members of the Legislature.*

June 5th, 1821.

*Resolved*, That there be allowed and paid out of the Treasury of this Commonwealth, to each Member of the Council, Senate and House of Representatives, two dollars per day,

for each day's attendance the present, and each session of the present General Court; and the like sum of two dollars for every ten miles travel from their respective places of abode to the place of the sitting of the General Court.

*And be it further resolved,* That there be paid to the President of the Senate and Speaker of the House of Representatives, two dollars per day each, over and above their pay as members.

### CHAP. III.

*Resolve altering the Taxes in the Towns of Somerset and Easton, in the County of Bristol. June 7th, 1821.*

*Resolved,* That the Treasurer of the Commonwealth be directed to notify the Town of Somerset, in the County of Bristol, that the tax set against that town, in the tax act which passed the Legislature on the thirteenth of February, one thousand eight hundred and twenty one, is diminished the sum of one hundred dollars; also to notify the Town of Easton, in said county, that the tax set against that town, in said tax act, is increased the sum of one hundred dollars; and the said Treasurer is hereby directed to issue his warrants accordingly.

### CHAP. IV.

*Resolve on petition of John Abbot to convey certain Land to Justus Pike. June 7th, 1821.*

On the petition of John Abbot, of Westford, in the County of Middlesex, Esquire, Executor of the last will and testament of Jeremiah Cogswell, late of said Westford, gentleman, deceased, testate, praying to be authorized to convey by deed to Justus Pike, of Tyngsborough, in said county, the assignee of one Joseph Wild, a certain tract of land,

situate in the northerly part of said Westford, containing about thirty one acres, bounded and described as follows, viz: Beginning at a stake and stones on Tyngsborough line; thence running westerly upon said line to a black oak tree marked, by John Gates' land formerly; thence by Gates' land southerly, to a pine marked; thence south-westerly, to a white oak tree marked; thence southerly, by Thomas Nutting's land, to a pine tree marked, by land of Colonel Osgood formerly; thence easterly, by said Osgood's land, to a white oak tree marked; thence north-westerly, to a stake and stones in a pond hole; thence north-easterly to a stake and stones; thence northerly, to the bound first mentioned; pursuant to a contract in writing, made by the said Cogswell in his life-time, to the said Wild:

*Resolved*, For the reasons set forth in said petition, that the said John Abbot be, and he is hereby fully authorized and empowered to convey, by deed, to the said Justus Pike, his heirs and assigns, the aforescribed tract of land, pursuant to the written contract of the said Cogswell; which deed, when duly executed by said Abbot, shall be as valid and effectual, to all intents and purposes, to pass said real estate, as if the said Cogswell had duly conveyed the same in his life-time; the said Abbot accounting, as Executor of said Cogswell, for the sum paid to him for said tract of land, as part of the personal estate of said Cogswell, according to law.

## CHAP. V.

*Resolve on petition of Benjamin Larrabee, directing the Treasurer to issue a new Note. June 7th, 1821.*

*Resolved*, For reasons set forth in said petition, that the Treasurer of this Commonwealth be, and he is hereby directed to issue to the said Benjamin Larrabee, a new State Note, of the same tenor and date as the note lost; that is, a note numbered six hundred and sixty nine, and dated the twenty first of January, eighteen hundred and eleven, for the sum of four hundred and fifty five dollars and seventy

one cents, and to endorse thereon, the interest that has been paid; he, the said Benjamin Larrabee, first making affidavit before some Justice of the Peace, to the truth of the facts stated in his said petition, if he has not already so done, and filing the same in said Treasurer's Office, and giving bonds to the said Treasurer, in the penal sum of seven hundred dollars, with one or more sureties, to secure the Commonwealth against any loss that may happen in consequence of the renewal of said note.

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## CHAP. VI.

*Governor's Message.* June 9th, 1821.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

On the twenty third of April last, I made a communication to the two Houses of the Legislature, on the subject of the Quarter Master General's Department, the duties of which had, by an act passed the sixteenth day of February last, been transferred to the Adjutant General. In consequence of that communication, the Governor, with the advice of the Council, was authorized to appoint two suitable persons, to make a full and complete inventory, in kind, quantity, and quality, of all the public property in the Department of the Quarter Master General. Agreeably to that authority, two respectable citizens were appointed, and are now assiduously engaged in executing the trust reposed in them. I have until very recently, entertained hopes of being able, by this time, to avail myself of the result of their labors, and to have laid the same before you. But the greatness of the work, and the discriminating manner in which it is necessary that it should be performed, will require so much time to complete an inventory, as to preclude the hope of its being in readiness for your inspection the present session. Inasmuch, however, as the business of the Quarter Master General's Department, from the want of funds to defray necessary current expenses, and some further legislative provisions respecting its due admin-

istration, is in a great measure suspended, you will, I doubt not, deem it a subject meriting your attention, at the present session. The amount of public property is very great, and every day's experience serves to show the importance of the investigation now making, as to the condition of the several articles. Many valuable materials, I have reason to conclude, are in a decaying state; and some of the buildings are in great want of repair.

For a more particular view of the situation of the Quarter Master General's Department, you will please to be referred to my message to the two Houses of the last Legislature, of the twenty third of April, of the present year, and the several documents which accompanied the same.

I also submit to you a letter from the Adjutant General, received this morning, enclosing a partial report of the proceedings of the Commissioners.

JOHN BROOKS.

*Council Chamber, June 9th, 1821.*

## CHAP. VII.

*Resolve appropriating \$50 87, in the hands of the Attorney General. June 9th, 1821.*

*Resolved,* That the sum of fifty dollars and eighty seven cents, being the balance of monies in the hands of the Attorney General, due to the Commonwealth, be, and is hereby appropriated towards defraying the expenses which may accrue in carrying into effect, his agreement with Thomas Williams, of the twenty sixth of May, one thousand eight hundred and twenty one, to procure a survey to be made of the Commonwealth's land on Pine Island, and to erect and establish suitable and durable monuments on the boundary lines between the lands of the Commonwealth and those of said Thomas Williams, on said island; he, the said Attorney General, to account to the Treasurer of the Commonwealth for the expenses aforesaid, as soon as the said business shall be accomplished.



## CHAP. VIII.

*Resolve on petition of John Mott and Isaac Prentiss.*

June 11th, 1821.

On the petition of John Mott and Isaac Prentiss, of Boston, in the County of Suffolk, shipwrights, stating that by reason of misfortunes, in trade and business, they have become unable to pay the full amount of their debts, and that they are indebted, on a balance of account with the Warden of the State Prison, for goods had and received from him on account of the Commonwealth, in the sum of four hundred and ninety one dollars and forty cents ;

*Resolved,* That the Warden of the said State Prison, or some other person having authority in the same, be, and hereby is ordered, on the receipt of one hundred dollars of and from said John Mott and Isaac Prentiss, or either of them, to give and execute a full and sufficient discharge and acquittance to them of said demand.

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## CHAP. IX.

*Resolve authorizing the Treasurer to sell Deferred Six Per Cent. Stock. June 11th, 1821.*

*Resolved,* That the Treasurer of the Commonwealth be, and he is hereby authorized and directed forthwith to make sale of and assign the certificate of United States deferred six per cent. stock, so called, now in his possession, the original amount of which was four hundred and sixteen thousand, two hundred and sixty seven dollars, and the real par value of which will be about ninety six thousand dollars, on the first of July next, after a payment on account of the same shall then be received; *provided,* the same shall not be disposed of at a less rate than one hundred and two dollars for every hundred dollars of the real par value of said stock, to be assigned and paid for on the second of July next.

*Resolved*, That if the Treasurer should thus make sale of the said deferred stock, he shall apply the proceeds thereof towards the payment of the remainder of the State debt; and the sum which he may then borrow for the purpose of paying the debt, shall not exceed seventy thousand dollars; which money so borrowed, or any part thereof, he shall repay as soon as money sufficient for the purpose, and not otherwise appropriated, shall be received into the treasury.

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## CHAP. X.

*Resolve making allowance to Thomas Bramin, Junior, of \$172 75 cents, for building a Gun House, in Norton.*  
June 11th, 1821.

*Resolved*, That there be allowed and paid out of the Treasury of this Commonwealth, to Thomas Bramin, Junior, the sum of one hundred and seventy two dollars and seventy five cents, for the expense of building a new gun house, in the Town of Norton, and repairing the gun carriages, &c. exclusive of the proceeds of the old gun house.

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## CHAP. XI.

*Resolve to pay the Committee of the late Convention.*  
June 12th, 1821.

*Resolved*, That there be allowed and paid to the Members of the Committee of the late Convention, the amount of their travel and attendance, from May twenty third to May twenty fourth, inclusive, as certified by the pay roll of said Committee, attested by Isaac Parker, Esquire, Chairman, and amounting to three hundred and ninety seven dollars.

*Resolved*, That there be allowed and paid to Benjamin Pollard, the Clerk of the Committee of the late Convention,

the sum of forty dollars, in full for his services as such, and for other services in relation to the engrossment of the original articles of amendment, and those adopted by the people; and that His Excellency the Governor be requested to draw his warrant on the treasury for the above sums.

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## CHAP. XII.

*Resolve on the petition of Jonathan Wild, of Boston, in the County of Suffolk. June 12th, 1821.*

*Resolved,* That for reasons set forth in said petition, the said Jonathan Wild be, and he hereby is released from a judgment of the Boston Court of Common Pleas, for the sum of twenty five hundred dollars debt or damage, against the said Wild and his sureties, on their recognizance for the appearance of Frederick Wild, on his paying to the officer authorized to receive the same, in behalf of the Commonwealth, the sum of fifteen hundred dollars, together with all costs which have arisen in the prosecution of said Frederick Wild, and in obtaining of such judgment on said recognizance; so that the said Jonathan Wild, nor his sureties, shall be required to pay any other or further sum on the said judgment than the sums aforementioned.

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## CHAP. XIII.

*Resolve on petition of John Mason, empowering him to collect Taxes in Gloucester. June 13th, 1821.*

On the petition of John Mason, and for reasons set forth in said petition,

*Resolved,* That John Mason be empowered to collect the uncollected taxes, standing on the list of Nathaniel Haskell, Junior, Collector for the Town of Gloucester, for the years one thousand eight hundred and nine and one thousand eight hundred and ten; he having been surety for said Has-

kell, and having paid the balance due on said list into the Treasury of the Town of Gloucester.

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#### CHAP. XIV.

*Resolve on petition of Otis Newman and Sarah Phillips.*  
June 13th, 1821.

On the petition of Otis Newman and Sarah Phillips, Grafton Indians, praying that certain lands may be sold in Grafton, to which they are entitled for their support ;

*Resolved,* For reasons contained in their said petition, that Jonathan Leland, Trustee to said Indians be, and he is hereby authorized and empowered to sell at public auction, and execute good and sufficient deeds of the whole, or any part of said lands, described in said petitions, conforming to law, in said sales ; and apply the same to the support of the said Otis and Sarah, in the proportions as the said lands furnish the means ; and settle and adjust his accounts with the Judge of Probate for the County of Worcester.

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#### CHAP. XV.

*Resolve on the Memorial of the Warden of the State Prison.* June 14th, 1821.

On the memorial of the Warden of the State Prison,

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

## CHAP. XVI.

*Resolve on representation of the Quarter Master General.* ✓

June 14th, 1821.

On the representation of Amasa Davis, Quarter Master General, shewing that on settlement of his accounts with a Committee of the Honorable Council, a balance remained in his hands, due to the Commonwealth, of five hundred forty eight dollars and fifty one cents :

*Resolved,* That upon the payment of said sum to the Treasurer of the Commonwealth, and taking his receipt therefor, the said Quarter Master General shall be discharged from said sum.

*Resolved, further,* That for reasons set forth in said representation, that the Treasurer be authorized to receive of the said Quarter Master General, in part of the above sum, one ten dollar bill of the Hallowell and Augusta Bank, one five dollar bill of the Wiscasset Bank, and one one dollar bill of the Castine Bank.

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## CHAP. XVII.

*Resolve on the petition of George Bliss and others.*

June 14th, 1821.

On the memorial of George Bliss and Edward H. Robbins, Esquires, Commissioners appointed to ascertain and run the line between this Commonwealth and the State of Connecticut, and adjust all differences respecting the same ;

*Resolved,* That there be paid out of the Treasury of this Commonwealth to said Commissioners, the sum of two hundred dollars, for the purpose of enabling them to prosecute said commission, they to be accountable for the expenditure of the same.

## CHAP. XVIII.

*Resolve for the pay of the Committee on Accounts.*

June 14th, 1821.

*Resolved*, That there be allowed and paid out of the Treasury of this Commonwealth, to the Committee appointed to examine and pass on accounts against this Commonwealth, for their attendance on that service during the present session, one dollar per day in addition to their pay as members, viz.: Honorable Elihu Hoyt, twelve days, twelve dollars; Honorable Robert Rantoul, eleven days, eleven dollars; Honorable Jonas Sibley, twelve days, twelve dollars; Apollos Tobey, Esquire, six days, six dollars; Jonathan Allen, Esquire, twelve days, twelve dollars.

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## CHAP. XIX.

*Resolve on the petition of the President and Directors of the New England Bank.* June 14th, 1821.

Whereas by a resolve passed at the present session, on the petition of Jonathan Wild, and others, sureties on a recognizance of one Frederick Wild, who was bound for his appearance at the Municipal Court, for the Town of Boston, on a charge of forgery, committed against the President, Directors and Company of the New England Bank, it was ordered, that, upon the payment of the sum of fifteen hundred dollars, and all costs and charges, said sureties might be discharged :

*Resolved*, For reasons set forth in the petition of the President and Directors of said Bank, that the said sum of fifteen hundred dollars, when the same shall have been paid into the Treasury of this Commonwealth, be paid over to the President, Directors and Company of the New England Bank; and His Excellency the Governor is hereby authorized and requested to draw his warrant on the treasury therefor.

## CHAP. XX.

*Resolve granting a Tax to the County of Plymouth.*

June 15th, 1821.

Whereas the Treasurer of the County of Plymouth has laid his accounts before the Legislature, which accounts have been examined and allowed; and whereas the Clerk of the Court of Sessions for said County has exhibited an estimate made by the court, of the necessary charges which may arise within the said county, for the year one thousand eight hundred and twenty one, and other purposes stated in said estimate :

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

## CHAP. XXI.

*Resolve authorizing Daniel<sup>d</sup> Crane to convey Real Estate.*

June 15th, 1821.

On the petition of Daniel Crane, of Bridgewater, in the County of Plymouth, Administrator of the estate of Edwin Howard, late of said Bridgewater, Esquire, deceased, representing that the said Edwin Howard, in his life time, viz. in the year of our Lord eighteen hundred and six, was, together with Thaddeus Howard, and Gamaliel Howard, both of said Bridgewater, seized in fee, and as tenants in common, of two tracts of wood land, situated in said Bridgewater; one of said tracts containing about thirty one acres, and bounded northerly by a highway, westerly by land of Albert Copeland, southerly by land of Josiah Williams, and easterly, partly by land of Josiah Williams, and partly by land of Salmon Howard; the other of said tracts containing about twenty nine acres, and bounded northerly by land of Luther Hayward, westerly by land of Asa Copeland, and the heirs

of Cyrus Snell, southerly by the land of the widow Snell, and easterly, partly by land of Jonathan Copeland, and partly by land of Asa Copeland; and the said Edwin and Gamaliel were also seized in fee, and as tenants in common of one other tract or parcel of wood land, situated in said Bridgewater, containing about fourteen acres, and bounded northerly by land of Alfred Howard, westerly by land of Benjamin B. Howard, southerly by land of James Ames, and easterly by land of Thomas Howard; and that it was agreed by and between the said Edwin, Gamaliel, and Thaddeus, that the said Thaddeus should convey and release to them, the said Edwin and Gamaliel, and their heirs and assigns forever, all his right, title, and interest in the two tracts of land, of which he, together with the said Edwin and Gamaliel, were seized as aforesaid; and that in consideration thereof, the said Edwin and Gamaliel should convey to him, the said Thaddeus, his heirs and assigns forever, the last described tract of land: And that it was then further agreed between the said Edwin, and the said Gamaliel, that the said Edwin should convey and release to said Gamaliel, his heirs and assigns forever, all his, the said Edwin's right, title and interest in and to the tract of land, above mentioned, containing twenty nine acres; and that said Gamaliel, on his part, should convey and release to the said Edwin, his heirs and assigns forever, all his, the said Gamaliel's right, title and interest in and to the tract of land above described, as containing thirty one acres; and that the said Edwin should pay the sum of two hundred dollars to the said Gamaliel, as the difference in value between the said lots; and that the said parties entered into possession accordingly; and that the possession and improvement has so been had and continued to the present time, but that no deeds have ever been executed by said parties; and praying that he, the said Daniel Crane, in his said capacity of Administrator, may be authorized to execute and receive sufficient deeds, and to carry into effect the aforesaid agreement, which the said Thaddeus and Gamaliel are ready to do on their part:

*Resolved*, For reasons set forth in said petition, that the said Daniel Crane, Administrator, as aforesaid, be, and he hereby is authorized, in his said capacity, to receive from the said Thaddeus Howard and Gamaliel Howard, respectively, good and sufficient deeds of release and quit claim of



all their right, title and interest in the tract of land containing thirty one acres, as above described, to be held as part of the real estate, and for the benefit of the legal representatives of the said Edwin Howard, deceased, or to be disposed of for the payment of his debts, under the same regulations and restrictions; and such deeds, so made to the said Daniel Crane, in his said capacity, shall have the same effect, in law, in all respects whatever, as if the same had been made to the said Edwin Howard, his heirs and assigns, in his life time, in pursuance of the aforesaid agreement. And the said Daniel Crane, Administrator, as aforesaid, is thereupon hereby further authorized to make and execute to the said Thaddeus Howard, his heirs and assigns, a good and sufficient deed of release and quit claim of all the right, title and interest which the said Edwin Howard had, or which his legal representatives now have, in the tract of land above described, as containing fourteen acres; and, also, to make and execute to the said Gamaliel Howard, his heirs and assigns, a good and sufficient deed of release and quit claim of all the right, title and interest which the said Edwin Howard had, or which his legal representatives now have, in the tract of land above described, as containing thirty nine acres. And such deeds, so made by the said Daniel Crane, in his said capacity, shall have the same effect, in law, as if the same had been made by the said Edwin Howard, in his life time, in pursuance of the aforesaid agreement.

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## CHAP. XXII.

*Resolve authorizing Agents of South Parish in Harwich, to sell Lands in Brewster. June 15th, 1821.*

On the petition of Agents of the South Parish of Harwich, in the County of Barnstable, and for reasons set forth in said petition;

*Resolved, That Obed Brooks, Elisha Doane, and Levi Snow, Agents of the said South Parish of Harwich, be, and they are hereby authorized and empowered, in behalf of said parish, to sell all the lands lying in the Town of*

Brewster, which was set off to the Town of Harwich, by virtue of an act, entitled "an act to divide the Town of Harwich, and to incorporate the northerly part thereof into a separate town, by the name of Brewster," passed February nineteenth, one thousand eight hundred and three, either at private sale, or public auction, as the Agents aforesaid shall think most advantageous for the interest of said parish. And the Agents aforesaid be, and they hereby are authorized and empowered, good and sufficient deed or deeds thereof to make, execute and deliver to the purchaser or purchasers of the same, according to law; and that the proceeds of said lands, when sold, be appropriated to the repairs of the meeting house of said South Parish, conformably to the prayer of the aforesaid petitioners.

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#### CHAP. XXIII.

*Resolve for paying Ward Lock. June 16th, 1821.*

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

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#### CHAP. XXIV.

*Resolve for paying the Messenger of the General Court. June 16th, 1821.*

*Resolved,* That there be allowed and paid out of the public treasury, to Jacob Kuhn, in full for his services as Messenger to the General Court, and for his care of the State House, including those services mentioned in a resolve passed on the nineteenth day of October, in the year of our Lord one thousand eight hundred and fourteen, for the year

commencing the thirtieth day of May last, one thousand dollars, payable quarterly year; and His Excellency the Governor, with the advice of Council, is requested to draw his warrant accordingly.

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CHAP. XXV.

*Resolve appropriating \$1000 for the purchase of Fuel.*  
 June 16th, 1821.

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

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CHAP. XXVI.

*Resolve authorizing the Treasurer to borrow \$50,000.*  
 June 16th, 1821.

*Resolved,* That the Treasurer of this Commonwealth be, and he is hereby authorized and directed to borrow, of any of the banks in Boston, any sum not exceeding fifty thousand dollars, that may, at any time within the present year, be necessary for the payment of the ordinary demands made on the treasury; and that he pay any sum he may borrow, as soon as money sufficient for the purpose, and not otherwise appropriated, shall be received into the treasury.

*Resolved,* That the Treasurer be, and he hereby is authorized to exchange, upon the best terms in his power, any bills of banks in the country, which he may have in his possession, for bills of the banks in Boston, whenever he

may deem it for the interest of the Commonwealth so to do, for the purpose of repaying any money which he may have borrowed for the use of the Commonwealth.

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## CHAP. XXVII.

*Resolve making appropriations for the Quarter Master General's Department, &c. June 16th, 1821.*

*Resolved,* That the Adjutant General be, and he is hereby authorized and empowered to appoint a suitable person as Military Store Keeper; and the person so appointed shall be under the direction of the Adjutant General, and shall perform such services as shall be required of him, and shall follow and obey such instructions and orders, as he shall from time to time receive, relative to the care of the Laboratory in Boston, and the Arsenal in Cambridge, as well as to the preservation and distribution of the public property there deposited; and the said Store Keeper shall be removable at the pleasure of the Adjutant General. And the person who shall be appointed Military Store Keeper shall be entitled to receive, in full compensation for his services, a sum not exceeding six hundred dollars per annum; which shall be paid him in equal quarterly payments; and the said Store Keeper shall not be appointed for a longer term than to the end of the next session of this Legislature.

*Resolved further,* That the sum of six thousand dollars be, and the same is hereby appropriated for the use of the Quarter Master General's Department, for the purpose of repairing the public buildings, and for defraying the expenses of that department. And that His Excellency, by and with the advice of Council, be requested to draw his warrant on the Treasurer for the same, for such sums, and such periods as the public service shall require, in favor of the Adjutant General, for the application of which he is to be accountable.

*Resolved further,* That the Adjutant General be, and he is hereby authorized and empowered to employ a Clerk in his office, in addition to the one allowed by the act passed the sixteenth day of February last, until the end of the next session of the present General Court.

## CHAP. XXVIII.

*Resolve on the Sale of Public Stocks.* June 16th, 1821.

*Resolved,* That the Treasurer of the Commonwealth, for the time being, be, and he is hereby directed to receive the interest on the three per cent. stock and upon the six per cent. deferred stock of the United States, which has been, or may be sold and assigned by order of the Legislature, and that he pay over the same to the purchaser or purchasers of the said stock, together with all the reimbursement of principal thereon; or that he give a power of attorney as Treasurer of the State to the purchaser or purchasers of the said stock, to receive the interest thereon, and the said reimbursement of principal, at their option.

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## CHAP. XXIX.

*Resolve for engrossing and authenticating Articles of Amendments to the Constitution.* June 16th, 1821.

*Resolved,* That the President of the late Convention, and the Secretary thereof, be requested to examine the Articles of Amendments of the Constitution which have been ratified and adopted by the people of this Commonwealth, when the same shall be engrossed, and to authenticate the same by putting their attestations thereto, as President and Secretary of the said Convention; and that the Secretary of this Commonwealth communicate this resolution to the said President and Secretary.

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## CHAP. XXX.

*Resolve granting compensation to the Clerks of the General Court.* June 16th, 1821.

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to the Clerk of the Senate and the Clerk of

the House of Representatives, respectively, seven dollars per day, and to the Assistant Clerk of the Senate and the Assistant Clerk of the House of Representatives, each, the sum of five dollars, for each and every day they have or may be employed in that capacity, during the present session of the Legislature; and the Governor is requested to draw his warrant accordingly.

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## CHAP. XXXI.

*Resolve on Plymouth Beach Lottery.* June 16th, 1821.

*Resolved,* That should the Managers of the Plymouth Beach Lottery, attempt hereafter to proceed further in the sale of tickets, or the drawing of any class of said lottery, the Attorney General, or Solicitor General, be, and hereby is directed to take such legal measures to prevent the same, as to him, or them, may seem proper.

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## CHAP. XXXII.

*Resolve to pay Thomas Walcutt.* June 16th, 1821.

*Resolved,* That there be allowed and paid to Thomas Walcutt, a Clerk in the Lobbies, for his assistance of the Members of the Legislature, thirty two dollars, in full for his services during the present session of the General Court.

## ROLL, No. 85....JUNE, 1821.

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The Committee on Accounts having examined the several accounts they now present....Report,

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

ELIHU HOYT, *Per Order.*

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### PAUPER ACCOUNTS.

Ashburnham, for supporting sundry paupers, to February 7th, 1821,	56 00
Amesbury, for supporting sundry paupers, to April 14th, 1821,	58 00
Adams, for supporting sundry paupers, to May 24th, 1821,	122 10
Amherst, for supporting sundry paupers, to May 20th, 1821,	55 72
Alfred, (Maine,) for supporting sundry paupers, to the time of separation,	17 98
Abington, for supporting sundry paupers, to April 2d, 1821,	23 56
Boston, for supporting sundry paupers, to April 30th, 1821,	5,686 67

Bellingham, for supporting sundry paupers, to May 26th, 1821,	104 00
Blandford, for supporting sundry paupers, to May 26th, 1821,	57 00
Belchertown, for supporting sundry paupers, to June 1st, 1821,	41 00
Bradford, for supporting sundry paupers, to June 1st, 1821,	21 57
Beverly, for supporting sundry paupers, to June 1st, 1821,	102 35
Brighton, for supporting a pauper, to June 1st, 1821,	52 00
Brimfield, for supporting a pauper, to June 3d, 1821,	21 00
Brookfield, for supporting sundry paupers, to June 5th, 1821,	32 00
Chester, for supporting sundry paupers, to June 26th, 1821,	71 40
Carlisle, for supporting sundry paupers, to May 28th, 1821,	21 00
Colrairie, for supporting sundry paupers, to May 24th, 1821,	88 16
Chesterfield, for supporting sundry paupers, to May 24th, 1821,	51 00
Carver, for supporting sundry paupers, to June 1st, 1821,	52 00
Concord, for supporting sundry paupers, to June 1st, 1821,	168 98
Cheshire, for supporting sundry paupers, to May 23d, 1821,	301 70
Charlestown, for supporting sundry paupers, to June 9th, 1821,	1,560 18
Conway, for supporting sundry paupers, to May 23d, 1821,	52 00
Clark, John F. Keeper of the House of Correction at Worcester, to March 21st, 1821,	22 29



PAUPER ACCOUNTS.

375

Douglas, for supporting sundry paupers, to April - 25th, 1821,	32 17
Duxbury, for supporting sundry paupers, to May 21st, 1821,	57 1
Dartmouth, for supporting sundry paupers, to May 28th, 1821,	34 00
Dresden, (Maine,) for the support of John Cullen, to time of separation,	11 75
Danvers, for support of sundry paupers, to June 5th, 1821,	498 72
Edgarton, for supporting sundry paupers, to May 20th, 1821,	52 00
Enfield, for supporting sundry paupers, to May 25th, 1821,	52 00
Falmouth, (Maine,) for supporting sundry paupers, to time of separation,	52 50
Great Barrington, for supporting sundry paupers, to May 30th, 1821,	105 00
Greenwich, for supporting sundry paupers, to June 3d, 1821,	104 6
Granville, for supporting sundry paupers, to June 4th, 1821,	88 00
Gloucester, for supporting sundry paupers, to June 6th, 1821,	389 00
Gill, for supporting Mary Lawson, to May 31st, 1821,	13 00
Greenfield, for supporting sundry paupers, to Jan- uary 1st, 1821,	91 28
Hubbardston, for supporting sundry paupers, to May 27th, 1821,	52 00
Hancock, for supporting sundry paupers, to May 27th, 1821,	19 58
Hanson, for supporting sundry paupers, to June 4th, 1821,	65 50
Heath, for supporting a pauper, to January 25th, 1821,	7 85

Hanover, for supporting sundry paupers, to June 8th, 1821,	56 50
Hardwick, for supporting sundry paupers, to June 11th, 1821,	26 00
Ipswich, for supporting sundry paupers, to June 2d, 1821,	50 14
Industry, (Maine,) for supporting a pauper to time of separation,	13 6
Lanesborough, for supporting sundry paupers, to May 26th, 1821,	42 00
Longmeadow, for supporting sundry paupers, to May 28th, 1821,	19 00
Lee, for supporting sundry paupers, to May 30th, 1821,	99 9
Leicester, for supporting sundry paupers, to May 2d, 1821,	36 44
Lynn, for supporting sundry paupers, to May 30th, 1821,	184 00
Lenox, for supporting sundry paupers, to May 29th, 1821,	218 49
Leyden, for supporting sundry paupers, to May 26th, 1821,	71 60
Middleborough, for supporting sundry paupers, to May 1st, 1821,	488 00
Marblehead, for supporting sundry paupers, to June 7th, 1821,	192 11
Montague, for supporting sundry paupers, to May 2d, 1821,	40 00
Montgomery, for supporting sundry paupers, to January 6th, 1821,	27 00
Manchester, for supporting sundry paupers, to May 31st, 1821,	39 00
Marshfield, for supporting of sundry paupers, to May 19th, 1821,	19 00
Milford, for supporting Bess Corbet, to June 12th, 1821,	166 54

PAUPER ACCOUNTS.

377

Milton, for supporting sundry paupers, to June 6th, 1821,	56 00
Marlborough, for supporting sundry paupers, to May 28th, 1821,	78 00
Nantucket, for supporting sundry paupers, to June 12th, 1821,	62 33
New Bedford, for supporting sundry paupers, to April 1st, 1821,	309 97
Newbury, for supporting sundry paupers, to June 1st, 1821,	584 54
Newton, for supporting sundry paupers, to March 15th, 1821,	9 42
Otis, for supporting sundry paupers, to July 29th, 1820,	26 00
Orleans, for supporting sundry paupers, to February 21st, 1821,	11 56
Pepperell, for supporting sundry paupers, to May 21st, 1821,	104 00
Plymouth, for supporting sundry paupers, to June 5th, 1821,	143 20
Pelham, for supporting sundry paupers, to May 15th, 1821,	52 00
Palmer, for supporting sundry paupers, to June 5th, 1821,	42 00
Rehoboth, for supporting sundry paupers, to May 25th, 1821,	179 00
Rochester, for supporting sundry paupers, to May 27th, 1821,	52 00
Russell, for supporting sundry paupers, to May 21st, 1821,	92 16
Robinson, William, Guardian of Dudley Indians, for their support, to May 12th, 1821,	81 84
Roxbury, for supporting sundry paupers, to June 1st, 1821,	230 90
Rowley, for supporting a pauper, to May 27th, 1821,	21 00

Salem, New, for supporting Philip Haven, and funeral charges,	29 00
Sandisfield, for supporting sundry paupers, to May 28th, 1821,	132 00
Shutesbury, for supporting sundry paupers, to May 25th, 1821,	104 00
Stockbridge, for supporting sundry paupers, to June 1st, 1821,	232 72
Shelburn, for supporting sundry paupers, to May 28th, 1821,	40 45
Sandwich, for supporting sundry paupers, to May 30th, 1821,	38 00
Swansey, for supporting sundry paupers, to May 26th, 1821,	70 14
Sheffield, for supporting sundry paupers, to June 8th, 1821,	56 56
Southbridge, for supporting London Derry, a pauper, to May 18th, 1821,	109 20
Salem, for supporting sundry paupers, to June 2d, 1821,	2,611 58
Stoughton, for supporting sundry paupers, to May 26th, 1821,	27 00
South Brimfield, for supporting sundry paupers, to May 25th, 1821,	20 00
Townsend, for supporting sundry paupers, to April 30th, 1821,	14 00
Taunton, for supporting sundry paupers, to May 21st, 1821,	296 78
Uxbridge, for support of Daniel Jaques, not allowed in former account,	5 00
Westhampton, for supporting sundry paupers, to May 23d, 1821,	144 00
Western, for supporting sundry paupers, to May 29th, 1821,	93 88
Westfield, for supporting sundry paupers, to June 1st, 1821,	78 20

PAUPER ACCOUNTS.

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Washington, for supporting sundry paupers, to May 26th, 1821,	37 14
Worthington, for supporting sundry paupers, to May 28th, 1821,	42 00
West Springfield, for supporting sundry paupers, to May 26th, 1821,	153 00
Warwick, for support of sundry paupers, to May 24th, 1821,	38 00
Williamstown. for supporting sundry paupers, to May 28th, 1821,	118 59
Westford, for supporting sundry paupers, to June 7th, 1821,	47 00
Worcester, for supporting sundry paupers, to June 1st, 1821,	76 53
Walpole, for supporting sundry paupers, to June 2d, 1821,	50 00
Wade, Thomas, Keeper of the House of Correc- tion in Ipswich, for supporting sundry paupers, to June 4th, 1821,	304 50
Upton, for supporting sundry paupers, to May 28th, 1821,	24 33
Total,	\$19,437 52

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SHERIFFS' AND CORONERS' ACCOUNTS.

Davis, W. Sheriff of Barnstable County, for re- turning votes, &c. to May, 1821,	9 60
Hall, Joseph, Sheriff of Suffolk County, for sup- porting poor debtors in the Commonwealth's Gaol, not chargeable to any town, and for at- tendance nine days upon the trial of James Prescott, Esquire, to May 25th, 1821,	302 81
Hoyt, Epaphras, Sheriff of Franklin County, for returning votes, &c. to May 21st, 1821,	46 00

## 380 SHERIFFS' AND CORONERS' ACCOUNTS.

Worth, Jethro, Sheriff of Dukes' County, for returning votes, &c. to May, 1821,	16 00
Badger, Thomas, Coroner of Suffolk County, for taking an inquisition, &c. to June 5th, 1821,	60 14
Bourne, Thomas, Coroner of Norfolk County, for taking an inquisition, &c. to June 1st, 1821,	16 60
Crosby, William, Coroner of Barnstable County, for taking an inquisition, &c. to June 6th, 1821,	37 30
Hewes, Samuel H. Coroner of Suffolk County, for taking an inquisition, &c. to June 5th, 1821,	12 76
Lang, William, Coroner of Essex County, for taking an inquisition on the body of George Campbell,	15 75
Sampson, Studley, Coroner of Plymouth County, for taking up and burying a dead body,	5 00
Stowers, Joseph, Coroner of Suffolk County, for taking an inquisition, &c. to June 5th, 1821,	17 76
Stevenson, Thomas, Coroner of Suffolk County, for taking an inquisition, &c. to June 10th, 1821,	27 93
Total,	\$537 65

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## MISCELLANEOUS AND PRINTERS' ACCOUNTS.

Allen, E. W. for printing Acts and Resolves, to August 1st, 1821,	16 67
Burditt, J. W. for stationary for the Secretary's Office, to June 5th, 1821,	54 42
Buckingham, J. T. for printing Acts and Resolves, to June 15th, 1821,	16 67
Burditt, James W. for books, stationary, &c. to June 11th, 1821,	134 28
Ballard and Prince, for green bocking, furnished the Messenger, to June 11th, 1821,	35 00
Bacon, Henry, Assistant Messenger to the General Court, 19 days, to June 15th, 1821,	38 00

Cutting, Elijah, Assistant Messenger to the General Court, 17 days, to June 15th, 1821,	34 00
Dearborn, Benjamin, for repairing the gold standard balance for the Treasurer, to May, 1821,	5 00
Durant, William, for cleaning and repairing the windows of the State House, to June 11th, 1821,	46 50
Gilman, S. K. (Maine,) for printing Acts and Resolves, for 1819,	16 67
Gardner and Russell, for advertising for the Secretary of the Commonwealth, to June 12th, 1821,	16 66
Grant, Moses, for repairing carpets, chairs, &c. at State House, to June 11th, 1821,	39 67
Kuhn, Jacob, for sundry materials, labor, fuel, &c. balance in full, to June 12th, 1821,	20 75
Loring, Benjamin, for books and stationary, for the Adjutant General's Office, to June 9th, 1821,	39 18
Lindsey, Benjamin, for printing Acts and Resolves, to May, 1821,	16 67
Manning and Trumbull, for printing Acts and Resolves, for two years, to January 10th, 1821,	33 34
Rider, Margaret, for 15 days services of her son, Thomas Rider, as Page to the House of Representatives, from May 30th to June 15th, 1821,	15 00
Webster, Charles, for printing Acts and Resolves, to June, 1821,	16 66
Wheeler, John H. for materials and labor in repairing the State House, to June 11th, 1821,	212 65
West, Richardson and Lord, for books and stationary, furnished the Secretary of the Commonwealth, to June, 1821,	74 00
Young and Minns, for newspapers for Members of the Legislature, to February 23d, 1821,	18 40
Thomas and Andrews, for three sets, of three volumes each, Massachusetts Laws, delivered the Secretary of the Commonwealth,	24 00

Vose, Isaac and Son, for hair cloth chair cushions, &c. to June 11th, 1821,	72 00
William Dinsmore, Jason Braman, Thomas Holden, (Constables,) for attendance at the trial of James Prescott, Esquire, to April, 1821,	40 50
Daniel Stickney, as a witness before a Committee of the Legislature, on the subject of fees of the Judge and Register of Probate for the County of Essex,	4 80
James Kimball,           “       “       “       “	4 40
Amos Kimball,           “       “       “       “	4 40
Thomas Hovey,           “       “       “       “	4 40
William Johnson,       “       “       “       “	6 40
John Foster,            “       “       “       “	4 40
Nathaniel Swift,       “       “       “       “	4 00
David Gray,             “       “       “       “	4 00
James Gardner,         “       “       “       “	1 80
Joseph Shed,            “       “       “       “	2 60
Thomas Gage,            “       “       “       “	4 80
Jacob Gerrish,         “       “       “       “	5 20
Jonathan Archer,       “       “       “       “	3 60
Ebenezer Mosely,       “       “       “       “	5 20
Clapp, William W. printer, for newspapers furnished the Members, to the end of the session,	2 12
Russell, Benjamin, by Russell and Gardner, for printing for the Government, to June 8th, 1821,	1,015 41
Russell, Benjamin, for newspapers and advertising, to June 16th, 1821,	100 58
Young and Minns, for publishing Laws, and newspapers, to June 15th, 1821,	48 51
Total,	<hr/> \$2,301 31



*Adjutants.*

Allen, Charles, 3d Regiment, 1st Brigade, 7th Division, to April 30th, 1821,	10 00
Adams, Gibbens, 4th Regiment, 2d Brigade, 4th Division, to March 8th, 1821,	21 80
Atwood, G. B. 3d Regiment, 2d Brigade, 5th Division, to April 26th, 1821,	15 00
Billings, Asahel, 4th Regiment, 2d Brigade, 4th Division, to 7th March, 1821,	17 10
Burnell, Baxter, 1st Regiment, 1st Brigade, 4th Division, to June 7th, 1821,	15 00
Bryant, Nahum, 3d Regiment, 2d Brigade, 4th Division, to January 1st, 1821,	15 63
Collins, Michael, 3d Regiment, 3d Brigade, 5th Division, to June 4th, 1821,	18 75
Eells, Samuel, 2d Regiment, 1st Brigade, 5th Division, to April 20th, 1821,	18 75
Elder, Norred, 1st Regiment, 4th Brigade, 4th Division, to January 1st, 1821,	15 11
Higgins, E. H. 3d Brigade, 5th Division, to April 15th, 1821,	15 00
Morrell, Nathaniel, 2d Brigade, 2d Division, to April 1st, 1821,	15 7
Newell, Luther, 1st Regiment, 1st Brigade, 1st Division, to March, 1821,	15 00
Hathaway, Philip P. 5th Regiment, 2d Brigade, 5th Division, to June 7th, 1821,	12 50
Root, Albert A. 1st Regiment, 1st Brigade, 9th Division, to February 15th, 1821,	27 84
Richardson, Wyman, 2d Regiment, 1st Brigade, 3d Division, to June 1st, 1821,	21 25
Sayles, Richard, 1st Brigade, 2d Division, to June 8th, 1821,	5 42
Spring, Luther, 2d Regiment, 1st Brigade, 7th Division, to May 1st, 1821,	17 51.

Turner, John P. 1st Brigade, 5th Division, to June 4th, 1821,	14 11
Tobey, James, 1st Regiment, 3d Brigade, 5th Di- vision, to December 11th, 1821,	15 00
Whiting, Solon, 1st Regiment, 2d Brigade, 7th Division, to September 19th, 1821,	16 25



*Brigade Majors, Aids de Camp, and Brigade Quarter  
Masters.*

Sampson, Joseph, Brigade Major, 3d Brigade, 5th Division, to April 1st, 1821,	22 55
Davis, John, Aid de Camp, 7th Division, to June 14th, 1821,	22 32
Stackpole, William, Brigade Quarter Master, to June, 1821,	34 00
Total,	<u>\$400 96</u>



*Aggregate of Roll, No. 84.*

Expense of State Paupers, - - -	19,473 52
“ of Militia, - - -	400 96
“ of Sheriffs and Coroners, - -	537 65
Miscellaneous Expenses, - - -	2,301 31
Total,	<u>\$22,713 44</u>

*Resolved,* That there be allowed and paid out of the public Treasury, to the several corporations and persons mentioned in this roll, the sums set against such corporations and persons' names, respectively; amounting in the

whole to the sum of twenty two thousand seven hundred and thirteen dollars, and forty four cents, the same being in full discharge of the accounts and demands to which they refer.

[Approved by the Governor, June 15th, 1821]



**Commonwealth of Massachusetts.**



SECRETARY'S OFFICE, SEPTEMBER 14, 1821.

THE Resolves contained in this pamphlet, have been compared with the originals, and appear to be correct.

**ALDEN BRADFORD,**

*Secretary of Commonwealth.*



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# RESOLVES

OF

## THE GENERAL COURT

OF THE

# Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE NINTH DAY OF JANUARY, AND  
ENDED ON SATURDAY, THE TWENTY THIRD DAY OF FEBRUARY, ONE THOUSAND  
EIGHT HUNDRED AND TWENTY TWO.

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

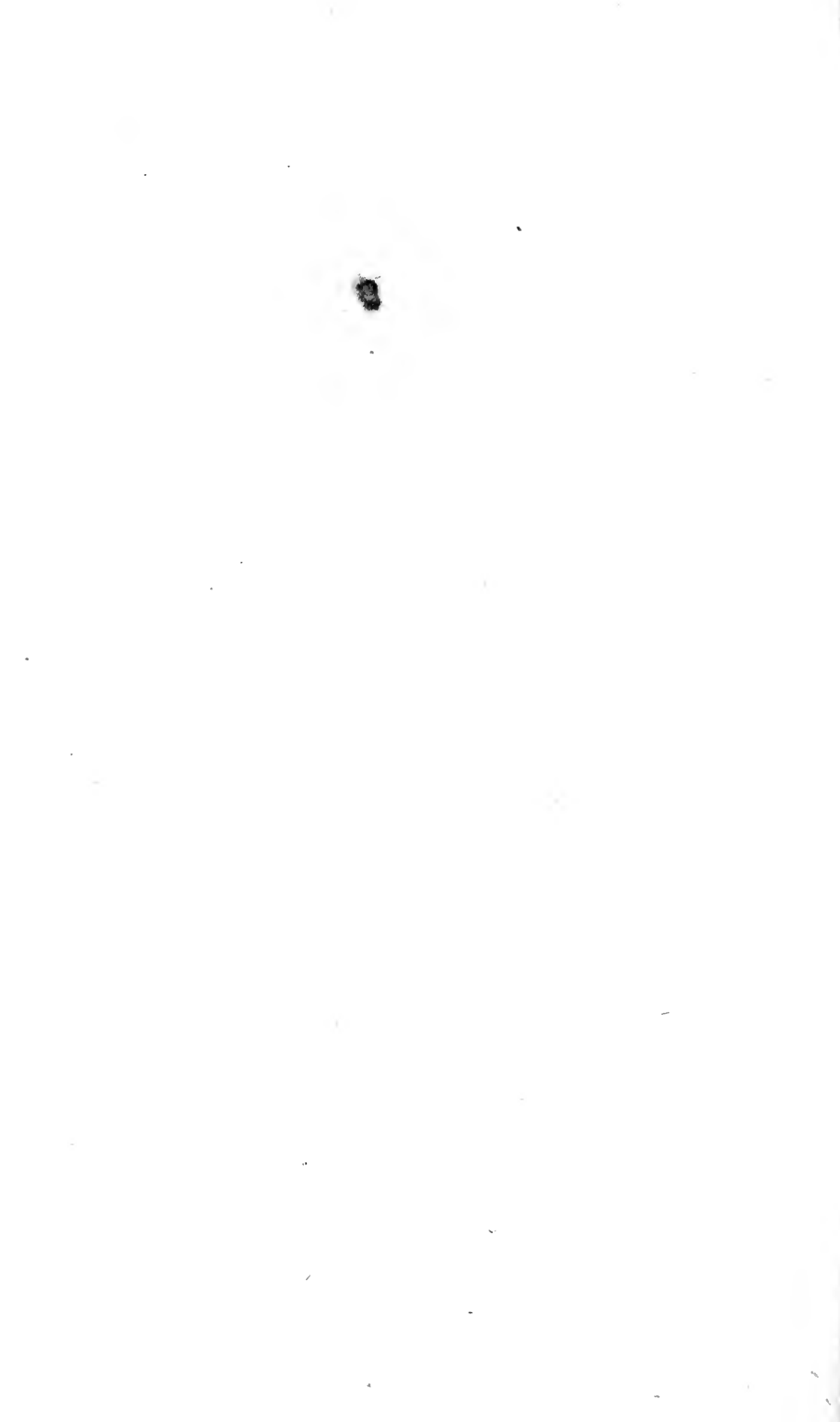


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**BOSTON :**

PRINTED FOR BENJ. RUSSELL, PRINTER TO THE STATE,  
BY RUSSELL AND GARDNER.

.....  
1822.





# RESOLVES

OF THE

## GENERAL COURT OF MASSACHUSETTS, PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE NINTH DAY OF JANUARY, AND ENDED  
ON SATURDAY, THE TWENTY THIRD DAY OF FEBRUARY, ONE THOUSAND  
EIGHT HUNDRED AND TWENTY TWO.

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## GOVERNOR'S MESSAGE.

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REPRESENTATIVES' CHAMBER, JANUARY 9, 1822.

*The Secretary of the Commonwealth came down from the Council Chamber, to the Senate and House of Representatives, with the following Message from His Excellency the Governor.*

## MESSAGE.

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

SUCH is the present tranquil condition of the United States, such the prevalence of active industry, and such the general indications of prosperity in this Commonwealth, that few subjects offer themselves for consideration, on the present occasion: but from a recollection of the many blessings by which we are distinguished, we are incited gratefully to recognize the agency of a beneficent providence.

In reviewing the condition and general aspect of the Commonwealth, you will, I am sure, observe with complacency, the attention bestowed on agriculture. The improvements manifested in the culture of the soil, and in the quality of our various kinds of stock, have increased the amount of annual production; which, after yielding an ample supply for our own consumption, has furnished a respectable surplus for the purposes of commerce.

To the ordinary motives to agricultural enterprise, arising from personal and domestic wants, and from the certainty of finding a ready market for surplus produce, there have been superadded, in the course of the last few years, munificent grants of the Legislature to the respective Agricultural Societies in the State, and the no less liberal contributions of individual citizens for the same object. And an impulse has been thus given to rural economy, that promises to be lasting and progressive.

By the last census, we are informed that the population of this State, amounts to five hundred and twenty three thousand, two hundred and eighty seven persons; and it may be presumed that more than seventy five thousand of that number, are exclusively engaged in agriculture. Besides which, it is well known, that many persons who are engaged in commerce and manufactures, are among the most useful and distinguished agriculturalists. Massachusetts therefore, is essentially an agricultural community.

Since the adoption of the Constitution of the

United States, the interests of commerce have been confided exclusively to the General Government; and the national prosperity is a satisfactory evidence that the trust has been understood and duly administered. But the interests of agriculture and manufactures may be considered as involved in the exercise of the power to regulate commerce, and the great mass of the people, who are devoted to these pursuits, as well as those who are engaged in commerce, must look to the same government for a just share of its consideration and regard. Exclusive favors to either, should neither be granted nor sought.

By the same census, it is very satisfactory to find, that notwithstanding the separation of the State of Maine, and the emigrations which have gone to people the western States, Massachusetts has experienced an augmentation of one hundred forty four thousand and five hundred souls, since the first census was taken, in the year one thousand seven hundred and ninety. From the same source, we learn that thirty three thousand, three hundred and sixty one persons are engaged in manufactures; but no discrimination is made of the number employed in the several branches of the general class. But it is within our own knowledge, that many of the most important manufactures are advantageously increasing. And we may observe, with particular satisfaction, the growing value of the manufactures of cotton, and of woollens, of salt, glass, and some other articles, which must be the more gratifying to every friend of his country, inasmuch as the im-

pulse given to manufacturing industry, has sprung, not from artificial and fugitive causes, but from the permanent wants and circumstances of the nation, which must ensure their further success and stability.

The flourishing condition of the cotton manufactures, must be contemplated with increased pleasure, from the consideration, that the raw material is the growth of several of the southern States, and that while an increased intercourse between the two extremities of the Union must promote the interests of both, the union of all the States, under the influence of an equable and wise course of policy, will become more strongly cemented. And thus the United States, gradually developing their respective resources, and bound together by the strong ties of interest, will continue to increase in wealth, in distinction and happiness.

I shall only add here one remark, on a subject equally connected with agriculture and manufactures. I refer to the raising of sheep. The high price of wool I am sensible has a tendency to call the attention of the farmer to the rearing of that useful animal. But it is apprehended, that until a plentiful supply of wool is afforded to the manufacturers, that branch of industry must continue depressed. The subject is recommended to your consideration.

In consequence of the death of the Honorable Timothy Bigelow, a vacancy took place in the Board of Commissioners appointed under the authority of the act relating to the separation of

Maine, which vacancy has been filled by the appointment of the Honorable George Bliss to the same office. The joint Board has been in session in the Town of Boston, since the vacancy was filled, and were for some time assiduously engaged in the arduous duties of their appointment. The Commissioners adjourned in November to meet again in the month of February next. I shall cause to be laid before you a representation made to me by the Commissioners, by which you will be made acquainted with the measures they have thus far pursued, and the course which they propose to follow in further executing the responsible and difficult duties assigned them. Should nothing occur to render the intended surveys needless, the whole of the ensuing season will not be more than sufficient to accomplish the several contemplated objects. It is important to the interests of the Commonwealth that the right of option guaranteed to it by the provisions of the fifth article of the first section of the act above mentioned, should be retained and exercised agreeably thereto, as speedily as circumstances will admit. It would be of less moment to the Commonwealth that this part of the arrangement should be speedily adjusted by the Commissioners, were it not that the duties and obligations towards the Indians in the State of Maine are still binding on this State. I flatter myself that nothing on our part will be wanting to give full effect to the provisions of the act of separation, unless an equitable compromise can otherwise be effected.

It is not without reluctance that I request the

attention of the two Houses to the subject of the State Prison in Charlestown. But such is the condition of that important establishment, resulting, as I apprehend, from a radical defect in the original construction of the prison itself, that some further legislative interposition seems indispensable. And faithfulness to the public interest exacts of me a communication of such views of the subject, as no inconsiderable examination and reflection, and the share I have had in the supervision of that institution for the last ten years, have suggested.

The points to which I particularly allude, and to which I wish more especially to invoke your attention, relate to the number of solitary cells; to the dimensions of the sleeping rooms, and the construction of the workshops. Other objects connected with the ultimate design of the Legislature in establishing the prison, will offer themselves to your notice when the subject at large shall be investigated. My remarks will be chiefly directed to the several points I have suggested.

It will, I imagine, be conceded by all who have been possessed of the means of judging, that most of the mutinous disturbances which have arisen among the convicts may be ascribed to one, or to the union of all the circumstances above mentioned. The number of cells adapted to solitary confinement is so limited, that it has sometimes happened that there have been in the prison a greater number of convicts, under sentence to suffer solitary confinement, than there were cells to receive them; so that it has been physically impossible for the Warden

to carry into strict effect the sentences of the Courts of Judicature. Besides which, the paucity of cells has had a tendency to impair the discipline of the prison, inasmuch as the municipal government has been precluded from resorting to solitary confinement as a punishment for violations of the laws of the prison, which has been found from experience to be the most wholesome mode of punishing such offences.

In regard to the size of the sleeping apartments, some of them no doubt were constructed upon the idea that massive locks and doors would prove sufficient to ensure the safe keeping of the tenants of the prison. But by a report of the Directors of the State Prison, dated November nineteenth, one thousand eight hundred and twenty one, which will be laid before you, that idea is proved to be fallacious; and by the same report it will be seen, that the room in which the late conspiracy overtly commenced, contained no less than ten convicts. While such a number of men continue to be thus placed together, in one dormitory, which, under the present architectural arrangements of the prison, is unavoidable, combinations and projects for effecting escapes must be expected. Men of a restless spirit, rendered desperate by crimes and restraint, estimate but slightly, any personal dangers that may possibly be encountered in executing plans of escape. In several insurrections which have taken place in the prison, since its establishment, it has been satisfactorily proved, that they resulted from long previous contrivance and pre-

paration, and that they included almost every convict in the prison; many, if not the most of whom, were armed or provided with deadly weapons, which had been forged in the workshops, and of materials purloined from the Commonwealth, or their immediate employers. Fortunately, these insurrections have been suppressed, if not earlier detected, at the point of execution; with great personal hazard, however, to the officers, and sometimes not without the use of military force, attended, in one instance, with the loss of the lives of several of the convicts. But though machinations for effecting mischief, are believed usually to be set on foot in the rooms intended for repose, yet the daily intercourse of the convicts, in the laboratories, in the yards of the prison, and at their meals, is improved to bring them to maturity. The single fact that I just mentioned, that in the several insurrections which have taken place, the prisoners have been found to be armed with deadly weapons which had been forged in the workshops, and of materials obtained by stealth, is a demonstrative proof of the want of adaption of the several apartments intended both for rest and labor, to the ultimate purposes of the institution.

From the best information I have been able to obtain by personal inquiry and otherwise, I am led to conclude that successive repetitions of such enormities as have heretofore occurred, are only to be avoided by a modification of the prison itself. The indiscriminate manner of commingling different classes of character, whether for repose, for meals,



or labor, invites and encourages clandestine schemes of revolt. And although there be no reason to doubt of the salutary influence of the municipal laws of the institution itself, in preserving order and decorum among the tenants of the prison, generally, and in deterring some of the number from engaging actively and voluntarily in combinations and riots, yet no instance has been cited in which a convict has aided the officers in quelling opposition. Such is the power of a sense of common interest among the convicts, and such the despotism of opinion constituting a species of self-government among themselves, that few have the courage, if they feel the inclination, ever to disclose the secrets of their fellows. Should not then these strong traits of character in the human kind be taken into the account, in adjusting our criminal code, and in the construction of our prisons and penitentiaries?

By the remarks I am now submitting to your consideration, I am far from wishing to derogate either from the pretensions of the penitentiary system, or from the merits of the individuals who projected the plan of the building at Charlestown. My only object is to aid as far as possible, in bringing an intricate, and, as it affects this government, an interesting subject into view, that where errors have been discovered they may be corrected, and the true principles on which a beneficial system rests, may be ascertained. The moral nature of man, so far as its character has been defined, may afford probable ground for conclusions in reasoning from analogy. But under new and untried circumstan-

ces, as is the case in the penitentiary system, theoretical reasoning may prove delusive; and the actual developement of the passions, under novel and complicated associations, may equally disappoint the calculations of the legislator, and the hopes of the philanthropist. When the State Prison was founded, the subject was entirely new. A destitution of practical results, at a moment too, when public opinion had already decided on an amelioration of the criminal code, led to the assumption of the most promising theoretical principles; and the faults in constructing the edifices, belong to the period in which they were reared, and not to the projectors. The destination of criminals to hard labor was little understood, and to the extent to which, in the progress of events it has since been carried, could hardly have been anticipated. The great experiment is still in progression, and the result is only to be learned by experience.

It may here be observed, that if the mischiefs which have been known to originate from the causes which have been stated, more especially from the free intercourse that has necessarily been permitted from the conformation of the dormitories, yards and work shops of the establishment, the inference is strong in favor of solitary confinement. If the intercourse and interchange of sentiments among the convicts, nourish and heighten that spirit of restlessness, and eagerness to escape, incident to a privation of liberty, and at the same time supply the means of effecting the purpose, loneliness, by placing the convict beyond the reach of

associates and concert, precludes both the means and the hope of escape. Solitude moreover, would ensure order and quietness in the prison, and inspire stronger hopes of the moral effects of punishment. The causes of the disorders and insurrections which have taken place at the penitentiary, and have produced some degree of public disappointment, I have endeavored concisely to state. By detecting speculative errors and mistakes, we shall be the better prepared to adopt a practical course, and to attain ultimately the desired results. The penitentiary system has high pretensions to estimation and regard; and will, I presume, never be abandoned, until its claims to be allied with humanity and the public good, are practically disproved.

I am aware that measures for placing the prison in a condition efficaciously to obviate the existing defects in the construction of it, and to obtain all the good effects which a well ordered penitentiary can afford, must be attended with considerable expense. A hope, however, is indulged that the requisite changes may be gradually effected, in a manner that shall ensure the safety of the prison, and without sensible pressure on the public treasury. But under the existing arrangements, I am persuaded that no attention, however assiduous, no watchfulness, however intense, can effectually counteract the keen vigilance of a large number of men, who are full of health, impatient of restraint, eager for escape, and fearless of danger.

During the recess I have received from the Go-

vernor of the State of Ohio, sundry resolutions which had passed the Legislature of that State, "upon the subject of the proceedings of the Bank of the United States against the officers of the State, in the United States Circuit Court," with a request that those resolutions and the report of a Committee of both Houses of the General Assembly, might be laid before you.

During the same period, I received two communications on the subject of a report and resolutions of the Legislature of Maryland, relative to the appropriation of public lands for the purposes of education in those states which have yet received no such appropriations, one from the Governor of New Jersey, and the other from the Governor of Vermont, accompanied with sundry resolutions of the Legislature of each of those states, approving the resolutions of the State of Maryland, requesting me to lay the same before you, and to solicit your co-operation. Should the two houses think favorably of the proposition of the State of Maryland, I shall readily yield my assent to a measure that appears to be founded on the principles of equal justice.

Among the documents which will be now communicated, is an exhibit of the state of the Treasury on the first day of the present month. At no period, perhaps, has the fiscal department of the government been exhibited in a manner more creditable to the Commonwealth, or to the administration of its revenue; as on examination it will be seen that no town in the state stands debited for any amount of taxes assessed prior to the year one thousand eight hun-

dred and twenty. It will likewise be seen that the whole sum due on warrants, committed to the several Sheriffs to collect, most of which the Treasurer states, have been but lately issued, amounts to about eight thousand dollars, so that the Commonwealth has realized all the taxes levied before the above-mentioned date.

The several documents to which I have referred, will be laid before you by the Secretary.

**J. BROOKS.**

*Council Chamber, January 10th, 1822.*

CHAP. XXXIII.

*Governor's Message.* January 12th, 1822.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

THE death of the Honorable Major General Joseph B. Varnum, has occasioned a vacancy of Major General in the Third Division of the Militia of this Commonwealth.

JOHN BROOKS.

*Council Chamber, January 12th, 1822.*

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CHAP. XXXIV.

*Resolve authorizing the payment of \$300 to Jacob Kuhn, for Fuel.* January 14th, 1822.

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

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CHAP. XXXV.

*Resolve on pay of Valuation Committee.*

January 16th, 1822.

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth, to the several persons,

members of the Valuation Committee, named in the roll, the several sums therein annexed to their respective names, in full compensation for their travel and attendance as members of said Committee: And His Excellency the Governor is hereby requested to draw his warrant on the Treasury for the payment of said sums accordingly.

*Pay Roll of the Committee on the State Valuation, for their Travel and Attendance on that business, from Wednesday, the 7th November, 1821, to January 8th, 1822.*

Names of Members,	Miles Travel.	Amount of Travel,	Days Attendance,	Amount of Attendance,	Total Amount.
John Phillips,	-	-	46	138 00	138 00
Elihu Hoyt,	200	40 00	52	156 00	196 00
Aaron Tufts,	120	24 00	54	162 00	186 00
Robert Rantoul,	50	10 00	54	162 00	172 00
Lemuel Moffit,	155	31 00	63	189 00	220 00
John Thomas,	80	16 00	54	162 00	178 00
Elijah Cobb,	180	36 00	54	162 00	198 00
Josiah Quincy,	-	-	46	138 00	138 00
George Bliss,	200	40 00	42	126 00	166 00
Barker Burnell,	270	54 00	54	162 00	216 00
Abiathar Richardson,	68	13 60	44	132 00	145 60
Sherman Leland,	-	-	50	150 00	150 00
Thomas Harris,	-	-	49	147 00	147 00
Hercules Cushman,	90	18 00	47	141 00	159 00
William Shimmin,	-	-	45	135 00	135 00
Joseph Strong, Junior,	190	38 00	54	162 00	200 00
John Choate,	70	14 00	54	162 00	176 00
James Fowler,	220	44 00	54	162 00	206 00
Ephraim Hastings,	125	25 00	63	189 00	214 00
Moses Wingate,	70	14 00	54	162 00	176 00



COMMITTEE ON VALUATION.

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*Pay Roll of the Committee on the State Valuation.....Continued.*

Names of Members.	Miles Travel.	Amount of Travel.	Days Attendance.	Amount of Attendance.	Total Amount.
Enoch Silsby, - - - - -			46	138 00	138 00
William Jernegan, - - - - -	200	40 00	54	162 00	202 00
Thomas Hobart, - - - - -	60	12 00	54	162 00	174 00
Daniel Emery, - - - - -	90	18 00	54	162 00	180 00
Abram Brownell, - - - - -	140	28 00	54	162 00	190 00
Jonas Sibley, - - - - -	90	18 00	54	162 00	180 00
Joseph Winn, - - - - -	40	8 00	54	162 00	170 00
Trowbridge Ward, - - - - -	240	48 00	54	162 00	210 00
James Humphreys, - - - - -	150	30 00	54	162 00	192 00
George Conant, - - - - -	135	27 00	63	189 00	216 00
Jonathan Allen, - - - - -	280	56 00	54	162 00	218 00
Minot Thayer, - - - - -	12	2 40	62	186 00	188 40
Nymphas Marston, - - - - -	140	28 00	43	129 00	152 00
Seth Sprague, - - - - -	40	8 00	21	63 00	71 00
Calvin Sanger, - - - - -					
Augustus Tower, - - - - -	25	5 00	56	168 00	173 00
Jacob Fisher, - - - - -	80	16 00	50	150 00	166 00
Lewis Fisher, - - - - -	30	6 00	59	177 00	183 00
			<b>Total,</b>		<b>6,525 00</b>

## CHAP. XXXVI.

*Governor's Message.* January 17th, 1822.

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

The Secretary will lay before you, an abstract of the annual return of the Militia, and a return of the ordnance and military stores, in charge of the Quarter Master General's Department, together with two communications of the Adjutant General, explanatory of the abstract and return.

The Constitution of the United States provides, that the Congress shall prescribe the mode in which the Militia of the several States shall be trained and disciplined. Recently, we find the General Government has directed, that the system of discipline and manœuvres of the army of the United States, shall be observed by the Militia. This change of system, as it ensures uniformity of discipline and practice in the Militia of all the States, must be approved by every reflecting mind. But as it renders all preceding modes of discipline obsolete and useless, such difficulties in acquiring a knowledge of their duty, must be thrown in the way of the officers, as their own means will not enable them to overcome. It is therefore offered to your consideration, whether a sufficient number of copies of the regulations should not be provided, and furnished to the officers as books of instruction have heretofore been furnished, at the public expense?

I would at the same time observe, that the same regulations require that each regiment of Militia should have a national standard and a regimental color; and I would suggest the propriety of having the device on the latter prescribed by the Legislature, and in such a manner as to exhibit on one side, the insignia of the sovereignty of the Commonwealth.

It would be needless for me to press on the enlightened Legislature of a free Commonwealth, an attention to the Militia, always of importance in a republic, but in our complicated system of government, of infinite magnitude. Massachusetts has been distinguished for the high character of

its Militia, not only during, but since the revolution. And the annals of the late war will attest, that to the promptitude and spirited exertions of a patriotic Militia, the State was indebted for its protection. The condition of the Militia, generally, through the State, I presume, was never in all respects so respectable as at the present time, and the military experience acquired by the officers, and emulation that is observable in the ranks, promise still further improvements. Many obstacles, I am aware, oppose themselves at present to further attainments; but some of them, I should hope, might be obviated by a revision of the law for regulating the Militia, which has been long contemplated, and is now recommended to your consideration.

J. BROOKS.

*Council Chamber, January 17th, 1822.*

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## CHAP. XXXVII.

*Resolve authorizing Lucy Cushing, to execute a Quit Claim Deed to Perez Pincin. January 18th, 1822.*

On the petition of Lucy Cushing, Executrix of the last will and testament of Christopher Cushing, late of Scituate, in the County of Plymouth, Esquire, praying to be authorized and empowered to convey, by a quit claim deed, certain land named in the petition;

*Resolved,* For reasons set forth in her said petition, that the said Lucy Cushing, in her said capacity of Executrix, be, and she hereby is authorized and empowered, to make and execute, to Perez Pincin, a quit claim deed of the land named and described in a bond, given by her late husband, Christopher Cushing, Esquire, deceased, to the said Perez Pincin, bearing date the seventeenth day of April, in the year of our Lord one thousand eight hundred and eighteen, according to the condition thereof.

## CHAP. XXXVIII.

*Resolve on the petition of Moses Emerson.*

January 22d, 1822.

On the petition of Moses Emerson, of Haverhill, in the County of Essex, yeoman,

*Resolved,* That this Commonwealth do hereby transfer, release and quit claim, to the said Moses Emerson, his heirs and assigns, all the right, title and interest, which has accrued to the Commonwealth, by way of escheat, in and to a tract of land, of which one William Cobbet, late of said Haverhill, died seized, and containing about three acres, as described and set forth in said petition.

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## CHAP. XXXIX.

*Resolve on the petition of Walter Hunnewell.*

January 22d, 1822.

On the petition of Walter Hunnewell, of Watertown, in the County of Middlesex; praying for leave to make sale of the real estate of his ward, Stephen Cook, of said Watertown, a lunatic;

*Resolved,* That the said Walter, as Guardian of said Stephen, for reasons set forth in said petition, be, and hereby is authorized and empowered to make sale of the real estate of his said ward, as set forth and described in said petition, at public or private sale; he the said Walter, first giving bonds to the Judge of Probate in said County of Middlesex, with sufficient sureties, to account for the proceeds of said sale: *Provided, however,* that the sum for which the said Guardian should sell the estate of his said ward, be equal to the sum for which the co-tenant of his said ward, named in said petition, shall make sale of his interest in the said real estate.

## CHAP. XL.

*Resolve on the petition of Benjamin M. Farley.*  
January 22d, 1822.

On the petition of Benjamin M. Farley, of Hollis, in the County of Hillsborough, and State of New Hampshire, Guardian of Lucretia G. Farley, Benjamin M. Farley, Junior, Sally Farley and Lucy Farley, minors and children of the petitioner, and heirs at law of Lucretia Farley, deceased, praying for leave to make sale of real estate of his said minor children ;

*Resolved*, That the said Benjamin M. Farley, Guardian, as aforesaid, of his minor children aforesaid, who are heirs at law of Lucretia Farley, deceased, as aforesaid, for reasons set forth in said petition, be, and hereby is authorized and empowered to make sale of all the real estate of his said children, as heirs at law of the said Lucretia Farley, deceased, as set forth in said petition ; and also, all other real estate situate within the County of Worcester, whereof his said children are seized, at private sale ; he the said Benjamin M. Farley, first giving bond to the Judge of Probate in the County of Worcester, with sufficient sureties, to make a perfect and true inventory of all such real estate, and render the same to the Judge of Probate of said County of Worcester, and to account for the proceeds of said sales, according to the existing provisions of the laws of this Commonwealth, relating to minors' estates.

## CHAP. XLI.

*Resolve on the petition of Colonel Thaddeus Page, respecting the discharge of Adjutant Clark.* January 22d, 1822.

Whereas Samuel Clark, of Boston, in the County of Suffolk, Adjutant in the first regiment, third brigade and first division of Massachusetts Militia, has been afflicted for two

years with a mental derangement, and still continues in that state, without any hope of amendment or restoration to the proper exercise of his faculties. And, whereas the Militia law of this Commonwealth contains no provision by which an individual in the above described condition may be discharged from his office; and whereas, in consequence of the foregoing circumstances, the first regiment of the third brigade of the first division of Massachusetts Militia is at this time, and may so continue, deprived of the services of an important officer; therefore,

*Resolved*, That His Excellency the Commander in Chief be authorized, and he is hereby requested to grant to the aforesaid Samuel Clark, an honorable discharge from his office of Adjutant of the aforesaid regiment.

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#### CHAP. XLII.

*Resolve remitting Taxes to the Gore, so called, in the County of Berkshire.* January 24th, 1822.

*Resolved*, For reasons set forth in a statement of the Treasurer of this Commonwealth, that the sum of sixteen dollars be remitted to the inhabitants living in a place called the Gore, lying north of Florida, in the County of Berkshire, for taxes for the years one thousand eight hundred and twenty, and one thousand eight hundred and twenty one.

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#### CHAP. XLIII.

*Resolve on the petition of Stephen Adams, granting \$35 75.*  
January 26th, 1822.

On the petition of Stephen Adams, of Holliston, praying the allowance of his expenses and trouble in pursuing, arresting and bringing to justice, Michael Martin, a horse stealer;

*Resolved*, That there be allowed and paid to Stephen Adams, out of the public treasury, the sum of thirty five dollars and seventy five cents, in full of his account for said services and trouble ; and that His Excellency the Governor be requested to draw his warrant on the treasury therefor.

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## CHAP. XLIV.

*Governor's Message.* January 19th, 1822.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

Pursuant to a resolution of the Legislature, passed the fourteenth day of February last, by which the Governor, with the advice and consent of Council, was authorized to take such measures as may seem necessary, to adjust and settle the claim of this State on the General Government, for expenses incurred during the late war, the Executive proceeded to examine into the grounds on which the merits of the claim rested, and to the consideration of the best measures for bringing the same before the government of the United States. To obtain a correct view of the principles which governed the decisions of the Councils of the Commonwealth, during the period in which the disbursements were made, thorough research among a vast accumulation of documents was undertaken by an Executive Committee, and the result embodied in as condensed a report as the complicated nature of the subject would admit. Having proceeded thus far in pursuing the responsible duties enjoined by the resolution under which they acted, the Governor and Council deemed it expedient to transmit a copy of the report to each of the Senators and Representatives of this State in Congress, invoking their aid in bringing the claim to a successful issue. Sufficient time has not elapsed since the transmission of the copies to the seat of the General Government, to be informed of the course the Senators and Representatives of the State may deem it advisable further to pursue in prosecuting the claim. In the mean

time, I have deemed it proper, and have my own views on the subject confirmed by the advice of the Council, that a copy of the report of the Committee, as unanimously accepted, should be laid before you, for your information.

The Executive, fully sensible of the importance of the trust committed to their care, will pursue such further measures as may seem necessary, from time to time, to accomplish the objects contemplated by the resolution.

A communication recently received from the Governor of the State of Kentucky, accompanied by sundry resolutions of the Legislature of that State, in relation to the appropriation of a portion of the public lands of the United States, for the purpose of promoting education, and to the right of the several States in the Union to a part of the same, with the report of the Committee of the Council, will be laid before you by the Secretary.

J. BROOKS.

*Council Chamber, January 19th, 1822.*

## CHAP. XLV.

*Resolve on the petition of John Melish. January 28th, 1822.*

*Resolved,* That the Secretary of the Commonwealth be, and he is hereby authorized to take, for the use of the Commonwealth, to be placed in the public offices and lobbies of the State House, six copies of the latest edition of Melish's Map of the United States, at eight dollars and fifty cents each; and upon the delivery of the same being certified, His Excellency the Governor is hereby authorized to draw his warrant on the treasury for the amount of the same.



## CHAP. XLVI.

*Resolve allowing for the services of Peter C. Brooks and I. Lawrence, Committee on Plymouth Beach Lottery concerns. January 29th, 1822.*

*Resolved, That there be allowed and paid out of the treasury of this Commonwealth to the following persons, who were appointed a Committee, February ninth, one thousand eight hundred and twenty one, to examine, in the recess of the Legislature, into the accounts and concerns of the Plymouth Beach Lottery, so called, namely; to Peter C. Brooks, twelve dollars, to Luther Lawrence, twenty dollars, in full for their services aforesaid.*

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## CHAP. XLVII.

*Resolve on the petition of Sheffell Weaver.  
January 29th, 1822.*

*Resolved, That the Committee on Accounts be, and they are hereby directed to examine the accounts of Sheffell Weaver, as Guardian to Indians, resident in the Town of Troy, and allow the same, or such part thereof, as they may deem just and equitable.*

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## CHAP. XLVIII.

*Resolve granting compensation to the Clerk of the Valuation Committee. January 30th, 1822.*

*Resolved, That there be allowed and paid out of the Treasury of this Commonwealth, to Pelham W. Warren, three hundred and sixty two dollars, in full for his services, as Clerk of the Committee of Valuation, for sixty nine days' attendance, and eighty four miles travel.*

## CHAP. XLIX.

*Resolve on the petition of David Greenough.*  
January 31st, 1822.

Upon the petition of David Greenough, a debtor to the State Prison,

*Resolved,* That the Warden and Directors of the State Prison be, and they hereby are authorized to settle with the said David Greenough, his account with that institution, upon the following terms and conditions: That the said Greenough shall give security to the acceptance of the said Warden and Directors, within thirty days from this date, for the sum of two thousand dollars, one half payable in four months and one half in eight months; and upon receiving such security, shall discharge the said Greenough from the demand.

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## CHAP. L.

*Resolve authorizing Eliphas Jones to sell Lands.*  
January 31st, 1822.

On the petition of Eliphas Jones, Guardian of Mary Turner Jones and Henry Gardner Jones, minor children of the said Eliphas Jones, praying that he, or some other person, may be authorized to sell certain real estate belonging to said minors, situate in the County of Middlesex;

*Resolved,* For reasons set forth in said petition, that the said Eliphas Jones, of Belchertown, in the County of Hampshire be, and he hereby is authorized and empowered to sell and convey, in fee simple, at public or private sale, the real estate described in said petition, and to make and execute and deliver a good and sufficient deed of the same; *provided,* that the said Eliphas Jones shall first give bond, with sufficient sureties to the Judge of Probate for the County of Middlesex, conditioned that he will account for, and make payment of, the proceeds of said sale, agreeably to the rules of law.

CHAP. LI.

*Governor's Message.* February 1st, 1822.

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

The Secretary will lay before you a letter from the Governor of the State of Maine, dated the thirtieth of January last, together with sundry resolutions of the Legislature of that State, passed the twenty first of March, one thousand eight hundred and twenty one, and another resolution passed the twenty ninth of January, of the present year.

J. BROOKS.

*Council Chamber, February 1st, 1822.*

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CHAP. LII.

*Resolve on the petition of Thomas Whitney and others.*  
February 1st, 1822.

On the petition of Thomas Whitney and others, inhabitants of the Congregational Parish in the Town of Shirley, praying that any Justice of the Peace in Middlesex County, may be authorized to issue a warrant for calling a meeting of the inhabitants of said parish ;

*Resolved,* For reasons set forth in said petition, that any Justice of the Peace, within and for the County of Middlesex, be, and he is hereby authorized, on application in writing, made to him by any three of said petitioners, to issue his warrant, directed to either of the persons applying for the same, in manner aforesaid, for calling a meeting of the inhabitants of said parish, qualified by law, to vote in parish affairs, at such time and place as he may direct, by posting up a notice of said meeting, in two public places in said town, seven days at least, before said meeting.

## CHAP. LIII.

*Resolve granting Compensation to Calvin Sanger, Esquire, one of the Valuation Committee. February 1st, 1822.*

*Resolved,* That there be allowed and paid to Calvin Sanger, Esquire, one hundred and seventy dollars, being in full for his attendance and travel, as one of the Committee on the State Valuation; and that the Governor be authorized to draw his warrant for the same.

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## CHAP. LIV.

*Resolve on the petition of John Breed. February 2d, 1822.*

On the petition of John Breed, of Boston, merchant, Administrator on the estate of Ebenezer Breed, late of Charlestown, deceased;

*Resolved,* That the Treasurer of this Commonwealth, for the reasons set forth in said petition, make and deliver a new State Note, to said John Breed, of the same tenor and date, as the note lost, numbered three hundred and fifty eight, dated July twenty eighth, one thousand eight hundred and ten, for the sum of one hundred and fifty eight dollars and eighty seven cents; he the said John Breed advertising said note and making affidavit before some Justice of the Peace, to the truth of the facts stated in his petition, if he has not already so done, filing said affidavit in the treasury office, and giving bonds to the said Treasurer, in the penal sum of two hundred dollars, with one or more sureties, to secure the Commonwealth against any loss that may happen in consequence of the renewal of said note.

## CHAP. LV.

*Resolve on the petition of William Jernegan, referring the account of S. Mayhew, to the Committee on Accounts.*

February 4th, 1822.

*Resolved*, That the Committee on Accounts be authorized and directed to receive and examine the accounts of Simeon Mayhew, Coroner for Dukes' County, and allow such sum to William Jernegan, Treasurer for said county, as may appear to them justly due from the Commonwealth, notwithstanding the statute of limitation.

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## CHAP. LVI.

*Resolve on the petition of Benjamin Baldwin.*

February 4th, 1822.

*Resolved*, for reasons set forth in the petition of Benjamin Baldwin, that there be allowed a further time of two years from and after the passing of this resolve, to the said Benjamin Baldwin, to complete the payment of his notes due the Commonwealth, *provided* said Baldwin shall pay the interest of said notes annually.

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## CHAP. LVII.

*Resolve on the petition of the Assessors of the Town of Pepperell.* February 4th, 1822.

On the petition of the Assessors of the Town of Pepperell, in the County of Middlesex, praying for authority to appoint a Collector of Taxes,

*Resolved*, for the reasons set forth in said petition, that

the said Assessors, and the Selectmen of said town, be, and they hereby are authorized and empowered to appoint a Collector of Taxes, instead of Joseph E. Wheeler, to levy and collect the taxes borne on the list made by said Assessors, for the north part or section of said town, for the year of our Lord one thousand eight hundred and twenty one: *Provided, however,* that the Collector so appointed shall give bond, with sufficient sureties, for the faithful execution of said trust, before the said Assessors shall commit said list to him; and the person so appointed, and receiving said list of taxes, shall have the same power in all respects, to collect the same, as though he had been chosen and appointed by the inhabitants of said town, in manner and form as prescribed by the existing laws of this Commonwealth.

#### CHAP. LVIII.

*Resolve on the petition of Josiah Talbot and others, authorizing the calling of a meeting of the First Congregational Parish in Sharon. February 7th, 1822.*

On the petition of Josiah Talbot and others, praying that a warrant may be issued for calling a meeting of the First Congregational Parish in the Town of Sharon;

*Resolved,* For reasons set forth in said petition, that Nathaniel Gould, Esquire, be, and he is authorized and empowered to issue his warrant, directed to some principal inhabitant of said parish, requiring him to notify and warn the freeholders and other inhabitants of said parish, who are qualified to vote in parish affairs, to meet at such time and place as shall be named in said warrant, to choose such parish officers, as parishes are by law, authorized and required to choose in the months of March and April

## CHAP. LIX.

*Resolve on a report of a Committee of the Legislature of Ohio. February 7th, 1822.*

The Committee of both Houses, to whom was referred so much of the communication of His Excellency the Governor, as related to the report of the joint Committee of both Houses of the General Assembly of the State of Ohio, on the communication of the Auditor of that State, upon the subject of the proceedings of the Bank of the United States, against the Officers of the State, in the Circuit Court of the United States, have had the same under their consideration, and ask leave to submit the following report.

The questions proposed for consideration by the proceedings of the General Assembly of the State of Ohio, although of an interesting nature, are not new. It is a familiar fact, that soon after the government of the United States went into operation, a National Bank, with offices of discount and deposit, in several of the States, was established by law; and that, in the course of the discussions which took place in the legislative bodies, and in the executive councils, the constitutional right of Congress to pass such a law, was fully examined in all its relations, by men, intimately acquainted with the principles of the constitution, and eminent for their ability and patriotism. It was then determined, that this power was vested in Congress by the constitution, and that the exercise of it was convenient and necessary to the fiscal operations of the government. This early construction of the constitution was acquiesced in, and acted upon, by all the departments of the government, till the charter of the bank expired by its own limitation. A short interval only elapsed, before the Secretary of the Treasury, in an elaborate report made to Congress, resumed the subject, and urged the institution of a National Bank, on similar grounds of constitutional right, expediency and necessity. Another act of incorporation, within a short period after, with a much larger capital, was granted, under the operation of which this great question was brought directly under judicial cognizance. The Supreme Court of the United States, the ultimate tribunal for the determina-

tion of all cases arising under the constitution and laws of the United States, have decided, after full argument upon all the questions raised, that the power to establish a bank is vested, by the constitution, in Congress; and that its several branches are exempted from the taxing power of the States. The constitutional questions, then, having been thus solemnly determined, in all the forms in which they can arise, the construction thus given to the constitution appears to your Committee, to be final, and binding upon the several States. If the operation of this is found to be injurious to the best welfare of the States, the remedy is to be found in an amendment to the constitution. The Legislature of this State, however, is not called upon to sanction any such amendment, but to express its opinion upon the report and resolutions of the General Assembly of Ohio: but to comply with the request fully, holding, as your Committee do, different opinions, would occupy this Legislature with the details of arguments, better fitted for a judicial than a legislative body; and could hardly be justified by the sincere respect which is felt for the Legislature of the State of Ohio. Satisfied, as your Committee are, with the construction which has been so often, and so deliberately given to the constitution, they do not perceive that any important end can be obtained, by offering any thing more than the result of their reflections, in the form of resolutions, which are herewith respectfully submitted to the consideration of the Legislature.

*Per Order.*

WARREN DUTTON.

*Resolved, by the Senate and House of Representatives, in General Court assembled, That in their opinion, the power to establish a National Bank, with branches thereof in the several States, is vested, by the constitution, in the Congress of the United States.*

Second. *Resolved, That the act of Congress, passed on the tenth day of April, in the year of our Lord one thousand eight hundred and sixteen, to incorporate the subscribers to the Bank of the United States, is a law made in pursuance of the constitution of the United States.*

Third. *Resolved, That inasmuch as the constitution of the United States, and the laws made in pursuance thereof, are the supreme law of the land, any thing in the constitution or laws of any State, to the contrary notwithstanding,*



the legislative acts of any State, so far as they prevent or defeat the operation of such laws, are void.

Fourth. *Resolved*, That the act of the Legislature of the State of Ohio, levying a tax upon the branch of the National Bank, established there, with the other measures proposed, would, if carried into effect, expel from the state such branch, and defeat the operation of the law, by virtue whereof it was established.

Fifth. *Resolved*, That as the judicial power of the United States extends to all cases arising in law and equity, under the constitution and laws of the United States, it belongs to the judicial department, to determine all cases arising from a conflict between the laws of the United States and the laws of a particular State.

Sixth. *Resolved*, That, in the opinion of this Legislature, the proceedings of the Circuit Court of the United States, for the District of Ohio, against the officers of that State, do not violate the eleventh amendment to the constitution of the United States.

Seventh. *Resolved*, That the constitutional exercise and preservation of the judicial power of the United States, is essential to the safety and prosperity of the Union: And that, while this Legislature will be ever ready to afford its aid to any State, against manifest usurpation, or real encroachment upon its rights, it will also yield a reasonable confidence and support to all the departments of the national government, so long as they continue in the rightful exercise of their constitutional powers.

Eighth. *Resolved*, That His Excellency the Governor be requested to transmit to the Governors of the several States of the Union, a copy of the foregoing report and resolutions.

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## CHAP. LX.

### *Resolve on Resolutions of Maryland, respecting Public Lands. February 9th 1822.*

The Committee of both Houses of the Legislature, to whom, at a former session, was referred a message of His Excellency the Governor, communicating sundry resolu-

tions of the Legislature of the State of Maryland, relative to the appropriation of a portion of the public lands of the United States, in certain cases, to the encouragement and support of common schools, and other seminaries of learning; and to whom, also, was referred that part of the several communications of His Excellency to both Houses, at the present session, relating to the same subject, and transmitting sundry resolutions of the Legislatures of the States of Vermont, New Jersey, and Kentucky, relative to the same, having, according to order, had the same under consideration, thereupon ask leave, respectfully, to submit the following report.

The encouragement and general establishment of common schools, and the universal diffusion of the means of education among all the people of this Union, is unquestionably one of the most interesting and important objects which can now attract the attention of an American statesman. The principle upon which the structure of government in these States, is founded, is that of representative democracy. Government is established by the general will, and designed for the general good. The great body of the people not only virtually hold, but actually exercise a great portion of that power, which puts in motion all the springs of government. It is essential therefore, that the great body of the people should be so far enlightened and instructed, as to enable them to make a judicious selection of representatives, to inform and interest themselves in the course and tendency, the justice and policy of public measures, and to form some just estimate of the character, conduct, and motives of those, to whom they have confided their political power, and their civil rights. Rulers also, should at all times be able to feel, that they may rely with safety and confidence upon the strength of enlightened public opinion, to sustain them in the adoption of all such measures, as justice, honesty, and the best ultimate good of the people may require. In a state of society and system of government, supported neither by accumulated wealth, hereditary distinctions, or military force, a correct and enlightened public opinion alone can be relied on, to furnish that moral and intellectual power, which is necessary to give activity and efficacy to public measures, and thereby to secure the objects of all government, the protection, liberty, and happiness of the people. But where

so large a portion of power is necessarily entrusted to the great body of the community, should the rising generation be suffered to grow to years of maturity, without education, and the majority of the people thus become ignorant, stupid, and depraved, it is quite apparent that, through the arts of designing and unprincipled men, they would soon become the victims of intrigue, and the instruments of violence. It is quite manifest therefore, that a representative republic cannot be prosperous and powerful, except among an educated and enlightened people.

These considerations are fully sufficient to awaken a lively interest, and to insure the strictest attention to every proposition, which contemplates the promotion of the means of general education. Your Committee, at the same time, are conscious of the propriety and duty of subjecting the principles of every measure, which is proposed for the adoption of the Legislature, to a strict investigation, with a view of ascertaining whether it rests on the safe grounds of justice and expediency. They are sensible that this Legislature, representing the people of the Commonwealth, and the Congress of the United States, whose interposition it is proposed to invoke upon the present occasion, for the purpose of obtaining the object in question, do themselves exercise but a limited and delegated power, entrusted to them in certain measures, and for specified purposes; that it is therefore necessary to be assured, not only that such object is desirable, but that it is just, practicable, expedient, and within the authority of those who are called upon to adopt it.

By the report and resolutions of the Legislature of Maryland, a claim is made upon Congress, in behalf of the old thirteen States, together with Maine, Vermont, and Kentucky, formed out of territory which has never been the property of the United States, to the exclusion of the new States, for a very large grant of public lands, for the purposes of education. This claim is asserted and urged, as one, not of favor, but of justice, and one therefore, which, if well founded, Congress is bound to grant, without regard to any considerations of convenience or expediency.

There seems to be nothing in the circumstances, under which the United States acquired their title to these lands, which can have much influence upon the question. Whatever may have been the case formerly, their title is now universally acknowledged; subject, however, to the para-

mount right of the Aborigines, where their title has not already been surrendered. A brief allusion to these circumstances will be sufficient for the purposes of the present inquiry. The early grants made by the English government to the first colonists in North America, were unquestionably made under a profound ignorance of the geographical character and condition of the country. Most of them were extended in terms to the Pacific, or great Western Ocean. It was, no doubt, the policy of that government, to make these grants large and extensive in terms, with the view of anticipating the progress of other European powers, and thereby giving greater strength, and a wider extent to their own claim of sovereignty, over this part of the new world. The consequence of this utter ignorance of the state of the country, united to a disposition to make liberal grants, soon appeared in many conflicting claims and contested boundaries. These, however, except in the immediate vicinity of actual settlements, were of little importance, because the lands in dispute were of little or no value. But during the war, which terminated in the conquest of Canada, in which the colonists bore an active part, and still more during the revolutionary war, in consequence of the numerous military expeditions which were sent to the northern and western frontier, the fertility of soil, and other local advantages of the Western and North Western Territory, came to be better understood, and more duly appreciated. So triumphant were the arms of America, towards the close of that memorable struggle, and so lofty their pretensions, in consequence of the great interest which their cause had excited in Europe, and the consequent aid derived from numerous powerful and zealous allies, that, at the adoption of the treaty of peace, the American negotiators were left almost at liberty to dictate their own terms, in regard to boundaries. The consequence was, by prescribing very extensive limits, that in many points, large tracts of territory were included within these limits, which were never claimed, and scarcely on any pretence, however extravagant, could be claimed by any of the separate States. These tracts, thus ceded by the treaty of peace, in full sovereignty and property, necessarily belonged to all the States jointly, in their aggregate capacity. After various delays and negotiations, between Congress and the several States, all those States having claims under their antient charters, to tracts of land beyond the bounds

of their actual settlements, with a spirit of conciliation and liberality, highly honorable to them, ceded these claims to the United States, in nearly every instance, without pecuniary considerations. To some of these cessions, conditions were annexed; but none which it is necessary to mention, in connexion with this subject. The object of all these cessions, seems to have been the same, and was well expressed by Virginia, in her formal act of cession. This provides that these lands "shall be considered as a common fund, for the use and benefit of such of the United States as have become, or shall become members of the confederation or federal alliance of the said States, Virginia inclusive, according to their usual respective proportions in the general charge and expenditure, and shall be faithfully and *bona fide* disposed of for that purpose, and for no other use or purpose whatsoever." The inducement to these liberal cessions of territory, was to raise the credit, and strengthen the resources of the Union, and thus enable the general government to provide the means of paying or securing the debt incurred by the war, more especially that portion of it, which was due for military services.

Subsequently, that vast tract of territory included under the name of Louisiana, and more recently the peninsula of Florida, were acquired by the United States, by purchase; and the consideration being paid out of the common treasury, these lands unquestionably became the common property of the Union. Your Committee, therefore, do cordially concur with the Legislature of Maryland, in the proposition, "that in whatever point of view the public lands are considered, whether as acquired by purchase, conquest, or cession, they are, emphatically, the common property of the Union. They ought to enure, therefore, to the common use and benefit of all the States, in just proportions, and cannot be appropriated to the use and benefit of any particular State or States, to the exclusion of the others, without an infringement of the principles upon which cessions from States were expressly made, and a violation of the spirit of our national compact, as well as the principles of justice and sound policy."

The Legislature of Maryland proceed to inquire how far Congress has acted in conformity with the dictates of impartial justice, in the appropriations of the public lands; and concluding that Congress has not so acted, thereupon

found a very large claim to these lands, in favor of the sixteen old States, to the exclusion of the new States and Territories, which are denominated the favored States. This claim may be thus stated. By the laws and regulations relating to the survey and sale of the public lands, hitherto acted on, and now in force, one thirty sixth part, being one section out of each township of six miles square, and divided into thirty six sections, is reserved to be appropriated to the use of schools, within such township. Certain other appropriations, though of comparatively small amount, and not very distinctly stated, are alleged to have been made for seminaries of learning of a higher grade, assumed by the Legislature of Maryland, to be in the proportion of one fifth of the aggregate amount of the reservations for common schools. It is further assumed, that the same system for the survey and sale of these lands, will be observed, in all future time, until every acre of them is sold; an event, of the certain and speedy accomplishment of which, the Legislature of Maryland seem to entertain no doubt. Taking a computation and estimate upon this assumption, in reference to all the lands of the United States, not only those which have been surveyed, but including all the unexplored surface of the Northwestern Territory, and the more extensive and unknown regions of Louisiana, stated to amount to between four and five hundred millions of acres, the inference is drawn, that the total of literary appropriations, in the new States and Territories, will be fourteen million, five hundred seventy six thousand, five hundred and sixty nine and two thirds acres. At two dollars an acre, the amount in money, will be twenty nine millions, one hundred and fifty three thousand, one hundred and thirty nine dollars and one third of a dollar. Then considering it as proved, that these appropriations to the new States and Territories do furnish a valid claim, in justice to the excluded States, to an equal quantity of land, in proportion to their extent of territory, the Legislature of Maryland come to the conclusion, that nine million, three hundred and seventy thousand, seven hundred and sixty acres of land will be "necessary to do justice to the States which have not yet had any." Such is the claim set forth by the State of Maryland, in behalf of herself and the old States.

Your Committee, in the first place, cannot avoid remarking upon the extraordinary nature and amount of these esti-

mates and deductions. The boundless and trackless regions of Louisiana, for instance, which are yet not only unexplored, but over the greater part of which, even the eye of an American citizen has never wandered, is taken to be a present valuable and available fund, out of which, in their whole extent, reservations may be made; and therefore, that the old States have a right to claim a quantity of land proportionate to these reservations, to be set off to them, within the settled States and Territories. Judging of the general character of that unknown and unexplored country, from the few portions of it which have been seen, it may be taken to consist mainly of vast plains, without wood, scantily watered, and serving only, for a part of each year, to furnish coarse pasturage to immense herds of wild animals, but which would be of little value were it even nearer to places where some settlements have been made. If these lands can be taken into the account, for the purpose of swelling the quantity upon which our proportion is to be calculated, all being taken as it is to be of equal value, we cannot perceive why it would not be equitable to satisfy our claim out of the same lands. But the grant of a few hundred, or even a few millions of acres, upon the upper branches of the Yellow Stone River, along the eastern slope of the Rocky Mountains, or even upon the vallies of the Columbia River, would hardly be regarded as a favor, by Maryland or Massachusetts, especially if they were under obligation to survey them, for a century to come. It is also to be considered, that a great part of the lands stated to belong to the United States, more especially those beyond the Mississippi, are still held by the Indian tribes, in full property, from whom the government must purchase, before they can acquire any right to sell them.

It seems scarcely necessary to remark upon the extraordinary fallacy of fixing the price of two dollars an acre, upon those vast tracts of waste and unsettled territory. It is true that this is, or rather heretofore has been the price affixed by Congress to the public lands; but it is to be considered, that the expenses of surveying, and those attending the costly machinery of the land office system, are wholly borne by government; that although two dollars is the gross price, yet with the credits, and discounts for prompt payment, it amounts to about three quarters only of that sum, and more especially, and this circumstance wholly distin-

guishes the two cases, that the lands thus sold for two dollars, lie within settled States and Territories, and are in immediate and present demand, for the purposes of actual settlement. And it is this exaggerated estimate, which has led the Legislature of Maryland to the startling conclusion, that the grants or reservations in favor of the new States and Territories, may be estimated to amount in value, to the enormous sum of nearly thirty millions of dollars. This sum, we believe, is more than all the monies ever received from the sales of the public lands, from the commencement of the grants to the present time, a period of thirty five years of unexampled activity and enterprize; during which, settlements have been formed, and a population has grown up upon these territories, with a degree of rapidity entirely without parallel in the history of the progress of society.

It is, however, truly observed by the Legislature of Maryland, "that the magnitude of the appropriations which equal justice requires, cannot be considered as a reasonable objection to them." But your Committee are of opinion, that the magnitude of a claim, urged as a demand of right, furnishes a good reason for bringing it to the test of strict inquiry, to ascertain whether it is in truth founded upon those principles of equal justice, upon which it is asserted.

It is assumed throughout the report under consideration, that these reservations of land, for the use of schools, are to be justly regarded as donations or grants, to the several States and Territories within which they are situated, they are thus granted for the use and benefit of such States, and to be applied to state, and not to national purposes. Supposing this view of the subject correct, in regard to States already formed, and Territories actually peopled; upon what just ground can it be extended to the unnumbered States, existing only in anticipation, which may, at some future time, be formed out of these vacant Territories, in which a cabin has not yet been erected, and towards which the boldest of the frontier settlers have yet scarcely made an approach? A grant implies parties; there must be a party to receive, as well as a party to convey. Yet our claim can only be sustained, to the extent asserted, by proving our right to demand in present possession, an equivalent for these supposed donations to imaginary States.

But can these reservations be justly considered as grants or donations to any State within which they lie? A system



for the survey and sale of the public lands has been adopted, originating in the celebrated ordinance of the twentieth May, seventeen hundred and eighty five, before the adoption of the present constitution, and modified by sundry acts of Congress. According to this system, lands intended to be sold, are surveyed before they are offered for sale, being actually divided into townships six miles square, and these subdivided into thirty six sections, each one mile square, and containing six hundred and forty acres. One of these sections, in each township, is uniformly reserved and given in perpetuity for the support of schools in the township. This plan being adopted and made known, before the township is offered for sale, it is manifest that every purchaser, whether he take the whole or part of a township, purchases his land with this privilege annexed, and pays a full consideration for the privilege, in the price given for the land, to which such privilege is thus previously annexed. The United States, as proprietors of a township thus surveyed, offer it for sale on these terms; that if a purchaser, or company of purchasers, will pay for the thirty five sections at the price fixed, they shall be entitled to a grant thereof in fee, and the United States will forever hold the thirty sixth section in trust, for the use and benefit of such purchasers and their assigns, for the support of schools. When land is taken at this offer, the contract becomes complete, and the United States are bound to execute this trust with fidelity; and it would be a manifest breach of faith, to compel such purchaser, in any shape, to pay a further equivalent for the privilege thus stipulated and paid for. But it would obviously be compelling such purchaser, thus to pay again for this benefit, if in consequence of such reservations, other lands or other funds should be appropriated to the use of all other citizens of the United States, from the benefit of which, such purchaser should be excluded. Your Committee consider these reservations as one of the means resorted to by the government, to give value to their lands, and thus to encourage and promote the sale of them. Suppose the United States, upon opening a tract of land for sale, should stipulate to make certain roads to, and through them; would the price paid for such roads, be regarded as a gift or gratuity to the purchasers of the land, who should take it upon the terms thus offered? Every privilege, benefit and advantage, which an owner of property annexes to it, prior to

the sale, and which thus passes with the property, as one of its incidents and appurtenances, must be considered as a sale for valuable consideration, and not as a gift or gratuity.

This arrangement, by which a portion of the public lands sold, is reserved for schools, your Committee consider to be, in a high degree, wise and judicious. Whilst it serves to encourage the sale of the lands, in the first instance, it remains as a growing fund, becoming valuable in proportion as the occasion for its application arises, by the increase of families within the township. Still it is a fund, paid for by the owners of such township, which the government cannot resume without injustice and breach of faith, and for which, it would be equally unjust to claim an equivalent from other funds. It may, perhaps, be asserted, that the annexation of this privilege to lands, does not enhance their value, and is not ordinarily taken into consideration by purchasers. Such an assertion, however, we think would be entirely unwarranted. It may be very true, that many individuals buy, without entering into any very exact computation of the value of this privilege, in dollars and cents. But as a general and known incident annexed to all lands derived from the public, as a general encouragement to settlers, proceeding from places where the advantages of school education are known, enjoyed, and appreciated, its effect is produced in that general aggregate of the judgments of men, which constitutes the market price, and fixes an average estimated value to such property. It is probable, therefore, that by enhancing this market price, and raising the general estimate of public lands, by the reservation of the school lot, a full equivalent is obtained, for every acre thus set apart, and reserved as a trust fund.

The Legislature of Maryland appear to have anticipated this objection, and endeavor to answer it, by stating "that this increase of value has not been an exclusive benefit to the Atlantic States, but a benefit common to all the States, eastern and western, whilst the latter still enjoy exclusively the advantage derived from the appropriations of lands for literary purposes." But why, we ask, should it have been the exclusive benefit to the Atlantic States? These States were not the exclusive owners of these lands; they were the common property of all the people of the United States. If, therefore, the proceeds of these lands, thus raised in value, go into the common treasury of the United States, and thus

enure to the benefit of the whole people, precise and exact justice is done to all parties. It is not to be forgotten, that an individual does not cease to be a citizen of the United States, by becoming a purchaser of its lands. It is the common case of an aggregate corporation, entering into a contract of sale with one of its members. As an individual, he pays into the common treasury a full equivalent for the property purchased; as a member of such corporation, he enjoys his full proportion of it, according to his share in its capital.

But whatever may be considered to be the relation subsisting between the United States and the purchasers of any township, resulting from the school reservation, it seems quite manifest, that such reservation cannot be regarded as a grant to any State, or to the people of any State. The State Governments have no control over them, and can make no disposition of them. It appears to have been taken for granted, that the purchasers must necessarily be the settlers of the public lands. But it is obvious, that a citizen of Maryland or Massachusetts may as well be the purchaser of these townships; and as the reservation enures to the benefit of the purchasers, and their assigns, this benefit would be extended to such persons as effectually, as if they were citizens of the State or Territory, within which such lands might lie.

Your Committee would suggest another consideration which presents itself to their minds, as one of great weight, and which must reduce the claim in question to a very small proportion of its alleged amount, were it in other respects well founded. If the school reservation can in any respect be considered as a grant or donation, it can only be so considered, to the extent to which lands have been actually sold, under the present system. Certainly where a township has been sold, with this privilege annexed, Congress cannot with good faith, revoke it. But where the rights of purchasers have not intervened, Congress has an unquestionable right to alter this system for the survey and sale of public lands, to recall the standing proposals now by law made to purchasers, without breach of faith, and to propose such other terms, as policy and expediency may dictate. This, in some instances, Congress has done. In some of the early grants, that to the Ohio Company, and J. C. Symmes, a like reservation was made for religious ob-

jects. Subsequently, this reservation was discontinued; and no one ever thought of imputing to Congress a breach of faith in this particular, nor was any claim ever advanced, in consequence of this reservation, in behalf of the old States. Indeed, it is perfectly obvious, that the present system of sale is governed by considerations of expediency, and is one which Congress may discontinue at any moment. Should this now be done, what would become of all that part of the claim of the old States, founded upon a computation of the four hundred million acres, not yet sold, surveyed, or explored.

If, then, this claim were well founded, it could only be practically asserted at the present time, to the extent of that proportion of lands, which have been reserved upon sales actually made. Because, should Congress discontinue the accustomed reservation, and order a sale of the whole thirty six sections in each township, the old States would enjoy their full proportion of this common property, in the proceeds of the sales, thus brought into the public treasury.

Considering these school reservations, beyond townships actually sold, as altogether contingent, depending upon the will and judgment of Congress, and to be affected by varying views of policy, your Committee cannot but regard, with extreme surprize, the language of the Legislature of Maryland, in which they speak of the whole fourteen million, five hundred and seventy six thousand acres, being the aggregate of what these reservations will be, throughout the whole of the unsurveyed territory of the United States, as land which "has already been given to the favored States and Territories," and thereupon to found a demand for an immediate allowance of a proportionate amount in behalf of the excluded States.

Your Committee, however, are far from entertaining a doubt of the purity and uprightness of the motives, in which this proposition originated. On the contrary, they firmly believe that the Legislature of Maryland, in the claim which they have advanced, and those of the other States which have given it their sanction, have been actuated by an honest, but very ardent desire to promote a highly interesting and laudable object, that of education; but through the zeal and earnestness with which this object has been pursued, they have been led to overlook the unsoundness of the principles upon which this extraordinary claim is as-

serted. But the allowance of this claim, looking as it avowedly does, for large donations to some of the States, to the exclusion of others, if not fully established, and clearly shewn to rest upon principles of strict right, as a debt due from the favored to the excluded States, would be a palpable violation of the dictates of impartial justice, so eloquently and powerfully urged by the Legislature of Maryland.

Your Committee ask leave to call the attention of the Legislature to one more topic arising out of the subject committed to them, which is, the ratio upon which it is proposed to distribute the lands among the old States, should they be granted by Congress, in pursuance of this claim. The Legislature of Maryland propose, that they should be distributed among these States in proportion to their respective superficial extent. This rule seems not only to be entirely arbitrary, and founded on no principle of equity, but repugnant to the general spirit and design of the cessions of the respective States, and a violation of the express condition upon which cessions were made by Virginia, namely, that these lands should enure to the benefit of all the States, "according to their usual respective proportions in the general charge and expenditure." This was the language used during the existence of the confederation, and was at that time entirely appropriate. It is not now strictly accurate to speak of these lands as the common property of the States; but conformably to the spirit and principles of the present constitution, they are rather to be regarded as the property of the people of the United States, directly and fully represented in Congress. According to these principles, upon the present system, the proceeds of lands are brought into the treasury, and enure to the benefit of the citizens, in the exact proportion in which they contribute to the general charge; therefore, the lands, if distributed, must equitably follow the same proportions.

It is hardly to be presumed, however, that it is seriously in contemplation to grant the land itself to the sixteen States, respectively. Should eight or ten millions of acres be thus granted, with liberty to the several States to dispose of them, as they might think fit, it is very certain that so many sellers coming into the land market at once, would not only depreciate the value of their own lands, but entirely derange the present system of land sales, by the United States, and divert that source of revenue from its present channel, for

many years to come. To avoid this ruinous system, it would, probably, be proposed to pay in cash, a certain proportion of the proceeds of the sales of public lands. But in this case, it would be necessary to replace the same sum from other funds, so that in point of fact, it would be quite immaterial whether these sums were paid out of those proceeds specifically, or from any other public monies, being in either case, a general charge on the treasury. Whether land therefore, or money, be distributed, no other equitable rule of proportion can be followed, than that of contribution to the general charge, because in either case, the amount thus taken, must be replaced by such contribution. Nor does it appear of the slightest importance whether those who are entitled to receive, happen to be closely settled on a small surface, or thinly scattered over an extensive territory. Extent of surface, therefore, can furnish no safe or equitable rule of distribution. But it is, perhaps, easy to perceive the error, in which this proposed ratio of distribution arose, and to trace it to that general delusion, if the expression may be indulged, in which this extraordinary claim itself originated. The aggregate of these school reservations, being a portion of each township surveyed, for sale, must of course, be in exact proportion to the number of these townships. As a benefit promised to purchasers, this was the just proportion. Had such reservation been designed principally as a gift or gratuity, to inhabitants or settlers, independent of their interest in the lands, a different proportion would naturally have presented itself. This circumstance throws additional light upon the nature and character of these reservations, as incidental merely to the grants to which they were annexed, and of course, co-extensive with them.

Such are the views, which your Committee have felt it their duty to submit to the Legislature, relative to the most important question, arising out of this subject. The further claim, founded on the suggestion that donations of lands have been made to certain States, for the support of seminaries of learning of a higher grade, may perhaps stand on a footing somewhat different. Seven townships appear to have been granted for this purpose to several States and Territories, and others may have been granted, of the circumstances attending which, and the considerations upon which they were made, your Committee have not been able

to obtain precise and satisfactory information. They are, however, so unimportant in point of amount, as not materially to affect the general question. If the reservations of the thirty sixth part of the public lands, for the support of schools, are not of a character to sustain the present claim in behalf of the old States, the proposition of the State of Maryland must entirely fail. A general desire to promote the great object of school education, will not be sufficient to justify an affirmative decision on this proposition. It is a question of strict right, between parties having adverse interests, the decision of which, may involve consequences deeply affecting the future peace and harmony of the Union. The form in which this claim is made, as well as the claim itself, appears calculated to awaken jealousy and discord. Some are denominated the favored, and others the excluded States. The latter are represented to be powerful, having one hundred and sixty nine Representatives in Congress; the former feeble, having only seventeen Representatives. The question is ultimately to be decided by these Representatives, having themselves an interest in the question. As a question between parties thus situated, it becomes an imperious duty to waive all considerations of interest, policy and expediency, and to decide only upon those unerring principles of justice, which can alone ensure harmony and safety. The question, whether Congress has power, and whether under any circumstances, it would be advisable to exercise it, in making appropriations for the encouragement and support of schools and other seminaries, for the common use and benefit of all the people of the Union, is one of an entirely different character, upon which your Committee feel confident, that the Legislature of Massachusetts will be ready to act with promptness and liberality, whenever that question is distinctly presented.

Your Committee would have felt more entire confidence in the result of their inquiries, had not opinions of an opposite character been expressed by those, for whose judgment they entertain the highest deference and respect. This circumstance has induced them to examine the subject with all the attention which other engagements would permit, and to assign the reasons which have influenced them, at much greater length than would otherwise have been proper. But believing that the proposition of the Legislature of Maryland cannot be sustained upon just and satisfactory grounds,

and that the adoption of it by this Legislature, would be attended with consequences highly injurious to the harmony and best interests of the Union, they ask leave to recommend the adoption of the subjoined resolutions. All which is respectfully submitted.

For the Committee,

LEMUEL SHAW.

*Resolved*, That the public lands of the United States are justly considered to be the common property of the Union, and that no state can justly claim any exclusive appropriation of them.

*Resolved*, That the reservation of certain lots of lands in townships offered for sale by the United States, for the support of schools in such townships, in pursuance of standing laws, cannot justly be considered as a donation to the States within which such lands are situated, and cannot, therefore, entitle any other State to demand any land or other donation by way of equivalent.

*Resolved*, That His Excellency the Governor be requested to transmit copies of the foregoing report and resolutions, to the Governors of the several States, with a request that they will communicate the same to the Legislatures thereof, respectively; also to each of the Senators and Representatives of this Commonwealth, in Congress.

## CHAP. LXI.

*Report of the Committee of Valuation.* February 9th, 1822.

*To the Honorable Senate, and Honorable*

*House of Representatives of the Commonwealth of Massachusetts,*

The Committee appointed by an order of the General Court, passed the fifteenth day of June last, convened at the State House, in Boston, on the seventh day of November last, attended by Pelham W. Warren, Esquire, whom they had elected a Clerk to keep a journal of their proceedings,



and proceeded to perform the duties required by said order. After examining the returns of the Assessors of the several towns and districts in the Commonwealth, made in pursuance of an act, passed on the thirteenth day of February, in the year of our Lord one thousand eight hundred and twenty one, entitled, "an act to ascertain the rateable estate within this Commonwealth," and correcting such returns as appeared to them informal, imperfect or erroneous, the Committee proceeded to estimate the several items of taxable property according to their true value, from the best information in their power to obtain.

Your Committee have not in any instance imposed the penalty of twenty five per centum in addition to the aggregate of the taxable property of any town, on account of the neglect of the Assessors to make and return perfect lists of the taxable property therein, as they were authorized to do, although in the opinion of your Committee, there were imperfect and informal returns.

The journal of the Committee, which is herewith submitted, will furnish a complete history of their proceedings.

In exercising the discretionary powers with which they were invested, the Committee have endeavored to proceed with great caution; and they believe they have decided with integrity, after due deliberation.

They submit the following apportionment of the sum of one thousand dollars on the several towns and districts in this Commonwealth, as the ratio by which, in future, they are to be assessed, for the consideration of the honorable Legislature.

*By order of the Committee,*

**JOHN PHILLIPS, Chairman.**

## VALUATION.

## COUNTY OF SUFFOLK.

Polls.	Towns.	Aggregates.	Pay on \$1000, includ. Polls, at 1½ mill each.
9,480	Boston,	3,585,568 00	331 66
143	Chelsea,	17,169 93	1 73
<hr/> 9,623		<hr/> 3,602,737 93	<hr/> 333 39

## COUNTY OF ESSEX.

2,800	Salem,	486,935 84	47 30
889	Danvers,	60,674 23	6 71
561	Ipswich,	27,250 32	3 25
807	Newbury,	47,958 97	5 46
1,507	Newburyport,	137,940 00	14 47
1,325	Marblehead,	67,340 17	7 95
1,229	Lynn,	34,494 91	4 90
137	Lynnfield,	5,623 20	0 70
855	Andover,	49,413 68	5 66
1,003	Beverly,	51,184 76	6 03
460	Rowley,	21,788 82	2 62
500	Salisbury,	22,437 10	2 74
695	Haverhill,	37,540 45	4 36
1,514	Gloucester,	47,991 49	6 52
196	Topsfield,	20,511 20	2 11
430	Amesbury,	20,217 21	2 44
412	Bradford,	19,341 93	2 33
344	Methuen,	16,367 75	1 96
214	Boxford,	15,237 54	1 67
126	Wenham,	6,626 73	0 77
291	Manchester,	11,646 45	1 47
182	Hamilton,	10,824 79	1 23
150	Middleton,	6,593 34	0 81
163	Saugus,	7,514 07	0 91
258	Essex,	15,381 47	1 75
342	West Newbury,	18,960 83	2 19
<hr/> 17,390		<hr/> 1,267,797 25	<hr/> 138 31

## COUNTY OF MIDDLESEX.

254	Acton,	9,647 74	1 24
308	Ashby,	11,010 05	1 43
178	Bedford,	9,600 82	1 12

## MIDDLESEX.....CONTINUED.

Polls.	Towns.	Aggregates.	Pay on \$1000, includ. Polls, at 1½ mill each.
317	Billerica,	17,283 72	2 01
202	Brighton,	15,666 56	1 69
130	Burlington,	6,684 12	0 79
110	Boxborough,	4,813 86	0 59
746	Cambridge,	61,828 88	6 59
159	Carlisle,	7,153 90	0 87
1,312	Charlestown,	110,916 48	11 83
402	Chelmsford,	15,993 98	2 02
411	Concord,	26,463 39	2 96
344	Dracut,	13,372 89	1 70
152	Dunstable,	6,450 97	0 80
231	East Sudbury,	11,200 78	1 34
472	Framingham,	22,572 41	2 71
435	Groton,	24,500 25	2 82
282	Holliston,	15,130 71	1 76
375	Hopkinton,	16,933 41	2 06
264	Lexington,	15,311 32	1 76
164	Lincoln,	9,819 04	1 11
244	Littleton,	10,191 79	1 27
467	Malden,	19,622 00	2 44
454	Marlborough,	24,150 76	2 79
324	Medford,	30,507 84	3 19
204	Natick,	10,487 39	1 24
491	Newton,	25,407 43	2 99
348	Pepperell,	12,269 13	1 61
425	Reading,	14,747 43	1 95
196	Sherburne,	12,094 92	1 37
207	Shirley,	7,046 74	0 94
293	South Reading,	9,263 51	1 14
176	Stoneham,	5,228 21	0 72
235	Stow,	10,502 40	1 28
312	Sudbury,	15,988 34	1 89
221	Tewksbury,	8,739 89	1 11
362	Townsend,	10,439 42	1 47
215	Tyngsborough,	7,407 43	0 97
443	Waltham,	27,212 64	3 14
381	Watertown,	27,800 83	3 02
289	West Cambridge,	13,507 87	1 63
309	Westford,	15,467 04	1 83

## MIDDLESEX.....CONTINUED.

Volls.	Towns.	Aggregates.	Pay on \$1000, includ. Poils, at 1½ mill each.
283	Weston,	17,601 29	1 98
192	Wilmington,	8,554 88	1 05
403	Woburn,	16,490 54	2 06
<hr/> 14,722		<hr/> 793,085 00	<hr/> 92 28

## COUNTY OF WORCESTER.

753	Worcester,	80,539 85	8 26
452	Sutton,	18,243 10	2 30
322	Winchendon,	12,024 92	1 54
494	Mendon,	25,800 00	3 02
276	Milford,	14,767 75	1 72
338	Oxford,	13,352 30	1 69
362	Royalston,	13,480 02	1 73
377	Spencer,	19,248 43	2 27
229	Oakham,	9,105 63	1 15
421	Westminster,	16,964 46	2 13
444	Leominster,	17,132 45	2 19
292	Bolton,	12,678 37	1 56
332	Templeton,	13,294 55	1 68
283	Western,	12,535 43	1 53
455	Sterling,	20,012 35	2 45
309	Princeton,	18,734 31	2 12
254	Southborough,	12,521 15	1 49
333	Holden,	14,144 58	1 76
403	Hardwick,	18,282 39	2 22
249	Milbury,	12,000 00	1 42
374	Harvard,	15,344 56	1 92
199	Northbridge,	6,292 30	0 86
394	Petersham,	19,851 03	2 35
405	Dudley,	14,000 00	1 85
219	West Boylston,	9,525 77	1 17
388	Shrewsbury,	17,070 98	2 10
429	Uxbridge,	18,973 53	2 31
203	New Braintree,	12,072 53	1 47
208	Gardner,	7,956 23	1 01
365	Grafton,	15,792 42	1 95
154	Dana,	4,720 27	0 65
297	Westborough,	14,303 83	1 72

## WORCESTER.....CONTINUED.

Polls.	Towns.	Aggregates.	Pay on \$1000, includ. Polls, at 1½ mill each.
278	Lunenburg,	14,908 89	1 74
334	Hubbardston,	13,519 72	1 70
438	Lancaster,	19,399 15	2 38
286	Douglas,	9,872 67	1 31
124	Ward,	7,080 75	0 82
537	Brookfield,	26,099 83	3 11
288	Ashburnham,	11,384 52	1 44
247	Upton,	8,239 45	1 10
184	Berlin,	7,169 04	0 92
307	Rutland,	19,296 01	2 16
400	Sturbridge,	20,136 34	2 37
155	Paxton,	6,944 08	0 85
393	Fitchburg,	14,390 68	1 86
540	Barre,	26,149 19	3 12
499	Charlton,	28,000 00	3 23
205	Boylston,	10,590 05	1 25
303	Athol,	12,196 69	1 53
244	Phillipston,	9,586 18	1 22
269	Northborough,	11,449 67	1 41
268	North Brookfield,	12,748 59	1 44
247	Southbridge,	11,866 30	1 42
293	Leicester,	17,046 50	1 95
17,852		849,439 79	101 99

## COUNTY OF HAMPSHIRE.

460	Amherst,	19,879 14	2 45
561	Belchertown,	17,022 07	2 35
185	Greenwich,	7,299 31	0 92
199	Enfield,	8,230 67	1 03
243	Granby,	8,674 76	1 13
263	Cummington,	9,085 78	1 19
691	Northampton,	37,774 46	4 38
187	West Hampton,	8,704 90	1 05
289	Pelham,	8,925 40	1 22
265	Williamsburg,	11,848 14	1 45
282	Worthington,	12,615 58	1 54
228	Plainfield,	9,061 93	1 14
267	Ware,	7,725 51	1 09

## HAMPSHIRE.....CONTINUED.

Polls.	Towns.	Aggregates.	Pay on £1000, includ. Polls, at 1½ mill each.
280	Southampton,	9,233 06	1 24
186	Norwich,	6,924 81	0 89
253	South Hadley,	9,326 10	1 21
214	Hatfield,	16,823 01	1 81
170	Middlefield,	8,779 70	1 04
156	East Hampton,	5,166 74	0 70
162	Goshen,	7,167 24	0 87
318	Chesterfield,	11,676 64	1 51
331	Hadley,	18,055 05	1 94
<hr/> 6,190		<hr/> 260,000 00	<hr/> 32 15

## COUNTY OF HAMPDEN.

837	Springfield,	53,405 15	5 99
830	West Springfield,	36,741 59	4 50
547	Westfield,	24,616 91	3 00
375	Southwick,	13,817 90	1 78
380	Granville,	13,020 37	1 72
155	Tolland,	5,902 89	0 75
364	Blandford,	13,358 33	1 73
294	Chester,	9,266 46	1 26
99	Russell,	3,760 43	0 48
149	Montgomery,	3,038 98	0 49
321	Longmeadow,	12,636 36	1 60
435	Wilbraham,	16,388 76	2 10
273	Ludlow,	8,209 86	1 14
264	Palmer,	9,092 77	1 20
423	Brimfield,	18,314 28	2 26
441	Monson,	18,293 30	2 28
161	South Brimfield,	6,420 69	0 81
107	Holland,	4,352 17	0 55
<hr/> 6,455		<hr/> 270,637 20	<hr/> 33 64

## COUNTY OF FRANKLIN.

236	Buckland,	7,499 28	1 02
489	Colraine,	17,081 93	2 25
476	New Salem,	15,824 76	2 12
182	Orange,	9,718 81	1 14

## FRANKLIN.....CONTINUED.

Polls.	Towns.	Aggregates.	Pay on \$1000, includ- Polls, at $\frac{1}{4}$ mil each.
299	Greenfield,	19,336 92	2 16
270	Whateley,	9,850 55	1 28
189	Leverett,	5,689 05	0 79
232	Wendell,	6,667 77	0 94
382	Conway,	18,675 64	2 23
247	Heath,	6,519 62	0 95
271	Charlemont,	7,603 94	1 08
201	Barnardstown,	8,197 02	1 02
411	Deerfield,	21,894 32	2 56
154	Sunderland,	7,957 40	0 84
225	Shelburne,	9,345 85	1 17
201	Rowe,	5,467 30	0 79
281	Warwick,	11,757 85	1 47
226	Shutesbury,	6,125 23	0 89
181	Gill,	6,424 25	0 85
236	Montague,	8,778 54	1 14
214	Leyden,	8,317 61	1 06
348	Northfield,	17,428 14	2 07
240	Hawley,	6,848 84	0 97
405	Ashfield,	13,249 83	1 78
72	Ervin's Grant,	1,821 94	0 27
6,668		258,082 39	32 84

## COUNTY OF BERKSHIRE.

437	Adams,	16,047 81	2 08
141	Alford,	5,153 18	0 67
91	New Ashford,	3,023 04	0 40
222	Becket,	8,588 25	1 09
438	Great Barrington,	18,429 55	2 29
270	Cheshire,	14,148 16	1 66
60	Clarksburgh,	1,821 63	0 25
190	Dalton,	7,305 86	0 94
209	Egremont,	6,308 88	0 87
95	Florida,	1,959 94	0 31
180	Hinsdale,	7,055 36	0 89
256	Hancock,	10,269 74	1 28
306	Lanesborough,	15,162 49	1 80
342	Lenox,	12,591 27	1 63

## BERKSHIRE.....CONTINUED.

Polls.	Towns.	Aggregates.	Pay on \$1000, includ. Polls, at 1½ mill each.
430	New Marlborough,	13,430 04	1 84
91	Mount Washington,	2,785 89	0 38
11	Boston Corner,	250 06	0 04
387	Lee,	11,569 26	1 60
247	Otis,	5,671 84	0 87
164	Peru,	7,002 96	0 88
697	Pittsfield,	29,852 77	3 70
220	Richmond,	11,634 03	1 36
410	Sandisfield,	16,197 45	2 05
187	Savoy,	4,394 92	0 66
544	Sheffield,	20,894 30	2 67
328	Stockbridge,	15,520 67	1 87
317	Tyringham,	9,475 11	1 32
268	Windsor,	7,215 04	1 04
165	Washington,	4,464 06	0 64
425	Williamstown,	19,472 32	2 36
11	Gore, West of Do.	442 48	0 06
290	West Stockbridge,	8,533 40	1 18
8,429		316,671 76	40 68

## COUNTY OF NORFOLK.

211	Brookline,	25,931 50	2 63
1077	Roxbury,	76,913 00	8 41
805	Dorchester,	59,574 57	6 33
375	Milton,	24,680 95	2 76
587	Weymouth,	26,996 92	3 28
242	Stoughton,	8,469 79	1 12
224	Sharon,	9,057 49	1 15
300	Canton,	12,695 12	1 59
227	Foxborough,	7,735 75	1 03
322	Braintree,	15,031 23	1 82
394	Franklin,	15,524 75	1 97
420	Randolph,	16,251 21	2 08
377	Quincy,	24,345 00	2 64
305	Walpole,	15,099 02	1 81
198	Medfield,	9,579 56	1 17
259	Bellingham,	10,634 50	1 34
286	Needham,	12,147 34	1 51



## NORFOLK.....CONTINUED.

Polls.	Towns.	Aggregates.	Pay on \$1000, includ. Polls, at 1½ mill each.
129	Dover,	8,486 65	0 94
386	Medway,	17,242 37	2 13
616	Wrentham,	22,898 87	2 96
600	Dedham,	36,095 39	4 10
272	Cohasset,	11,869 18	1 47
<hr/> 8,612		<hr/> 467,260 16	<hr/> 54 28

## COUNTY OF BRISTOL.

1,060	Taunton,	43,226 52	5 42
610	Seekonk,	20,448 68	2 72
672	Attleborough,	24,879 16	3 20
607	Fairhaven,	28,375 14	3 42
441	Freetown,	12,361 38	1 75
868	New Bedford,	102,930 49	10 40
236	Wellington,	8,426 21	1 11
245	Somerset,	8,265 35	1 10
425	Swansey,	11,407 70	1 65
269	Mansfield,	7,337 68	1 06
397	Easton,	14,363 12	1 88
350	Troy,	12,019 40	1 59
603	Rehoboth,	19,317 19	2 61
236	Raynham,	8,786 78	1 13
369	Norton,	16,700 86	2 03
233	Berkley,	8,245 37	1 07
161	Dighton,	4,883 12	0 67
621	Westport,	20,971 42	2 79
800	Dartmouth,	25,635 43	3 48
<hr/> 9,203		<hr/> 398,581 00	<hr/> 49 08

## COUNTY OF PLYMOUTH.

956	Plymouth,	45,813 31	5 48
342	Kingston,	14,296 84	1 74
255	Plympton,	7,735 97	1 07
188	Halifax,	6,138 70	0 82
1,314	Bridgewater,	56,187 70	6 95
1,152	Middleborough,	40,709 88	5 33
231	Carver,	7,820 88	1 03

## PLYMOUTH.....CONTINUED.

Polis.	Towns.	Aggregates.	Pay on \$1000, includ. Polis, at 1½ mill each.
780	Rochester,	22,935 91	3 20
216	Wareham,	7,409 50	0 99
539	Duxbury,	22,982 53	2 84
401	Marshfield,	19,527 96	2 33
717	Scituate,	35,800 19	4 25
303	Pembroke,	12,438 00	1 55
220	Hanson,	7,690 46	1 01
28	Hull,	3,437 25	0 34
652	Hingham,	31,073 41	3 73
422	Abington,	19,862 35	2 17
266	Hanover,	13,300 28	1 58
<hr/>		<hr/>	<hr/>
8,982		372,161 12	46 41

## DUKES' COUNTY.

319	Edgarton,	8,807 02	1 26
189	Chilmark,	10,842 14	1 24
309	Tisbury,	9,423 77	1 30
<hr/>		<hr/>	<hr/>
817		29,072 93	3 80

## COUNTY OF BARNSTABLE.

616	Sandwich,	24,426 10	3 09
568	Falmouth,	23,884 25	2 97
901	Barnstable,	25,418 65	3 60
493	Yarmouth,	14,525 12	2 03
439	Dennis,	7,796 64	1 35
327	Brewster,	7,822 32	1 18
402	Harwich,	5,705 28	1 11
406	Chatham,	8,671 50	1 38
359	Orleans,	5,832 55	1 05
173	Eastham,	3,013 03	0 53
344	Wellfleet,	4,606 04	0 92
286	Truro,	3,627 18	0 75
418	Provincetown,	7,800 90	1 31
<hr/>		<hr/>	<hr/>
5,732		143,129 56	21 27

## COUNTY OF NANTUCKET.

2,040	Nantucket,	190,000 00	19 88
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CHAP. LXII.

*Resolve granting compensation to Messieurs Doolittle and Bliss, Committee on Probate Laws. February 11th, 1822.*

*Resolved, That there be allowed and paid out of the public treasury, to the Honorable Mark Doolittle, the sum of fifteen dollars, and to the Honorable George Bliss, the sum of six dollars; which sums are in full for their services and expenses in attending, in the recess of the General Court, to revise the probate laws, and preparing a bill on that subject.*

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CHAP. LXIII.

*Resolve granting \$3000, for the use of the State Prison. February 11th, 1822.*

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

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CHAP. LXIV.

*Resolve authorizing John Whiting, to make sale of Estate, in the County of Berkshire. February 12th, 1822.*

*Whereas the Treasurer has communicated to the Legislature, that there is a small estate in the County of Berkshire,*

which was mortgaged to the Commonwealth, as collateral security for the payment of two notes, amounting to two hundred and fifty two dollars, sixty cents, the possession of which has been sued for and recovered, and is under the care of the Honorable John Whiting, who thinks the same might be disposed of to advantage: Therefore,

*Resolved*, That John Whiting, of Great Barrington, be, and he is hereby appointed the Agent of this Commonwealth, with authority to sell and convey, by good and sufficient deed or deeds, all the right, title and interest which the Commonwealth has in said estate, at public or private sale, as he may see fit, and at a credit not exceeding three years; the said Agent to account with the Treasurer of this Commonwealth, for the time being, for the proceeds of the sale of said estate, or any part thereof, after deducting his account of expenses attending the same; which account the said Treasurer is hereby authorized to audit and settle with the said Agent, in behalf of this Commonwealth.

## CHAP. LXV.

*Resolve for the relief of William Jones.*

February 12th, 1822.

On the petition of William Jones, of Lunenburg, in the County of Worcester, representing that in his capacity of Executor of the last will and testament of Thomas Hammond, late of Shirley, in the County of Middlesex, deceased, he was duly licensed to sell the real estate of said deceased, for the payment of his debts; and that in pursuance of said license, he sold said estate, having previously given notice of said sale, agreeably to the requirements of the law in such cases made and provided; but that he has failed and neglected to file in the probate office his affidavit that he had given such notice;

*Resolved*, For reasons set forth in said petition, that the said William Jones be authorized and allowed to file in the probate office, for the County of Middlesex, his affidavit, that he had given said notice, at any time within two months

from the time of passing this resolve; and the same, when so filed, shall be taken and received in all cases whatsoever, as evidence of said notice, to all intents and purposes, as it would have been taken and received, had it been filed within the time prescribed by law.

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### CHAP. LXVI.

*Resolve authorizing the Court of Sessions of the County of Middlesex, to issue warrants for the election of a Register of Deeds.* February 13th, 1822.

Whereas doubts have existed as to the power of the Court of Sessions to issue warrants for the election of Register of Deeds, in the event of such office being vacated by death;

*Resolved,* That the Court of Sessions for the County of Middlesex be, and they are hereby authorized to issue warrants to the several towns within said county, fixing the time for the election of a Register of Deeds for said County of Middlesex, and that said authority be extended to receiving the returns, and declaring the election of such officer.

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### CHAP. LXVII.

*Resolve allowing Thomas W. Ward \$72 96, for apprehending a convict.* February 14th, 1822.

*Resolved,* For reason set forth in the petition, that there be allowed and paid to Thomas Walter Ward, Sheriff of the County of Worcester, seventy two dollars and ninety six cents, for expenses incurred by him, in advertising, pursuing and apprehending Hiram Read, a convict, who escaped from the house of correction, in the County of Worcester, in November last; and His Excellency the Governor is requested to draw his warrant on the Treasurer for the payment of the same.

## CHAP. LXVIII.

*Resolve making valid the acts of the Selectmen and Constable of Milford. February 14th, 1822.*

On the petition of the Selectmen of the Town of Milford,

*Resolved,* That the proceedings of the officiating Selectmen and Constable of the Town of Milford, in calling the meeting of the inhabitants of said town, on the first Munday of March, in the year of our Lord one thousand eight hundred and twenty one, shall be deemed and taken to be as valid and effectual, to all intents and purposes, as if the said acting Selectmen and Constable, had been legally chosen at the meeting of said inhabitants, in March, in the year of our Lord one thousand eight hundred and twenty.

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## CHAP. LXIX.

*Resolve on the petition of Hannah McDonald.*  
February 14th, 1822.

Whereas it is represented by the petition of Hannah McDonald, of Paxton, in the County of Worcester, that she is the widow of Archibald McDonald, late of said Paxton, deceased, that said Archibald was possessed of some personal property, and some real estate, as described in said petition, that said Archibald was an alien, made no will, and left no issue, kindred, or other heir :

*Resolved,* That the Commonwealth do hereby grant to said Hannah McDonald, and her assigns, one undivided third part of all the real estate, which was purchased by said Archibald in his life time, and which hath accrued to the Commonwealth; and the Judge of Probate for said County of Worcester, is hereby authorized, on the application of said Hannah, to issue his warrant to cause the said third part to be set off to the said Hannah in the same manner as her dower would have been set off, had said Archibald died seized of said real estate to his own use.

*Resolved, further,* That the Attorney and Solicitor General be, and they are hereby authorized and empowered to demand and receive of William D. Wheeler, Administrator of the estate of said Archibald McDonald, the balance of the personal property left by said Archibald, if any, which hath accrued to this Commonwealth, being the amount of said personal property, subject to the payment of the debts of the said Archibald, and the distributive proportion of the same, to which said widow is entitled, and all such allowances out of the same, which may be made to her by the said Judge of Probate, pursuant to law.

And the Attorney and Solicitor General, or either of them, shall be, and hereby are authorized to cause a sale to be made of all the residue of the above described real estate, subject to the grant herein before made, and to execute good and sufficient deed or deeds thereof to convey the same to the purchaser, in the name of the Commonwealth, in such manner as they may judge best, and to pay the proceeds thereof into the Treasury of this Commonwealth.

## CHAP. LXX.

*Resolve to furnish Officers of Militia with Militia Books.*  
February 16th, 1822.

*Resolved,* That His Excellency the Governor, with the advice of Council, be, and he is hereby authorized to cause to be procured, for the use of the Militia of this Commonwealth, a compend of the "Rules and Regulations for the Field Exercise and Manœuvres of Infantry," ordered by a resolution of Congress, to be observed by the Militia of the United States; *provided,* that the cost of each copy shall not exceed the sum of one dollar.

*Resolved,* That when such compend shall be procured, the Adjutant General be, and he is hereby authorized to cause one copy to be delivered to each Major General, and to each of his staff; to each Brigadier General, and to each of his staff; to each field officer, and the Adjutant of every regiment of infantry, and to each Captain of every company of infantry; which copies shall be carefully preserved

by the aforesaid officers respectively, and shall be by them, respectively, delivered over to their successors.

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### CHAP. LXXI.

*Resolve on the petition of William Potter and others, Innholders and Victuallers, in the County of Essex.*

February 18th, 1822.

Whereas the licensed innholders, taverners, and victuallers, of the County of Essex, have, under the act, entitled “an act laying a tax upon retailers of spiritous liquors, and other persons,” passed on the twenty first day of February, in the year of our Lord one thousand eight hundred and twenty, paid the sum of eight dollars, annually, on obtaining their respective licenses; and whereas the same descriptions of licensed persons in the other counties of the Commonwealth, have, under the said act, paid the sum of four dollars only for their respective licenses; Therefore,

*Resolved,* That the Treasurer of said County of Essex be, and he hereby is authorized to refund to each of said innholders, taverners, and victuallers, of the County of Essex respectively, the sum of four dollars, for each of the years in which they have paid the said tax; and that the same shall be allowed him as a good charge against the Commonwealth in any future account; and the Treasurer of the Commonwealth, is hereby directed to allow the same on settlement with him accordingly.

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### CHAP. LXXII.

*Resolve granting County Taxes.* February 18th, 1822.

Whereas the Treasurers of the following counties have laid their accounts before the Legislature for examination, which accounts have been examined and allowed; and



whereas the Clerks of the Courts of Sessions for said counties, have exhibited estimates made by said Courts, of the necessary charges which may arise within the said counties, the year ensuing, and of the sums necessary to discharge the debts of said counties :

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

County of Hampden, five thousand dollars,	- - -	\$5,000 00
County of Berkshire, four thousand dollars,	- - -	4,000 00
County of Worcester, nine thousand dollars,	- - -	9,000 00
County of Suffolk, thirty five thousand dollars,	- - -	35,000 00
County of Dukes' County, six hundred dollars,	- - -	600 00
County of Barnstable, two thousand nine hundred and ninety dollars, - - - - -	- - -	2,990 00
County of Bristol, three thousand five hundred dollars,	- - -	3,500 00
County of Franklin, three thousand dollars,	- - -	3,000 00
County of Norfolk, four thousand dollars,	- - -	4,000 00
County of Essex, three thousand five hundred dollars,	- - -	3,500 00
County of Hampshire, two thousand dollars,	- - -	2,000 00
County of Middlesex, eight thousand five hundred dollars,	- - -	8,500 00
County of Plymouth, ten thousand dollars,	- - -	10,000 00

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### CHAP. LXXIII.

*Resolve referring the Petition and Account of Colraine to the Committee on Accounts.* February 18th, 1822.

*Resolved*, That the petition of the inhabitants of Colraine, together with the account of said town, for the expenses incurred in the relief and support of William Newhouse, a pauper, be referred to the Committee on Accounts, with instructions to allow the whole or such part thereof as may appear to be justly due to said town, considering the said Newhouse as a State pauper, conformably to the laws of this Commonwealth.

## CHAP. LXXIV.

*Resolve making Grants to. and Pensioning several Wounded Solders. February 18th, 1822.*

*Resolved*, that there be allowed and paid out of the Treasury of this Commonwealth, to Nathan F. Tilton, of Loudon, New Hampshire, fifty dollars, to pay his expenses incurred by a wound received on the second of October, one thousand eight hundred and twenty, while on military duty, and the further sum of fifty dollars per year, for four years, from the passing of this resolve.

Also, to Eli Shattuck, of Pepperell, for a wound received while on military duty, in Captain Butcliff's company, on the seventeenth of June, one thousand eight hundred and twenty, in a sham fight, whereby he lost his right eye, and otherwise was much injured, one hundred and fifty two dollars in full, for expenses and loss of time.

Also, to John Q. Adams, of Groton, for a wound received on the third day of May, one thousand eight hundred and twenty one, by a blank cartridge in his thigh, while on military duty, under the command of Captain I. Rockwood, thirty dollars, it being the amount of his doctor's and nursing bill.

Also, to William Jennings, of Boston, twenty five dollars per year, during life, in addition to fifty dollars as heretofore granted on account of wounds received while on military duty, whereby he lost one arm and the use of the other.

Also, to Isaac Noyes, of Sudbury, a soldier in Captain William Rice's company, for a wound received, October, one thousand eight hundred and fifteen, by a musket while on duty, in his right shoulder, whereby eighteen or twenty pieces of bone was extracted, and his arm so disabled as to be of but little use, the sum of fifty dollars, which is to be in full for damages received.

## CHAP. LXXV.

*Resolve respecting the Herring Pond Tribe of Indians.*

February 20th, 1822.

On the memorial of the Overseers of the Herring Pond Tribe of Indians, stating that there are demands existing against said tribe, which cannot be paid by their ordinary revenues :

*Resolved*, That John Thomas, of Kingston, and Charles J. Holmes, of Rochester, in the County of Plymouth, Esquires, be, and they hereby are authorized to receive and examine any and all demands now existing against said Herring Pond tribe of Indians ; and to allow such of them as shall appear to them to be just and legal ; and that the said John Thomas and Charles J. Holmes be, and they hereby are authorized and empowered to sell at public vendue, so much of the land belonging to said tribe, as shall be necessary to raise a sum sufficient to pay the demands against said tribe, which shall be allowed by them as aforesaid, and to defray the expenses and their charges for services in settling said demands, and making said sale ; and any further sum not exceeding twenty five dollars over and above said demands, expenses and charges ; and to make and execute a good and sufficient deed or deeds of the same ; and that they apply the proceeds of such sale or sales, as they shall make, to the payment of said demands, and pay over to the Overseers of said tribe, the balance, if any, remaining in their hands, after deducting their charges and expenses aforesaid, to be examined and allowed by said Overseers ; *provided*, that said John Thomas, and Charles J. Holmes, shall, previous to any such sale, give bond to the Treasurer of this Commonwealth, in the sum of two thousand dollars, with a sufficient surety or sureties, to be approved by the Judge of Probate, for the County of Plymouth, conditioned, that they will apply and make payment of the proceeds of said sale or sales according to the directions of this resolve.

## CHAP. LXXVI.

*Governor's Message.* February 20th, 1822.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

The Secretary will lay before you sundry resolutions of the Legislature of the State of Ohio, which have been communicated to me, by the acting Governor of that State, on the subject of the Maryland report and resolutions, relative to school lands.

JOHN BROOKS.

*Council Chamber, February 20th, 1822.*

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## CHAP. LXXVII.

*Resolve relating to the Employment of a Military Store Keeper.* February 20th, 1822.

*Resolved,* That the resolve of the sixteenth of June last, for the employment of a military store keeper, which will expire with the termination of the present session of the Legislature, be continued in force until the further order of the Legislature.

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## CHAP. LXXVIII.

*Report and Resolves respecting Lotteries.*

February 21st, 1822.

The Committee of both Houses, to whom was referred the Memorial of the Mayor, Aldermen and Common Council, of the City of Washington, in the District of Columbia,

praying that they may be authorized by law, to sell, within this Commonwealth, the tickets of certain lotteries granted by Congress, for the benefit of that city; to whom also was referred the petition of Gilbert and Dean, and others, praying for a law to license venders of lottery tickets within this Commonwealth, have had the subject severally referred to them, under consideration, and ask leave to submit the following report.

The government of this Commonwealth, in every period of its history, has considered it among its most important duties to guard the morals of the people, by removing as far as possible all temptations to vice. And in the present constitution, this salutary vigilance seems to be prescribed as among the principal means of attaining the end of all good government, the happiness of the people. Hence, every species of gambling has been studiously discountenanced and prohibited, under heavy penalties, as wholly inconsistent with the republican virtues of industry, economy and sobriety.

Upon the question, whether lotteries exert a pernicious influence upon public morals, there now exists but little difference of opinion, among those who have considered the subject with proper attention. They have indeed been sometimes granted by our Legislature for the benefit of useful institutions, and the encouragement of public enterprizes; often with great reluctance, and always with an anxious care to secure the scrupulous appropriation of their proceeds to the objects intended to be aided by them; an anxiety and vigilance which this Legislature cannot but be aware have not always been attended with success. How far it may be consistent with a strict morality to promote a good object by means, which will probably, or certainly, injure the best interests of the community at large, it is not necessary here to inquire; but your Committee cannot but remark, that the decision must rest upon the same principles, and may be supported by the same reasons which have in other countries been adduced to justify the licensing of more odious, but not more mischievous kinds of gambling.

In England, the lottery for all purposes but that of raising a public revenue, has long since been prohibited, and is stigmatized in several acts of parliament, as a "common and public nuisance." But even considered in the plausible light of a source of revenue, its expediency has been often and severely questioned, as well by statesmen as by

moralists; and many attempts, and some very recently, have been made in parliament to abolish this income from the vice and misery of the people. In all the large cities of Europe, where lotteries have been tolerated, they have been ascertained to be among the most fruitful sources of poverty, misery and crime; among the most powerful obstacles to the progress of improvement among the lower classes; among the most enticing delusions to cheat the hopes of the ignorant and unwary; have been found to lead their victims into every species of gambling, and to consume, in these fallacious speculations, those resources of the poor which should have been expended in the support and comfort of their families.

While the first object of a free government is the happiness of its subjects, and that happiness must essentially depend upon establishing correct principles and moral habits among the people, it can never be the duty of the Legislature to encourage any project, whose tendency is to render any portion of its citizens discontented with their situation, and with the ordinary means of acquiring property, raise in the poor the deceitful expectation of suddenly rising to opulence, to lead them to despise the pursuits of honest labor, and to look to other sources than their own merit and industry for bettering their condition. It may be true, that these evils have not as yet resulted from lotteries in this Commonwealth, yet when it is known from documents of unquestionable authority, that such has been their tendency and certain effect in other governments, the common feelings of humanity, as well as considerations of just public policy, should urge the Legislature to guard their fellow citizens against all temptation to engage in this delusive game of chances.

It is stated in one of the petitions under consideration, that while lotteries are authorized by other States, funds will be sent out of the Commonwealth, by those who choose to engage in such speculations, and thus the provisions of the law be evaded.

Upon this, your Committee would remark, that admitting the statement to be true, it shews only that the provisions of the law are not adequate to reach and remedy every part of the existing evil. This is in some measure true of all preventive statutes, and is especially so of all laws intended to repress the different species of gambling. Still,

however, from the expenses of remote agency and other causes, the spirit of speculation thus indulged will usually extend only to the affluent; the number of adventurers will be very small. A distrust of the faithful management of strangers, the distance of the place of drawing, and other circumstances of suspicion, which will always attach to a foreign lottery, will protect many from the danger, who would inevitably yield to a nearer temptation. The property of a few may indeed be diminished by the unequal chances of this fascinating game, but the loss will fall on those who are best able to sustain it, while that part of the community who most need the protection of the laws, the industrious, laboring poor, the honest and unwary in the humbler classes of society, will almost without an exception be secured from the delusion. Upon every view, then, of this important subject which has occurred to your Committee, they cannot but express their full approbation of the policy recently adopted by this Legislature, of forbidding, under any shape or pretence whatsoever, this species of adventure to the people of this State. And although the Legislature and people of this Commonwealth would promptly and cheerfully embrace every fit opportunity of testifying their respect for the corporation of the capital of our country, yet as our own citizens are precluded, by the existing laws, from any advantage which might be supposed to arise from a lottery scheme, it can need no elaborate reasoning to justify the Legislature for declining to extend this facility to the citizens of other States.

From the necessary moral effect of this prohibition, your Committee cannot doubt that important benefits have already resulted to the laboring class of the community. That part of the avails of their industry, which may formerly have been expended in the unequal chances of the lottery, will be appropriated, since this temptation has been withdrawn, to the immediate comfort, or reserved for a future provision for their families. They are learning to exchange an uncertain prospect for a solid advantage; and when the laboring poor shall, under the sanction of the Legislature, be led to prefer the permanent security of the Institution for Savings to the deceitful hopes of the lottery, they must find their advantage in present comfort, and future competency—the moral habits and productive industry of the community will be strengthened and advanced, and the Legislature will

have the satisfaction of knowing that they have thus permanently promoted the happiness and honor of the Commonwealth.

Your Committee, then, being satisfied, that lotteries, however carefully guarded, must ever produce great evils, and considering the existing laws of the Commonwealth in this behalf, as sound in principle, and salutary in their operation, ask leave to submit the following resolves.

By order of the Committee.

JOHN GLEN KING.

*Resolved*, That it is inexpedient to grant the prayer of said petition and memorial.

*Resolved*, That His Excellency the Governor be requested to communicate to the honorable the Mayor of the City of Washington, a copy of these resolves, and the report accompanying the same.

## CHAP. LXXIX.

*Resolve on the petition of Jacob Zwear.*

February 21st, 1822.

*Resolved*, For reasons set forth in said petition, that there be allowed and paid out of the public Treasury of this Commonwealth, to Jacob Zwear, the sum of one hundred and eighteen dollars, in full for the principal and interest of a certain note, called a bounty note, signed by H. Gardner, Treasurer of the Commonwealth, for ten pounds, lawful money, and dated February twentieth, one thousand seven hundred and seventy seven; and that one third thereof be charged to the State of Maine.



## CHAP. LXXX.

*Resolve allowing Jacob Kuhn \$100. February 21st, 1822.*

*Resolved,* That there be allowed and paid out of the public treasury, to Jacob Kuhn, Messenger of the General Court, the sum of one hundred dollars, for his services in attending upon the Committee of Valuation, during their late session.

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## CHAP. LXXXI.

*Resolves providing for the Publication of the Laws of this Commonwealth. February 22d, 1822.*

*Resolved,* That it is expedient to procure for the use of the Commonwealth, either by contract or subscription, a new compilation of the statute laws, passed since the adoption of the present Constitution; that such compilation should embrace all public acts of a general nature, and those applicable to the Commonwealth at large, although the same may have been repealed, except those which have wholly ceased to have any influence and effect upon existing rights, and those which are of no interest and importance in illustrating the history and progress of the law; such repealed acts, however, may be printed in a distinct type, smaller than that of the text, generally, and such repeal indicated by suitable marginal references.

*Resolved,* That in the compilation of the general laws, all private and special acts be omitted, except some few which may be of peculiar interest and importance; that the acts of each Legislature be divided into chapters, each act being one chapter, numbered in regular series from the beginning to the end of each political year, without regard to sessions; the numbers of each chapter to be expressed in figures, and not in numerical letters as heretofore practised; that where any one act is enlarged, restrained, repealed, or modified, by any other act, such connection shall be careful-

ly and accurately indicated by suitable marginal references. That there be prefixed to such compilation of the general laws, the Constitution of the United States, together with all those amendments thereto, which have been constitutionally adopted; also the Constitution of this Commonwealth, with the amendments thereto; and in reprinting the original Constitutions, all those parts thereof which have been rescinded or modified, shall be indicated by references to the articles of amendment effecting such modification.

*Resolved,* That such compilation, ought to include an exact list of all the acts, public and private, which have been passed by this Commonwealth, in chronological order, expressing the title of each act at length, with its number as a chapter, and a reference to the volume and page of this edition, when the same is printed, if embraced therein; such list to be in a small type, and close form. And as this edition of the laws is intended to be of the highest authority, it is expedient, to ensure perfect accuracy, that the title of every act, and the text of every act printed in this edition, should be compared with the original manuscripts in the Secretary's office; that a full, complete and accurate analytical index of the whole matter of this edition be prepared and annexed to the same, with suitable references to the text; that this edition be printed in volumes of the royal octavo size, on good paper, in a form as close and compact as conveniently may be, consistently with clearness and distinctness, with a view to embrace all the matters which may be necessary and useful, in as small a compass, and cheap a form as practicable.

And whereas the special and private acts passed since the commencement of the present government, to June, in the year of our Lord one thousand eight hundred and five, have been compiled and published, under the authority of the Legislature, in three volumes,

*Resolved,* That all the private and special acts passed subsequently, and not included in the compilation of the general laws contemplated in the foregoing resolutions, be published separately, as nearly as conveniently may be, in conformity with said three volumes, and be numbered as a continuation of the said collection of the special laws heretofore published.

*Resolved,* That His Excellency the Governor be, and he is hereby authorized and empowered to appoint two able

and discreet persons, learned in the law, to be Commissioners for revising and superintending the publication of the laws, upon the plan stated in the foregoing resolutions; and the said Commissioners shall be authorized to subscribe for nine hundred copies of the laws, provided the same can be procured at a reasonable rate, be prepared in conformity with the directions and under the general superintendance of such Commissioners, and under the immediate care of an editor appointed or approved by them; or said Commissioners may, if in their judgment it may be done upon terms more advantageous to the Commonwealth, appoint a suitable editor and fix his compensation, and contract for the execution of said work, to the number of nine hundred copies, at the expense and for the use of the Commonwealth; and in such contract, said Commissioners shall be authorized to provide, that the publishers thus contracting, may print a number of sets of said work for sale, at a reasonable rate, to be fixed by said Commissioners, in their agreement with such publisher.

*Resolved,* That the number of copies of the laws hereby provided for, well bound and lettered in plain sheep skin binding, shall, when completed, be delivered to the Secretary of the Commonwealth, who, upon the certificate of said Commissioners that the work has been executed in all respects to their satisfaction, is hereby authorized to give his receipt therefor; and the same shall and may be distributed under the direction of the Secretary, in the following manner, that is to say: To each town, district and plantation, to each County Clerk, and each Register of Probate, for the use of their respective Courts, one set; to each Judge of the Supreme Judicial Court, Court of Common Pleas, the Attorney and Solicitor General, one set; to His Excellency the Governor, His Honor the Lieutenant Governor, and each member of the Council, Senate, and House of Representatives for the present year, one copy; to the President of the United States, for the use of Congress, five copies; to the Governor of each State and Territory, one copy; to the Judges of the Supreme Court of the United States and the District Judge for the District of Massachusetts, one copy each; and to the several learned societies and seminaries, to whom the laws published for the use of the Commonwealth, by the authority of the standing resolutions, are directed to be sent, the numbers so directed; that there be

placed, for the use of the General Court and public officers, in the Council Chamber, three copies; in the Senate Chamber, five copies; in the House of Representatives, and Lobbies appurtenant, fifteen copies; and in the public offices in the State House, one copy each; and all the remaining copies of said work, shall be preserved by the Secretary, to be subject to the future disposal of the Legislature.

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### CHAP. LXXXII.

*Resolve on the petition of the inhabitants of the Town of Colraine. February 22d, 1822.*

*Resolved*, That there be paid out of the Treasury of this Commonwealth, to the inhabitants of the Town of Colraine, one hundred and seventy five dollars and eighty nine cents, in full for supporting William Newhouse, from the thirteenth day of November, in the year of our Lord one thousand eight hundred and eighteen, to the third day of January, in the year of our Lord one thousand eight hundred and twenty two.

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### CHAP. LXXXIII.

*Resolve for paying the Committee on Accounts. February 22d, 1822.*

*Resolved*, That there be allowed and paid out of the Treasury of this Commonwealth, to the Committee appointed to examine and pass on accounts presented against this Commonwealth, for their attendance on that service, during the present session, the sum of one dollar per day, in addition to their pay as members of the Legislature....viz.:

Elihu Hoyt, forty four days,	-	-	\$44 00
Robert Rantoul, forty three days,	-	-	43 00
Jonas Sibley, forty four days,	-	-	44 00
Jonathan Allen, thirty two days,	-	-	32 00
and Apollos Tobey, twenty days,	-	-	20 00

## CHAP. LXXXIV.

*Resolve making valid Parish Meetings, in Foxborough.*  
February 22d, 1822.

Whereas heretofore, all meetings in the Town of Foxborough, for parish purposes, have been called by warrants, signed by the Selectmen, and whereas doubts have been entertained of the legality of such meetings,

*Resolved*, That all meetings of a parochial nature, which have heretofore been holden in said Town of Foxborough, in pursuance of warrants issued by the Selectmen of said town, shall be deemed legal meetings, and the proceedings and votes had at said meetings, shall be good and valid: *Provided*, that nothing in this resolve shall be so construed as to affect any suit or process instituted before the passing of the same.

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## CHAP. LXXXV.

*Resolve for the relief of John Robbins and Samuel Baxter.*  
February 22d, 1822.

Whereas it appears by the books in the Secretary's office of this Commonwealth, that certain small balances, appear to the credit of John Robbins and Samuel Baxter, for military services, in the fourteenth regiment, during the revolutionary war; and whereas it is represented that said Robbins and Baxter died more than twenty years ago, leaving heirs, but no administration was ever granted on their estates: Therefore,

*Resolved*, That upon the application to the Secretary and Treasurer of the Commonwealth, of the heirs, or next of kin of said Robbins and Baxter, or either of them, or any person duly authorized by them, producing the certificate of the Judge of Probate for the County of Barnstable, that they are so heirs, or next a kin, that no administration has ever been granted on the estates of said Robbins and Baxter, or

either of them, and that they died more than twenty years ago; and complying with all the requisites set forth in a resolve on the subject, passed on the eighth day of February, in the year of our Lord one thousand eight hundred and twenty, the said balances shall be paid unto such heirs or their agents, lawfully authorized to receive the same, in the same manner as is provided in said resolve, and as the same would have been payable to an executor or administrator of such soldiers, duly appointed, any thing in said resolve, limiting the time within which such application should be made to the Secretary and Treasurer, to the contrary notwithstanding.

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#### CHAP. LXXXVI.

*Resolve for payment of Clerk, in the Adjutant General's Office. February 22d, 1822.*

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth, to the Second Clerk, in the Adjutant General's Office, three dollars a day for his services, considering the period thereof as extending to the close of the present session of the General Court.

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#### CHAP. LXXXVII.

*Resolve for paying the Chaplain of the Senate and Chaplain of the House of Representatives. February 23d, 1822.*

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth, to the Reverend John Pierpoint, Chaplain of the Senate, and the Reverend William Jenks, Chaplain of the House of Representatives, sixty dollars each, in full for their services in said office, the present political year.

## CHAP. LXXXVIII.

*Resolve to pay Ward Lock.* February 23d, 1822.

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

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## CHAP. LXXXIX.

*Resolve for paying Clerk of the Senate, and Clerk of the House of Representatives.* February 23d, 1822.

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to the Clerk of the Senate, and the Clerk of the House of Representatives, respectively, six dollars per day; and to the Assistant Clerk of the Senate, and to the Assistant Clerk of the House of Representatives, each, the sum of four dollars for each and every day's attendance they have been, or may be employed in that capacity, during the present session of the Legislature; and the Governor is requested to draw his warrant accordingly.

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## CHAP. XC.

*Resolve on the petition of the Inhabitants of the Town of Charlestown.* February 23d, 1822.

On the petition of the inhabitants of the Town of Charlestown, relative to the claim of Lechmere Point Corporation, the Proprietors of the Canal Bridge, or Prison Point Dam Corporation, to levy and take certain tolls;

*Resolved,* That the Attorney and Solicitor General, severally, be, and hereby are authorized, upon the application of the petitioners, or other persons; and if in their judgment, reasonable and probable cause be shewn therefor, to

file an information in the Supreme Judicial Court, against the said corporations, or either of them, for the purpose of trying and deciding the right of said corporations, or either of them, to assert the said supposed claim, and to prosecute the same to final judgment and execution.

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### CHAP. XCI.

*Resolve for paying Thomas Walcutt, a Clerk in the Lobbies. February 23d, 1822.*

*Resolved,* That there be allowed and paid to Thomas Walcutt, a Clerk in the Lobbies, for the assistance of the Members of the Legislature, one hundred dollars, in full compensation for his services during the present and all previous sessions of the General Court; and His Excellency the Governor, with the advice of Council, is hereby requested to draw his warrant on the treasury for that sum.

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### CHAP. XCII.

*Resolve granting money for the repairs of the Yard of the State Prison. February 25th, 1822.*

*Resolved,* That the yard of the State Prison, in Charlestown, be enlarged, on the western side, by extending the same, not less than one hundred, nor more than five hundred feet from its present line: That in making this alteration, provision should be made for introducing a canal into the yard, so that loaded boats may enter the same: That the said wall shall be commenced as soon as the season will admit; that the Governor shall be requested to employ a skillful architect to lay out a plan of the work, to contract for, under the sanction of the Executive, and to superintend the same; and that the sum of ten thousand dollars be appropriated for this purpose, and that His Excellency the Governor, with the advice of Council, is hereby authorized and requested to draw his warrant on the Treasurer for these sums, at such times, and in such portions as may be wanted.



# ROLL, No. 86.....JANUARY, 1822.

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

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

E. HOYT, *Per Order.*

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## PAUPER ACCOUNTS.

Amesbury, for supporting Moses Kinniston, to January 1st, 1822,	32 40
Amherst, for supporting Robert, Jane and Polly Richardson, to January 7th, 1822,	78 20
Attleborough, for supporting sundry paupers to January 1st, 1822,	284 73
Ashburnham, for supporting Sukey Franklin and Henry Stenigue, and four children, to January 17th, 1822,	66 04
Adams, for supporting sundry paupers, to January 10th, 1822,	150 00
Andover, for supporting sundry paupers, to Janu- ary 1st, 1822,	189 37

Abington, for supporting Antonio Julio and Major Humble, to January 23d, 1822,	61 10
Blandford, for supporting Samuel Walker, Abiel Brewster and Little Brewster, to January 5th, 1822,	88 25
Belfast, (Maine,) for supporting sundry paupers, to March 15th, 1820,	113 00
Belchertown, for supporting sundry paupers, to January 10th, 1822,	88 00
Billerica, for supporting sundry paupers, to January 15th, 1822,	126 55
Beverly, for supporting sundry paupers, to January 1st, 1822,	130 47
Brookfield, for supporting Thomas Erving, to January 7th, 1822,	6 81
Barre, for supporting Samuel La Steel, to January 7th, 1822,	46 80
Brimfield, for supporting John Shelburne, to January 13th, 1822,	28 80
Boxford, for supporting Mehitable Hall, to January 13th, 1822,	49 00
Bradford, for supporting Joshua L. Meserve, to January 1st, 1822,	27 65
Bridgewater, for supporting John F. Byrne, to January 30th, 1822,	48 75
Barnstable, for supporting Joseph Thompson, to January 19th, 1822,	7 20
Braintree, for supporting sundry paupers, to January 26th, 1822,	87 65
Burlington, for supporting Thomas Hardman and John A. Pasco, to January 29th, 1822,	98 60
Boston Board of Health, for supporting John Ringey, William Barner and Abner Thayer, to February 3d, 1822,	9 90
Boston, for supporting sundry paupers, to November 30th, 1821,	4482 93

Buckland, for supporting George Reniff, to February 6th, 1822,	100 64
Chester, for supporting James Butolfe and wife, Benjamin Powers and Clarisa Hardy, to February 5th, 1822,	99 50
Conway, for supporting Martha McMurphey, to January 1st, 1822,	80 13
Colrairie, for supporting sundry paupers, to January 15th, 1822,	129 60
Charlton, for supporting Peter Dustree, to January 12th, 1822,	35 70
Cheshire, for supporting sundry paupers, to January 9th, 1822,	184 50
Carlisle, for supporting Robert Barber, to January 7th, 1822,	29 88
Concord, for supporting George Spencer and Andrew Kelley, to January 20th, 1822,	15 42
Chelmsford, for supporting Catharine McLane, Charles H. Goodrich and Elizabeth Goodrich, to January 1st, 1822,	101 15
Cohasset, for supporting William Harris, to December 1st, 1821,	30 20
Canton, for supporting John Cole, Thomas Fallesall and Dennis Hazel, to January 16th, 1822,	63 35
Chelsea, for supporting Mary Weeks, to January 26th, 1822,	13 50
Charlestown, for supporting sundry paupers, to January 19th, 1822,	1535 30
Cambridge, for supporting sundry paupers, to January 26th, 1822,	1813 46
Chatham, for the support of Israel Johnson, to June 13th, 1821,	10 00
Chesterfield, for the support of sundry paupers, to January 25th, 1822,	63 00
Clarksburgh, for supporting Rispard Hill, to January 17th, 1822,	13 05

Deerfield, for supporting sundry paupers, to January 13th, 1822,	179 30
Dracut, for supporting Richard Baker, to January 16th, 1822,	68 93
Dighton, for supporting Hannah Tew, to January 24th, 1822,	10 80
Dorchester, for supporting sundry paupers, to January 23d, 1822,	117 52
Danvers, for supporting sundry paupers, to January 22d, 1822,	668 24
Dedham, for sundry paupers, to January 22d, 1822, and Elizabeth Murry, to her death and funeral expenses,	36 31
East Sudbury, for supporting Bess Corbett, and Robert Brobston, to May 10th, 1821,	13 00
Essex, for sundry paupers, to January 9th, 1822,	138 91
Egremont, for supporting sundry paupers, to January 4th, 1822,	209 53
Fairhaven, for supporting Dorcas Smith, Sarah Carr and two children, to January 1st, 1822,	152 97
Framingham, for supporting Lucy Green, to January 20th, 1822,	23 40
Falmouth, Edward Edwards, to January 13th, 1822,	48 90
Freetown, for supporting Abigail, Jemima, Maria and Jane, Indians, to January 15th, 1822,	178 70
Fitchburg, for supporting Charles Conner, to January 5th, 1822,	5 40
Gill, for supporting Sarah Lyon and Mary Lawson, to January 15th, 1822,	78 60
Groton, for supporting sundry paupers, to January 10th, 1822,	173 70
Greenfield, for supporting sundry paupers, to January 12th, 1822,	37 26
Gardner, for supporting John Brinkham, to January 6th, 1822,	49 08

Great Barrington, for supporting sundry paupers, to January 9th, 1822,	145 00
Granville, for supporting sundry paupers, to January 1st, 1822,	109 60
Grafton, for supporting Isaac Newman, to the time of his death, and funeral expenses,	35 36
Gloucester, for supporting sundry paupers, to January 1st, 1822,	512 81
Hadley, for supporting Allen and wife, to December 30th, 1821,	98 36
Hubbardston, for supporting Abner Hybra, to November 25th, 1821,	23 01
Hancock, for supporting sundry paupers, to January 6th, 1822,	34 80
Hall, Joseph, Sheriff of Suffolk, for supporting paupers in gaol,	231 79
Haverhill, for supporting sundry paupers, to January 2d, 1822,	145 99
Hardwick, for supporting Hannah Morgan, to January 14th, 1822,	28 80
Heath, for supporting Mary Dewandalier, to January 25th, 1822,	27 00
Hamilton, for supporting Olive Cook, to April 6th, 1822,	52 00
Hopkinton, for supporting sundry paupers, to January 21st, 1822,	186 92
Hanson, for supporting Eliza Jack, to January 28th, 1822,	30 73
Harlem, (Maine,) for supporting William Youling, to March 15th, 1820,	12 00
Industry, (Maine,) for supporting Sherburn Fogg, to March 20th, 1820,	14 57
Ipswich, for supporting John Obrion, to February 2d, 1822,	31 70
Kittery, (Maine,) for supporting sundry paupers, to March 20th, 1820,	28 88

Lee, for supporting sundry paupers, to January 15th, 1822,	130 50
Leyden, for supporting sundry paupers, to January 5th, 1822,	102 55
Lenox, for supporting sundry paupers, to January 9th, 1822,	188 97
Littleton, for supporting sundry paupers, to January 14th, 1822,	74 10
Lanesborough, for supporting sundry paupers, to January 4th, 1822,	94 95
Longmeadow, for supporting Cynthia Melross and Edmund Bothe, to January 21st, 1822,	66 50
Lynn, for supporting sundry paupers, to December 31st, 1821,	182 27
Marshfield, for supporting sundry paupers, to December 21st, 1821,	43 20
Malden, for supporting sundry paupers, to June 20th, 1821,	47 75
Montague, for supporting Edmund Potter and wife, to January 1st, 1822,	58 27
Medford, for supporting sundry paupers, to January 1st, 1822,	48 00
Monson, for supporting Rhoda Secham Martha McKea, and Fidelia, a daughter, to January 1st, 1822,	177 50
Milton, for supporting Archibald McDonald, John J. Myers, and James Bowman, to January 23d, 1822,	99 63
Mendon, for supporting Susannah Nichols, to February 19th, 1822,	18 75
Marblehead, for supporting sundry paupers, to January 17th, 1822,	267 78
Mansfield, for supporting James Howard, to his death, and funeral charges,	7 00
Middleborough, for supporting sundry paupers, to January 14th, 1822,	186 49

PAUPER ACCOUNTS.

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Medfield, for supporting George Turner, to November 25th, 1821,	49 70
Marlborough, for supporting Joseph Waters, to the time of his death, and funeral charges,	37 59
Nantucket, for supporting paupers, to January 1st, 1822,	176 37
Norwich, for supporting Ruth Sanford, to January 8th, 1822,	47 63
North Brookfield, for supporting sundry paupers, to January 1st, 1822,	30 02
Newton, for supporting Joseph Prichard, to January 1st, 1822,	49 15
Newburyport, for supporting sundry paupers, to January 1st, 1822,	1070 87
Newbury, for supporting sundry paupers, to January, 1822,	863 35
Northampton, for supporting sundry paupers, to February 1st, 1822,	445 14
Northfield, for supporting Amos Kibey, to January 20th, 1822,	50 90
Natick, for supporting John White, to January 14th, 1822,	8 00
New Gloucester, (Maine,) for supporting sundry paupers, to March 15th, 1820,	21 00
Overseers of Marshpee Indians, for supporting sundry Indians, to January 12th, 1822,	305 10
Plymouth, for supporting sundry paupers, to January 16th, 1822,	142 66
Palmer, for supporting William Mendon and Phebe Mendon, to January 15th, 1822,	54 90
Pittsfield, for supporting sundry paupers, to January 4th, 1822,	242 17
Quincy, for supporting William Oliphant, to January 1st, 1822,	49 20
Roxbury, for supporting sundry paupers, to January 31st, 1822,	215 07

Russell, for supporting sundry paupers, to January, 1822,	169 20
Rehoboth, for supporting sundry paupers, to January 4th, 1822,	243 26
Rutland, for supporting sundry paupers, to January 7th, 1822,	58 10
Rowley, for supporting sundry paupers, to January 6th, 1822,	66 11
Richmond, for Susannah Winston and Samuel Hill, to February 11th, 1822,	99 00
Sheffield, for support of sundry paupers, to January 1st, 1822,	314 88
Shirley, for supporting sundry paupers, to January 1st, 1822,	172 65
Seekonk, for supporting paupers, to January 2d, 1822,	102 35
South Brimfield, for supporting Jonathan Hill, to January 7th, 1822,	29 49
Somerset, for supporting William Eliot, to January 1st, 1822,	49 00
Springfield, for supporting sundry paupers, to January 3d, 1822,	271 96
Swansey, for supporting sundry paupers, to January 12th, 1822,	119 10
South Reading, for supporting Thomas Melbourn, to January 25th, 1822,	50 30
Spencer, for supporting sundry paupers to January 16th, 1822,	191 93
Stoughton, for supporting William B. Sarcant, to January 5th, 1822,	30 10
Sandwich, for supporting Ester Raymond and Mason Raymond, to January 9th, 1822,	57 60
Southbridge, for supporting sundry paupers, to January 7th, 1822,	117 70
Sunderland, for supporting Garrat Dicker and William Russell, to January 7th, 1822,	55 26



Stockbridge, for supporting sundry paupers, to December 1st, 1821,	270 20
Southwick, George Read, for his support, to January 1st, 1822,	79 72
Salem, for supporting sundry paupers, to January 2d, 1822,	2252 28
Somerset, for supporting Ruth Hill, to January 12th, 1822,	7 50
Shelburne, for supporting Mary Bates and Elizabeth Lane, to January 14th, 1822,	46 36
Saugus, for supporting Joseph Clarenbole, to January 29th, 1822,	27 00
Sharon, for supporting John H. Kolhoff, to January 31st, 1822,	48 76
Tyringham, for sundry paupers, to January 5th, 1822,	322 90
Tisbury, for supporting Martin Lawson and Emory Jones, to April 30th, 1821,	23 56
Topsfield, for supporting Phillis Easte and Nancy Porter, to January 24th, 1822,	71 26
Troy, for supporting Paul Archer, to September 10th, 1821,	2 32
Tewksbury, for supporting Nathaniel Ingersol, to January 23d, 1822,	31 55
Taunton, for supporting sundry paupers, to December 31st, 1821,	308 23
Uxbridge, for supporting Phillis Jenks and child, to January 7th, and Jack Moore, to the time of his death, and funeral charges,	120 00
Vassalborough, (Maine,) for supporting sundry paupers, to March 15th, 1820,	12 00
Wareham, for supporting William Long, to January 13th, 1822,	49 00
Westport, for supporting Henry Pero, to December 25th, 1821,	17 07

West Cambridge, for supporting John Montgomery, to February 7th, 1822,	8 00
Westhampton, for supporting John Duckey, and other paupers, to January 3d, 1822,	120 25
West Springfield, for supporting James Aldrich and Hannah Shivey, to January 15th, 1822,	55 00
West Stockbridge, for sundry paupers, to January 1st, 1822,	147 47
Worcester, for supporting William Joblin and Jonas Brooks, to January 1st, 1822,	55 18
Westfield, for supporting sundry paupers, to January 1st, 1822, and funeral charges for Jacob Winslow,	162 94
Walpole, for supporting sundry paupers, to January 12th, 1822,	58 00
Wade, Thomas, Master of the House of Correction, in the County of Essex, for supporting sundry paupers, to January 14th, 1822,	395 00
Warwick, for supporting sundry paupers, to January 4th, 1822,	60 80
Williamstown, for supporting sundry paupers, to January 7th, 1822,	159 97
Wiscasset, (Maine,) for supporting sundry paupers, to March 15th, 1820,	75 00
Weaver, Sheffield, Guardian to Troy Indians, to January 5th, 1822,	224 91
Watertown, for supporting George Bowen, Rebecca Bowen and George Taylor, to January 25th, 1822,	99 11
Westborough, for supporting sundry paupers, to January 16th, 1822,	121 73
West Newbury, for supporting Sophia Patten, to February 2d, 1822,	2 92
Waterville, (Maine,) for supporting Abigail Odin, to March 20th, 1820,	11 90
Westbrook, (Maine,) for supporting sundry paupers, to March 20th, 1820,	37 96

**SHERIFFS' AND CORONERS' ACCOUNTS. 477**

Wrentham, for supporting sundry paupers, to January 1st, 1822,	99 89
Westford, for supporting Ephraim Spalding, to January 4th, 1822,	30 60
Yarmouth, for supporting Thomas Peters, to January 27th, 1822,	48 60
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	<b>\$28,076 41</b>

**SHERIFFS' AND CORONERS' ACCOUNTS.**

Mason, Benajah, Coroner for Bristol County, for taking inquisition, to February 5th, 1822,	21 40
Kingsbury, Aaron, Coroner for Norfolk County, for taking inquisition, to December, 1821,	20 56
Pyncheon, John, Coroner for Hampden County, for taking inquisition, to August, 1821,	22 90
Spear, Daniel, Coroner for Norfolk County, for taking inquisition, to January, 1822,	17 90
Clough, Elias, Coroner for Essex County, for taking inquisition, to January, 1822,	17 96
Johnson, Jonathan, Coroner of Middlesex County, for taking inquisition, to January 24th, 1822,	17 23
Badger, Thomas, Coroner of Suffolk County, for taking inquisition, to January, 1822,	79 40
Rhodes, William, Coroner of the County of Essex, for taking inquisition, to January 1822,	17 65
Kempton, Thomas, Coroner, for Bristol County, for taking inquisition, to September, 1822,	22 50
Bowen, Nathan, Coroner for Essex County, for taking inquisition, to July 23d, 1821,	19 15
Ward, Thomas W., Sheriff of Worcester County, to June, 1821,	6 40
Bartlett, Bailey, Sheriff of Essex County, to May, 1821,	28 10
Leonard, Horatio, Sheriff of Bristol, to June, 1821,	6 40

Brown, Henry C., Sheriff of Berkshire, to June, 1821,	19 20
Jernegan, William, Treasurer of Dukes' County, for paying for taking inquisition on the bodies of strangers, by the Coroners of said county,	36 54
Wellington, Ebenezer, Coroner for the County of Norfolk, for taking an inquisition on the body of a stranger,	19 06
Dutch, Daniel, for summoning witnesses,	1 50
Bridges, Moody, for summoning witness,	5 04
White, Gilman, Coroner for the County of Essex, to taking inquisition on the body of a stranger,	17 26
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	\$396 15

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## MILITARY ACCOUNTS.

### *Courts Martial and Courts of Inquiry.*

Sumner, William H., Adjutant General, for the expenses of a Court of Inquiry, held at Boston, June 25th, 1821, whereof Colonel Lusher Gay, was President,	84 73
Cunningham, Ephraim, Brigade Major, 2d Brigade, 6th Division, for expenses of a Court Martial, held at Gardner, June 6th, 1821, whereof Colonel Jared Weed, was President,	180 65
Heard, Nathan, Junior, for expenses of a Court of Inquiry, held at Worcester, October 30th, 1821, whereof Colonel Nymphas Pratt, was President,	99 51
Heard, Nathan, Junior, Brigade Major, 1st Brigade, 6th Division, for expenses of a Court Martial, held at Sutton, November 6th, 1821, whereof Colonel David Lathe, was President,	112 50
Gilbert, Thomas, Brigade Major, 2d Brigade, 4th Division, for expenses of a Court Martial, held	

at Heath, December 4th, 1821, whereof Colonel  
James Shepard, was President,

606 28

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 \$1,083 67

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*Aids-de-Camps, Brigade Majors and Quarter Masters.*

Allen, Alfred, Brigade Quarter Master, 2d Brigade, 1st Division, to January, 1822,	15 00
Bliss, George, Junior, Brigade Major, 1st Brigade, 4th Division, to January, 1822,	15 00
Butterfield, Joseph, Brigade Major, 2d Brigade, 3d Division, to January, 1822,	30 00
Brigham, Moses, Major of Artillery, 1st Brigade, 6th Division, to January, 1822,	20 00
Cobb, G. W., Brigade Major, 2d Brigade, 5th Division, to January 15th, 1822,	15 00
Clark, Alanson, Brigade Quarter Master, 2d Brigade, 4th Division, to January 1st, 1822,	15 00
Coburn, Samuel A., Brigade Quarter Master, 2d Brigade, 3d Division, to January 1st, 1822,	15 00
Cunningham, Ephraim M., Acting Brigade Major, 2d Brigade, 6th Division, to January, 1822,	10 06
Day, Robert, Brigade Quarter Master, 1st Brigade, 4th Division, to January, 1822,	15 00
Day, Benjamin, Brigade Quarter Master, 1st Brigade, 2d Division, to January, 1822,	15 00
Edwards, Elisha, Brigade Major, 1st Brigade, 4th Division, to January 1st, 1822,	15 00
Fisher, Freeman, Brigade Major, 2d Brigade, 1st Division, to January 15th, 1822,	27 50
Felton, Sheton, Brigade Quarter Master, 1st Brigade, 6th Division, to January 1st, 1822,	15 00
Fairbanks, Stephen, Brigade Major, 3d Brigade, 1st Division, to January 15th, 1822,	15 00

Gibbs, A. H., Brigade Quarter Master, 1st Brigade, 1st Division, to January 22d, 1822,	15 00
Gibbs, A. H., Brigade Major, 1st Brigade, 1st Division, to January 1st, 1822,	15 00
Gilbert, Thomas, Brigade Major, 2d Brigade, 4th Division, to January 1st, 1822,	15 00
Hubbell, Calvin, Brigade Major, 2d Brigade, 7th Division, to January, 1822,	30 00
Heard, Nathan, Junior, Brigade Major, 1st Brigade, 6th Division, to January, 1822,	15 00
Hopkins, Thomas, Aid-de-Camp, 7th Division, to January, 1822,	15 00
Jaques, Samuel, Junior, Brigade Major, 1st Brigade, 3d Division, to December, 31st 1821,	37 05
Kendall, J. H., Brigade Quarter Master, 2d Brigade, 6th Division, to January, 1822,	15 00
King, Amos, Brigade Quarter Master, 1st Brigade, 7th Division, to January, 1822,	15 00
Hobart, Thomas, Brigade Quarter Master, to January, 1822,	15 00
Low, Joseph L., Brigade Quarter Master, 2d Brigade, 2d Division, to January, 1822,	15 00
Phinney, Elias, Brigade Quarter Master, 1st Brigade, 3d Division, to January, 1822,	15 00
Sampson, Joseph, Brigade Major, 3d Brigade, 5th Division, to January 1st, 1822,	11 25
Smith, John, Junior, Brigade Major, 1st Brigade, 2d Division, to January 15th, 1822,	15 00
Rice, Caleb, Aide-de-Camp, 4th Division, to January, 1822,	6 50
Thayer, Samuel M., Brigade Major, 1st Brigade, 1st Division, to September 15th, 1821,	10 00
Thayer, Minot, Aid-de-Camp, 1st Division, to to January 15th, 1822,	83 20
Varnum, B. F., Aid-de-Camp, 3d Division, to January 15th, 1822,	31 35

Wilder, Nathaniel, Junior, Brigade Major, 1st Brigade, 5th Division, to January, 1822,	15 00
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*Adjutant Accounts.*

Atwood, G. B., 3d Regiment, 2d Brigade, 5th Di- vision, to December 1st, 1821,	8 91
Ary, James, (Maine,) 6th Regiment, 1st Brigade, 10th Division, to March 15th, 1820,	20 10
Bishop, H. W., 2d Regiment, 2d Brigade, 7th Di- vision to January 15th, 1822,	15 00
Barrett, Benjamin, 4th Regiment, 2d Brigade, 6th Division, to January, 1822,	29 75
Bryant, Nathan, 5th Regiment, 2d Brigade, 6th Division, to January, 1822,	18 44
Bailey, Holeway, 2d Regiment, 2d Brigade 7th Division, to January 15th, 1822,	15 00
Bailey, Calvin, Artillery, 3d Brigade, 1st Division, to June 1st, 1821,	12 00
Blood, Charles, 3d Regiment, 2d Brigade, 3d Di- vision, to January, 1822,	15 00
Bliss, William, Acting Adjutant, 1st Regiment, 1st Brigade, 4th Division, to January 26th, 1822,	15 00
Bancroft, William A., 2d Regiment, 2d Brigade, 3d Division, to January, 1822,	30 00
Bradley, Charles, Cavalry, 2d Brigade, 2d Divi- sion, to February 1st, 1821,	16 25
Bent, James, 2d Regiment, 2d Brigade, 1st Divi- sion, to February 4th, 1822,	30 00
Bryant, Nahum, 3d Regiment, 2d Brigade, 4th Division, to July 11th, 1821,	7 92
Cushing, Ned, 2d Regiment, 1st Brigade, 1st Di- vision, to January 10th, 1822,	15 00

Coolidge, Nathaniel, 3d Regiment, 1st Brigade, 4th Division, to January, 1822,	15 00
Collimore, Horace, 2d Regiment, 1st Brigade, 5th Division, to January 20th, 1822,	10 00
Clap, William, 2d Regiment, 1st Brigade, 5th Di- vision, to January 15th, 1822,	15 00
Clement, Jesse, 5th Regiment, 2d Brigade, 2d Division, to January 1st, 1822,	27 37
Curtis, Alfred, 3d Regiment, 3d Brigade, 1st Di- vision, to January 1st, 1822,	43 00
Day, Alfred, Artillery, 2d Brigade, 1st Division, to July 31st, 1821,	7 80
Elders, Norred, 1st Regiment, 1st Brigade, 4th Division, to time of discharge,	10 00
Everett, Charles, 1st Regiment, 1st Brigade, 3d Division, to January 15th, 1822,	10 00
Field, David H., 3d Regiment, 1st Brigade, 6th Division, to January 1st, 1822,	10 00
Frizzel, Enoch, (Maine) 6th Regiment, 1st Brig- ade, 10th Division,	10 11
Fuller, John H. B., Cavalry, 1st Brigade, 3d Di- vision, to January 15th, 1822,	15 00
Forward, Robert, 2d Regiment, 1st Brigade, 4th Division, to January, 1822,	15 00
Fisher, Calvin, Junior, Artillery, 2d Brigade, 1st Division, to January 21st, 1822,	7 50
Frost, Elisha, Junior, Artillery, 1st Brigade, 3d Division, to January 15th, 1822,	15 00
Gales, Abraham, 1st Regiment, 2d Brigade, 3d Division, to January, 1822,	15 00
Goss, Clark, 3d Regiment, 2d Brigade, 4th Divi- sion, to January 11th, 1822,	7 50
Goodspeed, Elias, Artillery, 2d Brigade, 4th Di- vision, to January, 1822,	30 00
Hubbell, Stoddard, 1st Regiment, 2d Brigade, 7th Division, to January, 1822,	15 00



Hamlin, Joseph, 2d Regiment, 3d Brigade, 5th Division, to July 1st, 1821,	7 50
Hamlin, Chauncey, Cavalry, 2d Brigade, 7th Division, to January 15th, 1822,	15 00
Hitchcock, Augustus, Artillery, 1st Brigade, 7th Division, to January 12th, 1822,	8 75
Hammat, Charles H., Artillery, 3d Brigade, 1st Division, to January 29th, 1822,	15 00
Kimball, Charles, 2d Regiment, 2d Brigade, 2d Division, to January 15th, 1822,	15 00
Lester, Charles F., 2d Regiment, 1st Brigade, 7th Division, to November 15th, 1821,	26 95
Lincoln, Asa, 5th Regiment, 1st Brigade, 4th Division, to January, 1822,	15 00
Lobdell, Thomas, Junior, Artillery, 3d Brigade, 1st Division, to January, 1821,	7 50
Miles, Josiah, 3d Regiment, 2d Brigade, 6th Division, to January, 1822,	15 00
Mead, William, Cavalry, 2d Brigade, 7th Division, to June 3d, 1821,	6 25
Mann, Ebenezer, 4th Regiment, 1st Brigade, 3d Division, to January, 1822,	15 00
Morse, Moses L., 5th Regiment, 1st Brigade, 6th Division, to January, 1822,	15 00
Newell, Luther, 1st Regiment, 1st Brigade, 1st Division, to time of discharge,	8 00
Newhall, Joseph W., 5th Regiment, 1st Brigade, 3d Division, to February 16th, 1822,	15 00
Ormsby, Abraham, 1st Regiment, 2d Brigade, 5th Division, to January 20th, 1822,	30 00
Osborn, Richard, Junior, 5th Regiment, 1st Brigade, 2d Division, to January, 1822,	15 00
Partridge, William W., 1st Regiment, 2d Brigade, 4th Division, to January, 1822,	15 00
Paige, Thaddeus, 1st Regiment, 3d Brigade, 1st Division, to January, 1822,	30 00

Rodgers, D. W., 2d Regiment, 1st Brigade, 2d Division, to January, 1822,	15 00
Root, Albert A., 1st Regiment, 1st Brigade, 7th Division, to February 15th, 1822,	15 00
Saxton, William B., Cavalry, 1st Brigade, 7th Division, to January, 1822,	15 00
Sayles, Richard, Cavalry, 2d Brigade, 1st Division to January 8th, 1822,	8 75
Shepherd, Amos, 5th Regiment, 2d Brigade, 4th Division, to January, 1822,	15 00
Sargent, Patten, 4th Regiment, 2d Brigade, 2d Division, to January, 1822,	11 30
Sanford, Sewall, 3d Regiment, 1st Brigade, 6th Division, to January, 1822,	30 00
Tucker, Seth, Artillery, 1st Brigade, 1st Division, to February, 1822,	15 00
Tucker, Samuel, Cavalry, 1st Brigade, 6th Division, to January, 1822,	4 58
Taylor, Henry, 2d Regiment, 2d Brigade, 5th Division, to January, 1822,	15 00
Taylor, James, 2d Regiment, 3d Brigade, 5th Division, to January, 1822,	7 50
Thompson, Arad, 4th Regiment, 1st Brigade, 5th Division, to January, 1822,	15 00
Townshend, Daniel, 4th Regiment, 1st Brigade, 2d Division, to January, 1822,	23 75
Town, John, Artillery, 1st Brigade, 2d Division, to January, 1822,	24 76
Thompson, Samuel, Cavalry, 2d Brigade, 2d Division, to February 18th, 1822,	15 00
Upton, Stephen, Cavalry, 1st Brigade, 2d Division, to January, 1822,	17 41
Wright, David, Cavalry, 2d Brigade, 4th Division, to January, 1822,	15 00
Wright, Simeon W., 3d Regiment, 2d Brigade, 7th Division, to January, 1822,	15 00

Wild, Jonathan, 3d Regiment, 1st Brigade, 1st Division, to January 9th, 1822,	15 00
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*Hauling Artillery.*

Adams, Nahum, 2d Brigade, 4th Division, to January, 1822,	5 00
Baker, Timothy M., 1st Brigade, 3d Division, to January, 1822,	20 00
Baldwin, Henry, 3d Division, to January, 1822,	6 67
Brown, Aaron, 3d Division, to January, 1822,	7 00
Curtis, Edward, 1st Brigade, 5th Division, to January, 1822,	5 00
Clark, Ellis, 1st Brigade, 6th Division, to Janu- ary, 1822,	9 00
Chadbourn, Thomas, 1st Brigade, 2d Division, to January, 1822,	7 50
Clarke, Leonard, 1st Brigade, 6th Division, to January, 1822,	5 00
Center, William, Junior, 1st Brigade, 2d Divi- sion, to January 1822,	9 00
Ensign, Thomas, 2d Brigade, 7th Division, to January, 1822,	5 00
Higgins, Freeman, 3d Brigade, 5th Division, to January, 1822,	9 00
Hartshorn, Samuel, 2d Brigade, 1st Division, to January, 1822,	7 50
Holland, Nathaniel, 2d Brigade, 6th Division, to January, 1822,	5 00
Hooper, Jacob, 2d Division, to January, 1822,	10 00
Harris, King, 2d Brigade, 4th Division, to Janu- ary, 1822,	7 50

Jones, Frederick W., 2d Brigade, 6th Division, to January, 1822,	5 00
Johnson, John, 1st Brigade, 3d Division, to Jan- uary, 1822,	13 00
Kingsbury, Ebenezer, 2d Brigade, 1st Division, to January, 1822,	8 75
Lynn, William, 2d Brigade, 7th Division, to Jan- uary, 1822,	8 00
Laughton, Hannibal, 2d Brigade, 6th Division, to January, 1822,	5 00
Lobdell, Thomas, Junior, 3d Brigade, 1st Divi- sion, to January, 1822,	30 00
Nichols, John, 1st Brigade, 2d Division, to Jan- uary, 1822,	12 00
Nash, Micah, 5th Division, to January, 1822,	7 50
Nesmith, Adam, 1st Brigade, 2d Division, to Jan- uary, 1822,	16 00
Somes, Samuel, 1st Brigade, 3d Division, to Jan- uary, 1822,	14 00
Shaw, John, 3d Brigade, 1st Division, to Janua- ry, 1822,	20 00
Stone, Joseph, 3d Brigade, 1st Division, to Janu- ary, 1822,	30 00
Sampson, John, 1st Brigade, 5th Division, to Jan- uary, 1822,	7 50
Taylor, Charles, 1st Brigade, 7th Division, to January, 1822,	5 00
Turrell, Vincent, 1st Brigade, 1st Division, to January, 1822,	8 50
Williams, Samuel, 2d Brigade, 4th Division, to January, 1822,	8 50

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 \$316 92

PRINTERS' ACCOUNTS AND MISCELLANEOUS.

Allen, Phineas, for publishing laws, &c. to January, 1822,	48 42
Allen, E. W., for publishing laws, &c. to August, 1821,	25 17
Agricultural Society, for sundry expenses, in raising seed and plants, and by experiments made by said society, in the public Garden, at Cambridge, and for printing and engraving, &c. in full, for 1821,	1000 00
Ballard and Wright, for Newspapers, for government, and advertising, to January 9th, 1822,	53 56
Bradford, William A., for writing for the government,	6 00
Boston Board of Health, for repairs, at Rainsford Island, and wood, &c. furnished the keeper,	318 55
Bird, Abraham, for labor and materials, on State House,	58 00
Blaney, Henry, for labor and materials, on State House,	60 56
Burditt, James W., for Stationary, &c. furnished the government,	231 57
Bradley, Samuel, for materials for repairs on the State House,	30 42
Bacon, Henry, Assistant Messenger to the General Court, to February 23d, 1822,	186 00
Chase, Warren, Assistant Messenger to the General Court, to February 23d, 1822,	88 00
Clapp, William W., for publishing laws, &c. to January 1st, 1822,	18 16
Cushing, Thomas C., for publishing the laws, to June, 1821,	16 67
Committee to examine the Treasurer's account for the last year. viz.:	
John Welles, - - - - -	14 00
Robert Rantoul, - - - - -	14 00

John Hooper, - - - - -	14 00
Thomas Harris, - - - - -	14 00
William Hilliard, - - - - -	14 00
Cutting, Elijah W., Assistant to the Messenger of the General Court,	104 00
Dennio and Phelps, for publishing the laws, to January, 1822,	16 67
Douglas, Francis, heirs, (Maine,) for advertising the sale of unimproved lands,	6 25
Durant, William, for labor and materials, for the State House,	41 87
Hastings, W., for publishing the laws, to Decem- ber 15th, 1821,	16 67
Hobart, Moses L., Keeper of Rainsford Island, for his salary, to February, 1822,	44 44
Hawes, Frederick, for his attendance as a witness before a Committee of the House,	4 80
Hale, Nathan, for publishing the laws, to Febru- ary, 1822, and for Newspapers to the General Court, to January 9th, 1822,	102 05
Loring, Josiah, for Stationary furnished the go- vernment,	131 05
Lincoln, Amos, Junior, for repairs on the State House,	18 80
Low, John V., Assistant to the Messenger of the General Court, to February 23d, 1822,	80 00
Mann, H. and W. H., for publishing the laws, to January, 1822,	25 00
Palfrey, Warwick, Junior, for publishing the laws, to May, 1821,	16 33
Parker, William, for Paper furnished the govern- ment, to February, 1822,	27 00
Pickering, Octavius, and Gardner, William, for three hundred copies of the Trial of Judge Prescott,	300 00

Russell and Gardner, for printing for the government, to February 14th, 1822,	1557 24
Rider, Margaret, for the services of her son, as Page to the House, February 23d, 1822,	40 00
Spurr and Homes, for going express, by order of the House of Representatives,	36 00
Shepard, Thomas M., for publishing laws, &c. to May 31st, 1821,	19 17
Tufts, William, for writing for the government,	13 50
Whipple, Solomon S., for his attendance as a witness, before a Committee of the House,	4 80
Wheeler, John H., labor and materials, on the State House, to February 16th, 1822,	178 30
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*Aggregate of Roll No. 86.*

Expenses of State Paupers,	28,076 41
“ of Sheriffs and Coroners,	396 15
“ of Courts Martial,	1,083 67
“ of Aids-de-Camp, Brigade Majors, } and Quarter Masters, }	626 91
“ of Adjutants,	1,094 65
“ of Hauling Artillery,	316 92
“ of Printers and Miscellaneous,	4,965 13
	<hr/>
Total,	\$36,559 84

*Resolved,* That there be allowed and paid out of the public treasury, to the several corporations and persons mentioned in this Roll, the sums set against such corporations' and persons' names respectively, amounting in the whole to Thirty Six Thousand, Five Hundred and Fifty Nine Dollars, and Eighty Four Cents, the same being in full discharge of the accounts and demands to which they refer.

[Approved by the Governor, February 22d, 1822.]

## Commonwealth of Massachusetts.

---

SECRETARY'S OFFICE, MAY 22, 1822.

*BY THIS I CERTIFY*, That the Resolves, passed at the session of the Legislature, beginning January 9th, and ending February 23d, 1822, have been compared with the originals in this office, and appear to be correct.

ALDEN BRADFORD,

*Secretary of the Commonwealth.*



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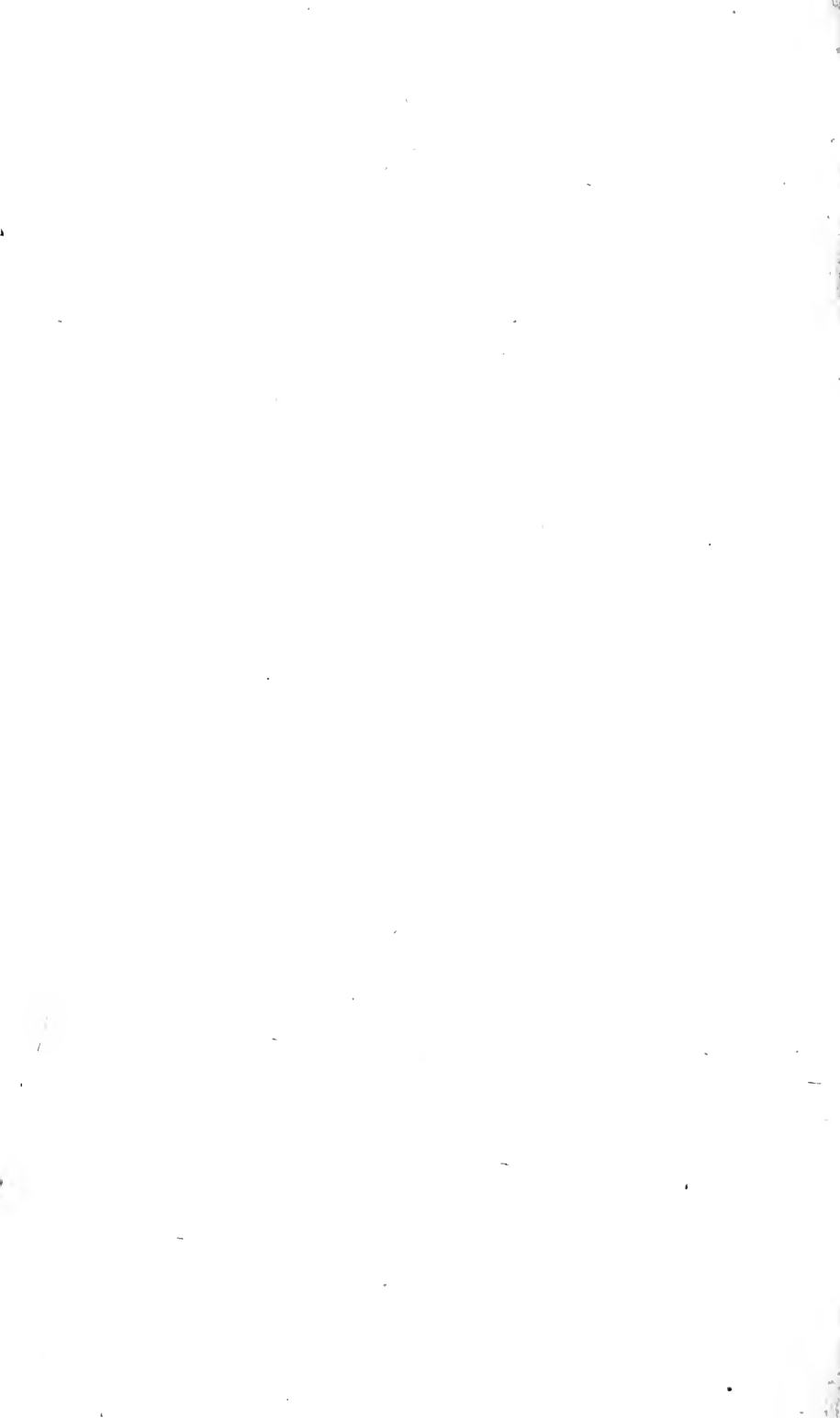
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# RESOLVES

OF

## THE GENERAL COURT

OF THE

### Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TWENTY NINTH DAY OF MAY,  
AND ENDED ON SATURDAY, THE FIFTEENTH DAY OF JUNE, ONE THOUSAND EIGHT  
HUNDRED AND TWENTY TWO.

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

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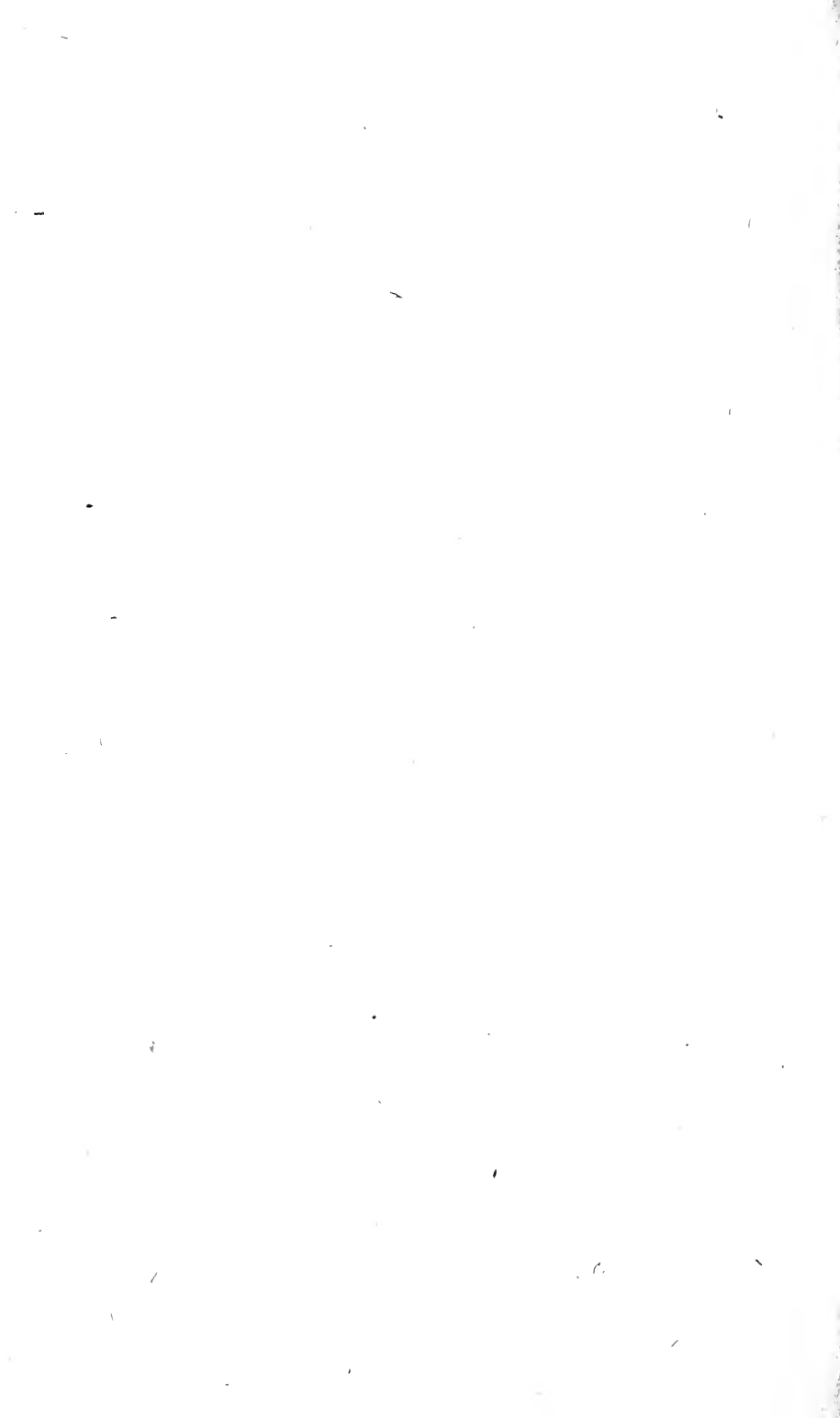


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**BOSTON :**

PRINTED FOR BENJ. RUSSELL, PRINTER TO THE STATE,  
BY RUSSELL AND GARDNER.

.....  
1822.



**CIVIL GOVERNMENT**  
OF THE  
**COMMONWEALTH OF MASSACHUSETTS,**  
FOR THE POLITICAL YEAR 1822....23.

---

HIS EXCELLENCY  
**JOHN BROOKS, ESQUIRE,**  
GOVERNOR.

---

HIS HONOR  
**WILLIAM PHILLIPS, ESQUIRE,**  
LIEUTENANT GOVERNOR.

---

**COUNCIL.**

HON. SAMUEL CROCKER,  
“ RICHARD SULLIVAN,  
“ THOMAS GREENLEAF,  
“ DANIEL NOBLE,  
“ WILLIAM READ,  
“ SAMUEL PORTER,  
“ ABRAHAM HOLMES,  
“ JOSEPH LOCKE,  
“ JONAS KENDALL.

---

**ALDEN BRADFORD, ESQUIRE,**  
SECRETARY OF THE COMMONWEALTH.

**HONORABLE NAHUM MITCHELL,**  
TREASURER OF THE COMMONWEALTH.

# SENATE.

---

**HONORABLE JOHN PHILLIPS,**

PRESIDENT.

---

## SUFFOLK DISTRICT.

Hon. John Phillips,	Hon. Lemuel Shaw,
Thomas H. Perkins,	Joseph Tilden,
Jonathan Hunewell,	Benjamin Russell.

## ESSEX DISTRICT.

Hon. Nathaniel Hooper,	Hon. Hobart Clark,
Robert Rantoul,	Benjamin Osgood,
John Glen King,	Edward S. Rand.

## MIDDLESEX DISTRICT.

Hon. William Austin,	Hon. John Abbot,
Joel Cranston,	Timothy Walker.
Levi Thaxter,	

## PLYMOUTH DISTRICT.

Hon. Cushing Otis,	Hon. Nathaniel M. Davis.
--------------------	--------------------------

## BARNSTABLE DISTRICT.

Hon. Elijah Cobb.



**BRISTOL AND DUKES' COUNTY DISTRICT.**

Hon. Oliver Starkweather,      Hon. Jethro Dogget.  
     Thomas Rotch,

**NANTUCKET DISTRICT.**

Hon. Walter Folger, Jun.

**WORCESTER DISTRICT.**

Hon. Aaron Tufts,                      Hon. Nathaniel Jones,  
     Salem Town, Jun.                      Stephen P. Gardner.  
     Benjamin Adams,

**HAMPSHIRE DISTRICT.**

Hon. Lewis Strong,                      Hon. Joseph Strong, Jun.

**BERKSHIRE DISTRICT.**

Hon. Lemuel Moffit,                      Hon. Jonathan Allen.

**HAMPDEN DISTRICT.**

Hon. Jonathan Dwight, Jun.      Hon. James Fowler.

**FRANKLIN DISTRICT.**

Hon. Elihu Hoyt,                      Hon. Thomas Longley.

**NORFOLK DISTRICT.**

Hon. Benjamin Reynolds,      Hon. Lewis Fisher.  
     John Ruggles,

---

SAMUEL F. LYMAN, ESQ. *Clerk.*

JOHN FARRIE, JUN. ESQ. *Assistant Clerk.*

REV. JAMES WALKER, *Chaplain.*

# HOUSE OF REPRESENTATIVES.

---

HONORABLE LEVI LINCOLN,  
SPEAKER.

---

## COUNTY OF SUFFOLK.

*Boston,*

Lynde Walter,  
John Cotton,  
Gedney King,  
Enoch Silsby,  
George W. Otis,  
Jonathan Phillips,  
Heman Lincoln,  
Francis C. Gray,  
Theodore Lyman, Junior,  
Henry Bass,  
Francis J. Oliver,  
Daniel Webster,  
Samuel L. Knapp,  
Jesse Putnam,  
Thomas L. Winthrop,  
Samuel Billings,  
Jacob Hall,  
Otis Everett,  
Nathaniel P. Russell,  
William Goddard,  
Joseph Jenkins,  
Pliny Cutler,  
Samuel T. Armstrong,  
George W. Brimmer,  
Joseph H. Adams.

*Chelsea.*

## COUNTY OF ESSEX.

<i>Amesbury,</i>	David Lowell.
<i>Andover,</i>	
<i>Beverly,</i>	Thomas Davis.
<i>Boxford,</i>	
<i>Bradford,</i>	Jesse Kimball, Junior.
<i>Danvers,</i>	William Sutton.
<i>Essex,</i>	
<i>Gloucester,</i>	William W. Parrott.
<i>Hamilton,</i>	
<i>Haverhill,</i>	Moses Wingate.
<i>Ipswich,</i>	
<i>Lynn,</i>	Ezra Mudge.
<i>Lynnfield,</i>	
<i>Manchester,</i>	
<i>Marblehead,</i>	John Prince, Benjamin Knight. Stephen Barker.
<i>Methuen,</i>	
<i>Middleton,</i>	
<i>Newbury,</i>	Josiah Little.
<i>Newburyport,</i>	Abner Wood, Stephen W. Marston.
<i>West Newbury,</i>	
<i>Rowley,</i>	
<i>Salem,</i>	Joseph Peabody, John Osgood, Samuel Endicott, Stephen Phillips, Leverett Saltonstall, John Andrews, Michael Webb, John Derby, Junior, Joseph Howard, Theodore Eames. Ephraim Morrill.
<i>Salisbury,</i>	
<i>Saugus,</i>	

*Topsfield,*  
*Wenham.*

COUNTY OF MIDDLESEX.

*Acton,*  
*Ashby,*  
*Bedford,*  
*Billerica,*  
*Brighton,*  
*Burlington,*  
*Cambridge,*  
*Carlisle,*  
*Charlestown,*

Samuel Whiting.  
Nathaniel Champney.

William Hilliard.

Seth Knowles,  
John H. Brown.  
Philemon R. Russell.  
Jonathan Perham.  
John Keyes.

*Chelmsford,*  
*Concord,*  
*Dracut,*  
*Dunstable,*  
*East Sudbury,*  
*Framingham,*  
*Groton,*  
*Holliston,*  
*Hopkinton,*  
*Lexington,*  
*Lincoln,*  
*Littleton,*  
*Malden,*  
*Marlborough,*  
*Medford,*  
*Natick,*  
*Newton,*  
*Pepperell,*  
*Reading,*  
*Sherburne,*  
*Shirley,*

Micah M. Rutter.  
Charles Train.  
Luther Lawrence.

Joseph Valentine.

Timothy Wakefield, Junior.

<i>South Reading,</i>	
<i>Stoneham,</i>	
<i>Stow and Boxborough,</i>	Augustus Tower.
<i>Sudbury,</i>	
<i>Tewksbury,</i>	Jesse Trull.
<i>Townsend,</i>	
<i>Tyngsborough,</i>	
<i>Waltham,</i>	Luke Fisk.
<i>Watertown,</i>	
<i>West Cambridge,</i>	
<i>Westford,</i>	
<i>Weston,</i>	George W. Smith.
<i>Wilmington,</i>	
<i>Woburn,</i>	John Wade.

## COUNTY OF WORCESTER.

<i>Ashburnham,</i>	
<i>Athol,</i>	
<i>Barre,</i>	
<i>Berlin,</i>	
<i>Bolton,</i>	
<i>Boylston,</i>	
<i>Brookfield,</i>	Seth Field.
<i>Charlton,</i>	Samuel Hall.
<i>Dana,</i>	
<i>Douglas,</i>	Benjamin Cragin.
<i>Dudley,</i>	
<i>Fitchburg,</i>	
<i>Gardner,</i>	
<i>Grafton,</i>	
<i>Hardwick,</i>	
<i>Harvard,</i>	
<i>Holden,</i>	
<i>Hubbardston,</i>	
<i>Lancaster,</i>	
<i>Leicester,</i>	John Hobart.

<i>Leominster,</i>	
<i>Lunenburg,</i>	
<i>Mendon,</i>	Daniel Thurber.
<i>Milford,</i>	Perley Hunt.
<i>Milbury,</i>	
<i>New Braintree,</i>	
<i>Northborough,</i>	
<i>Northbridge,</i>	
<i>North Brookfield,</i>	
<i>Oakham,</i>	
<i>Oxford,</i>	
<i>Paxton,</i>	
<i>Petersham,</i>	Joel Bryant.
<i>Princeton,</i>	
<i>Phillipston,</i>	
<i>Rutland,</i>	
<i>Shrewsbury,</i>	Fortunatus Harrington.
<i>Southborough,</i>	
<i>Southbridge,</i>	
<i>Spencer,</i>	
<i>Sterling,</i>	
<i>Sturbridge,</i>	Edward Phillips.
<i>Sutton,</i>	Jonas Sibley.
<i>Templeton,</i>	
<i>Upton,</i>	
<i>Uxbridge,</i>	Bezaleel Taft, Junior.
<i>Ward,</i>	
<i>Westborough,</i>	
<i>West Boylston,</i>	
<i>Western,</i>	
<i>Westminster,</i>	
<i>Winchendon,</i>	
<i>Worcester,</i>	Levi Lincoln, Abraham Lincoln, William Eaton.

## COUNTY OF HAMPSHIRE.

<i>Amherst,</i>	Aaron Merrick.
<i>Belchertown,</i>	James Whitman.
<i>Chesterfield,</i>	
<i>Cummington,</i>	Robert Dawes.
<i>Easthampton,</i>	Thaddeus Clap.
<i>Enfield,</i>	
<i>Granby,</i>	
<i>Goshen,</i>	
<i>Greenwich,</i>	
<i>Hadley,</i>	Charles P. Phelps.
<i>Hatfield,</i>	
<i>Middlefield,</i>	
<i>Northampton,</i>	Nathaniel Fowle.
<i>Norwich,</i>	
<i>Pelham,</i>	
<i>Plainfield,</i>	
<i>South Hadley,</i>	
<i>Southampton,</i>	Asahel Chapman.
<i>Ware,</i>	Joseph Cummings, Junior.
<i>Westhampton,</i>	Aaron Fisher.
<i>Williamsburg,</i>	
<i>Worthington,</i>	Josiah Mills.

## COUNTY OF HAMPDEN.

<i>Blandford,</i>	
<i>Brimfield,</i>	Stephen Pynchon.
<i>Chester,</i>	
<i>Granville,</i>	Francis Stebbins.
<i>Holland,</i>	
<i>Longmeadow,</i>	
<i>Ludlow,</i>	
<i>West Springfield,</i>	Luke Parsons.
<i>Montgomery,</i>	
<i>Palmer,</i>	Clark McMaster.
<i>Russell,</i>	

*South Brimfield,*  
*Southwick,*  
*Springfield,*  
*Wilbraham,*  
*Tolland,*  
*Westfield.*

Alvin Needham.  
 Joseph Forward.  
 Thomas Dickman.  
  
 Henry Hamilton.

COUNTY OF FRANKLIN.

*Ashfield,*  
*Bernardston,*  
*Buckland,*  
*Charlemont,*  
*Colerain,*  
*Conway,*  
*Deerfield,*  
*Gill,*  
*Greenfield,*  
*Hawley,*  
*Heath,*  
*Leverett,*  
*Leyden,*  
*Montague,*  
*New Salem,*  
*Northfield,*  
*Orange,*  
*Rowe,*  
*Shelburne,*  
*Shutesbury,*  
*Sunderland,*  
*Warwick,*  
*Wendell,*  
*Whately,*  
*Ervin's Grant.*

Samuel Pierce.  
  
 Solomon Smead.  
  
 George Mowry.  
  
 Varney Pearce.  
  
 Solomon Read.



## COUNTY OF BERKSHIRE.

<i>Adams,</i>	William E. Brayton.
<i>Alford,</i>	
<i>Becket,</i>	
<i>Cheshire,</i>	Francis Fisk.
<i>Clarksburg,</i>	
<i>Dalton,</i>	
<i>Egremont,</i>	
<i>Florida,</i>	
<i>Great Barrington,</i>	Benjamin Rogers.
<i>Gore,</i>	
<i>Hancock,</i>	
<i>Hinsdale,</i>	
<i>Lanesborough,</i>	John Young.
<i>Lee,</i>	John Nye, Junior.
<i>Lenox,</i>	Daniel Williams.
<i>Monroe,</i>	
<i>Mount Washington,</i>	
<i>New Ashford,</i>	
<i>New Marlborough,</i>	Benjamin Sheldon.
<i>Otis,</i>	
<i>Peru,</i>	
<i>Pittsfield,</i>	William C. Jarvis.
<i>Richmond,</i>	Nathan Pierson, Junior.
<i>Sandisfield,</i>	Josiah Walcott,
	Joseph Sears.
<i>Savoy,</i>	
<i>Sheffield,</i>	Eli Ensign.
<i>Stockbridge,</i>	George Whitney.
<i>Tyringham,</i>	Silas Rewee.
<i>Washington,</i>	
<i>West Stockbridge,</i>	
<i>Williamstown,</i>	Charles A. Dewey.
<i>Windsor,</i>	
<i>Zoar.</i>	

## COUNTY OF NORFOLK.

<i>Bellingham,</i>	Minot Thayer.
<i>Braintree,</i>	John Robinson.
<i>Brookline,</i>	
<i>Canton,</i>	
<i>Cohasset,</i>	
<i>Dedham,</i>	John W. Ames.
<i>Dorchester,</i>	Henry Gardner.
<i>Foxborough,</i>	
<i>Franklin,</i>	
<i>Medfield and Dover,</i>	
<i>Milton,</i>	Barney Smith.
<i>Medway,</i>	George Barber, Junior.
<i>Needham,</i>	
<i>Quincy,</i>	
<i>Randolph,</i>	
<i>Roxbury,</i>	Ebenezer Seaver.
<i>Sharon,</i>	
<i>Stoughton,</i>	
<i>Walpole,</i>	Christopher Webb,
<i>Weymouth,</i>	Levi Bates.
<i>Wrentham,</i>	Josiah J. Fiske.

## COUNTY OF BRISTOL.

<i>Attleborough,</i>	Ebenezer Daggett.
<i>Berkley,</i>	
<i>Dartmouth,</i>	Caleb Anthony.
<i>Dighton,</i>	
<i>Easton,</i>	
<i>Fairhaven,</i>	
<i>Freetown,</i>	Hercules Cushman.
<i>Mansfield,</i>	
<i>New Bedford,</i>	Benjamin Lincoln,
	John A. Parker,
	William Hathaway,
	John Nye.

*Norton,*  
*Raynham,*  
*Rehoboth,*  
*Seekonk,*  
*Somerset,*  
*Swansey,*  
*Taunton,*  
*Troy,*  
*Westport,*  
*Wellington.*

Godfrey Robinson.  
 Calvin Martin.  
 Edward Slade.  
 John Mason.  
 Cromwell Washburn.  
 Robert Miller.

## COUNTY OF PLYMOUTH.

*Abington,*  
*Bridgewater,*  
*Carver,*  
*Duxbury,*  
*Halifax,*  
*Hanover,*  
*Hingham,*  
*Hanson,*  
*Hull,*  
*Kingston,*  
*Marshfield,*  
*Middleborough,*  
*North Bridgewater,*  
*Pembroke,*  
*Plympton,*  
*Plymouth,*  
  
*Rochester,*  
*Scituate,*  
*Wareham,*  
*West Bridgewater.*

Seth Sprague.  
 Melzar Curtis.  
 Joseph Richardson.  
 Thomas Hobart.  
  
 John Gray.  
 Elisha Phillips.  
 Seth Miller, Junior.  
  
 Barnabas Hedge,  
 William Jackson,  
 Zaccheus Bartlett.  
 Joseph Meigs.

COUNTY OF BARNSTABLE.

<i>Barnstable,</i>	Nymphas Marston.
<i>Brewster,</i>	
<i>Chatham,</i>	
<i>Dennis,</i>	
<i>Eastham,</i>	Samuel Freeman.
<i>Falmouth,</i>	
<i>Harwich,</i>	
<i>Orleans,</i>	Daniel Comings.
<i>Provincetown,</i>	
<i>Sandwich,</i>	
<i>Truro,</i>	
<i>Wellfleet,</i>	
<i>Yarmouth,</i>	James Crowell.

DUKES' COUNTY.

<i>Chilmark,</i>	
<i>Edgarton,</i>	William Jernegan.
<i>Tisbury.</i>	

COUNTY OF NANTUCKET.

<i>Nantucket,</i>	Barker Burnell.
-------------------	-----------------

---

PELHAM W. WARREN, *Clerk.*  
REV. WILLIAM JENKS, *Chaplain.*

---

JACOB KUHN, *Messenger to the General Court.*  
ELIJAH W. CUTTING, *Assistant Messenger.*  
THOMAS P. RIDER, *Page to the House.*

# RESOLVES

OF THE

GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TWENTY NINTH DAY OF MAY,  
AND ENDED ON SATURDAY, THE FIFTEENTH DAY OF JUNE, ONE THOUSAND EIGHT  
HUNDRED AND TWENTY TWO.

---

## GOVERNOR'S SPEECH.

---

REPRESENTATIVES' CHAMBER, JUNE 3, 1822.

*At noon, agreeably to assignment, the two Houses assembled in Convention, when His Excellency the Governor came in, preceded by the Sheriff of Suffolk, and attended by His Honor the Lieutenant Governor, the Honorable Council, and the Officers of State; and delivered the following*

## SPEECH.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

IN meeting the two Houses in conformity to ancient usage, it is with great satisfaction I have it in my power to observe, that nothing affecting the essential interests of the Commonwealth, has occurred since the last session of the late Legislature, to require special consideration on this occa-

sion. The complicated concerns of society, however, are continually furnishing new subjects for legislative regard. We are, besides, in possession of great and numerous blessings, which have been vouchsafed to us by a beneficent Providence, and which, while they call for our devout gratitude, claim our watchful care to preserve. Among the blessings which our duty as citizens, and as public agents, calls on us to guard with solicitude, we may reckon our civil and religious liberties, which are guaranteed to us and our posterity, in the fullest extent, by a constitution of government framed by the wisdom of our fathers, and recently confirmed by the sovereign act of the people. It may, it is conceived, be assumed as a truth, that our constitutional rights and liberties, are so full and complete, as to admit of no accession. If this position be well founded, it suggests to us the danger of attempting changes in our system of jurisprudence, and the solemn duty of preserving, unimpaired, our inestimable acquisitions. Having acquired every thing valuable to us as men, as citizens, and as christians, we are pressed by the most weighty considerations, to provide for their continuance. If, as we fondly imagine, we have reached a higher degree of freedom than has fallen to the lot of other nations, it behoves us to maintain, with dignity and firmness, our lofty preeminence; not suffering ourselves, by supineness, or the prevalence of selfish passions, to hazard an untimely and ignominious fall. In connexion with these reflections, the result of the late revision of the Constitution in

the Convention, and in the primary assemblies of the people, in the several towns, presents an auspicious aspect. The termination of that interesting review, evinces the sober and discriminating character of our fellow citizens: it proves that when the public mind is well informed, there is little danger to be apprehended, in questions involving their interests, from levity and caprice; that the freemen of Massachusetts, being practical men, duly appreciating their own rights, are not to be induced lightly to abandon principles and practises which have hitherto yielded them prosperity and safety. It goes, moreover, to obviate one of the most serious objections that has been urged against free governments—a tendency to instability and vacillation. With the knowledge of the course of human affairs possessed by those who hear me, no induction of argument is necessary to shew that the prosperity and happiness of the State, as connected with public liberty, can be secured only by an inflexible adherence to the principles of the Constitution; and a recurrence to those principles, which bind together our dearest interests, can never be more seasonable than at the opening of a new political year. The statesman, thence regulating his course, will be conducted in safety, through his future deliberations, to the best results.

In examining the Constitution, it is observable, that many of its most important provisions contemplate a safe distribution of power in the several constituent departments of government. If scru-

pulous care is employed in defining the limits of power assigned to the Executive branch of government, and in proscribing standing armies as dangerous to liberty, the history of our ancestors, antecedently to, and after their leaving Europe, and that of their descendants, till the close of the revolution, sufficiently develops the source of their peculiar sensibility on these subjects, and justifies the cautious exactness in delineating the boundaries of delegated authority, which appears in the Constitution. But these are not the only sources of danger to freedom. Its pillars may be secretly undermined, as well as overthrown by open violence. The form may remain after the spirit has become extinct. The framers of the Constitution were aware that a compact on parchment merely, however definite its checks and provisions, would prove an insufficient preservative to a free government, should the people become indifferent to their own safety, and sink into a state of ignorance and profligacy. Hence in the Bill of Rights it is declared, that a frequent recurrence to the first 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. That virtue is the vital principle of a republic, though a trite observation, is one, nevertheless, that can hardly be too often repeated. The people, constituting the great source of power, should the public mind become corrupt, the government will suffer corresponding degene-



racy; the character of a people necessarily infusing itself into their political institutions. In relation to ourselves, therefore, and as we would wish to transmit to future generations the blessings of that government we have derived from our ancestors, all the means that patriotism and legislative wisdom can devise, should be brought into action, to maintain the purity of the public mind, to quicken and invigorate the moral sense, and to encourage the practise of all the personal and social virtues.

Among the means of effecting these momentous objects, education is one of the most influential. To this point the language of the Constitution is clear and emphatic, when it affirms that "knowledge generally diffused among the people, is necessary for the preservation of their rights and liberties." Ignorance is destructive both of liberty and good morals. In nothing was the piety, the good sense, and the patriotism of the fathers of New England more conspicuous, than in their early care to provide for the instruction of children and youth. The least reflection is sufficient to satisfy every thinking mind, that the rights of self-government are not to be preserved unless they are known and duly estimated—and that, destitute of mental culture, men are incapable of sustaining a high and honorable independence. In proportion as ignorance prevails among a people, they are disqualified to judge of the nature and extent of their rights and privileges, whether civil or religious; and in the same proportion are liable to become the dupes of cunning, or the dependents of power.

What motives, then, are wanting to induce the citizens of our happy country to cherish our literary institutions? To the efficacy of our colleges, Massachusetts is indebted, under the benediction of Heaven, for her distinguished rank as a community. Her liberty, her constitution, her laws, her prosperity, and her fame, have resulted from the wisdom of her sons, elicited and matured under the genial influence of literature and science; while her town schools, in which her sages and statesmen have commenced their career of glory, are calculated to awaken the youthful intellect, to inspire a sense of character, and prepare the great mass of the people for understanding and defending their rights.

It gives me much satisfaction that I am able to lay before you, gentlemen, a report of the Board of Commissioners, appointed agreeably to the provisions of the act relating to the separation of the District of Maine from Massachusetts Proper, and forming the same into a separate State, by which it appears that the Board have unanimously agreed upon a settlement, assignment, and division of all the military stores, ordnance, and other personal property belonging to the Commonwealth, to a portion of which, the State of Maine is entitled, as specially set forth in an agreement signed by the Commissioners, and dated the twenty fifth of May, one thousand eight hundred and twenty two, which accompanies the report. The report further states, that in execution of the duties assigned them, under the fifth and sixth articles of the first section

of the act of separation, the Commissioners have taken the necessary measures for a survey of that part of the public lands, lying between the Penobscot River, on the west, and Schoodic River and Lake, on the east, and extending north from the northerly line of the Bingham lottery land, so called, so far as to complete four ranges of townships, each range of six miles in width, to be examined and surveyed for the purpose of dividing and setting off so much thereof, as may be necessary to satisfy by assignment, at the election of Massachusetts, from the part falling to the Commonwealth, the sum of thirty thousand dollars, according to the provisions of the fifth article of the first section of the act of separation.

The survey and examination of these lands have been assigned to the Honorable Silas Holman and Lathrop Lewis, as a Committee of the Board, and under particular instructions for the government of their conduct in executing their trust: The instructions make a part of the report of the Commissioners, and a copy of the same, with the other documents already mentioned, will be laid before you by the Secretary. It is particularly gratifying to observe, that a hope is expressed by the Commissioners, that the assigning and settling off to the State of Maine, so much of the lands allotted to Massachusetts, as shall be of the value of thirty thousand dollars, and a division of the residue within the limits before mentioned, and of all the reserved lots in the State of Maine, may be accomplished in the course of the present year.

You will perceive, gentlemen, that although full power is given by the act of separation to the Commonwealth, and to the State of Maine, no provision exists to authorize the delivery of personal property in the hands of the Treasurer, and of the Adjutant General, and Acting Quarter Master General, and for which they are respectively responsible to the Agents of the State of Maine, who have been specially appointed to receive the same. Nor does it appear that any authority is vested in the Governor to issue his warrant, with the advice of the Council, for any sum awarded to the State of Maine, from the Treasury of the Commonwealth, after an adjustment of all the liabilities and indemnities contemplated in the act of separation. The subject is recommended to your early consideration, as it is understood that the Agent from the State of Maine will soon be here to receive the dividend belonging to that State. Several other subjects will be communicated to you hereafter, by special messages. And it will be highly grateful to me, gentlemen, to concur with you in your efforts to promote the honor and happiness of the Commonwealth.

**JOHN BROOKS.**

*Council Chamber, June 3d, 1822.*

## ANSWER OF THE SENATE.

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*May it please your Excellency,*

THE Senate of Massachusetts has received with great satisfaction, the communication which your Excellency has been pleased to make to both branches of the Legislature, at the opening of the public business of the present session. Just, comprehensive, and discriminating views of constitutional liberty, of the principles of social order, and the rights and duties of the citizens of a free Commonwealth, must command the highest respect and attention from those who are entrusted with the duty of legislating for their fellow citizens; and the Senate cannot avoid recording them with peculiar interest, when illustrated by long experience, careful reflection, and a thorough knowledge of the origin and structure of our admirable system of social polity.

The Senate participates in the satisfaction expressed by your Excellency, that no subject has recently occurred, requiring the special consideration of the Legislature. A period of great political interest and excitement, is usually one, either of actual suffering, or of imminent danger. The absence, therefore, of all causes of considerable political in-

terest, is, perhaps, one of the best proofs of general tranquillity, safety and prosperity. It is probably true, that that state of civil and social liberty is the most perfect, in which the operation, and even the existence of government, is the least felt and observed. In such a condition, every citizen, secure in all his just rights, actually enjoying the protection of government, and scarcely conscious of its restraints, will pursue with cheerfulness and alacrity, those occupations and employments, for which his inclination and abilities have best fitted him. No condition of society can be imagined, better calculated to cherish the growth of the liberal and useful arts, to promote the successful cultivation of all moral and intellectual excellence, and to encourage and sustain every effort of high and honorable enterprize. But yet, in a state of society, thus prosperous and tranquil, little remains for the legislator and statesman, but to adhere steadily to those principles of piety, justice, honesty and frugality, which can alone preserve and perpetuate the blessings of liberty and social order. These considerations, whilst they inculcate a lesson of sobriety and moderation, and admonish those to whom the public interests of the community are confided, of the danger of great and violent innovations, ought not to deter them from observing and gradually introducing all those improvements, which the progress of society, in all its departments, and the developement of new sources of industry and activity, must, from time to time, naturally suggest.

The result of the late revision of the Constitution of this Commonwealth, by a numerous convention of the people, embracing many of its most experienced and distinguished citizens, is full of interest and instruction. It is remarkable that a Constitution, framed under circumstances so peculiar and apparently inauspicious, should have embraced, in so eminent a degree, all the features of a free and energetic government. In making a just estimate of the nature and principles, the merits and defects of our Constitution, it cannot be forgotten that the establishment of a free Commonwealth, founded throughout upon the principles of representative democracy, was a new and untried experiment. It is true, that it was not formed in haste. Several years elapsed between the commencement and completion of the bold and happy design. Many propositions were made and discussed with great learning and ability, both in deliberative bodies, and among the people at large; and thus the principles of our Constitution were digested and matured, before they were embodied in the actual form of government which was eventually adopted. But the Commonwealth, during that whole period, was laboring under the pressure of a severe, and, in many respects, a calamitous war. The people were just emancipated from the operation of what they could not avoid regarding as an arbitrary and oppressive government. Under these circumstances, an excessive jealousy in the grant and distribution of even just and necessary powers, if it could not be justified, was, at least,

naturally to be expected. It is, however, alike a subject of admiration and of gratitude, that the framers of our excellent Constitution, uninfluenced by the force of temporary circumstances, firmly and steadily pursuing the best lights which the science of government could at that period afford, were principally solicitous to provide for an exact and practical responsibility, to secure a safe distribution and regular exercise of power in the government which they established, without yielding to that timidity which would have greatly impaired its force, by injudicious restraints on its authority. Their theories have now borne, and borne triumphantly, the test of long and severe experiment. The most critical investigation of the Constitution, has been able to discern nothing absolutely wrong in its principles, or in any considerable degree injurious in its operation. The people of this Commonwealth cannot have regarded, without deep interest and solicitude, the great number of alterations in their Constitution proposed, and the very small number actually adopted. This consideration is well calculated to silence the complaints of cavillers, and to resist a restless love of change, by shewing how much easier it is to indicate faults and defects, than to demonstrate to the satisfaction of cautious and considerate men, any real and substantial improvements. It may also well inspire new confidence and satisfaction, by affording the most convincing proof, that neither plausible theories, nor appeals to interest, prejudice, or passion, will induce a reflecting and high minded people,



lightly to change the essential principles of a Constitution, under which they have so long enjoyed liberty and safety.

The Senate cordially concurs in the sentiments which your Excellency has been pleased to express upon the interesting subject of general education. The vital importance of ample and general provisions, for the free education of the whole rising generation, without any distinction, can scarcely be too often or too earnestly pressed upon the consideration of the government and people of this Commonwealth. The privilege of enjoying the means of education, and of the culture and improvement of the mind, is at all times, and under every form of society, to be regarded as a distinguished blessing. But the general diffusion of knowledge, among all classes of people, is the essential and indispensable basis of a representative republic. The town school is the only proper introduction to the town meeting. A representative republic, to be vigorous and energetic, must combine and embody, in a good degree, the aid of public opinion, and the force of the public will. To effect this object, the right of suffrage should be liberally and frankly extended to the great body of the active and industrious classes of society. But the right of suffrage can never be wisely or safely extended to uneducated and unenlightened men. Where such is the predominating character of the people, there must necessarily exist a populace, alike subject to infatuation and to imposition, incapable of appreciating their own rights,

and unfit to be intrusted with those powers, which might enable them to affect the rights of others.

Such a people is utterly incapable of enjoying or exercising the high privilege of self government, and can only be restrained by the rude hand of physical force. The means of general education, therefore, and the blessings of free government, are to be regarded as indissolubly connected. An ignorant people cannot long enjoy free government; and an enlightened people cannot permanently be enslaved.

The various other subjects, both of a private and general nature, which your Excellency has been pleased to communicate for the consideration of the Legislature, will receive the early and diligent attention of the Senate. The Senate will be happy to concur with your Excellency in all measures, which may have a tendency to improve and ameliorate the laws, to advance the prosperity, and promote the best interests of the Commonwealth.

## ANSWER OF THE HOUSE.

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*May it please your Excellency,*

THE House of Representatives participate in the sentiments which you have expressed, in relation to the general prosperity of our country, and to the excellence of institutions, calculated, as ours are, not to confer distinction on a few, but to secure the rights and promote the happiness of the whole people. They feel it to be both a privilege and a duty, to dwell on the contemplation of these blessings; not as a ground of vain boasting, or a temptation to sit down and enjoy them in indolence, but as a motive to humble gratitude, and to the utmost diligence in preserving and diffusing them. Our civil institutions, having their origin in the peculiar character of our ancestors, so justly and highly valued, and naturally tending to perpetuate it, ought to be extended with the growth, and adapted to the changes of society. If they are not improved, while every thing else is improving around us, so as always to bear an equal proportion to the means and wants of the community, they are not faithfully transmitted; and more than this must be done, if we would pay any part of the debt of gratitude, which we owe to those from whom we inherit them.

None of these institutions can be regarded with more complacency than those established for the public instruction of youth; which at once enlighten their understandings and exalt their moral character; connect them early with each other, by those ties of friendly feeling, which are the lightest and most graceful, and yet among the strongest bonds of society; inspire them with that deep sense of their perfect equality and mutual dependence, so appropriate to our condition; and cherish among them the habits of deliberation, order and diligence, which distinguish the inhabitants of New England, and lie at the very foundation of our prosperity.

To preserve all our institutions in their original purity and vigor, to provide new restraints on frauds, as the increase of wealth offers new temptations to it, to facilitate the means of internal intercourse, which are at the same time the evidence and the instruments of continual improvement, and to exercise the whole of that paternal control wisely devolved on our State Government, are duties requiring the constant attention of the Legislature. In discharging them, while we shall not shrink from the responsibility of our situation, nor hesitate to maintain the privileges conferred on us by our constituents, for their benefit, we shall take care not to transgress the limits assigned us by the Constitution, or to encroach on those rights and liberties, which the people derive from a still higher source. We shall recollect, also, that government is established for practical purposes, and that

convenience and utility are not to be sacrificed to mere speculation, nor the usages and establishments, with which the people are familiar, and under which they have been so prosperous, to be lightly changed, in compliance with any new theory, or in imitation of the example of any other State.

It is gratifying to recur to the proof, which our fellow citizens have recently given of their attachment to the spirit, and even to the letter of our venerable Constitution; for it is only by forms and rules, that the abstract principles of justice can be applied to the regulation of human conduct; and to overleap forms, is often the first step to overleaping principles.

We learn, with no little satisfaction, the progress made by the Commissioners of this Commonwealth and the State of Maine, in the discharge of their duties. The harmony which has attended their proceedings, is a just topic of congratulation; and we flatter ourselves that it is an omen of much friendly and mutually beneficial intercourse. The further communications which may be received from you on that subject, shall be the objects of our earliest attention.

The House of Representatives find pleasure in reiterating to your Excellency, the assurance of their entire confidence, and of the peculiar satisfaction it gives them to be associated in the performance of their public duty, with one, who on so many important occasions has pledged himself to the service of his country, and by whom that pledge has been always so honorably redeemed.

## CHAP. I.

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

The Secretary will lay before you communications I have lately received from the Governors of the States of South Carolina, Georgia, and Ohio, accompanied by sundry resolutions of the Legislatures of those States respectively.

On the twenty third of February last, a bill was presented to me, that had passed the two branches of the Legislature, entitled "an act to repeal all laws heretofore made for the inspection of gunpowder." As I conceived that the public had an interest in the manufacture of gunpowder, and that that interest would be affected unfavorably by a repeal of the law, without a substitute, and as, more especially, no provision was made in the bill for the recovery of fines and penalties which might have been incurred by a breach of the provisions of the existing law, my signature was withheld. The consequence of which is, that it did not become a law; as its passage in both branches of the Legislature took place the day of their prorogation. The manufacture of gunpowder, however, is becoming, or rather has already become, of so much consideration, both as an article of commerce for exportation, and of domestic consumption, as to be entitled to legislative attention. That the existing law is not adapted to the present circumstances of the Commonwealth, is readily admitted: But that substantial benefits have been derived from some of its provisions, there can be little doubt. Under the inspection, the materials of which powder is composed, have been of a better quality, and the manner of manufacturing them has been improved. The citizens of the State, who are the principal consumers, have been supplied with better powder, and the character of it has risen in mercantile estimation, as an article of export. In no article of commerce, is deception more easily practised, than in powder: And even the imperfect mode of inspection that has been in use since the existence of the law in question, has raised its character, and saved the purchasers, in some degree at least, from imposition.

In the course of the last winter, I requested the Adjutant General, the acting Quarter Master General, to examine into the state of the manufacture of gunpowder, and its value as an article of export, and to report to me a statement of facts, together with such remarks on the subject generally, as might occur to him in the prosecution of his inquiries. That officer, to whose care the public magazines for the safe keeping of gunpowder is entrusted, has made his report, a copy of which, for the information of the Legislature, will herewith be laid before you.

JOHN BROOKS.

*Council Chamber, June 5th, 1822.*

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## CHAP. II.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

In the month of February last, a resolution was passed, authorizing, under the sanction of the Executive, an enlargement of the yard of the State Prison, on the western side; and in pursuing the objects contemplated in the resolution, a skilful architect was appointed to lay out a plan of the work, to contract for and superintend the same. The prosecution of the work was commenced as early in the season as was practicable, and is continued with as much dispatch as consists with a faithful construction of the wall, under contracts, it is believed, as favorable to the Commonwealth, as could have been obtained.

In order to insure, as far as possible, a due execution of the intentions of the government, a Committee of the Council has been appointed, to which, in the recess of the Board, was assigned a supervision of the undertaking.

The Committee, having thus far fulfilled the objects of their appointment, on the fourth instant made a report, embracing a more distinct view of the subject of the resolution than could have been obtained at an earlier period. A copy of the report will herewith be laid before you.

The condition of a portion of both the north and south walls of the prison yard is such, as, in the opinion of the Executive, to require a reconstruction, as regards the safety of the prison. The subject is recommended to your consideration.

The Honorable Major General Salem Towne, Junior, having resigned, and been discharged from his office, a vacancy of Major General has thereby occurred in the sixth division of the militia.

JOHN BROOKS.

*Council Chamber, June 6th, 1822.*

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### CHAP. III.

*Resolve providing for the pay of the Members of the Legislature. June 6th, 1822.*

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to each member of the Council, Senate and House of Representatives, two dollars for each and every day's attendance the present session, and the like sum for every ten mile's travel from their respective places of abode to the place of the sitting of the General Court, at every session thereof. *And be it further resolved,* that there be paid to the President of the Senate, and Speaker of the House of Representatives, each, two dollars per day for each and every day's attendance, in addition to their pay as members.

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### CHAP. IV.

*Resolve on the petition of Apollos Johnson. June 7th, 1822.*

*Resolved,* For reasons set forth in said petition, that there be allowed and paid out of the public Treasury of this Commonwealth, to Apollos Johnson, the sum of forty dollars, in



full for his own services, and the services of those who acted with him, in apprehending and securing Daniel Sawin, Junior, for trial, for passing counterfeit bills of the Union Bank, in Boston.

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### CHAP. V.

*Resolve granting \$10,000, for the State Prison.*  
June 7th, 1822.

On the representation and petition of Gamaliel Bradford, Esquire, Warden of the State Prison,

*Resolved,* That there be allowed and paid out of the public Treasury, to the Warden of the State Prison, for the use of the said prison, ten thousand dollars, in such sums and at such times as the Directors thereof may order; and His Excellency the Governor, with the advice of the Council, is hereby authorized and requested to draw a warrant or warrants for the same accordingly.

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### CHAP. VI.

*Resolve on the petition of D. A. White, Esquire.*  
June 8th, 1822.

On the petition of Daniel A. White, Esquire, stating that the Essex Agricultural Society were unavoidably prevented from filing the certificate prescribed by the act, entitled "an act for the encouragement of agriculture and manufactures," in the office of the Secretary of the Commonwealth, within the month of October last, but that they have since duly filed such certificate:

*Therefore resolved,* For reasons set forth in said petition, that His Excellency the Governor be authorized to issue his warrant to the Treasurer of this Commonwealth, upon

the certificate aforesaid, in like manner as if the certificate aforesaid had been filed in the Secretary's Office within the said month of October.

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## CHAP. VII.

*Resolve on the petition of Tertius Taylor. June 7th, 1822.*

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to Tertius Taylor, a soldier in the tenth Massachusetts regiment, commanded by Colonel Marshall, in the American revolutionary army, twenty four dollars and ninety nine cents, in full of balance his due, as appears on the army books in the Secretary's Office.

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## CHAP. VIII.

*Resolve to purchase Massachusetts Term Reports.*

June 8th, 1822.

*Resolved,* That the Secretary of the Commonwealth be, and he hereby is authorized and directed forthwith to purchase so many of the volumes of reports of the decisions of the Supreme Judicial Court, at a rate not exceeding three dollars a volume, as may be necessary to furnish all towns, and the several officers of the Commonwealth, which have not been furnished with them, and by law are entitled to the same: And His Excellency the Governor is hereby authorized and requested to draw his warrant on the Treasury for the amount of such purchase.

## CHAP. IX.

*Resolve on the petition of Joshua Green. June 8th, 1822.*

On the petition of Joshua Green, of Wendell, in the County of Franklin, administrator on the estate of Joel Bent, late of said Wendell, deceased, praying to be authorized to convey by deed, to Morris Lincoln, of Barre, in the County of Worcester, a certain tract of land situate in said Barre, containing about ten acres, pursuant to an agreement made by said Bent in his lifetime, to said Lincoln:

*Resolved,* For reasons set forth in said petition, that said Joshua Green be, and he is hereby fully authorized and empowered to convey by deed to the said Morris Lincoln, his heirs and assigns, the aforesaid land; which deed, when duly executed by said Green, shall be as valid and effectual to all intents and purposes, as if the said Bent had conveyed the same in his lifetime: The said Green accounting, as administrator of said Bent, for the sum paid to him for said tract of land, as part of the personal estate of said Bent, according to law.

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## CHAP. X.

*Resolve on the petition of Washington Pierce.*

June 8th, 1822.

On the petition of Washington Pierce, of Weston, in the County of Middlesex, guardian of Horatio N. Lamson, of the same Weston, a spendthrift, praying for license to sell and pass deeds to convey the real estate of said Horatio N. Lamson, situate in said Weston:

*Resolved,* For the reasons set forth in the said petition, that the said Washington Pierce, guardian of said Horatio N. Lamson, be, and he hereby is authorized and empowered to sell and convey the real estate of the said Horatio, in said petition mentioned, consisting of an undivided moie-

ty of two tracts of land, with the appurtenances, situate in said Weston; one tract containing about sixteen acres, near the public meeting house, and adjoining the great county road; the other a tract of pasture and tillage land, adjoining the road leading to the north part of said Weston, and containing about nine acres, subject to the dower of Abigail, formerly the widow of Isaac Lamson, deceased, now the wife of Isaac Warren, of Charlestown; and to give and pass good and sufficient deeds of all the right, title and interest of the said Horatio in and to the same: *Provided*, the said Washington Pierce first give bond, with sufficient sureties, to the Judge of Probate for the County of Middlesex, or his successor in said office, that he will observe the rules and directions of law for the sale of real estates by guardians; and the proceeds of said sale, shall be put at interest, on good security, for the said Horatio N. Lamson's benefit, and the same to be accounted for according to law.

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## CHAP. XI.

*Resolve on the petition of Mary Ring.* June 8th, 1822.

On the petition of Mary Ring, of Salisbury, in the County of Essex, mother of Nathaniel Ring, Samuel M. Ring, and Joseph Ring, minors, having no guardian, praying for leave to sell at private sale, certain real estate, situated in said Salisbury, on the north side of Pewen River, (so called,) and adjoining the same, devised to the said minors by the last will of Abner Ring, deceased:

*Resolved*, That the said Mary Ring, for the reasons set forth in said petition, be, and she is hereby authorized and empowered to sell, in manner prayed for, the real estate described in said petition, and make and execute a sufficient deed of the same, and the proceeds of said sale to vest in other real estate, or put the same at interest for the use of said minors, as may in her opinion most conduce to their benefit; *provided*, the said Mary first give bond, with sufficient sureties, to the Judge of Probate for said County of Essex, with conditions, that within three months from the

time of the sale of such estate, she will file in the office of said Judge of Probate, a true account of said sale, and that she will vest the proceeds thereof in other real estate, for the benefit of said minors, or otherwise account to them for the same and interest, whenever thereto legally required.

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CHAP. XII.

*Resolve on the petition of Daniel Stebbins and Wife.*  
June 8th, 1822.

On the petition of Daniel Stebbins, and Elizabeth G. Stebbins, his wife, praying that some person may be authorized to sell certain real estate of Elizabeth Long and Charles Long, situate in Newburyport, in the County of Essex, the same having been conveyed to the said Elizabeth and Charles, minors, by their mother, the said Elizabeth G. Stebbins, previous to her intermarriage with the said Daniel:

*Resolved,* For the reasons set forth in said petition, that Anthony Knapp, of said Newburyport, be, and he hereby is authorized and empowered to sell and convey, in fee simple, at public or private sale, the real estate described in said petition, and to make, execute and deliver a good and sufficient deed of the same: *Provided,* that the said Anthony shall first give bond, with sufficient sureties, to the Judge of Probate for the County of Essex, conditioned that he will account for, and pay over the proceeds of said sale, to such guardian or guardians of said minors, as shall be hereafter appointed.

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CHAP. XIII.

*Resolve on the petition of the Town of Dalton.*  
June 10th, 1822.

*Resolved,* That the Committee on Accounts be, and they

hereby are directed and empowered to consider and pass upon the accounts of the Town of Dalton, in the County of Berkshire, against the Commonwealth, for the support of Phœbe Veets, and allow so much thereof as may appear to be justly due, notwithstanding the statute of limitation.

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#### CHAP. XIV.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

By the report of the Commissioners, which was laid before you on the third instant, it appears that a division of the military stores and ordnance, belonging to the Commonwealth, to a portion of which the State of Maine is entitled, has been made and agreed upon, conformably to the provisions of the act for separating the District of Maine from Massachusetts Proper, &c.

From a survey that was taken the last year, under the authority of the government, a large proportion of the munitions of war deposited in the several arsenals of the State, was found and reported by the persons having charge of that business, to be in a decaying condition; many of the articles which are little liable to deterioration, are in a state of perfect soundness, and with proper care will continue to be fit for use for a long time. These, it is presumed, the public interest requires should be retained and preserved. But on the contrary, it is suggested, whether it would not be for the interest of the Commonwealth to dispose of all such implements as are decaying or are of a perishable nature, at public auction. Some of them, though intended for military purposes, are convertible to other uses, and would now, probably, sell for something near their value; but which, if much longer retained, will become useless. I shall readily concur with you in any course you may think proper to adopt on this subject, which is submitted to your consideration.

**JOHN BROOKS.**

*Council Chamber, June 11th, 1822.*

## CHAP. XV.

*Resolve on the petition of D. Howard, Agent of West Bridgewater. June 12th, 1822.*

On the memorial and petition of the Honorable Daniel Howard, of West Bridgewater, in the County of Plymouth, stating that the Towns of North Bridgewater and West Bridgewater, were both set off from Bridgewater, and incorporated into several and distinct towns, previous to the last tax act, and that no provision is made for assessing on their respective inhabitants, their respective proportions of the state and county taxes, but that warrants have issued both from the state and county Treasurers, for assessing on the Town of Bridgewater alone, the whole tax which ought by law, and the principles of the valuation, to be paid by the three Towns of Bridgewater, West Bridgewater, and North Bridgewater; Therefore,

*Resolved*, That the respective Towns of West Bridgewater and North Bridgewater, are hereby respectively authorized and empowered to assess upon their respective inhabitants, agreeably to the provisions of the last tax act, their respective proportions of the state and county taxes which are now required to be assessed on the Town of Bridgewater: *Provided*, that the said Towns of Bridgewater, West Bridgewater and North Bridgewater, shall have first mutually agreed upon and settled the proportion which each ought to pay; and such assessments, when made, they may commit to their own respective Collectors, in due form of law, to collect and pay over to the state and county Treasurers respectively; which Treasurers shall have power and authority to receive the same, and pass it to the credit of Bridgewater: and in case either of said towns, or Collectors, shall be remiss or delinquent in paying such assessments, when agreed upon and made as aforesaid, the said Treasurers are respectively hereby authorized and empowered to enforce such payment by due process of law, as is provided in other cases of delinquent towns or collectors.

## CHAP. XVI.

*Resolve on the petition of Francis Faulkner.*

June 12th, 1822.

On the petition of Francis Faulkner, of Billerica, Esquire, and Ann Faulkner, his wife, and James R. Faulkner, praying for license to sell certain real estate, devised to the said Ann during her life, with the remainder to her children, by James Robbins, late of Watertown, in the County of Middlesex:

*Resolved*, For reasons set forth in said petition, that the said James R. Faulkner be, and he hereby is authorized and empowered to sell and make deeds to convey all the real estate devised and bequeathed by the said James Robbins, by his last will and testament, to the said Ann and her children as aforesaid; he, the said James R. Faulkner, previous to making sale thereof, giving bond to the Judge of Probate for the County of Middlesex, to his satisfaction, to put out the proceeds of said sale on interest, and to pay over the interest and income thereof, annually, to the said Ann during her life; and both principal and interest to those who shall be legally entitled to the same thereafter; in all things relating to said sale, conforming to the provisions of law relating to the sale of real estate by guardians of minors, so far as the same may be applicable.

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## CHAP. XVII.

*Resolve on the petition of the Selectmen of the Town of Beverly.* June 12th, 1822.

On the petition of the Selectmen of the Town of Beverly, praying that the election of Jonathan Griffin, as a Collector of Taxes for said town, for the year one thousand eight hundred and twenty, be declared valid:

*Resolved*, That for reasons set forth in said petition, the doings of the Town of Beverly, in the election of the said



Jonathan Griffin, as a Collector of Taxes, for the year one thousand eight hundred and twenty, shall be, and hereby are declared valid and effectual in law, in all respects, as if he had been chosen at the regular time; *provided*, that no suit or suits now pending in any court or courts in this Commonwealth, shall be affected by the passing of this resolve.

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CHAP. XVIII.

*Resolve authorizing the Treasurer to borrow Money.*  
 June 12th, 1822.

*Resolved*, That the Treasurer of this Commonwealth be, and he is hereby authorized and directed to borrow of any of the banks in Boston, or within this Commonwealth, any sum not exceeding eighty five thousand dollars, that may, at any time within the present year, be necessary for the payment of the ordinary demands made on the Treasury; and that he pay any sum he may borrow, as soon as money sufficient for the purpose, and not otherwise appropriated, shall be received into the Treasury.

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CHAP. XIX.

*Resolve to deduct from the valuation of the Town of Dudley, the amount of the polls and estates of certain persons set off from Dudley, and annexed to the Town of Southbridge.*  
 June 13th, 1822.

*Resolved*, That the sum of seven cents on the thousand dollars, as apportioned by the valuation, be taken from the Town of Dudley, and added to that of Southbridge.

## CHAP. XX.

*Resolve authorizing Leonard M. Parker to convey the Real Estate of his minor children. June 14th, 1822.*

On the petition of Leonard M. Parker, of Charlestown, in the County of Middlesex, father of Martha Lincoln Parker, Elizabeth Waldo Parker, and Sarah Rebecca Parker, minors, under the age of eight years, representing among other things, that he and his late wife, Martha Parker, now deceased, were seized in fee in her right, as one of the children and heirs of the late Honorable Levi Lincoln, of one sixth part of certain real estate, in common and undivided with the other heirs of said Lincoln, situated partly in the Towns of Oakham and Spencer, in the County of Worcester, and Commonwealth of Massachusetts, partly in the Town of Columbia, in the County of Washington, partly in the Town of Garland, in the County of Penobscot, partly in the Township letter E, in the County of Oxford, all in the State of Maine, and partly in the Town of Concord, in the County of Essex, and State of Vermont: And further representing that he is seized and entitled to the rents and profits of the said undivided sixth part of the premises aforesaid, during his natural life, as tenant by the courtesy; and that his said minor children are seized thereof in fee, as heirs at law of their mother, the said Martha Parker, and praying that he may be authorized to make sale thereof, or such part of the same, as may be for the interest of said minor children:

*Resolved,* That the said Leonard M. Parker, for the reasons set forth in said petition, be, and he is hereby authorized and empowered to sell and convey, by sufficient deeds, the right and interest of his said minor children, as heirs at law of the said Martha Parker, deceased, in any part, or all the real estate aforesaid, situated within this Commonwealth, either at public or private sale; and he is also hereby authorized, so far as the authority and assent of this government may be available for that purpose, in like manner to sell and convey the right and interest of his said minor children, as heirs at law as aforesaid, in any part, or all the real estate situated in the States of Maine and Ver-

mont, as set forth in said petition: *Provided*, he the said Leonard M. Parker first give bond, with sufficient sureties to the Judge of Probate of the County of Worcester, to file in the office of the said Judge of Probate, a true account of all the sales that may be made of any of the lands mentioned in this resolve, within six months from the time or times at which said sales may be made; also to account to his said minor children, when legally required, for the net proceeds of such sales, with one fourth part of the usual rate of interest on the same, unless the said Leonard M. Parker shall vest the whole or part of the proceeds of said sale, in other real estate situated within this Commonwealth, for the benefit of his said minor children, which he is hereby authorized and empowered to do; and in which case, he is only to account in manner aforesaid for as much of the proceeds of said sale, as may not be vested in other real estate for the benefit of said children; and in case the said Leonard M. Parker shall vest the whole or any part of the proceeds of sales made in pursuance of this resolve, in other real estate, for the benefit of his said minor children, he is to take deeds thereof to himself, to the use of himself for life, with the reversion in fee to his said minor children.

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## CHAP. XXI.

*Resolve on the petition of Charles G. Loring.*

*June 14th, 1822.*

On the petition of Charles G. Loring, of Boston, in the County of Suffolk, guardian of Isabella Stevenson, Joshua Thomas Stevenson, Hannah Elizabeth Stevenson, Mary Ann Francis Stevenson, Margaret Stevenson, Francis Caleb Loring, Sarah Francis Loring, and Izannah Elizabeth Loring, all of said Boston, minors, under the age of twenty one years, representing that each of the said minors is seized in fee of the reversion, after the death of Mary Greely, of one twenty eighth part of a certain tract of land, situate in said Boston, and that it is for the benefit of said minors, that their respective estates in said land should be sold, and

the proceeds to arise therefrom invested in good securities, in order that the interest to accrue thereon may be paid to the said Mary Greely, during her life, and the principal, after her decease, be distributed among the said minors, or their legal representatives:

*Resolved*, For reasons set forth in said petition, that the said Charles G. Loring, guardian as aforesaid, be, and he hereby is authorized, in his said capacity, to sell and convey, and make and execute a good and sufficient deed of release and quit claim of all the right, title, interest, and estate, which the said minors or either of them have or has in and to the said tract of land, upon his first giving bonds to the Judge of Probate for the said county, to be approved of by him, for the faithful performance of his, the said Loring's duty, as guardian as aforesaid, in the sale of the said minors' estates in said lands, and the investments of the proceeds to arise therefrom in the manner, and for the purposes above mentioned; and to render an account of his doings to the said Judge of Probate, within three months from the day of said sale: And such deed or deeds, so to be made by the said Charles G. Loring, in his said capacity, shall have the same effect in law, as if the same had been made by the said minors, were they of full age.

## CHAP. XXII.

*Resolve on the petition of Hannah Capen and Elizabeth Occucha. June 14th, 1822.*

On the petition of Hannah Capen and Elizabeth Occucha, Indian women, and heirs of David Capen, late of Christiantown, on Martha's Vineyard, praying that some suitable person may be authorized to sell at public auction, the land which descended to them from their grandfather, the late David Capen:

*Resolved*, That the Honorable Matthew Mayhew, of Chilmark, be, and he is hereby authorized to sell at public auction, all the real estate that has descended to the said

Hannah Capen and Elizabeth Occucha, grand daughters of the late David Capen, of Christiantown, deceased, the wood and brush land excepted, and to make and execute a good and sufficient deed of the same; *provided*, that the said Matthew Mayhew first give bond, with sufficient sureties, to the Judge of Probate for the County of Dukes' County, to observe and perform all the duties and requirements of law, imposed on guardians, executors and administrators, in sales of real estate; *and provided, also*, that he pay over to the said Hannah and Elizabeth, the proceeds of said sale, at such time, and in such proportion, as the Judge of Probate shall direct, holding the same in trust, for the use of said Hannah and Elizabeth; and when the said proceeds shall be exhausted, shall make up, and settle his account with the said Judge of Probate, who is hereby authorized to receive, settle and allow the same.

CHAP. XXIII.

*Resolve on the petition of the Adjutant General, &c.*  
 June 14th, 1822.

*Resolved*, That the Adjutant and Acting Quarter Master General be, and he is hereby authorized to employ one Clerk in his office, in addition to the one now provided by law; and that His Excellency the Governor, with the advice of Council, be requested, from time to time, to draw his warrant on the Treasury for a sum not exceeding two dollars a day, for the time such Clerk shall be actually employed.

CHAP. XXIV.

*Resolve for Contingent Funds.* June 14th, 1822.

*Resolved*, That there be allowed and paid out of the public treasury, to the Secretary of the Commonwealth, such

sums of money, as from time to time, shall appear to His Excellency the Governor, with the advice of Council, to be necessary for the service of government, and to be disposed of as the Governor and Council may direct; the amount thereof not to exceed one thousand dollars, and the Secretary of the State shall account to the Legislature for the same; and His Excellency the Governor is authorized to draw his warrants therefor: *Provided, however,* that the sum of one hundred and forty six dollars and thirteen cents and one half cent shall be, and hereby is appropriated to make good a like sum, which was drawn from the treasury, over and above the sum appropriated by a resolve of the twenty fourth of June, one thousand eight hundred and twelve establishing a contingent fund.

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#### CHAP. XXV.

*Resolve for enlarging State Prison Yard. June 14th, 1822.*

*Resolved,* That for the purpose of completing the work of enlarging the State Prison Yard, and the erection of a wall to enclose the same, as provided by a resolve of the last session of the last General Court, passed February the twenty fifth; and also for reconstructing of such portion of the old wall as it may be necessary to rebuild, for the permanent security of the prison, the further sum of eleven thousand four hundred and seventy seven dollars be, and hereby is appropriated; and that His Excellency the Governor, with the advice of Council, is hereby authorized and requested to draw his warrant on the Treasurer for the same, at such times, and in such portions as may be wanted.

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#### CHAP. XXVI.

*Resolve for paying Clerks. June 14th, 1822.*

*Resolved,* That there be paid out of the Treasury of this

Commonwealth, to the Clerk of the Senate, and the Clerk of the House of Representatives, and to the Assistant Clerk of the Senate, each the sum of six dollars for each and every day's attendance they have been, or may be employed in that capacity, during the present session of the Legislature; and that there be paid to the Clerk of the House of Representatives, the additional sum of two dollars for each and every day he may be so employed, in consideration of his having performed the whole clerical duty of that House; and that the Governor is requested to draw his warrant accordingly.

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### CHAP. XXVII.

*Resolve to pay the Messenger.* June 14th, 1822.

*Resolved,* That there be allowed and paid out of the public treasury, to Jacob Kuhn, in full for his services as Messenger to the General Court, and for his care of the state house, including those services mentioned in a resolve passed on the nineteenth day of October, in the year of our Lord one thousand eight hundred and fourteen, for the year commencing the thirtieth day of May last, one thousand dollars, payable quarter yearly: And His Excellency the Governor, with the advice of Council, is requested to draw his warrant accordingly.

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### CHAP. XXVIII.

*Resolve authorizing the Governor to sell or exchange certain Military Stores.* June 14th, 1822.

*Resolved,* That His Excellency the Governor, with the advice and consent of the Council, be, and hereby is authorized and empowered, from time to time, to cause to be sold or exchanged, such military stores, belonging to the Quar-

ter Master General's department, as may be found to be unserviceable or in a state of decay, or which, in the opinion of the Governor and Council, it may be for the interest of the Commonwealth, should be so sold or exchanged.

### CHAP. XXIX.

*Resolve to pay Committee on Accounts. June 14th, 1822.*

*Resolved*, That there be allowed and paid out of the Treasury of this Commonwealth, to the Committee appointed to examine and pass on accounts presented against this Commonwealth, for their attendance on that service during the present session, the sum of one dollar per day, in addition to their pay as members of the Legislature, viz.:

Elihu Hoyt, fifteen days,	-	-	-	\$15
Robert Rantoul, fourteen days,	-	-	-	14
Jonas Sibley, fifteen days,	-	-	-	15
Minot Thayer, fifteen days,	-	-	-	15
Charles P. Phelps, nine days,	-	-	-	9

### CHAP. XXX.

*Resolve for carrying into effect certain stipulations in the agreement of the Commissioners, appointed under the act for erecting the District of Maine into a separate State. June 15th, 1822.*

*Resolved*, That His Excellency the Governor be, and he is hereby authorized and empowered to draw his warrant on the treasury, for the sum of fifteen thousand, eight hundred, eighty eight dollars and fifty cents, in favor of such person as may be duly authorized by the State of Maine to receive the same, in pursuance of an agreement entered into by the Commissioners on the part of Massachusetts and Maine,



under the act for erecting the District of Maine into a separate State.

*Resolved*, That the Treasurer of this Commonwealth be, and he is hereby directed and required to deliver over to the said Commissioners, all the notes, bonds and securities, contained in certain schedules, marked B & C, made on the sixteenth day of March, eighteen hundred and twenty; and that the Agent in the Land Office be also directed to deliver over to said Commissioners, all notes, bonds, contracts and securities in his possession in the Land Office, as they stood on the thirtieth day of May, in the year of our Lord one thousand eight hundred and twenty two, for the purpose of a division of the same, according to an agreement by them made, on the twenty fifth day of May, in the year of our Lord one thousand eight hundred and twenty two, the said Commissioners being accountable to the Treasurer of the Commonwealth, for the safe return of two third parts in value thereof to said Treasurer, after a division of said notes, bonds, contracts and securities as aforesaid, shall have been made by said Commissioners, according to the tenor of their agreement.

*Resolved*, That the State of Maine shall be entitled to have and receive all such sums of money, dues, claims and demands belonging to said Commonwealth, from the Treasurers of the several counties now within the State of Maine, Justices of the Peace, Clerks of the several Courts, County Attornies for the several counties now in said State, and also from any person or persons, who have holden said offices; and also all monies, dues and demands from any person or persons, now or heretofore Sheriffs or Gaolers of any county of said State, for fines, forfeitures, and bills of cost in criminal prosecutions; and the said officers or persons as aforesaid, are hereby directed and required to pay over all such sums of money, dues, claims, and demands as aforesaid, to such person or persons, as may be authorized by the said State of Maine to receive the same, they giving receipts therefor.

*Resolved*, That the Adjutant General of this Commonwealth be, and he is hereby directed and required, to deliver over to such person as may be duly authorized by the State of Maine, to receive the same ordnance, arms, and military stores, which were assigned and set out by Benjamin J. Porter and Silas Holman, bearing date the seven-

teenth day of May, in the year of our Lord one thousand eight hundred and twenty two, and ratified by the Commissioners, the same day; the said agent or person thus authorized by said State of Maine, giving to the Adjutant General his receipt therefor, when so delivered.

*Resolved*, That the State of Maine and its officers, shall and may have and use the name and authority of the said Commonwealth, and the proper officers thereof, in prosecuting and collecting any of said notes and securities, contracts, debts, dues, claims, or demands, so divided or assigned to said State, but at the sole and proper risk and charge of said State.

*Resolved*, That all of said notes and securities, as divided, and the said monies, dues, claims, and demands, as assigned by the said Commissioners, to the Commonwealth of Massachusetts and State of Maine, respectively, shall be taken as they are, at the sole risk of the party who shall receive them, without claim or challenge on the other party.

## CHAP. XXXI.

*Resolve authorizing the Adjutant General to receive conveyance of Land. June 15th, 1822.*

*Resolved*, That the Adjutant General and Quarter Master General be, and he hereby is authorized to accept of a conveyance of a lot of land, situate on the west line of the five acre lot, in the Town of New Bedford, which the said town have purchased and appropriated for a public parade ground, according to the terms of a lease of the same, made to Alden Bradford, Esquire, in trust for the use of the Commonwealth, so long as it shall be wanted for the purpose of an Artillery Gun House to stand thereon; which lease is dated the eleventh day of June now current: said lot to be accepted in lieu and instead of another lot of land, which is bounded westerly by Sixth Street, in said town, and which the said town conveyed to the said Alden Bradford; in trust for the Commonwealth, by their lease dated the seventh day of June, in the year of our Lord, one thousand eight hun-

dred and thirteen, to be used for the purpose of a gun house, until the town shall provide another suitable place for the same, and remove the gun house, at their own expense.

*Be it further resolved,* That the Adjutant General be, and he hereby is authorized to release to the said Town of New Bedford, all the right and title which the Commonwealth has of, in and to, the lot of land situate in Sixth Street aforesaid, and which was conveyed to the Commonwealth, by the lease last mentioned.

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### CHAP. XXXII.

*Resolve in favor of Jacob Kuhn, to purchase Fuel.*  
June 15th, 1822.

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

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### CHAP. XXXIII.

*Resolve to pay Ward Lock.* June 15th, 1822.

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

## ROLL No. 87.....MAY, 1822.

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

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

ELIHU HOYT, *Per Order.*

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Adams, for supporting Freeman Blackly, Sarah Hewitt, Susanna Camp, Philina Hill, Ann Briggs' girl, and Anny Briggs' boy, to May 31st, 1822,	85 00
Amherst, for supporting Jane Richardson and Polly Richardson, to April 8th, 1822,	35 40
Brighton, for supporting John J. Baker, to June 1st, 1822,	46 80
Beverly, for supporting Morris Nash, Rowland Robinson, Dolly Claxton, John Kelly, Mary Watson, William Williams, and John Pollard, to June 1st, 1822,	120 46
Bradford, for supporting Joshua L. Alsars, to June 1st, 1822,	19 42
Bellingham, for supporting Nathaniel Freeman and wife, to May 26th, 1822,	93 60

Belchertown, for supporting Phebe Butler, Charity Porter, Peter Stanley, Elizabeth Porter and child, to June 1st, 1822,	53 00
Brewster, for supporting Nancy Caper, to May 1st, 1822,	30 60
Boston City, for supporting sundry State paupers, to April 30th, 1822,	5255 67
Barnstable, for supporting Joseph Thompson, to June 8th, 1822,	18 00
Carlisle, for supporting Robert Barber, to May 28th, 1822,	18 90
Chesterfield, for supporting Rachel Polly and Sarah Polly,	32 40
Carver, for supporting Martin Grady, to June 1st, 1822,	46 93
Cumington, for supporting John Sampson, to May 25th, 1822,	64 42
Concord, for supporting John Troop Case, Samuel Pratt, Amos G. Thompson, Alexander Mackbeth, and Joshua Marcy, to June 1st, 1822,	143 11
Cheshire, for supporting Mary Diamond, Polly Cooper, Ephraim Richardson, Noel Randell, Betsey Granderson, Thurse Jones, and two children, to May 23d, 1822,	121 64
Colrain, for supporting Lydia Cromack, Unice Cromack, Sally Cromack, Emmerly Cromack, Samuel Doan, Charles O'Neal, and William Newhouse, to May 22d, 1822,	89 10
Chelsea, for supporting Mary Weeks, to June 9th, 1822,	17 10
Charlestown, for supporting sundry State paupers, to June 7th, 1822,	1257 26
Danvers, for supporting sundry paupers, to June 11th, 1822,	411 77
Dalton, for supporting Phebe Veets, to March 16th, 1822,	57 05

Duxbury, for supporting Peter Williams and Samuel Cooper, to May 21st, 1822,	93 60
Dartmouth, for supporting Benjamin Mills, Hannah Day, Susanna Day, Mary Stillwell and child, Nancy Smith, Francis Freeman, and Ann Carter, to May 28th, 1822,	134 99
Dedham, for supporting John Ashley and Samuel Sawyer, to April 9th, 1822,	9 63
Edgartown, for supporting Emanuel Salvars, to May 20th, 1822,	46 80
Enfield, for supporting Deborah Butterworth, to May 20th, 1822,	47 10
Framingham, for supporting Daniel Campbell, to May 31st, 1822,	24 00
Granville, for supporting Simon Hoffman, Sally Steward, Samuel Gallup, and Mary Gallup, to June 4th, 1822,	77 00
Great Barrington, for supporting Isaac Hoose, Mary Hoose, Clarissa Lindsley, Lucy Foster, Dorcas Webster, and Jacob Rider, to May 30th, 1822,	92 57
Greenwich, for supporting Lot Lee, Jerusha Rider, and Penelope Hamman, to May 26th, 1822,	104 37
Groton, error in former allowance, for supporting State paupers, to January 10th, 1822,	100 00
Greenfield, for supplies to Samuel Freeman, and Judith Young, to January 10th, 1822,	8 01
Gloucester, for supporting sundry paupers, to June 9th, 1822,	394 86
Hanson, for supporting Eliza Jack, to June 4th, 1822,	16 20
Hamilton, for supporting Alice Cook, to April 6th, 1822,	47 70
Hancock, for supporting Hannah Wisner, to May 30th, 1822,	18 52
Hubbardston, for supporting Abner Hibra, to May 24th, 1822,	23 40

Holliston, for supporting Stephen Jefferson, to May 5th, 1822,	12 73
Lee, for supporting Jonathan Manchester, Richard Smallman, Lucy Fuller, and Tom Peters, to May 21st, 1822,	69 80
Lenox, for supporting Tabitha Lewis, Mary Da- vis, Mary Fuller, Moses M. Graw, Maria Pal- mer, Thomas Dennison, and William S. Sweet, to May 22d, 1822,	106 71
Longmeadow, for supporting Edmund Booth, and Cynthia Milross, to 9th and 20th May, 1822,	38 05
Leyden, for supporting Arnold Clark, Tacy Ful- ler, Ruth Abel, Joseph Abel, and others, to May 5th, 1822,	54 40
Middleborough, for supporting John Fitsgould, Robert Wilson, Abigail Simons, Elizabeth Briggs, and Elizabeth Quite, to May 1st, 1822,	68 79
Montague, for supporting Edward Patten and wife, to May 21st, 1822,	36 00
Milton, for supporting Archibald McDonald, John G. Myers, and James Bowman, to June 5th, 1822,	51 30
New Marlborough, for supporting widow Susan- nah Smith, to May 25th, 1822,	6 94
Newbury, for supporting sundry State paupers, to June 1st, 1822,	691 22
New Bedford, for supporting sundry State pau- pers, to April 1st, 1822,	386 21
Newburyport, for supporting sundry State pau- pers, to June 1st, 1822,	448 80
Northampton, for supporting Moses Hunt's wife, Sharicame Hunt, (her daughter,) Mrs. Bur- roughs, and her three children, Elizabeth Knapp, John Cockran, Caroline Robbins, Mi- chael O'Neal, John O'Brian, William Connell, Thomas Cannon, and his wife, and Russell Edward, to June 1st, 1822,	136 60

Pelham, for supporting William Banks, and Harriet Whipple, to May 15th, 1822,	46 80
Palmer, for supporting William Mindine, and Phebe Mindine, to June 4th, 1822,	36 00
Plymouth, for supporting George W. Prince, Daniel W. Bush, Andrew S. Richardson, Sarah Scott, James Reed, Elizabeth Sheppard, Rachel Decane, and John Roop, to June 6th, 1822,	129 74
Roxbury, for supporting Prince Loffas, Jane Landers, Robert Clue, Frances Williams, John Smith, and Emanuel Swasie,	143 30
Rowley, for supporting Alli Collins, Edward Elsworth, Elisha Fields, and her child, to May 27th, 1822,	28 60
Rochester, for supporting Oin Kelley, to May 27th, 1822,	46 80
Rehoboth, for supporting John Soloman, wife and two children, Nancy Hill, Rosanna Freeman, and child, Lavina Mason, Lucy Kelley, Dinah Kelley, and Susanna, an Indian, to May 31st, 1822,	170 10
Rowe, for supporting Betsy Carpenter, to April 3d, 1822,	39 20
Robinson, William, as Guardian to the Dudley Indians, for their support, to May 12th, 1822,	94 12
Russell, for supporting John Newton, and his wife, Sally Harrington, and Mary Stebbins, to May 28th, 1822,	75 60
Stockbridge, for supporting John Morrison, Aruba Morrison, Samuel Rathburn, Hannah Rathburn, Margery Curtis, Mary Rice, Seely Put, Hannah Perkins, Sarah Hulbert, and Eli Andrews, to June 1st, 1822,	231 41
Sandisfield, for supporting Richard Dickson, to May 28th, 1822,	46 80
Shelburn, for supporting Mary Bates, and Elizabeth Lane, to May 27th, 1822,	26 60



West Springfield, for supporting Hannah Shivay, to May 25th, 1822,	33 44
Somerset, for supporting Ruth Hill, and Polly Hill, to May 25th, 1822,	17 10
South Brimfield, for supporting Jonathan Hill, to May 29th, 1822,	15 69
Swansey, for supporting James Garnet, to June 1st, 1822,	63 51
Sunderland, for supporting William Russell, to March 1st, 1822,	3 78
Sheffield, for supporting William Brown and wife, Abijah Bonaparte Foust, a child, and Daniel Jackson, to June 5th, 1822,	101 30
Sandwich, for supporting Esther Raymond, and Mason Raymond, to May 30th, 1822,	36 00
Shutesbury, for supporting Peter Jackson, and Sarah Jackson, to May 25th, 1822,	93 60
Salem, for supporting sundry State paupers, to June 2d, 1822,	1810 17
Saugus, for supporting Joseph Clarrenbole, to June 4th, 1822,	16 20
Taunton, for supporting sundry State paupers, to May 31st, 1822,	231 71
Worthington, for supporting Peter Staunton, to May 28th, 1822,	46 80
Westford, for supporting Ephraim Spaulding, to June 6th, 1822,	18 00
Woburn, for supporting Hannah Sina, to June 1st, 1822,	5 20
Ware, for supporting John Upham, to June 5th, 1822,	15 00
Western, for supporting Daniel Mundell, and Harriet Trim, to May 28th, 1822,	78 00
Worcester, for supporting Jonas Brooks, William Joblin, Elijah Pease, Nathan Arnold, and John Francis, to June 1st, 1822,	58 29

550 SHERIFFS' AND CORONERS' ACCOUNTS.

Williamstown, for supporting Asabel Foot, wife, and two children, James Law, Rachel Galusia, and John G. Henderson, to May 27th, 1822,	97 85
Whately, for supporting Capt. Benjamin Mather, to December 21st, 1821,	55 14
West Hampton, for supporting John Gay, and Jenny his wife, Lemuel Calver, and Mary his wife, and Garnel Decker, to May 22d, 1822,	90 00
Westfield, for supporting Matthew Smith, Ste- phen Newbury, Theodosha Gillet, John M. Berry, Caleb Weller, George Gipson, and Hannah Gipson,	109 99
Washington, for supporting James Robbins and wife, Nancy Robbins, and George, the son of James Robbins,	98 60



SHERIFFS' AND CORONERS' ACCOUNTS.

Wellington, J., Coroner of Middlesex County, for taking inquisition to March 12th, 1822,	13 10
Hoyt, Epaphras, Sheriff of Franklin County, for returning votes, to May 20th, 1822,	8 00
Hall, Joseph, Sheriff of Suffolk County, for sup- porting poor debtors, in goal, not chargeable to any town, to June 4th, 1822,	36 77
Davis, Wendell, Sheriff of Barnstable County, for returning votes, to May, 1822,	4 80
Badger, Thomas, Coroner of Suffolk County, for taking inquisitions, to June 4th, 1822,	65 44
Bartlett, Eli, for burying a dead body, found on Cat Island, to June 1st, 1822,	5 00
Kempton, Ephraim, Coroner of Bristol County, for taking inquisition, to March 20th, 1822,	14 26
Gray, John, Coroner of Plymouth County, for ta- king inquisition, to May 27th, 1822,	16 72

Thatcher, Harrison, Coroner of County of Washington, Maine, for taking inquisition, March 14th, 1820,	19 45
Wade, Thomas, Keeper of the House of Correction in Ipswich, Essex County, for supporting Adelaide Huldah Hicks, John Squires, James Mingo, Josiah Bennington, Mary Beels, Joseph Raudell, and Abraham Mason, to June 3d, 1822,	353 47



PRINTERS' AND MISCELLANEOUS ACCOUNTS.

Russell & Gardner, for paper and printing, for the several offices, and for printing Laws of the Commonwealth, to June 13th, 1822,	939 33
Clapp, W. W., for supplying the Evening Gazette to members of the General Court, to June 13th, 1822,	35 60
Buckingham, J. T. for supplying the Galaxy to the members of the Valuation Committee, and of the General Court, to May 25th, 1822,	38 57
Burrell & Hersey, for publishing the laws of the Commonwealth, in the Haverhill Gazette, to January 1st, 1822,	16 67
Brigham, E., for hack hire, for the Governor and Council, to May 22d, 1822,	6 00
Bacon, Henry, Assistant Messenger to the General Court, twenty days, to June 15th, 1822,	40 00
Colby, John, Junior, for the loss of a horse,	63 00
Chase, Warren, Assistant Messenger to the General Court, twenty days, to June 15th, 1822,	40 00
Cutting, Elijah W., Assistant Messenger to the General Court, twenty days, to June 15th, 1822,	40 00
Durant, William, for repairs on the State House, to June 11th, 1822,	45 50

Richardson & Lord, for stationary, &c. for Secretary's Office, to June 4th, 1822,	74 18
Lindsey, Benjamin, for publishing laws of the Commonwealth, in the New Bedford Mercury, to June 1st, 1822,	16 67
Cushing, Thomas C., for publishing laws in the Salem Gazette,	16 67
Allen, E. W., for publishing laws of the Commonwealth, in the Newburyport Herald, and other printing, to August 1st, 1821,	41 83
Russell, Benjamin, for supplying the Centinel to the members of the Valuation Committee, and sundry advertisements, to February 23d, 1822,	81 56
Rider, Margaret, for her son's service as Page to the House of Representatives, to June 15th, 1822,	16 00
Kuhn, Jacob, for sundry materials, labor, fuel, and balance in full, to June 11th, 1822,	137 31
Shepard, Thomas W., for printing laws of the Commonwealth, in the Hampshire Gazette, &c. to May 29th, 1822,	18 67
Webster, Charles, for printing acts and resolves of the Commonwealth, to May 25th, 1822,	16 66
Young & Minns, for supplying the Palladium to the members of the Valuation Committee, and sundry advertisements, to June 4th, 1822,	56 60
Copeland, and others, Constables, for attendance on the General Court, to June 7th, 1822,	16 00
Hill, Sumner, for opening South Meeting House, election day, to June 1st, 1822,	10 00
True & Green, for publishing laws, &c. to February 23d, 1822, and furnishing the American Statesman to members of the Legislature,	38 98

*Brigade Majors, and Aids-de-Camp.*

Scott, John, Brigade Major, 2d Brigade, 2d Division, to January 1st, 1822,	56 38
Sibley, Jonas L., Aid-de-Camp to Major General of the 6th Division, to June 1st, 1822,	27 06
Twining, Thomas, Brigade Major, 1st Brigade, 7th Division, to June 4th, 1822,	16 22

*Courts Martial.*

Cobb, D. G. W., Brigade Major, 2d Brigade, 5th Division, for expense of a Division Court Martial, holden at New Bedford, February 26th, 1822, whereof Brigadier General Shephard Leach was President,	580 55
Edwards, Elisha, Brigade Major, 1st Brigade, 4th Division, for expense of a Division Court Martial, holden at Springfield, April 17th, 1822, whereof Colonel Joseph M. Forward was President,	283 25
Sumner, William H., Adjutant General, for expense of a General Court Martial, holden at Sandwich, February 13th, 1822, whereof Brigadier General James Appleton was President,	1332 49
Sumner, William H., Adjutant General, for expense of a General Court Martial, holden at Concord, April 3d, 1822, whereof Brigadier General M. M. Rutter was President,	339 69
Sumner, William H., Adjutant General, for expense of a General Court Martial, holden at Dedham, April 3d, 1822, whereof Major General John Whiting was President,	675 06

*Expense of Hauling Artillery.*

Harrison, John, 2d Brigade, 5th Division, to January, 1822,	9 00
Lincoln, Henry, 1st Brigade, 7th Division, to January, 1822,	2 25
May, Joseph, 1st Brigade, 1st Division, to January, 1822,	10 00
Morse, Lyman, 1st Brigade, 6th Division, to January, 1822,	5 00
Perry, Lemuel, 2d Brigade, 5th Division, to January, 1822,	6 00
Stetson, Robert, 1st Brigade, 1st Division, to January, 1822,	10 00
Shiverick, Nathaniel, 3d Brigade, 5th Division, to January, 1822,	11 00
Tucker, Joel, 1st Brigade, 4th Division, to January, 1822,	11 80

*Adjutants' Accounts.*

Adams, Gibbins, 1st Regiment, 2d Brigade, 2d Division, to January 30th, 1822,	13 33
Billings, Asahel, 4th Regiment, 2d Brigade, 4th Division, to April 7th, 1822,	18 03
Burnell, Baxter, Cavalry, 1st Brigade, 4th Division, to June 7th, 1822,	17 49
Bosworth, Stephen, 3d Regiment, 1st Brigade, 7th Division, to March 11th, 1822,	30 00
Collins, Michael, 3d Regiment, 3d Brigade, 5th Division, to June 4th, 1822,	22 07
Carey, Leonard, 1st Regiment, 1st Brigade, 6th Division, to February 1st, 1822,	15 00

Dickinson, Philo, 1st Brigade, 4th Division, to April 1st, 1822,	30 00
Hutchins, Joseph, 1st Regiment, 2d Brigade, 4th Division, to March 19th, 1822,	12 50
Merril, Nathaniel, Artillery, 2d Brigade, 2d Division, to June 1st, 1822,	13 33
Richardson, Wyman, 2d Regiment, 1st Brigade, 3d Division, to June 1st, 1822,	17 58
Spring, Luther, 2d Regiment, 1st Brigade, 6th Division, to May 21st, 1822,	17 31
Sturdivant, I. A., Cavalry, 2d Brigade, 5th Division, to June 1st, 1822,	17 50
Tucker, Seth, Artillery, 1st Brigade, 1st Division, to May 7th, 1822,	4 07
Whiting, Solon, 1st Regiment, 2d Brigade, 6th Division, to February 21st, 1822,	21 25
Williams, William, (Maine) to the time of their separation,	13 06
Sales, Richard, 2d Brigade, 1st Division, to June 10th, 1822,	6 30
Thompson, Charles, (Maine) 3d Regiment, 1st Brigade, 11th Division,	58 70



*Aggregate of Roll No. 87.*

Expense of State Paupers,	15,574 46
“ of Courts Martial,	3,211 04
“ of Brigade Majors and Aids,	99 66
“ of Adjutants,	327 52
“ of Hauling Artillery,	65 05—3,703 27
“ Sheriffs and Coroners,	537 01
“ Printers and Miscellaneous,	1,805 80
	<hr/>
	\$21,620 54

*Resolved,* That there be allowed and paid out of the public treasury, to the several corporations and persons mentioned in this Roll, the sums set against such corporations' and persons' names respectively, amounting in the whole to the sum of **Twenty One Thousand, Six Hundred and Twenty Dollars, and Fifty Four Cents**, the same being in full discharge of the accounts and demands to which they refer.

[*Approved by the Governor, June 14th, 1822.*]

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## Commonwealth of Massachusetts.

SECRETARY'S OFFICE, AUGUST 7, 1822.

BY THIS I CERTIFY, *That the Resolves, passed at the session of the Legislature, beginning May the twenty ninth, and ending June fifteenth, eighteen hundred and twenty two, have been compared with the originals in this office, and appear to be correct.*

ALDEN BRADFORD, Secretary of the Commonwealth.



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AND ENDING JUNE 15, 1822.

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# RESOLVES

OF

## THE GENERAL COURT

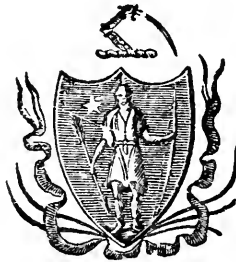
OF THE

# Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

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

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



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**BOSTON :**

PRINTED FOR BENJ. RUSSELL, PRINTER TO THE STATE,  
BY RUSSELL AND GARDNER.

.....  
1823.



# RESOLVES

OF THE

## GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

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

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## GOVERNOR'S MESSAGE.

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REPRESENTATIVES' CHAMBER, JANUARY 1, 1823,

*The two Houses being in Convention, the Secretary of the Commonwealth came down from the Council Chamber, to the Senate and House of Representatives, with the following Message from His Excellency the Governor:*

## MESSAGE.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

I EMBRACE the present moment to offer you my congratulations on the commencement of a new year, and on your reassembling to engage in the important duties of legislation.

Although no form of government is so rational in itself, nor so well calculated in its operations to render a people happy, as is that of a representative republic, yet

there is none that demands greater wisdom and integrity in its administration. The public interests require continual watching; and the changes which time and the progress of civilization and the arts gradually effect, are to be met and provided for with discriminating care. That Massachusetts should have sustained an honorable career from the humble condition of an obscure colony, through the lapse of two centuries, and under various forms of jurisprudence, to her present elevated standing, in point of population and wealth, of learning and the arts, is to be referred, under the favor of Divine Providence, to the judicious adaptation of her laws to the multifarious wants and circumstances of the people. Different degrees of increase and prosperity, indeed, have marked different periods of her progress; but, under events and aspects the most inauspicious, improvements have never been stationary. An invincible progression in numbers, and in moral and political strength, has never ceased to encourage her hopes and indicate her course. Recently, however, under the present order of things, a freer scope has been afforded for developing her moral and physical faculties.

A short time only had elapsed after the first founders of Massachusetts had begun their settlements, before political and commercial jealousies on the part of the British government became apparent; and at every period of her colonial existence, her interests were sacrificed to the avaricious and domineering spirit of her parent country. But a course of conduct thus selfish and oppressive, though designed to impede the growth of the colony, and to insure its dependence on, and subservience to Great Britain, ultimately defeated its own purposes. Subjected, as the colonists were, to the unbending rigor of the colonial system, a limited commerce only was allowed them; and even the stinted share of traffic they were permitted to prosecute, was encumbered with regulations far less

calculated to remind them of their filial relation, than of their inferiority and subjection. Incentives to extensive enterprize were thus denied to her merchants; and the accumulation of capital, which a liberal commerce only can effect, was rendered impracticable. But while made to feel the weight of power, and to submit to the humiliation of colonial restrictions, they were led by a very natural train of thought, not merely to investigate the nature of magna charta and the constitution of England, but the broad principles of all legitimate governments, founded on the natural rights of men; and ultimately to form an estimate of the value of self control. In the mean time, habits of industry and economy were formed, and the skilful management of their circumscribed interests was acquired; and thus the colonists became fitted for acting their part well as subjects, and to sustain with honor the separation that awaited them.

But the acquisition of independence failed to fulfil the public anticipations. The States, by mighty and united efforts, had become independent and free. Peace soon disclosed truths which had hitherto been but partially believed, that the boasted union of the States under the confederation, had resulted from the pressure of common danger, and that something was yet wanting to complete the revolution, and ensure the general welfare. The vital defect, nevertheless, was long felt and deplored, before the national will ordained a remedy. The beneficial effects, produced almost instantaneously by the operations of the national government, were wonderful and incalculable. The sudden restoration of public and private credit, the animation given to enterprize and industry, in the various branches of political economy, and the general amelioration in the condition of the people, which, I presume, are in the recollection of most of you, were occurrences which transcended the hopes of the most sanguine. Massachusetts shared largely for a while in these

results. But the regular order of peaceful commerce, was destined to derangement. A long series of astonishing phenomena ensued, involving the destruction of governments, the extinction of nations, and a change in the habits and occupations of a large proportion of the human family in the civilized world. The citizens of this State, observant of the character of the times, and yielding to the allurements of emolument attached to the neutral flag, availed themselves freely of their neutral rights. The preternatural excitement however, effected in one branch of enterprize, left others to languish ; and commerce, after suffering unexampled vexations from the belligerents, was driven from its ordinary channels in times of peace, and, eluding the sober calculations of the experienced merchant, became the subject and the victim of chicane and speculation.

But notwithstanding an incalculable accumulation of wealth under the American flag whilst its neutral character was maintained, it was not until since the late war, that terminated with so much glory to our nation, that the individual States have been permitted freely to explore and cultivate their respective resources. And it is worthy of remark, that although more than seven years of peace have elapsed, yet time scarcely sufficient has been allowed to surmount the embarrassments necessarily arising from an abrupt transition from a state of war to a state of peace, and from a spirit of deep speculation and adventure, which had been generated by the peculiar circumstances of the times. From causes to which it is needless now to advert, Massachusetts has felt less severely, or with greater facility recovered from those embarrassments, than some of her sister States, although her maritime position and vocations expose her to the deepest suffering on the occurrence of foreign war.

From every just consideration, therefore, she ought to cherish a love of peace ; it being a condition most con-



genial to her moral feelings, and most favorable for the cultivation of her means of enjoyment and greatness. The fisheries, one of her great sources of subsistence and emolument, must, in a time of war, be annihilated; although in a time of peace, they give lucrative employment to thousands of the hardiest of men, and constitute the greatest and most permanent nursery of seamen for our gallant navy, which is the pride of the United States, and the support of their commerce and honor abroad.

The martial energies of our country have never been questioned; and her ability to sustain the arts of peace, is now fully demonstrated. To you, Gentlemen, as representing the feelings of the people, the appeal may be safely made as to the result of the experiment in this Commonwealth. The enemies of the revolution represented us as possessing, neither the intellectual, nor the moral, nor the physical elements, for constituting and supporting an independent government. But what are the facts? Our naval and military triumphs, our commerce, which, under the fostering care of a paternal government, has spread over the world, and is now gladdening the human heart in every clime; and above all, the contentment, the good order and social happiness, enjoyed by more than ten millions of free citizens, give the answer.

Among the public evidences of the success that has attended the exertions of the people of this State in internal improvements, and which are sure pledges of continued prosperity, we may refer to the general aspect of the country, as connected with agriculture and rural economy, to the number and admirable structure of our bridges, to the goodness of the roads in every part of the State, and to the various and expensive canals and locks on the Connecticut and Merrimack Rivers, and more especially the Middlesex Canal, that unites the latter with the waters of Boston Harbour. If it were necessary to adduce further proofs of the successful enterprize and industry of

the citizens of this community, we might also refer to their navigation and tonnage, which are now presumed to be exceeded in amount by only one State. And it is apprehended that we should not deviate materially from the reality, in assuming, that, with a population equal to about one twentieth part of the population of the United States, Massachusetts contributed, in the year just ended, nearly one fourth part of the whole amount of revenue, derived from commerce, to the national treasury. While these considerations serve to evince the importance of the commerce of this State to the Union, it should induce us to appreciate our resources, and by every possible effort to augment their value.

While the distinguishing results now noticed are primarily derived from the fisheries, and from other natural advantages peculiar to our local situation, it is cheerfully conceded that those advantages are called into more effective operation by the powerful energy of the United States' code of commercial law. The coincidence of the means of raising revenue, and of giving an impulse to national industry, is happily illustrated in the existing tariff. If our national commerce be extensive, if the products of our agriculture are furnished with a ready market, and if our manufactures are multiplying and improving with a rapidity hitherto unknown, we can scarcely too highly appreciate the wise policy of the national government: unless the authority of facts and experience be discarded, we cannot hesitate to acknowledge its soundness and efficiency. And although the existing laws respecting commercial revenue may be, and unquestionably are, susceptible of a more perfect adaptation to the manufacturing interest, and might be made, in point of revenue, more productive, yet the strongest conviction rests on my mind, "that the interest of every part of the Union requires that this subject should be touched with the greatest caution," and not without a clear foresight "of the effects to be produced by the slightest change."

The facilities for sustaining extensive manufactures are scarcely less distinguishing for this community, than are our advantages for commerce. Facts are fully illustrative of this truth. By recurring to the laws of the Commonwealth, it is found, that one hundred and forty nine acts have, at different times, passed the Legislature, and are now extant, for incorporating manufacturing companies, with an aggregate capital amounting to more than sixteen millions of dollars; and it is presumed to be within your knowledge that nearly all these establishments are now in successful operation. In reviewing the diversified concerns of the people of the Commonwealth, I feel entire confidence that your deliberations will result in measures calculated to promote their best interests.

By the provisions of an act, passed the sixteenth day of February last, entitled "an act to establish the Gloucester Canal Corporation," the Governor, with the advice of the Council, was empowered, under circumstances therein named, to authorize the Treasurer of the Commonwealth to subscribe for a number of shares in the capital stock of said corporation. In pursuance of which, after due examination, authority has been given to the Treasurer to subscribe for thirty shares in said stock, in the name of the Commonwealth, and to pay the assessments made thereon according to law. Cutting a canal as proposed by the corporation, promises to be of great advantage to the coasting trade of the Commonwealth, and the safety of its citizens who are engaged in prosecuting the same. A report of the Committee of Council on this subject will be herewith laid before you.

In conformity to the several resolutions of the twenty fifth of February and the fourteenth of June last, for enlarging the yard of the State Prison, and for erecting a new wall, the work was commenced as early in the season as practicable, and prosecuted with assiduity, until, from the approach of the cold, it was deemed for the interest of the

Commonwealth that the work should be discontinued. The State Prison still has claims to the attention of the Legislature; and I flatter myself that the additional light which experience is daily throwing on the subject of penitentiaries and penitentiary discipline, will enable you to adopt such improvements in both as shall secure the safety of the Prison, and give better promise of reformation in the convicts. In the course of the last year, disorders similar to those which were perpetrated in the year one thousand eight hundred and twenty one, have occurred, with the additional enormity of setting on fire several workshops; in suppressing which, one of the convicts (a leader in the insurrection) lost his life.

By recent accounts from Europe, and some of the prisons in the neighbouring States, a machine, denominated "the tread or stepping mill," has been introduced into some of the penitentiaries, as a mode of employing convicts. How far this new description of punishment may have answered the expectations of those who have had recourse to it, I have not been sufficiently informed to assert. It is favorably spoken of; and on a subject that has hitherto disappointed, in some measure, at least, the hopes of the humane every where, every hint indicating improvement seems to merit consideration. Referring you, gentlemen, to that part of my communication to the Legislature on the tenth of January last, relating to the State Prison, I recommend the subject at large to your consideration.

Since the last session, I have received from the Governor of South Carolina, sundry resolutions of the Legislature of that State, on the subject of an amendment to the constitution of the United States, proposed by the Legislature of the State of Pennsylvania, for limiting the power of Congress to incorporate a bank or other monied institution in the District of Columbia.

I have likewise received from the Governor of North

Carolina, several resolutions of the Legislature of that State, relating to the resolutions of the Legislature of the State of Maryland, proposing an appropriation of public lands for the purposes of education. These communications, together with the documents before mentioned, will be laid before you by the Secretary.

In conclusion, I should feel myself wanting in respect to you, gentlemen, and to my fellow citizens generally, were I to omit expressing, on this occasion, the heartfelt satisfaction that has been derived to me from the reiterated expression of their confidence. To one who had devoted the first moments of manhood to the service of his country and the cause of freedom, such tokens of remembrance and regard, are peculiarly grateful; and they have been more precious to me, not only as they indicated a generous approbation of humble efforts to be useful, but have sanctioned the immortal principles which originated and perfected the revolution. But conscious that the claims of nature to exemption from the care and anxieties of official responsibility cannot be resisted with impunity, I deem it an imperative duty to announce my determination to decline being considered a candidate for re-election to the office of chief magistrate; devoutly imploring the benediction of Almighty God on all the interests of the Commonwealth, and tendering to you, fellow citizens, my sincere wishes for your personal happiness.

**JOHN BROOKS.**

*Council Chamber, January 1, 1823.*

## CHAP. XXXIV.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

The Commissioners under the act of June nineteenth, one thousand eight hundred and nineteen, for separating the District of Maine, in prosecuting the duties assigned them, have caused the requisite surveys of certain tracts of land to be made, to enable them to make a division of the same; and having made a division, the Commissioners set off, by metes and bounds, so much of the land falling to the share of the Commonwealth by the division, as in their estimation is of the value of thirty thousand dollars.

It hence results that the option is now presented to the Legislature, contained in the fifth article of the first section of the act above mentioned.

The report of the Commissioners, and sundry documents which accompany it, exhibit the course pursued by the Commissioners, and the process by which they arrived at their final result, in dividing the lands surveyed, either under their direction, or by the authority of the Commonwealth heretofore, and in setting off to the State of Maine, from the moiety falling to Massachusetts, so much land as in their estimation amounted to the sum above mentioned. The several documents appertaining to the report, and which constitute a part of the same, will be laid before you by the Secretary.

JOHN BROOKS.

*Council Chamber, January 6th, 1823.*

## CHAP. XXXV.

*Resolve on the petition of Zilpha Morey.*

January 8th, 1823.

On the petition of Zilpha Morey, of Tyringham, in the County of Berkshire, Administratrix on the estate of Jesse

Morey, late of said Tyringham, deceased, praying to be authorized to convey, by deed, to Roger Moore, of said Tyringham, a certain tract of land, situate in said Tyringham, containing about four acres, pursuant to an agreement made by said Jesse Morey, in his lifetime, to said Moore:

*Resolved*, For reasons set forth in said petition, that the said Zilpha Morey be, and she is hereby fully authorized and empowered to convey, by deed, to said Roger Moore, his heirs and assigns, the aforesaid land; which deed, when duly executed by said Zilpha, shall be as valid and effectual, to all intents and purposes, as if the said Jesse Morey had conveyed the same in his lifetime.

## CHAP. XXXVI.

*Resolve on the petition of Joseph Stanton.*

January 14th, 1823.

On the petition of Joseph Stanton, Guardian of Betsey Herrick, Aaron Herrick, Henry Herrick, and Eunice Herrick, minor children and heirs at law of Moses Herrick, late of Norwich, in the County of Hampshire, deceased, representing that one Jonathan Herrick, by his deed, bearing date the twenty fifth day of September, one thousand eight hundred and seventeen, conveyed to the said Moses Herrick, and one Thomas Herrick, certain lands, lying a part thereof, in said Norwich, a part in Montgomery, in the County of Hampden, and the residue in Becket, in the County of Berkshire, and praying that he may be empowered to convey to the said Jonathan Herrick, a part of said lands, whereof the said Moses Herrick died sole seized:

*Resolved*, For reasons set forth in said petition, that the said Joseph Stanton be, and he is hereby authorized and empowered to convey to the said Jonathan Herrick, his heirs and assigns, by a good and sufficient deed of conveyance, the right and interest of said minor children in the lands so conveyed to the said Moses Herrick and Thomas Herrick, by the said Jonathan Herrick, by his deed before mentioned, and whereof the said Moses Herrick died sole

seized as aforesaid, upon condition that the said Jonathan Herrick acquit and discharge the estate of the said Moses Herrick, of and from all claims he now has, or may have, upon the same, or upon the said Thomas Herrick, by virtue of any covenant or covenants of the said Moses Herrick and Thomas Herrick, or either of them, to reconvey said lands, or to account to the said Jonathan Herrick therefor.

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### CHAP. XXXVII.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

The annual return of the militia, and a return of the ordnance, and ordnance and military stores now in the arsenals of the Commonwealth, together with a report made by the Adjutant General, accompanying these returns, on the subject of the militia generally, will be laid before you by the Secretary. The report will shew the amount of sales of sundry articles of stores disposed of under the authority of the Executive, by virtue of the resolution passed on the fourteenth day of June last. It has not been deemed for the public interest that a sale of the remainder of the articles which are considered useless, should be forced, from an apprehension that many of them may shortly be in demand in commerce, and the avails of their sale may be greater than at the present moment could be realized.

At the last session, I stated to the two Houses that all the military stores contemplated by the act for the separation of Maine, had been divided between the Commonwealth and that State, by the Commissioners acting under the authority and agreeably to the provisions of that act. I have now to state, for the information of the Legislature, that the dividend allotted to Maine, has been delivered to an Agent of the Executive of that State, duly authorized to receive the same.

By the act passed on the twenty first of February last, the Governor was required to prescribe the uniform for the militia of the Commonwealth, except that portion thereof



whose uniforms are regulated by the laws of the United States.

Perceiving, on a full examination of the act, that no compulsory means were provided for giving complete efficacy to its provisions, I hesitated in complying with that enactment relating to uniforms.

But finding that the militia, from every section of the Commonwealth, were expecting and importuning a fulfilment of the intentions of the Legislature, I proceeded to make arrangements for establishing an uniform for the whole of the militia. In doing which the strictest regard was paid to neatness, simplicity and economy, and to the introduction of such distinctive modes and badges, as should designate different grades of officers, and the several descriptions of troops. To render the whole as little expensive as possible, you will perceive by the order of the twenty second of August last, containing the arrangement, a copy of which will be herewith laid before you, that many of its provisions are prospective, and that perfect uniformity in some of the corps may possibly not be effected under five years from the first Tuesday of May next. It would be unnecessary for me, gentlemen, to add, that some legislative sanction is requisite to give entire efficacy to these regulations.

JOHN BROOKS.

*Council Chamber, January 14th, 1823.*

## CHAP. XXXVIII.

*Resolve on the petition of David Greenough.*

January 15th, 1823.

Whereas by a resolve of the thirty first of January, eighteen hundred and twenty two, the Warden and Directors of the State Prison were authorized to settle with the said David Greenough, a debtor to the said prison, on certain conditions, and the said Greenough having by his petition requested a further time to fulfil the same:

*Resolved, That the Warden and Directors of the State*

Prison be, and they are hereby authorized, at any time within two years from the passing of this resolve, to receive the sum of two thousand dollars, and the interest which may accrue thereon, from the first of July, eighteen hundred and twenty two, in full discharge of the said demand.

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### CHAP. XXXIX.

*Resolve on the petition of the Justices of the Court of Sessions in Worcester County. January 17th, 1823.*

On the petition of the Justices of the Court of Sessions in the County of Worcester, representing, that, under an order of the late Circuit Court of Common Pleas for said county, Samuel Allen, Esquire, Treasurer of said county, has paid to the Keeper of the House of Correction in Worcester, for the support of state convicts confined therein, the sum of two hundred and seventy two dollars and four cents, and praying that the same may be reimbursed to the said county by the Commonwealth:

*Resolved,* That there be allowed to the County of Worcester, the said sum of two hundred and seventy two dollars and four cents, and that His Excellency the Governor be, and he is hereby empowered and requested to draw his warrant on the Treasurer of the Commonwealth, in favor of the said Samuel Allen, for the said sum; the said Allen to be held accountable to the said County of Worcester therefor.

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### CHAP. XL.

*Representation from George W. Coffin, relative to Eastern Lands. January 17th, 1823.*

The Committee of both Houses that were appointed to examine the accounts of George W. Coffin, Esquire, Agent of

the Land Office, have examined his account of proceedings from June, eighteen hundred and twenty, to the present time; wherein he has received, in securities and money, the sum of five thousand and sixty two dollars and four cents, and has paid the Treasurer, in securities and money, together with payments for postage, and other charges, including the amount due said Agent for services, the sum of five thousand and sixty five dollars and forty three cents; and there appears to be a balance due to said Agent, of three dollars and thirty nine cents, all of which appears to be rightly cast and well vouched.

JONATHAN DWIGHT, *Per Order.*

*Therefore resolved,* That said Agent be, and he hereby is discharged from the sum of five thousand and sixty two dollars and four cents, which has been received as above mentioned; and said Agent is hereby authorized to carry the balance due him, of three dollars and thirty nine cents, to a new account.

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## CHAP. XLI.

*Resolve respecting a proposed Amendment to the Constitution of the United States. January 17th, 1823.*

The Committee of both Houses, to whom was referred so much of the message of His Excellency the Governor, as relates to a proposed amendment to the constitution, limiting the power of Congress to incorporate a bank, or other monied institution, to the District of Columbia, proposed by the Legislature of the State of Pennsylvania, with the decision of the Legislature of the State of South Carolina thereon, having, according to order, had the same under consideration, thereupon ask leave to report:

It appears that the proposed amendment has been already acted upon, and decided by the Legislature of this Commonwealth, upon the original proposition of the State of Pennsylvania, by a resolution, passed twenty first of January, eighteen hundred and twenty, by which the Legisla-

ture expressed their non-concurrence in the proposed amendment. Your Committee are of opinion, that the Legislature, having once acted definitively on the proposed amendment, have no further power on the subject, unless upon a new and original proposition, submitted to them by some other State, or brought forward in this Legislature. It becomes, therefore, unnecessary, at present, to express any opinion upon the merits and principles of the proposed amendment; although, were the question an open and original one, the Committee would have no hesitation in expressing their entire concurrence in the decision heretofore made.

Perceiving by a reference to the above cited resolve, that no order was passed providing for communicating the decision of the Legislature of this Commonwealth on the proposed amendment, to the other States, and to Congress, and believing that such communication is proper and necessary for their information and government, respectively, the Committee recommend the adoption of the following resolution.

L. SHAW, *for the Committee.*

Whereas the Legislature of this Commonwealth, by a resolution passed on the thirty first of January, A. D. eighteen hundred and twenty, having considered the amendment to the constitution of the United States, proposed by the Legislature of the State of Pennsylvania, in the words following, to wit:—"Congress shall make no law to erect or incorporate any bank or other monied institution, except within the District of Columbia; and every bank, or other monied institution, which shall be established by the authority of Congress, shall, together with its branches and offices of discount and deposit, be confined to the District of Columbia;" and thereupon having decided not to concur in the said proposed amendment,

*Resolved*, That His Excellency the Governor be requested to transmit a copy of this resolution to the Executives of the several States of the Union, with a request, that the same may be communicated to the Legislatures thereof; also to the President of the United States, with a like request that the same be communicated to Congress, for their information, respectively.

## CHAP. XLII.

*Resolve on the petition of Jonathan Wild, Junior.*

January 22d, 1823.

On the petition of Jonathan Wild, Junior, praying that he may be authorized to sell certain real estate of Eli Hayward, a person non compos mentis, situate in Braintree, in the County of Norfolk:

*Resolved*, For reasons set forth in said petition, that the said Jonathan Wild, Junior, the legal Guardian of said Eli Hayward, be, and he is hereby authorized and empowered to sell at public sale, the real estate mentioned in said petition, the same being a tract of pasture land, in said Braintree, of about four acres; and to make, execute and deliver to the purchaser, or purchasers thereof, a good and sufficient deed of the same, in fee simple: *Provided*, that the said Jonathan Wild shall give public notice of such sale, by posting up advertisements at two public places in said town, fourteen days at least previous to such public sale; and that the said Jonathan shall first give bond, with sufficient sureties, to the Judge of Probate for the County of Norfolk, conditioned, that, within three months from the time of the sale of such estate, he will file in the office of said Judge of Probate, a true account of said sale, and that he will account to the said Judge of Probate for the proceeds thereof and interest, whenever thereto legally required.

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## CHAP. XLIII.

*Resolve respecting the Second Precinct in Boylston, Sterling and Holden.* January 22d, 1823.

On the petition of Robert B. Thomas and others, in behalf of the Second Precinct in Boylston, Sterling and Holden, setting forth, that for several years after the incorporation of the Town of West Boylston, no meetings of the members of said precinct or parish have been held, distinct

from meetings of the inhabitants of said town, and praying that authority may be given for calling a regular and legal meeting of the inhabitants and members of said parish or precinct:

*Resolved*, That any Justice of the Peace for the County of Worcester, on the application of ten or more of the members of said precinct or parish, being the Second Precinct in Boylston, Sterling and Holden, which was incorporated by an act passed on the fourteenth day of June, in the year of our Lord one thousand seven hundred and ninety six, to be made within one year from this date, be, and he hereby is authorized to call a meeting of the members of said precinct, for the purpose of choosing officers, and transacting such other business as may regularly come before them; and for this purpose such Justice is authorized to issue his warrant, directed to any one of such applicants, requiring him to summon and warn a meeting of the members of said precinct, at such time and place as shall be therein specified.

## CHAP. XLIV.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives:*

In compliance with the request of the Senate, of the twenty first instant, I would observe, that on examining the records of Council, I find, that by virtue of the authority derived from the act of February twenty sixth, eighteen hundred and fourteen, in addition to an act, entitled an act, in addition to an act, granting a lottery for the purpose of completing the locks and canals at Amoskeag Falls, in the State of New Hampshire, three Managers were appointed and empowered by the provisions of the said act, to sell and draw six classes of said lottery, to be appropriated agreeably to the provisions of the second section of this act. But it appears that the drawing of the said classes has not been completed, and that one of them is now before the public, and in a course of drawing.

A report from the Secretary of the Commonwealth, accompanied by a letter from the Chairman of the Managers, contains all the information I at present possess on the subject of the Senate's inquiries.

JOHN BROOKS.

*Council Chamber, January 25th, 1823.*

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CHAP. XLV.

*Resolve on the petition of R. Crosby.*

January 28th, 1823.

The Committee of both Houses on Eastern Lands, to whom was committed the petition of Robert Crosby and Joseph Kinsman, praying that some person or persons may be authorized to convey to them four thousand acres of land, in conformity to a contract made by Samuel Reddington and Moses Greenleaf, the Agents of the Commonwealth, with Ichabod Thomas, and by said Thomas assigned to said petitioners, have had the same under consideration, and ask leave to report the following resolve:

*Resolved,* For reasons set forth in said petition, that the petition and papers accompanying the same, be referred to the Commissioners appointed under the act of separation of Maine from Massachusetts proper, to act upon and decide in such manner as to them may appear to be just and equitable.

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CHAP. XLVI.

*Resolve on the petition of Lucinda Pool.*

January 28th, 1823.

On the petition of Lucinda Pool, of Wellington, in the County of Bristol, spinster, setting forth that James C. Holt, late of said Wellington, mariner, died a short time

since, possessed of a small personal estate, and without any heir, and praying, for the reasons therein stated, that the right of the Commonwealth to such personal estate may be granted and released to her:

*Resolved*, That all the right, title and interest of the Commonwealth in and to the personal property left by the said James C. Holt, be, and the same is hereby assigned, granted and released to the said Lucinda Pool; and the Administrator of the estate of said Holt is hereby authorized to account with, and pay over to said Lucinda Pool, the balance of said personal property in his hands, in the same manner as he would have been authorized to pay the same to this Commonwealth, had this resolve not passed: *Provided*, that the amount of such personal property shall not exceed the sum of three hundred dollars; and *provided further*, that this resolve shall not affect or impair the right or claim of any person to the said property, or any part thereof, other than that of the Commonwealth.

## CHAP. XLVII.

*Report and Resolve of the Committee of both Houses on Eastern Lands. January 30th, 1823.*

The Standing Committee of both Houses on Eastern Lands, to whom was referred the message of His Excellency the Governor, accompanying the report of the Commissioners appointed under the act for separating the District of Maine from Massachusetts proper, have had the same under consideration: And whereas it appears by said report, that said Commissioners have made a division of a certain portion of the lands in the State of Maine; and in conformity to the fifth article of the first section of the act of separation, have set off, by metes and bounds, so much of said land as has fallen to the share of this Commonwealth, in the division, as in their estimation is of the value of thirty thousand dollars: And whereas by said fifth article and first section of said act, it is provided that this Commonwealth shall assign the same to the State of Maine, or in lieu thereof, may pay the sum of thirty thousand dollars at



its election, which election of the said Commonwealth shall be made within one year from the time that notice of the doings of the Commissioners on this subject, shall be made known to the Governor and Council; and if not made within that time, the election shall be with the State of Maine. The Committee therefore ask leave to report the following resolves: Which are respectfully submitted.

JONATHAN DWIGHT, *Per Order.*

*Resolved*, That the doings of the said Commissioners be, and they are hereby approved and confirmed, and that the documents and other papers in relation thereto, be placed on file in the Land Office.

*Be it further resolved*, That the Treasurer of the Commonwealth, for the time being, together with George W. Coffin, Esquire be, and they are hereby appointed as Agents, with power and authority to cause to be sold, at public auction, in the City of Boston, and convey, by good and sufficient deeds, so much of said land set off as aforesaid, as will raise the sum of thirty thousand dollars, after deducting all expenses: *Provided, however*, that no part of said land shall be sold unless the whole of said sum is raised in money, or good securities, payable in annual instalments, at the Treasury Office of this Commonwealth, with interest annually; and said Agents are hereby directed to give notice, in the public newspapers, of the time and place of said sale, allowing sufficient time for distant purchasers to attend said sale, and make report of their doings at the first session of the next General Court.

*Be it further resolved*, That said Agents be, and they are hereby authorized to sell, at public sale, at such time or times, place or places, as they may designate in the advertisements published by them in the public newspapers aforesaid, all the residue of the said lands so set off as aforesaid, after raising the above sum of thirty thousand dollars, and also all the lands, reserved lots, and islands, which have fallen to the share of this Commonwealth in the division aforesaid, with authority to make and execute good and sufficient deeds thereof, for such consideration as they may be able to obtain, and complete the sale of the same, if practicable, before the close of the present year.

*Be it further resolved*, That the said Agents be, and they are hereby directed to give notice to all persons who have

unsettled contracts for the purchase of any of the public lands that have fallen to the share of this Commonwealth, that unless they pay the balances due thereon, before the first day of July next, said contracts shall then be declared null and void, and free for sale to any other person or persons.

*And be it further resolved,* That said Agents be, and they are hereby authorized, in connexion with such Agent as may be appointed by the State of Maine, to sell and convey a small tract or parcel of public land in the Town of Portland, with the buildings thereon, upon such terms and conditions as said Agents may judge reasonable.

#### CHAP. XLVIII.

*Resolve on the petition of Lydia Rowell.*

January 30th, 1823.

On the petition of Lydia Rowell, of Salisbury, in the County of Essex, legal Guardian of Moses Rowell, a minor, praying that she may be empowered to sell, at public or private sale, the undivided share of the said Moses in certain real estate in said Salisbury, consisting of a mill site, and heretofore occupied as a forge, the said Moses deriving his title to said estate partly by descent, and partly by purchase:

*Resolved,* For reasons set forth in said petition, that the said Lydia Rowell be, and she is hereby authorized and empowered to sell at public or private sale, the share and interest of the said Moses Rowell in said real estate, and make and execute a good and sufficient deed thereof to the purchaser or purchasers of the same, in fee simple: *Provided,* that the said Lydia first give bond, with sufficient sureties, to the Judge of Probate for the County of Essex, conditioned, that within three months from the time of the sale of said estate, she will file in the office of the said Judge of Probate, a true account of said sale, and that she will account with the said Moses for the proceeds thereof and interest, whenever thereto legally required.

## CHAP. XLIX.

*Resolve on the petition of the Selectmen of Dudley.*

February 4th, 1823.

Whereas the Commissioners of this Commonwealth, with Commissioners on the part of the State of Connecticut, during the last year, perambulated and run the boundary line between the two States, the final establishment and settlement of which was not agreed to by the Commissioners on the part of the State of Connecticut; and whereas it appears that there are several persons, with their estates, which, by the running of said line are within this Commonwealth, over whom the State of Connecticut attempts to exercise jurisdiction:

*Therefore resolved,* That this Commonwealth will protect the persons and property aforesaid, in the free enjoyment of their rights, privileges and immunities, of citizens of this Commonwealth, against all attempts of the State of Connecticut to exercise jurisdiction over them; and that they will defend, at the expense of this Commonwealth, a suit now pending in the Court of Common Pleas, to be holden in Worcester, in the County of Worcester, in which Peter Richards, of Dudley, is plaintiff, and Stephen E. Tift is defendant; which suit was commenced in consequence of the Town of Thompson, in the State of Connecticut, having taxed the said Richards, and by their Constable, Stephen E. Tift, aforesaid, distrained the goods and chattels of said Richards, for the satisfaction of the same.

*Resolved,* That His Excellency the Governor, with the advice and consent of Council, be, and he hereby is empowered and requested to appoint one person, as Agent of this Commonwealth, to prosecute said suit against said Stephen E. Tift to final judgment.

## CHAP. L.

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

The Treasurer of the Commonwealth having rendered an exhibit of the state of the Treasury on the first day of the present month, the Secretary will lay the same before you.

JOHN BROOKS.

*Council Chamber, January 8th, 1823.*

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## CHAP. LI.

*Resolve for paying the Members of the Legislature.  
February 7th, 1823.*

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to each member of the Senate and House of Representatives, two dollars for each and every day's attendance the present session, and the like sum for every ten miles travel from their respective places of abode, to the place of the sitting of the General Court; and also to each member of the Council, two dollars for each day's attendance at that Board, at every session thereof during the present political year, subsequent to the session of June last, and the like sum for every ten miles travel from their respective places of abode, to the place of the sitting of the General Court.

*And be it further resolved,* That there be paid to the President of the Senate and Speaker of the House of Representatives, each, two dollars for each and every day's attendance the present session, in addition to their pay as members.

## CHAP. LII.

*Resolve respecting the edition of the General Laws.*  
February 8th, 1823.

*Resolved,* That the present members of the Honorable Council, the Senate and House of Representatives, who were not members of the Legislature the last political year, be, and hereby are authorized to receive, and the Secretary of the Commonwealth to deliver one copy each, of the laws of this Commonwealth, now publishing, agreeably to a resolve passed February twenty second, eighteen hundred and twenty two.

*Resolved,* That whenever the said edition of the General Laws be completed, and delivered into the Secretary's Office, pursuant to the aforesaid resolve, all accounts for the expenses of said work, being laid before the Governor and Council, and by them approved and allowed, His Excellency, with advice of Council, be, and he is hereby authorized to draw his warrant on the Treasury, for the payment thereof.

## CHAP. LIII.

*Resolve on the petition of the Trustees of Leicester Academy.* February 8th, 1823.

Whereas the Trustees of Leicester Academy, in the County of Worcester, by their petition, have represented the occasion of aid to the funds of that institution; and have further represented, that one Archibald McDonald, late of Paxton, in said County of Worcester, was seized and possessed of a small estate, consisting of about thirty acres of land, with a small house and barn thereon, situate in Paxton aforesaid, and two pews in the gallery of said Paxton Meeting House; and that the said Archibald was a foreigner, and has died intestate, and without heirs, whereby the said estate escheated to, and became the pro-

perty of this Commonwealth, and now belongs thereto, except one third part thereof, which heretofore, by a resolve of the General Court, has been granted to the widow of the said McDonald; and the said Trustees have requested that the residue of said estate may be granted to them in trust, for the benefit of said institution, and the promotion of the interests of learning and instruction therein:

*Therefore resolved,* That the Commonwealth do hereby grant, assign and transfer to the corporation of the Trustees of Leicester Academy, all the right, title and interest which hath accrued to the Commonwealth in and to the said real estate, of which the said Archibald McDonald died possessed, in Paxton aforesaid, except the third part thereof, which the Commonwealth had heretofore granted to Hannah McDonald, the widow of said Archibald, as aforesaid: *Provided,* that this resolve shall not affect or impair the right or claim of any person to the said estate, or any part thereof, other than that of this Commonwealth.

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#### CHAP. LIV.

*Resolve to pay the Funeral Expenses of Stephen Pynchon,  
Esquire, a Member of the Legislature.  
February 10th, 1823.*

*Resolved,* That the sum of eighty dollars be paid out of the Treasury of this Commonwealth, to Mr. Jacob Kuhn, Messenger of the General Court, in order to defray the expenses of the last sickness and funeral expenses of Stephen Pynchon, Esquire, late a member of this House; and that His Excellency the Governor be requested to draw his warrant for that sum on the Treasurer.

## CHAP. LV.

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

Pursuant to the authority vested in the Executive, by a resolution of the fourteenth of February, eighteen hundred and twenty one, such measures have from time to time been pursued, as seemed best calculated to effect the contemplated object.

And it is with much satisfaction that I have it in my power to lay before you a communication from the Honorable James Lloyd and the Honorable Elijah H. Mills, Senators of the Commonwealth in Congress, from which you will perceive that a reference has been made by the President of the United States, of the claim of this State against the United States, for disbursements for the services of the militia, during the late war, to the department of the Treasury. The act of the President will at the same time be laid before you by the Secretary, together with the memorial of the members of Congress from Massachusetts and Maine, therein referred to, dated the twenty sixth of March, eighteen hundred and twenty two.

I will further observe, that the vouchers and documents to support that part of the claim for which eleven thousand dollars were advanced by the Executive of the United States, in the year eighteen hundred and seventeen, are now under examination at the Treasury Department; and that hitherto no expense has been incurred in conducting the business under said resolution. But an opportunity being now offered for presenting the whole claim to the consideration of the National Executive, whatever course may be adopted by the Legislature, for the future prosecution of that important concern, some pecuniary provision for that purpose will be required.

In addition to the documents already referred to, I have just received a note, addressed by the Senators of Massachusetts and Maine, to the members of the House of Representatives of the same States in Congress, and the answer of the latter to the same, relating to the course to be pursued.

ed in prosecuting the claim, which will be likewise laid before you by the Secretary.

JOHN BROOKS.

*Council Chamber, February 10th, 1823.*

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### CHAP. LVI.

*Resolve to pay the Committee on Accounts.*  
February 10th, 1823.

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth, to the Committee appointed to examine and pass on accounts presented against this Commonwealth, for their attendance on that service during the present session, the sum of one dollar per day, in addition to their pay as members of the Legislature—viz.: Elihu Hoyt, thirty eight days, thirty eight dollars; Robert Rantoul, thirty eight days, thirty eight dollars; Jonas Sibley, thirty eight days, thirty eight dollars; Minot Thayer, thirty eight days, thirty eight dollars; Charles P. Phelps, thirty eight days, thirty eight dollars.

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### CHAP. LVII.

*Resolve for delivering Term Reports to the Police Court of the City of Boston.* February 10th, 1823.

*Resolved,* That the Secretary of State be authorized and directed to deliver to the Clerk of the Police Court, in and for the City of Boston, for the use of said court, one set of the Reports of Decisions of the Supreme Judicial Court: *Provided,* the same are in the Secretary's Office, and can be furnished without any further purchase of said Reports, at the expense of the State, and are not already ordered to be delivered to the towns, or other public corporations, or officers.



CHAP. LVIII.

*Estimates of County Taxes for 1823.*

February 10th, 1823.

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

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

County of Essex, five thousand dollars, - - -	\$5000
County of Middlesex, six thousand dollars, -	6000
County of Worcester, six thousand dollars, -	6000
County of Plymouth, six thousand, four hundred and fifty dollars, - - - - -	6450
County of Bristol, three thousand, five hundred dollars, - - - - -	3500
County of Berkshire, four thousand dollars, -	4000
County of Hampshire, five thousand dollars, -	5000
County of Hampden, five thousand dollars, - -	5000
County of Franklin, three thousand dollars, -	3000
County of Barnstable, four thousand dollars, -	4000
County of Norfolk, four thousand, five hundred dollars, - - - - -	4500

## CHAP. LIX.

*Resolve for making repairs on the State House.*  
February 11th, 1823.

*Resolved,* That the sum of one hundred and fifty dollars be appropriated for repairing the terrace of the New State House, to be under the direction, and at the disposal of Jacob Kuhn, Messenger of the House, he being accountable for the expenditure of the same; and that His Excellency the Governor, with the advice of Council, be authorized to draw his warrant on the Treasurer for the payment of the same, or any part of the same, whenever the account shall be presented.

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## CHAP. LX.

*Resolve respecting Claims against the United States.*  
February 11th, 1823.

*Resolved,* That His Excellency the Governor, by and with the advice of Council, be, and he is hereby authorized to appoint an Agent, or Agents, in behalf of the Commonwealth, as soon as he shall deem it necessary to make such an appointment, to proceed to Washington, for the purpose of stating, prosecuting and advocating the claims of the Commonwealth upon the United States for expenditures for militia services during the late war, and to perform all such services, in reference to such claims, under the instructions of the Executive, as the circumstances of the said claim, and the course adopted in regard to the same, by the officers of the United States government, may from time to time require; and to provide for the payment of such Agent, or Agents, and for such other expenses incident to the case, as may arise in the statement and prosecution thereof.

*Resolved,* That the Governor be authorized to draw his warrant on the Treasury for the sum of one thousand dollars, for the purposes aforesaid.

## CHAP. LXI.

*Resolve making appropriation for the Quarter Master General's Office. February 11th, 1823.*

*Resolved,* That the sum of five thousand, five hundred dollars, be, and the same is hereby appropriated for the use of the Quarter Master General's Department, for the purpose of repairing the public buildings, and defraying the expenses of that department; and that His Excellency the Governor, by and with the advice of Council, be requested to draw his warrant on the Treasurer for the same, for such sums, and at such periods, as the public service shall require, in favor of the Adjutant General, for the application of which he is to be accountable.

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## CHAP. LXII.

*Resolve on the petition of the Selectmen of Dresden. February 11th, 1823.*

On the petition of the Selectmen of Dresden, in the State of Maine,

*Resolved,* For reasons set forth in said petition, that there be allowed and paid out of the Treasury of this Commonwealth, to the Town of Dresden, in the State of Maine, the sum of one hundred sixty seven dollars and seventeen cents, in full, for the support of Thomas Doughty, and his family, to the fifteenth day of March, in the year of our Lord one thousand eight hundred and twenty; and a further sum of thirteen dollars and eighty seven cents, in full, for the support of John Cullen, to the same time, being State Paupers; amounting in the whole to the sum of one hundred eighty one dollars and four cents.

## CHAP. LXIII.

*Resolve to pay Chaplains.* February 11th, 1823.

*Resolved,* That there be allowed and paid out of the public Treasury of this Commonwealth, to the Reverend James Walker, Chaplain of the Senate, and to the Reverend William Jenks, Chaplain of the House of Representatives, sixty dollars each, in full, for their services the present political year. Also,

*Resolved,* That there shall be allowed and paid out of the public Treasury, to the gentleman who shall preach the Election Sermon, in May next, fifty dollars; and that His Excellency the Governor be authorized to draw his warrants on the Treasury for said sums.

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## CHAP. LXIV.

*Resolve making an Appropriation for the State Prison.*  
February 11th, 1823.

*Resolved,* That there be allowed and paid out of the public Treasury, for the purpose of finishing the new wall at the State Prison, in Charlestown, the sum of three thousand, three hundred and thirteen dollars and forty six cents; and His Excellency the Governor, with the advice and consent of the Council, is requested, and he is hereby authorized to draw his warrant accordingly.

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

## CHAP. LXV.

*Resolve for paying the Clerks of the two Houses.*

February 11th, 1823.

*Resolved,* That there be paid out of the Treasury of this Commonwealth, to the Clerk of the Senate, and to the Clerk of the House of Representatives, respectively, six dollars per day; and to the Assistant Clerk of the Senate, the sum of five dollars per day, for each and every day's attendance they have been, or may be employed in that capacity, during the present session of the Legislature; and that there be paid to the Clerk of the House of Representatives, the additional sum of two dollars for each and every day he may be so employed, in consideration of his having performed the whole clerical duty of that House; and that the Governor is requested to draw his warrant accordingly.

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## CHAP. LXVI.

*Resolve for paying Ward Lock.* February 11th, 1823.

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

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## CHAP. LXVII.

*Resolve on the petition of Caleb Jewett and others.*

February 11th, 1823.

On the petition of Caleb Jewett, William Sylvester, Eleazer Colburn, William Churchill, and Daniel Foster, praying payment for services and expenses in exploring and

laying out a road through the land known by the name of the Bingham Kennebec Purchase:

*Resolved,* That if the devisees in trust of the estate of William Bingham, deceased, or any person or persons, acting under them, or in their behalf, shall advance and pay to the said Caleb Jewett, and others, the sum of six hundred and ninety one dollars, to be accepted by them, in full satisfaction for said services and expenses, the Agent of this Commonwealth shall allow and endorse the same on the bond heretofore given by, or in behalf of said devisees, conditioned for the performance of certain settling duties on said lands, heretofore sold by this Commonwealth, to said Bingham.

## ROLL No. 88....JANUARY, 1823.

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

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

ELIHU HOYT, *Per Order.*

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### PAUPER ACCOUNTS.

Amesbury, for supporting Moses Keniston, to January 7th, 1823,	\$47 70
Amherst, for supporting Samuel Bateman and wife, and Jane and Polly Richardson, to December 30th, 1822,	86 40
Attleborough, for supporting James Walker, Jenet Anderson, Peggy Taylor, Margaret Allen and two children, and five children of John Montgomery, viz.: Mary, Margaret, Eleanor, William, and Martha, to January 1st, 1823,	329 47
Alford, for supporting Sylvia C. Glinn, Henry Glinn, and Lorenzo Glinn, to December 23d, 1822,	77 90
Andover, for supporting Patrick Callahan, Sukey Hornsby, Maria Davis, Thomas Barker, wife	

and one child, and Eliza Seamore, to January 1st, 1823,	145 87
Ashburnham, for supporting Sukey Franklin, Henry Stirrigas, wife and four children, to January 4th, 1823,	174 80
Adams, for supporting Freeman Blakely, Sarah Hewit, Susanna Camp, Philina Hill, and Ann Briggs, to January 3d, 1823,	125 55
Abington, for supporting Major Humbell, to January 23d, 1823,	46 80
Beverly, for supporting Morris Nash, Dolly Claxton, Lemuel Hammond, William Wardell, Duncan Camerlan, and James Walker, to January 1st, 1823,	64 62
Barre, for supporting Rhoda Forsbury and Samuel Lee, to January 7th, 1823,	56 40
Billerica, for supporting Walter Carr, James Dunn, John M'Key, wife, and four children, to January 2d, 1823,	160 24
Great Barrington, for supporting Isaac Hoose, Mary Hoose, Clarisa Lindsey, Lucy Porter, Dorcas Webster, and Ann Hewit, to January 1st, 1823,	159 50
Belchertown, for supporting Phebe Butler, Charity Porter, and Eliza Porter, to January 10th, 1823,	69 10
Braintree, for supporting Ann Gowith and three children, Titus, a black man, Abram Farnsworth, wife and three children, to January 1st, 1823,	277 20
Bradford, for supporting Joshua L. Alces, to January 1st, 1823,	27 52
Buckland, for supporting George Keniffe, to January 1st, 1823,	42 30
Barnstable, for supporting Joseph Thompson, to January 12th, 1823,	27 90
Burlington, for supporting John A. Pashe and	



Thomas Hardman, to January 15th, 1823,	90 00
Boston Commissioners of Health, for supporting Francis Waverly, Andrew Scott, and Jonathan Walker, to January 1st, 1823,	2 70
Brimfield, for supporting John Skelbrian, to January 13th, 1823,	46 80
Braintree, for supporting Hannah Brown, to August 2d, 1822,	12 84
Colrain, for supporting Lydia, Sally, Eunice, and Emery Cromack, Samuel Dean, William Newhouse, Charles O'Neal, and Peter C. Hart, to January 1st, 1823,	187 20
Clarksburg, for supporting Polly Grover, alias Mitchell, to June 18th, 1822,	17 55
Cheshire, for supporting Polly Cooper, Noel Randell, Betsey Grandison, Ephraim Richardson, Molly Dimond, Thusey Jones and child, to January 9th, 1823,	202 80
Chester, for supporting John Warner, George Battolph and wife, Benjamin Powers, and Clarisa Hardy, to January 5th, 1823,	191 70
Chelmsford, for supporting Catharine M. Linna, Charles H. Goodrich, Eliza Goodrich, and Thomas H. Millar, to January 1st, 1823,	135 30
Charlton, for supporting Peter Detree, to January 12th, 1823,	46 80
Chesterfield, for supporting Rachel and Sarah Polly, to January 1st, 1823,	54 00
Carlisle, for supporting Robert Barber, to January 7th, 1823,	28 80
Conway, for supporting Sally M'Murphy, Hannah M'Neil, and Martha M'Murphy, to January 1st, 1823,	147 57
Cambridge, for supporting sundry State Paupers, to January 19th, 1823,	1528 45
Cummington, for supporting John Lamson, to January 4th, 1823,	33 80

Charlestown, for supporting sundry paupers, to January 20th, 1823,	2045 99
City of Boston, for supporting sundry paupers, to November 30th, 1822,	5177 75
Deerfield, for supporting Daniel Allis, Livina Witherell, Ansell Witherell, Ardelia Wither- ell, Dwight Wells, and Benjamin Munn, to December 31st, 1822,	177 48
Duxbury, for supporting Peter Williams and Sam- uel Cooper, to August 1st, 1822,	23 50
Dracut, for supporting Moses Freeman, to Janu- ary 10th, 1823,	44 16
Duxbury, for supporting Eleazer Simmons and Cyrus Simmons, to January 17th, 1823,	184 96
Dorchester, for supporting sundry paupers, to Jan- uary 21st, 1823,	152 38
Dighton, for supporting Hannah Tew, to January 24th, 1823,	46 38
Danvers, for supporting sundry paupers, to Jan- uary 21st, 1823,	785 96
Egremont, for supporting Benjamin Dailey, Eliz- abeth Darby, Charity Woodbeck, Reuben Van- gildor, Jerind Kline, Harriet Kline, and Albert Kline, to January 7th, 1823,	244 40
Essex, for supporting Ira Percival, Robert Jarret, Beniah Crocker, and Catharine Hall, to Janu- ary 15th, 1823,	130 15
Fitchburgh, for supporting Charles Connor, to September 28th, 1822,	34 20
Fairhaven, for supporting Darius Smith, Sarah Carr and two children, to January 1st, 1823,	145 60
Freetown, for supplying Abigail, an Indian, and Jemima, Abigail's daughter, to January 15th, 1823,	115 20
Framingham, for supporting Daniel Campbell, to January 24th, 1823,	25 54
Greenfield, for supporting Charles Nelson, Sam-	

uel Freeman, and Mary Lawrence, to December 9th, 1822,	10 75
Granville, for supplying S. Gallup, S. Stewart, and S. Hoffman, to January 1st, 1823,	65 69
Gloucester, for supporting E. Dawsill, D. Paul, J. Shefton, T. Hale, J. Francis, J. Morton, A. Jeneling, N. Jeneling, M. Jeneling, B. Loroque, R. Blood, J. Hilliard, G. Gardner, B. Lang, E. Dade, R. Day, M. Wright, wife and four children, J. Long, J. and D. Fitzgerald, to January 8th, 1823,	494 50
Groton, for supporting Richard Brenton, Sarah Wright, Mary Rolfe, Eunice Bentervot, Jonathan Pulland, and Joseph Robbins, to January 10th, 1823,	257 40
Gill, for supporting Stephen Rockwood, to January 12th, 1823,	24 94
Gardner, for supporting John Brinkman, to January 6th, 1823,	46 80
Grafton, for supporting Polly Johns, Elethore Johns, Oliva Johns, Lucy Johns, Sarah Phillips, 2d, and child, Deborah Brown's child, and Nathaniel Keys, to January 27th, 1823,	117 03
Hadley, for supporting Friday Allen, and Rebecca, his wife, to December 31st, 1822,	58 37
Hanson, for supporting Hugh Kairn's wife, and J. Kairn, G. Kairn, A. Kairn, and J. M. Kairn, to December 4th, 1822,	27 50
Hanover, for supporting Mary A. Tufts and Eliza Jack, to January 8th, 1823,	51 40
Haverhill, for supporting William Tapley, Maria Peasley, Sarah Ann Peasley, John Brown and wife, Margaret Carrol, and James M'Cale, to January 1st, 1823,	139 78
Hatfield, for supporting Mary Ann Vansoick, to January 27th, 1823,	8 50

Hardwick, for supporting Hannah Morgan, to January 14th, 1823,	46 80
Hopkinton, for supporting Daniel Frazier, Mary Saunders, and William Boyden, to January 1st, 1823,	140 40
Lee, for supporting J. Manchester, R. Smallman, L. Fuller, T. Peters, A. S. Sheperdson, L. Sheperdson, C. Sheperdson, A. Sheperdson, Junior, and L. Sheperdson, to December 31st, 1822,	224 74
Lanesborough, for supporting R. Jackson, A. Bennet, E. Foot, and Lucy Gorman, and others, to January 4th, 1823,	154 17
Leyden, for supporting Arnold Clark, Tacy Fuller, Ruth and Joseph Abel, to December 30th, 1822,	114 58
Lenox, for supporting T. Lewis, M. Davis, M. Fuller, Moses M'Graw, M. Palmer, Thomas Dennison, and Cato Williams, to January 8th, 1823,	182 06
Lynn, for supporting John Ballis, Ester Thomas, Nancy Carter, Nancy Carter, Junior, Mary Haley, Peggy Hawley, Henry Smith, Charlotte Benson, Peggy Carroll, John Gawdey, and James Proctor, to November 30th, 1822,	264 24
Littleton, for supplying John Putman and Jacob Thompson, to January 14th, 1823,	93 60
Milbury, for supporting Moses Merrill, to July 2d, 1822,	4 76
Malden, for supporting Henry Harding, John Perry, Peggy Butler, and John Campbell, to January 1st, 1823,	12 46
Medford, for supporting Dorothy Linnen, to January 1st, 1823,	46 80
Marshfield, for supporting Samuel Holmes, to December 23d, 1822,	46 80

Manchester, for supporting Abraham Gloss, to October 6th, 1822,	20 30
Marblehead, for supporting Mary Card, Francis Bridge, James Eastband, Albin Rose, Richard Parker, John Battest, John Balm, Patrick Keegan, Samuel Smith, Mary Smith, Eliza Keegan, Samuel Hammond, James Keegan, and John Jenkins, to January 17th, 1823,	320 51
Montague, for supporting Edward Porter and wife, to December 31st, 1822,	28 80
Milford, for supporting Andrew and wife, Joel Day, and Ariel Bragg, to January 4th, 1822,	34 50
Milton, for supporting John J. Myers, Archibald M'Donald, and James Bowman, to January 22d, 1823,	89 10
Middleborough, for supporting John Fitzgerald, Robert Wilson, Abigail Simons, Eliza Briggs, and Eliza Quites, to January 15th, 1823,	152 09
Marshfield, for supporting John Baker, to December 23d, 1822,	390 10
Middleborough, for supporting Mary Thomas, an Indian, to December 15th, 1821,	33 80
Mendon, for supporting sundry paupers, to December 31st, 1822,	360 88
Newbury, for supporting sundry paupers, to January 1st, 1823,	857 10
Newburyport, for supporting sundry paupers, to January 1st, 1823,	721 15
Newton, for supporting Joseph Prichard, John Wilkins, and Bradbury Brown, to January 1st, 1823,	56 80
Norwich, for supporting Ruth Sanford, to January 8th, 1823,	46 80
Northampton, for supporting Moses Hunt, wife and daughter, Mrs. Burrows and three children, John Cockran, Caroline Robins, William Partridge, Joseph Barrett, Thomas Flood, Pe-	

ter Stam and wife, Peter Patterson, James Hammond, and John Stickler, to January 1st, 1823,	250 77
New Braintree, for supporting Samuel Tracy, to January 14th, 1823,	14 40
North Bridgewater, for supporting James Dorrin, to January 17th, 1823,	45 90
North Brookfield, for supporting Esther Johnson, to January 7th, 1823,	47 70
Nantucket, for supporting sundry paupers, to January 1st, 1823,	286 12
Overseers of Marshpee Indians, to January 11th, 1823,	309 40
Orange, for supporting L. A. Wood, wife, and two children, to December 29th, 1822,	20 20
Pepperell, for supporting Robert B. Munchin, David Smith, and Benjamin Smith and family, to December 30th, 1822,	184 40
Plymouth, for supporting James Reed, Rachel Decane, Elizabeth Shepard, Sarah Scott, and John M. Ross, to January 16th, 1823,	143 85
Palmer, for supporting William and Phebe Manden, to January 15th, 1823,	57 60
Pittsfield, for supporting Polly Thurston, Mary Hawley, and Thomas Skeen, to January 4th, 1823,	141 41
Quincy, for supporting William Oliphant, to August 2d, 1822,	27 45
Russell, for supporting Sally Harrington, Mary Stebbins, and John Newton and wife, to January 1st, 1823,	109 13
Roxbury, for supporting Prince Loffas, Robert Clue, Jane Sanders, Francis Williams, John Smith, and Laura Cooper, to January 3d, 1823,	133 83
Richmond, for supporting Roxana Winston, Samuel Hill, Susan Darling and her five children, viz.: Samuel, Betsey, Amos, Hannah, and Sa-	

rah Ann, to January 7th, 1823,	153 19
Rowley, for supporting Elle Collins, Eliza Hicks and child, James Broadbent, and Charles Conner, to January 5th, 1823,	85 81
Rehoboth, for supporting John Solomon, wife and two children, Nancy Hill and child, Roxana Freeman and child, Louisa Mason, Lucy Kelly, Susanna, an Indian, and Dinah Kelly, to December 27th, 1822,	243 00
Raynham, for supporting John Douglas, to May 4th, 1822,	18 00
Reading, for supporting James Lewis and Deborah Atcherson, to January 18th, 1823,	18 50
Sandisfield, for supporting Richard Dickson and wife Philis, Jonathan Bolles, Mary Ann and Electa Willcox, and Eliza Williams, to December 25th, 1822,	182 86
Sheffield, for supporting Thomas O'Brian, Henry Armsdor, Molly Bows, Hannah Rowe, Henry Desaut, Lucy and Henry Freeman, Daniel Jackson, Dalilah and Levi, alias Dick and William Ranney, to January 8th, 1823,	338 50
Springfield, for supporting Michael Smith, John Lloyd, Daniel Hartong, Thomas Kilby, Tabitha Hall, and Eunice Price, to January 3d, 1823,	300 80
Shelburn, for supporting Mary Bates and Eliza Lane, to January 14th, 1823,	46 40
Sutton, for supporting William Metcalf, to January 1st, 1823,	16 46
South Brimfield, for supporting Jonathan Hill, to January 13th, 1823,	8 10
Sturbridge, for supporting Dorothy and Samuel Weldon, to January 6th, 1823,	35 10
Sandwich, for supporting Esther Raymond and Mason Raymond, to January 3d, 1823,	60 30
Stockbridge, for supporting John Morrison, Orzu-	

ba Morrison, Samuel Rathburn, Harriot Rathburn, Margery Curtis, Mary Rice, Suby Peet, Sarah Hulbert, Hannah Perkins, Anna Hewitt, and Rebecca, a black, to December 1st, 1822,	215 15
Somerset, for supplying Ruth Hill, Polly Hill, and William Elliot, to January 11th, 1823,	106 20
Stow, for supporting Thomas Jones and John Dunn, to January 10th, 1823,	47 44
Spencer, for supporting Thomas Humphreys and children, and Susan Cowland, to January 16th, 1823,	96 73
Salem, for supporting sundry paupers, to January 1st, 1823,	1785 11
Sharon, for supporting John H. Kolhoff, Margaret Henly, Jane Dolanson and three children, to January 17th, 1823,	89 70
Saugus, for supporting Joseph Clarenbole, to January 17th, 1823,	29 19
Swansey, for supporting Martin Dunsnip, Diadama Boston, Elisha Mason, and Hannah Robin, to January 11th, 1823,	92 40
Shirley, for supporting Mary M'Kinsey, Hannah Gray and two children, and William Shearer, to January 1st, 1823,	157 30
Seekonk, for supporting Jane Watson and child, Tilley Peck, and Philis Watson, to January 2d, 1823,	111 23
Stoughton, for supporting William Barber Sargent, to January 19th, 1823,	48 60
Taunton, for supporting sundry paupers, to January 1st, 1823,	342 78
Tyringham, for supporting Hannah Harrison, Betsy and Aurelia Harrison, Henry Patson, Richard Gardner and wife, David McNeil, and Asa Thompson, to January 1st, 1823,	285 90
Tewksbury, for supporting Nathaniel Ingerson, to January 9th, 1823,	45 00



Troy, for supporting William Lee, Tisby Simons, Ruth Sachemore, Jonas Tucker, Wheaton Bailey, wife, and three children, to January 1st, 1823,	173 26
Topsfield, for supporting Phillis Esty, and Nancy Porter, to January 24th, 1823,	93 60
Upton, for supporting Elbridge Gerry Farrier, to January 16th, 1823,	31 63
Uxbridge, for supporting Phillis Jenks' child, to January 8th, 1823,	26
Wenham, for supporting Pompey Porter, to January 1st, 1823,	38 70
Ward, for supporting Stephen Palotte, to September 25th, 1822,	5 79
Westhampton, for supporting Lemuel Calvin and wife, John Gay and wife, and Garnet Decker, to January 1st, 1823,	144 00
Worcester, for supporting Jonas Brooks, William Joblin, and Olive Mundell, to January 1st, 1823,	56 25
Westfield, for supporting Matthew Smith, John N. Berry, Theodosia Gillet, Stephen Newbury, Phebe Rose, Caleb Garrow, Hannah Gibson, and George Gibson, to January 1st, 1823,	166 68
Walpole, for supporting Eliza Ellis, and Jane Walker, to January 1st, 1823,	70 00
West Springfield, for supporting James Aldrach, and Hannah Shevy, to December 21st, 1822,	54 00
Westford, for supporting Ephraim Spaulding, to January 1st, 1823,	26 75
West Stockbridge, for supporting Lucy Lane, James C. Riggs, and Ransom H. Riggs, to January 1st, 1823,	140 40
Wade, Thomas, Keeper of the House of Correction, for supporting sundry paupers, in Essex County, including what was allowed by the Court of Sessions, to January 6th, 1823,	441 62

## 602 SHERIFFS' AND CORONERS' ACCOUNTS.

Ware, for supporting John Upham, to January 5th, 1823,	36 52
Williamstown, for supporting Rachel Galusha, Asahel Foote, wife, and two children, James Law, and John G. Hendersoll, to January 1st, 1823,	172 08
Westfield, for supporting Esther Berry, to January 1st, 1823,	27 51
West Cambridge, for supporting Thomas Baker, wife, and one child, to May 13th, 1822,	29 90
Warwick, for supporting Patty Julius Sesar and her two children, to October 4th, 1822,	74 10
Watertown, for supporting Rebecca Brown, Robert Saunders, Samuel Latch, Anna Latch, and William Mirick, to January 1st, 1823,	234 45
Westborough, for supporting John Donavon, and Dinah, a black, to January 16th, 1823,	93 60
Washington, for supporting James Robins and wife, to December 20th, 1822,	53 48
Wrentham, for supporting John Knight, John and Thomas Kennedy, and Daniel McLane, to January 1st, 1823,	107 80
West Newbury, for supporting Sophia Patten, to January 1st, 1823,	5 00
Yarmouth, for supporting Thomas Petters, to February 3d, 1823,	47 70

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## SHERIFFS' AND CORONERS' ACCOUNTS.

Austin, Nathaniel, Sheriff of Middlesex County, to January 1st, 1823,	29 07
Badger, Thomas, Coroner of Suffolk County, for taking inquisitions to January 7th, 1823,	169 40
Badger, Thomas, Coroner of Suffolk County, for taking inquisitions to February 6th, 1823,	13 20

**SHERIFFS' AND CORONERS' ACCOUNTS. 603**

Brown, Henry C., Sheriff of Berkshire County, to January 1st, 1823,	61 20
Baker, John, 2d, Deputy Sheriff of Norfolk County, to October 29th, 1822,	18 75
Bryant, Nathaniel, Coroner of Lincoln County, to August 29th, 1822,	22 37
Crane, Elijah, Sheriff of Norfolk County, to January 1st, 1823,	15 25
Davis, Wendall, Sheriff of Barnstable County, for distributing laws and returning votes, to January 4th, 1823,	16 50
Dingley, James, Coroner of Plymouth County, to January 13th, 1823,	18 41
Hoyt, Ephraim, Sheriff of Franklin County, for circulating an act dividing the Commonwealth into Congressional Districts, and for returning votes for Members of Congress, to January 1st, 1823,	29 50
Hewes, Samuel H., Coroner of Suffolk County, to January 1st, 1823,	25 52
Hayward, N., Sheriff of Plymouth County, to January 1st, 1823,	26 27
Hewes, Samuel H., Coroner of Suffolk County, to January 23d, 1823,	13 62
Hobart, Samuel, Coroner of Plymouth County, to July 10th, 1822,	48 83
Johnson, Jotham, Coroner of Middlesex County, to January 24th, 1823,	27 44
Lyman, Joseph, Sheriff of Hampshire County, for returning votes, and distributing laws, &c., to January 1st, 1823,	52 50
Lang, William, Coroner of Essex County, to January 9th, 1823,	16 20
Leonard, Horatio, Sheriff of Bristol County, to January 9th, 1823,	19 50
Mason, Benajah, Coroner of Bristol County, to July 24th, 1822,	70 65

Pike, Joseph, Coroner of Essex County, to January 7th, 1823,	15 00
Pease, Isaiah D., Sheriff of Dukes' County, for distributing laws, and returning votes, to January 23d, 1823,	21 35
Richardson, Eleazer C., Coroner of Essex County, to January 28th, 1823,	25 74
Rhodes, William, Coroner of Essex County, to January 31st, 1823,	21 83
Spears, Daniel, Coroner of Norfolk County, to January, 1823,	25 22
Sprague, William, Coroner of Worcester County, to June 19th, 1822,	22 39
Ward, Thomas W., Sheriff of Worcester County, to January 1st, 1823,	37 00
Withington, Ebenezer, Coroner of Norfolk County, to January 27th, 1823,	18 76



## MILITARY ACCOUNTS.

*Aids-de-Camp, Brigade Majors, and Quarter Masters.*

Butterfield, Joseph, Brigade Major, 2d Brigade, 9th Division, to January 21st, 1823,	37 91
Cobb, G. W. D., Brigade Major, 2d Brigade, 5th Division, to January 15th, 1823,	54 17
Cunningham, Ephraim M., Brigade Major, 2d Brigade, 6th Division, to January 1st, 1823,	36 56
Coffin, Timothy G., Aid-de-Camp to Major General 5th Division, to January 30th, 1823,	161 25
Edwards, Elisha, Brigade Major, 1st Brigade, 4th Division, to January 1st, 1823,	36 54
Fisher, Freeman, Brigade Major, 2d Brigade, 1st Division, to January 28th, 1823,	38 50

Fairbanks, Stephen, Brigade Major, 3d Brigade, 1st Division, to January 15th, 1823,	37 50
Gilbert, Thomas, Brigade Major, 2d Brigade, 4th Division, to January 1st, 1823,	36 54
Gibbs, A. H., Brigade Major, 1st Brigade, 1st Division, to January 1st, 1823,	36 54
Hopkins, Thomas, Aid-de-Camp to the Major General 7th Division, to January 1st, 1823,	23 61
Heard, Nathan, Junior, Brigade Major, 1st Brig- ade, 6th Division, to January 15th, 1823,	38 21
Hubbel, Calvin, Brigade Major, 2d Brigade, 7th Division, to January 1st, 1823,	36 54
Root, Robert R., Acting Brigade Major, 1st Brig- ade, 7th Division, to September 4th, 1821,	9 58
Rice, Caleb, Aid-de-Camp to Major General 4th Division, to January 1st, 1823,	23 67
Richardson, Wyman, Brigade Major, 1st Brigade, 3d Division, to January 26th, 1823,	23 36
Sampson, Joseph, Brigade Major, 3d Brigade, 5th Division, to January, 1823,	37 64
Smith, John, Junior, Brigade Major, 1st Brigade, 2d Division, to September 1st, 1822,	23 20
Scott, John, Brigade Major, 2d Brigade, 2d Di- vision, to January 15th, 1823,	38 21
Stickney, John, Aid-de-Camp to Major General 2d Division, to January 1st, 1823,	23 67
Thayer, Minot, Senior, Aid-de-Camp to Major General 1st Division, to February 8th, 1823,	25 50
Twining, Thomas, Brigade Major, 1st Brigade, 7th Division, to January 1st, 1823,	25 22
Taylor, Henry, Brigade Quarter Master, 2d Brig- ade, 7th Division, to January 1st, 1823,	17 05
Wilder, Nathaniel, Brigade Major, 1st Brigade, 5th Division, to January 1st, 1823,	36 54
Winslow, Benjamin, Brigade Quarter Master, 2d Brigade, 1st Division, to February 8th, 1823,	15 00

*Adjutants.*

Allen, Andrew J., Acting Adjutant, 1st Regiment, 3d Brigade, 1st Division, to January 1st, 1823,	23 61
Attwood, G. B., 3d Regiment, 2d Brigade, 5th Division, to December 30th, 1822,	24 92
Brigham, Moses, Artillery, 1st Brigade, 6th Di- vision, to January 1st, 1823,	9 58
Bayley, Hollaway, 2d Regiment, 2d Brigade, 6th Division, to January 15th, 1823,	24 00
Burr, Samuel, 3d Regiment, 1st Brigade, 3d Di- vision, to January 1st, 1823,	38 67
Baker, Walter, 1st Regiment, 1st Brigade, 1st Division, to January 21st, 1823,	29 58
Bryant, Nathaniel, 5th Regiment, 2d Brigade, 6th Division, to January 1st, 1823,	23 67
Blood, Charles, 3d Regiment, 2d Brigade, 3d Di- vision, to January 1st, 1823,	23 67
Burnell, Baxter, Cavalry, 1st Brigade, 4th Divi- sion, to January 1st, 1823,	23 67
Bent, James, 2d Regiment, 2d Brigade, 1st Divi- sion, to February 4th, 1823,	24 49
Cushing, Ned, 2d Regiment, 1st Brigade, 1st Di- vision, to January 1st, 1823,	22 47
Chauncy, Hamblin, Cavalry, 2d Brigade, 7th Di- vision, to January 15th, 1823,	15 00
Curtis, Alfred, 3d Regiment, 3d Brigade, 1st Di- vision, to January 1st, 1823,	23 67
Clement, Jesse, 5th Regiment, 2d Brigade, 2d Division, to January 1st, 1823,	23 67
Chester, Chapin W., 1st Regiment, 1st Brigade 4th Division, to January 1st, 1823,	11 11
Collamore, Horace, 2d Regiment, 1st Brigade, 5th Division, to January 20th, 1823,	24 17
Cobb, David, Junior, 4th Regiment, 2d Brigade, 5th Division, to January 20th, 1823,	40 00

Dyer, Samuel N., Acting Adjutant, Artillery, 1st Brigade, 5th Division, to January, 1823,	30 00
Egleston, Thomas, 2d Regiment, 2d Brigade, 7th Division, to January 1st, 1823,	16 67
Everett, Charles, 1st Regiment, 1st Brigade, 3d Division, to January 15th, 1823,	24 05
Fuller, John B. H., Cavalry, 1st Brigade, 3d Di- vision, to January 1st, 1823,	23 67
Forward, Robert, 2d Regiment, 1st Brigade, 4th Division, to January 1st, 1823,	23 61
Field, David H., 3d Regiment, 1st Brigade, 6th Division, to January 1st, 1823,	23 67
Fessenden, Sewall, 1st Regiment, 3d Brigade, 5th Division, to January 21st, 1823,	38 52
Fisher, Calvin, Junior, Artillery, 1st Brigade, to January 21st, 1823,	15 00
Green, Joseph W., Artillery, 1st Brigade, 2d Di- vision, to January 1st, 1823,	30 00
Goss, Clark, 3d Regiment, 2d Brigade, 4th Divi- sion, to January 11th, 1823,	23 89
Gibbens, George M., 2d Regiment, 3d Brigade, 1st Division, to January 1st, 1823,	23 67
Gragg, Moses, 1st Regiment, 2d Brigade, 1st Di- vision, to April 9th, 1822,	20 00
Hamblin, Joseph, 2d Regiment, 3d Brigade, 5th Division, to January 1st, 1823,	23 72
Hitchcock, Augustus, Artillery, 1st Brigade, 7th Division, to January 12th, 1823,	15 00
Hubbell, Stoddard, 1st Regiment, 2d Brigade, 7th Division, to January 1st, 1823,	23 67
Haskell, Joseph, Cavalry, 1st Brigade, 5th Divi- sion, to January 1st, 1823,	30 00
Hathaway, Philip P., 5th Regiment, 2d Brigade, 5th Division, to January 1st, 1823,	32 19
Hedge, Isaac L., 1st Regiment, 1st Brigade, 5th Division, to January 1st, 1823,	39 17
Ingersoll, David P., 2d Regiment, 1st Brigade,	

7th Division, to January 1st, 1823,	20 67
Kimball, Charles, 2d Regiment, 2d Brigade, 2d Division, to January 15th, 1823,	24 70
Miles, Isaiah, 3d Regiment, 2d Brigade, 6th Di- vision, to January 1st, 1823,	23 65
Mann, Ebenezer, 4th Regiment, 1st Brigade, 3d Division, to January 1st, 1823,	23 67
Mosely, Thomas M., Artillery, 1st Brigade, 1st Division, to December 26th, 1822,	7 50
Newton, Isaac, Junior, 2d Regiment, 2d Brigade, 4th Division, to January 4th, 1823,	42 49
Ormsby, Abraham, Junior, 1st Regiment, 2d Brig- ade, 5th Division, to April 2d, 1822,	2 28
Osborn, Richard, Junior, 5th Regiment, 1st Brig- ade, 2d Division, till discharged,	11 11
Partridge, William W., 1st Regiment, 2d Brig- ade, 4th Division, to January 1st, 1823,	23 67
Rogers, D. W., 2d Regiment, 1st Brigade, 2d Division, to January 1st, 1823,	23 67
Saxton, William B., Cavalry, 1st Brigade, 7th Division, to January, 1823,	15 00
Sampson, Joseph, Acting Adjutant, Artillery, 3d Brigade, 5th Division, to January 1st, 1823,	25 62
Sheldon, Israel, 3d Regiment, 1st Brigade, 2d Di- vision, to January 1, 1823,	38 67
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Townshend, Daniel, 4th Regiment, 1st Brigade, 2d Division, to January 1st, 1823,	23 61
Tucker, Samuel, Cavalry, 1st Brigade, 6th Di- vision, to January, 1823,	23 67
Taylor, Henry, 2d Regiment, 2d Brigade, 5th Di- vision, to January 1st, 1823,	23 67
Thompson, Arad, 4th Regiment, 1st Brigade, 5th Division, to January 8th, 1823,	23 90
Tuck, Daniel, Artillery, 2d Regiment, 3d Brig- ade, to January 1st, 1823,	30 00



Wild, Jonathan, Junior, 3d Regiment, 1st Brigade, 1st Division, to January 9th, 1823,	23 89
Wright, Simon W., 3d Regiment, 2d Brigade, 7th Division, to January 1st, 1823,	23 67
Walcott, James, Junior, 4th Regiment, 1st Brigade, 6th Division, to January 1st, 1823,	38 67



*Hauling Artillery.*

Adams, Nahum, 2d Brigade, 4th Division, to January 1st, 1823,	7 77
Adams, Cyrus, 2d Brigade, 1st Division, to January 1st, 1823,	10 00
Brown, Eli, 1st Brigade, 3d Division, to January, 1823, for 1821 and 1822,	30 00
Burghardt, Coomed, 1st Brigade, 7th Division, to January 1st, 1823,	6 00
Bradberry, Ebenezer, 2d Brigade, 2d Division, to January 1st, 1823,	20 00
Brown, Aaron, 2d Brigade, 3d Division, to January 1st, 1823,	5 00
Baldwin, Henry, 2d Brigade, 3d Division, for 1821 and 1822, to January, 1823,	21 67
Curtis, Edward, 1st Brigade, 5th Division, to January 1st, 1823,	5 00
Clark, Ellis, 1st Brigade, 6th Division, to January 1st, 1823,	9 00
Center, William, Junior, 1st Brigade, 2d Division, to January 1st, 1823,	10 00
Colby, John, 2d Brigade, 2d Division, to January 1st, 1823,	20 00
Clark, Leonard, 1st Brigade, 6th Division, to January 1st, 1823,	5 00
Fowler, Sabina, 1st Brigade, 4th Division, to January 1st, 1823,	8 00

Fowles, Isaac, 3d Brigade, 1st Division, to January 1st, 1823,	30 00
Goodman, Ithamer, 1st Brigade, 4th Division, to January 1st, 1823,	16 67
Holland, Nathaniel, 2d Brigade, 6th Division, to January 1st, 1823,	7 00
Holbrook, Sylvius, 1st Brigade, 3d Division, for 1821 and 1822, to January, 1823,	15 00
Harrington, Elisha, 1st Brigade, 1st Division, to January 1st, 1823,	10 00
Hartshorn, Samuel, 2d Brigade, 1st Division, to January 1st, 1823,	10 00
Harrison, John, 2d Brigade, 5th Division, to January 1st, 1823,	12 00
Harris, King, 2d Brigade, 4th Division, to January 1st, 1823,	5 00
Jackson, Francis, 3d Brigade, 1st Division, to January, 1823,	30 00
Joy, William, 2d Brigade, 4th Division, to January, 1823,	22 50
Jones, Frederick William, 2d Brigade, 6th Division, to January 1st, 1823,	5 00
Kemball, Edmund, 1st Brigade, 2d Division, to January, 1823,	10 00
Lobdell, J. J., 3d Brigade, 1st Division, to January 1st, 1823,	20 00
Mason, Jonathan B., 1st Brigade, 2d Division, to January, 1823,	10 00
Morse, Lyman, 1st Brigade, 6th Division, to January, 1823,	5 00
Nash, Micah, 1st Brigade, 5th Division, to January 1st, 1823,	8 75
Nichols, John, 1st Brigade, 2d Division, to January, 1823,	10 00
Peirce, John, 1st Brigade, 3d Division, to January 1st, 1823,	15 00
Broads, John S., 1st Brigade, 2d Division, to January, 1823,	10 00

Robbins, Loring, 1st Brigade, 7th Division, to January 1st, 1823,	6 00
Snow, Nathaniel, Captain Sea Fencibles, to Jan- uary 1st, 1823,	36 00
Tucker, Joel, 1st Brigade, 4th Division, to Jan- uary, 1823,	11 00
Tobey, John, 2d Brigade, 4th Division, to Jan- uary 1st, 1823,	3 00
Vinson, John, 1st Brigade, 1st Division, to Jan- uary 1st, 1823,	8 75
Williams, Samuel, 2d Brigade, 4th Division, to January 1st, 1823,	14 50
Walker, Hezekiah, Junior, 1st Brigade, 4th Di- vision, to January, 1823,	12 00
Wood, Nathaniel, 1st Brigade, 5th Division, to January 1st, 1823,	10 00

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*Courts Martial and Courts of Inquiry.*

Hubbell, Calvin, Junior, Brigade Major, 2d Brig- ade, 7th Division, for expenses of Division Court Martial, holden at Pittsfield, November 27th, 1822, whereof Colonel Daniel Collins was Pre- sident,	152 20
Sumner, William H., for expenses of a General Court Martial, holden at Greenfield, October 22d, 1822, whereof Brigadier General David Mack, Junior, was President,	431 67

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PRINTERS AND MISCELLANEOUS ACCOUNTS.

Allen, Phineas, for publishing the laws, &c. to January 1st, 1823,	16 67
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Burrell & Hersey, for publishing laws, to January 1st, 1823,	16 67
Ballard & Wright, for publishing laws, and furnishing newspapers to the members of the General Court, to June 15th, 1822,	65 73
Bradford, William J. A., for writing in the Secretary's office, to February 4th, 1823,	13 50
Ballard & Prince, for sundry cloths, &c. to January 17th, 1823,	98 48
Bradbury, Samuel, for sundry articles of hardware, to February 5th, 1823,	26 45
Blaney, Henry, for repairs on the State House, to January 13th, 1823,	79 48
Bacon, Henry, as Assistant Messenger to the General Court, to February 8th, 1823,	76 00
Burditt, James W., for stationary, to February 4th, 1823,	203 25
Bradford, Alden, for one volume of the History of Massachusetts, to February 6th, 1823,	3 00
Committee for examining the Treasurer's Accounts, viz. :—Hon. Benjamin Reynolds,	14 00
“ Robert Rantoul,	14 00
“ Jonas Sibley,	14 00
John Cotton, Esq.	14 00
—————	56 00
Boston Commissioners of Health, to January, 1823,	504 61
Clap, William W., for publishing laws and resolves, to January 29th, 1823,	19 41
Cummings & Hilliard, for furnishing blank books, &c. to January 1st, 1823,	79 15
Chase, Warren, for assisting Messenger to the General Court, to February 8th, 1823,	76 00
Cutting, Elijah W., for assisting Messenger to the General Court, to February 8th, 1823,	72 00
Durant, William, for repairing and cleaving windows, &c. to December 28, 1822,	39 00

Field, Barnum, for publishing laws, &c. to January 7th, 1823,	16 66
Hobart, Moses L., compensation to Island Keeper,	44 40
Do. Do. for wood, to February 1st, 1823,	60 00
Hale, Nathan, for furnishing newspapers to the members. to June 15th, 1822,	46 09
Low, John V., for assisting Messenger to the General Court, to February 8th, 1823,	68 00
Newell, Luther, Deputy Sheriff. for summoning witnesses in the trial of James Prescott, to January, 1823,	1 30
Dennio & Phelps, for publishing laws, &c. to January 1st, 1823,	16 67
Perkins, Thomas H., paid for the model of a Stepping Mill,	29 09
Russell & Gardner, for furnishing newspapers to the members, to February 8th, 1823,	22 08
Rider, Thomas, Page to the House of Representatives, to February 8th, 1823,	42 50
Russell, Benjamin, for publishing reports on S. Stone's petition, supplying newspapers, &c. to October 19th, 1822,	17 06
Richardson & Lord, for stationary, to February 1st, 1823,	40 00
Russell & Gardner, for paper and printing for the several offices, and for printing laws of the Commonwealth, to February 5th, 1823,	938 11
Massachusetts Agricultural Society, for sundry expenses in raising seed and plants, and for experiments made by said Society, in the public garden at Cambridge, under the direction of the late William D. Peck, Esquire,	598 00
True & Green, for furnishing newspapers to the members of the General Court, to June 15th, 1822,	6 24
Thompson, James, for smiths' work, to December 22d, 1822,	26 33

Vose, Isaac & Sons, for repairing cushions, &c. to May 18th, 1822,	101 00
Wells & Lilly, for printing the Agricultural So- ciety's Journal, No. 2 vol. 7—3 vol. 7,	400 00
Willis, Nathaniel, for furnishing the members with newspapers, to February 23d, 1822,	8 00
Wheeler, John H., for sundry repairs on the State House, to February 4th, 1823,	229 95
Young & Minns, for publishing laws and furnish- ing newspapers to the members, to January 1st, 1823,	23 87

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*Aggregate of Roll No. 83.*

Expenses of State Paupers,	28,810 16
“ of Sheriffs and Coroners,	831 47
“ of Courts Martial,	583 87
“ of Aids de Camp, Brigade Majors, } and Quarter Masters,	872 51
“ of Adjutants,	1,385 90
“ of Hauling Artillery,	510 61
“ of Printers and Miscellaneous,	4,180 75
	<hr/>
	\$37,175 27

*Resolved*, That there be allowed and paid out of the public treasury, to the several corporations and persons mentioned in this Roll, the sums set against such corporations' and persons' names respectively, amounting in the whole to Thirty Seven Thousand, One Hundred and Seventy Five Dollars, and Twenty Seven Cents, the same being in full discharge of the accounts and demands to which they refer.

[Approved by the Governor, February 10th, 1823.]

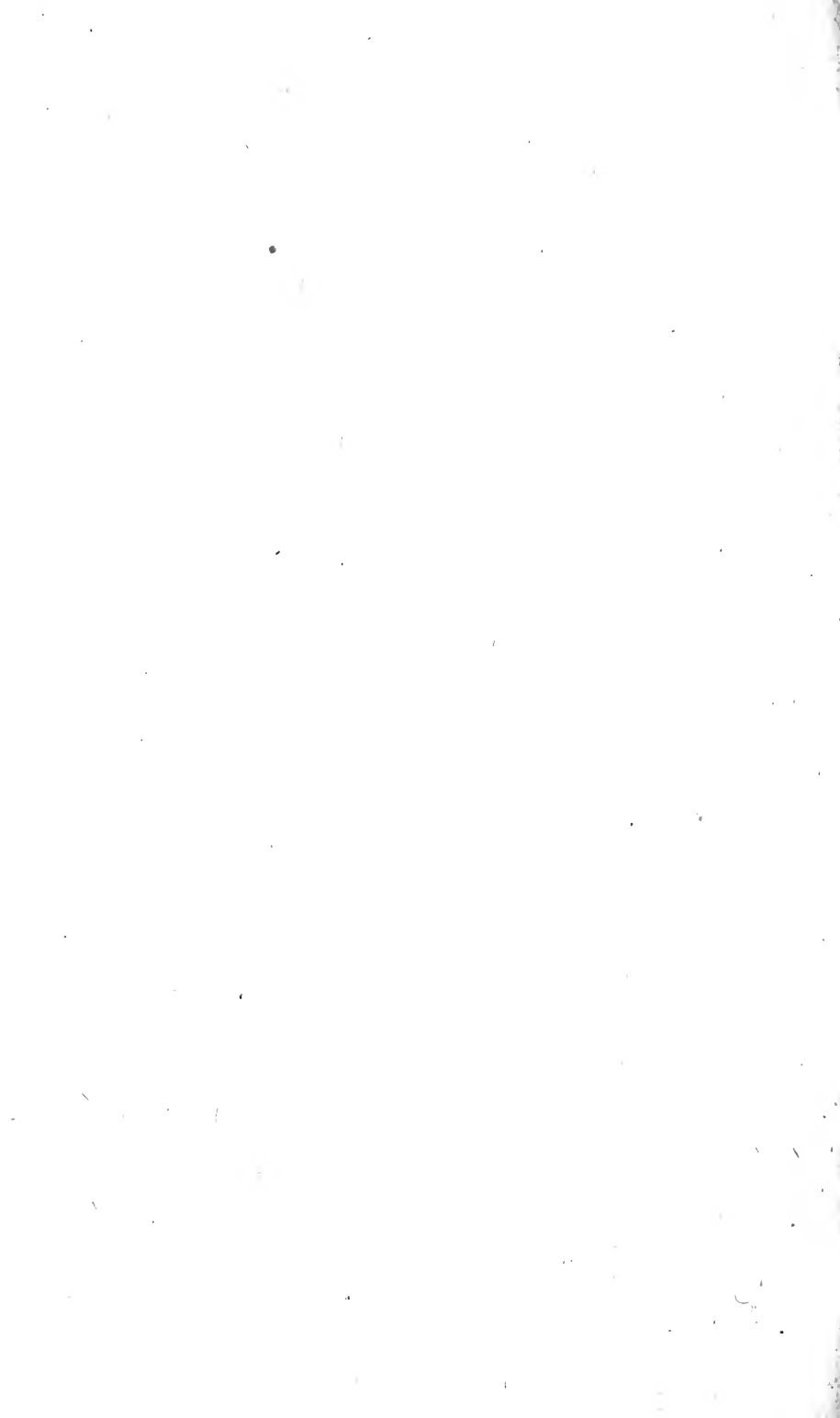
## Commonwealth of Massachusetts.

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*Boston, April 29th, 1823.*

I HEREBY CERTIFY, That the Resolves contained in this pamphlet, passed by the Legislature, at the session in January and February, one thousand eight hundred and twenty three, have been compared with the originals, and appear to be correct.

A. BRADFORD, *Secretary of the Commonwealth.*





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# RESOLVES

OF

## THE GENERAL COURT

OF THE

# Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TWENTY-EIGHTH DAY OF MAY, AND  
ENDED ON SATURDAY, THE FOURTEENTH DAY OF JUNE, ONE  
THOUSAND EIGHT HUNDRED AND TWENTY-THREE.

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

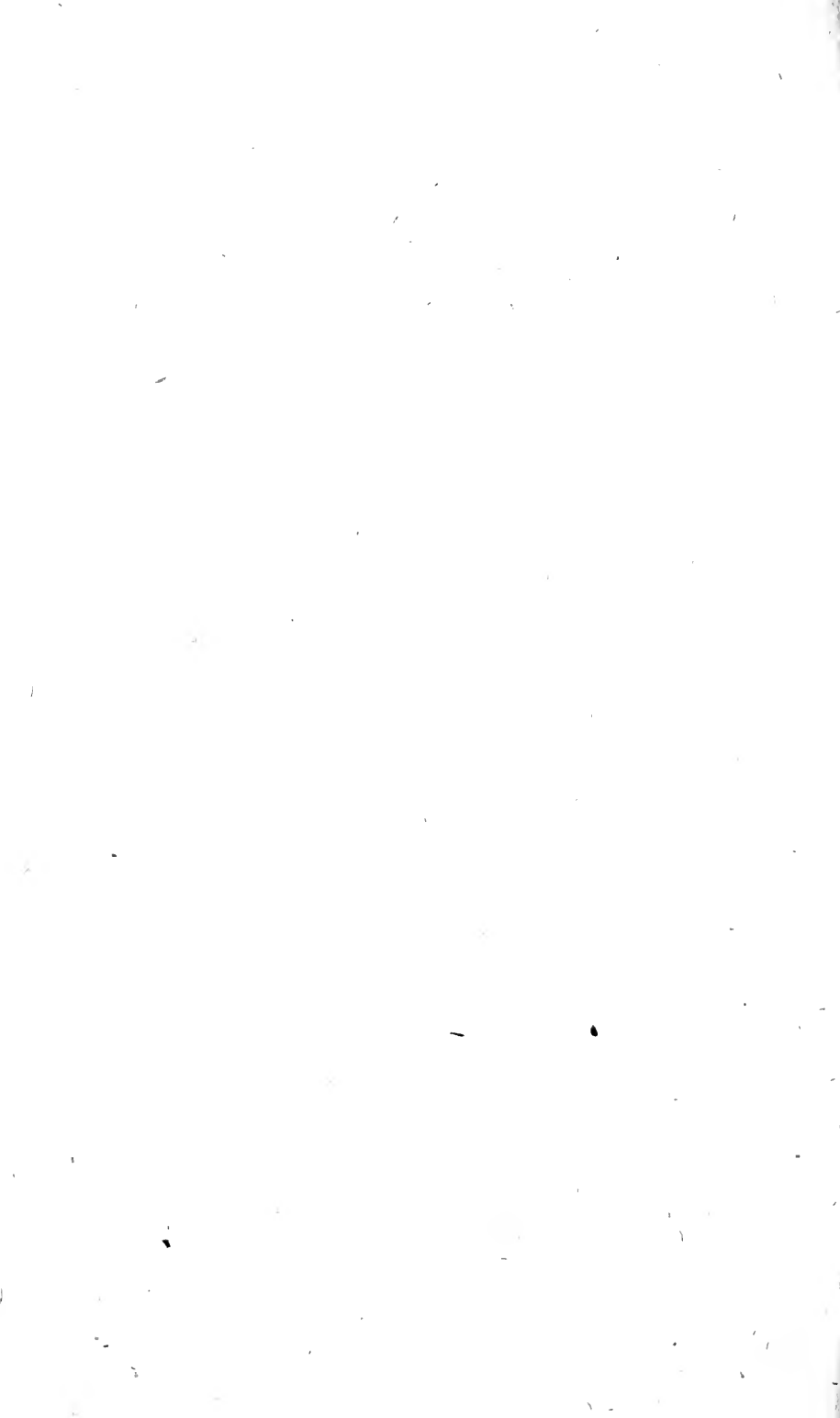


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BOSTON :

PRINTED BY TRUE AND GREENE, PRINTERS TO THE STATE.

.....  
1823.



**CIVIL GOVERNMENT**  
OF THE  
**COMMONWEALTH OF MASSACHUSETTS,**  
FOR THE POLITICAL YEAR 1823.....24.

---

HIS EXCELLENCY  
**WILLIAM EUSTIS, ESQUIRE,**  
**GOVERNOR.**

---

HIS HONOR  
**LEVI LINCOLN, ESQUIRE,**  
**LIEUTENANT GOVERNOR**

---

**COUNCIL.**

**HON. EBENEZER FISHER,**  
“ **WILLIAM P. WALKER,**  
“ **THOMAS WESTON,**  
“ **SOLOMON SMEAD,**  
“ **NATHAN CHANDLER,**  
“ **ABRAHAM LINCOLN.**  
“ **DAVID CUMMINS,**  
“ **JESSE PUTNAM,**  
“ **MARCUS MORTON,**

---

**ALDEN BRADFORD, ESQUIRE,**  
SECRETARY OF THE COMMONWEALTH.

**HONORABLE NAHUM MITCHELL,**  
TREASURER OF THE COMMONWEALTH.

# SENATE.

---

**HONORABLE NATHANIEL SILSBEE,**

PRESIDENT.

---

## SUFFOLK DISTRICT.

Hon. Thomas H. Perkins,	Hon. Samuel Hubbard,
Peter C. Brooks,	Thomas L. Winthrop,
Benjamin Gorham,	George Sullivan.

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John Prince,	William W. Parrott,
Nathan Noyes,	Moses Wingate.

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Levi Thaxter,	John Keyes.
Joel Cranston,	

## PLYMOUTH DISTRICT.

Hon. Seth Sprague,	Hon. Joseph Richardson.
--------------------	-------------------------

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**BRISTOL AED DUKES' COUNTY DISTRICT.**

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**NANTUCKET DISTRICT.**

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**WORCESTER DISTRICT.**

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Aaron Tufts,

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**BERKSHIRE DISTRICT.**

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**HAMPDEN DISTRICT.**

Hon. James Fowler,    Hon. John Mills.

**FRANKLIN DISTRICT.**

Hon. Elihu Hoyt,    Hon. Thomas Longley.

**NORFOLK DISTRICT.**

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Sherman Leland,



PAUL WILLARD, ESQ. *Clerk.*

JOHN FARRIE, JR. ESQ. *Assistant Clerk.*

REV. JAMES WALKER, *Chaplain.*

# HOUSE OF REPRESENTATIVES.

---

HONORABLE WILLIAM C. JARVIS,

SPEAKER.

---

## COUNTY OF SUFFOLK.

*Boston.*

William Phillips,  
William Sullivan,  
John Welles,  
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Joseph Coolidge,  
William Prescott,  
William Tudor,  
Nathan Appleton,  
John Cotton,  
Samuel Swett,  
Enoch Silsby,  
George W. Otis,  
Jonathan Phillips,  
Joseph Austin,  
Heman Lincoln,  
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Theodore Lyman, Junior,  
Pliny Cutler,  
Otis Everett,  
William Goddard,  
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Robert Fenelly,  
John A. Haven.  
Zachariah Hall.

*Chelsea,*



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Thomas Davis,  
Pyam Lovett,  
Oliver Obear.

Solomon Low.

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John Page,  
Nathan Poor,  
Nathaniel Putnam.

Winthrop Sargent, 3d.

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Joseph Farley.  
Ezra Mudge,  
Rufus Parrott,  
John L. Johnson,  
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Thompson Burrell,  
Eleazer C. Richardson,Nathan B. Martin,  
Benjamin Knight,  
John Sparhawk,  
Asa Hooper,  
William Elliot.

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*Middleton,*  
*Newbury,*  
*Newburyport,*

*Rowley,*  
*Salem,*

*Salisbury,*  
*Saugus,*  
*Topsfield,*  
*Wenham,*  
*West Newbury,*

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Ezra Nichols.  
Moses Little.  
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Gideon Barstow,  
Joseph Ropes,  
John Osgood,  
Timothy Bryant,  
Michael Webb,  
John Andrews,  
Nathaniel Frothingham.  
Ephraim Morrill.  
Jonathan Makepeace.  
Ephraim Wildes.

Joseph Stanwood.

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*Bedford,*  
*Billerica,*  
*Brighton,*  
*Burlington,*  
*Cambridge,*  
*Carlisle,*  
*Charlestown,*

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John Locke.  
William Webber.  
Samuel Whiting.  
Francis Winship.

Levi Farwell.  
John Heald.  
Seth Knowles,  
Thomas Harris,  
Philemon R. Russell,  
John H. Brown,  
James K. Frothingham,  
Richard Devens.

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<i>Dunstable,</i>	Josiah Cummings.
<i>East Sudbury,</i>	Micah M. Rutter.
<i>Framingham.</i>	Charles Train.
<i>Groton,</i>	
<i>Holliston,</i>	Joseph Valentine.
<i>Hopkinton,</i>	Nathan Chandler.
<i>Lexington,</i>	Joel Smith.
<i>Lincoln,</i>	Jonathan Manning.
<i>Littleton,</i>	Nathan Nichols,
<i>Malden,</i>	Cotton Sprague.
	Silas Felton.
<i>Marlborough,</i>	Abner Bartlett,
<i>Medford,</i>	Dudley Hall.
<i>Natick,</i>	Joseph Jackson.
<i>Newton,</i>	Abel Jewett.
<i>Pepperell,</i>	Edmund Parker,
<i>Reading,</i>	George Flint.
	Calvin Sanger.
<i>Sherburne,</i>	
<i>Shirley,</i>	John Hart.
<i>South Reading,</i>	Peter Hay.
<i>Stoneham,</i>	Augustus Tower.
<i>Stow and Boxborough,</i>	Abel Wheeler.
<i>Sudbury,</i>	
<i>Tewksbury,</i>	
<i>Townsend,</i>	Aaron Warren.
<i>Tyngsborough,</i>	
<i>Waltham,</i>	Luke Fiske,
	Charles Lyman.
<i>Watertown,</i>	Abijah White.
<i>West Cambridge,</i>	Thomas Russell.

<i>Westford,</i>	Jesse Minot.
<i>Weston,</i>	Nathan Hobbs.
<i>Wilmington,</i>	
<i>Woburn,</i>	Marshall Fowle.

## COUNTY OF WORCESTER.

<i>Ashburnham,</i>	James Humphreys.
<i>Athol,</i>	Lyman Sibley.
<i>Barre,</i>	Amos Sawyer.
<i>Berlin,</i>	Bernard Nurse.
<i>Bolton,</i>	Aaron White.
<i>Boylston,</i>	
<i>Brookfield,</i>	
<i>Charlton,</i>	James Boomer.
<i>Dana,</i>	Apollos Johnson.
<i>Douglas,</i>	
<i>Dudley,</i>	John Brown.
<i>Fitchburg,</i>	Joseph Downe, jr.
<i>Gardner,</i>	
<i>Grafton,</i>	Cyrus Leland.
<i>Hardwick,</i>	Joseph Stone.
<i>Harvard,</i>	Calvin Haskell.
<i>Holden,</i>	Samuel Daman,
<i>Hubbardston,</i>	
<i>Lancaster,</i>	Jacob Fisher.
<i>Leicester,</i>	
<i>Leominster,</i>	
<i>Lunenburg,</i>	
<i>Mendon,</i>	Daniel Thurber,
	Jonathan Russell,
	Esek. Pitts.
<i>Millford,</i>	Perley Hunt.
<i>Milbury,</i>	Asa Waters.
<i>New Braintree,</i>	David Wait.
<i>Northborough,</i>	James Keyes.
<i>Northbridge,</i>	

<i>North Brookfield,</i>	Charles Henshaw.
<i>Oakham,</i>	William Crawford.
<i>Oxford,</i>	
<i>Paxton,</i>	
<i>Petersham,</i>	Hutchins Hapgood.
<i>Princeton,</i>	Ephraim Myrick, jr.
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<i>Phillipston,</i>	
<i>Rutland,</i>	
<i>Shrewsbury,</i>	
<i>Southborough,</i>	Dexter Fay.
<i>Southbridge,</i>	Oliver Hooker.
<i>Spencer,</i>	Rufus Adams.
<i>Sterling,</i>	James Wilder,
	Luther Rugg.
<i>Sturbridge,</i>	
<i>Sutton,</i>	Elisha Hale,
	Abner Chase.
<i>Templeton,</i>	Benjamin Reed.
<i>Upton,</i>	
<i>Uxbridge,</i>	Bezaleel Taft, jr.
<i>Ward,</i>	
<i>Westborough,</i>	
<i>West Boylston,</i>	
<i>Western,</i>	
<i>Westminster,</i>	Jonas Whitney,
	Timothy Doty.
<i>Winchendon,</i>	Isaac Morse.
<i>Worcester,</i>	Abraham Lincoln,
	William Eaton,
	Samuel Harrington.
<b>COUNTY OF HAMPSHIRE.</b>	
<i>Amherst,</i>	Isaac Robbins.

<i>Belchertown,</i>	James Whitman.
<i>Chesterfield,</i>	Alvin Rice,
<i>Cummington,</i>	
<i>Easthampton,</i>	Thaddeus Clap.
<i>Enfield,</i>	Ephraim Richards,
	Nathaniel Cooledge, jr.
<i>Granby,</i>	
<i>Goshen,</i>	
<i>Greenwich,</i>	
<i>Hadley,</i>	Moses Porter.
<i>Hatfield,</i>	
<i>Middlefield,</i>	
<i>Northampton,</i>	Nathaniel Fowle,
<i>Norwich,</i>	Samuel Kirkland,
<i>Pelham,</i>	
<i>Plainfield,</i>	John Hamlen,
<i>South Hadley,</i>	Josiah Bardwell,
<i>Southampton,</i>	
<i>Ware,</i>	
<i>Westhampton,</i>	Joseph Kingsley, jr.
<i>Williamsburg,</i>	
<i>Worthington,</i>	Jonah Brewster.

## COUNTY OF HAMPDEN.

<i>Blanford,</i>	Alanson Knox.
<i>Brimfield,</i>	John Wyles.
<i>Chester,</i>	Horace Smith.
<i>Granville,</i>	Joel Root.
<i>Holland and S. Brimfield,</i>	Alvin Needham.
<i>Monson,</i>	Luther Carter.
<i>Holland,</i>	
<i>Longmeadow,</i>	
<i>Ludlow,</i>	

*West Springfield,*

Luke Parsons,  
Jonathan E. Ferre,  
Alfred Flower,  
Daniel Merrick.  
Oren Parks.

*Montgomery,**Palmer,**Russell,**South Brimfield,**Southwick,**Springfield,**Wilbraham,**Tolland,**Westfield,*

Gideon Stiles.  
Justice Willard.

Samuel Hamilton.  
Alfred Stearns,  
Elijah Arnold.

## COUNTY OF FRANKLIN.

*Ashfield,*

Dimock Ellis.

*Bernardston,**Buckland,**Charlemont,**Colerain,**Conway,**Deerfield,**Gill,**Greenfield,**Hawley,**Heath,**Leverett,**Leyden,**Monroe,**Montague,**New Salem,**Northfield,**Orange,*

Sylvester Maxwell.  
Robert L. M'Lallen.

Rufus Saxton.

Ephraim Hastings.

Varney Pierce.

Parley Barton.

<i>Rowe,</i>	John Thomas.
<i>Shelburne,</i>	
<i>Shutesbury,</i>	
<i>Sunderland,</i>	
<i>Warwick,</i>	Caleb Mayo.
<i>Wendell,</i>	
<i>Whately,</i>	
<i>Ervin's Grant,</i>	

## COUNTY OF BERKSHIRE.

<i>Adams,</i>	Richmond Brown, William E. Brayton.
<i>Alford,</i>	
<i>Becket,</i>	George Conant.
<i>Cheshire,</i>	Fraucis Fiske.
<i>Clarksburg,</i>	
<i>Dulton,</i>	David Carson.
<i>Egremont,</i>	Levi Hare.
<i>Florida,</i>	
<i>Great Barrington,</i>	Benjamin Rogers.
<i>Gore,</i>	
<i>Hancock,</i>	Rodman Hazard.
<i>Hinsdale,</i>	
<i>Lanesborough,</i>	Truman Tyrrel, jr.
<i>Lee,</i>	John Nye, jr. L. Bassett.
<i>Lenox,</i>	Daniel Williams, William P. Walker.
<i>Mount Washington,</i>	
<i>New Ashford,</i>	
<i>New Marlborough,</i>	Solomon Kasson.
<i>Otis,</i>	Samuel Picket.
<i>Peru,</i>	



*Pittsfield,*

William C. Jarvis,  
 Samuel M. McCay,  
 Daniel B. Bush,  
 Orin Goodrich.

*Richmond, .*

Nathan Pierson, jr.

*Sandisfield,*

Jabez Bosworth.

*Savoy,*

William Ingraham.

*Sheffield,*

Moses Stocking.

*Stock Bridge,*

Isaac Curtis, jr.

*Tyringham,*

Silas Rewee.

*Washington,*

Abraham Williams.

*West Stockbridge,*

Luther Plumb.

*Williamstown,*

Keyes Danforth.

*Windsor,*

John Forbes.

## COUNTY OF NORFOLK.

*Bellingham.*

Amos Hill.

*Braintree,*

Minot Thayer.

*Brookline,*

John Robinson.

*Canton,*

Jonathan Leonard.

*Cohasset,*

William Ellis.

*Dedham.*

Abner Ellis,

*Dorchester,*

Pliuy Bingham.

*Foxborough,*

Henry Garduer.

*Franklin,*

John Sherman.

*Medfield und Dover,*

Lewis Fisher.

*Milton,*

William Felt.

*Medway,*

William Pierce,

*Needham,*

Barney Smith.

*Quincy,*

Seneca Barber.

Edward Miller.

*Randolph,*

*Roxbury,*

*Sharon,*

*Stoughton,*

*Walpole,*

*Weymouth,*

*Wrentham,*

Seth Mann,

Luther Thayer.

Ebenezer Seaver,

Abijah Draper,

Paul Gore,

Isaac Davis,

Samuel Hewes.

Enoch Hewins.

John Drake.

Harvey Clap.

Levi Bates.

Jairus Ware.

COUNTY OF BRISTOL.

*Attleborough,*

*Berkley,*

*Dartmouth,*

*Dighton,*

*Easton,*

*Fairhaven,*

*Freetown,*

*Mansfield,*

*New Bedford,*

Ebenezer Daggett.

Thomas Almy.

William Wood.

Howard Lothrop.

Joseph Tripp,

James Taber,

Noah Stoddard.

Hercules Cushman,

Job Morton.

Solomon Pratt.

Lemuel Williams, jr.

Thomas Rotch,

John A. Parker,

William Hathaway,

*Norton,*

*Raynham,*

*Rehoboth,*

*Seekonk,*

*Somerset,*

Robert Daggett.

<i>Swanzey,</i>	Benanuel Marvel.
<i>Taunton,</i>	Cromwell Washburn.
<i>Troy,</i>	William B. Canedy.
<i>Westport,</i>	
<i>Wellington,</i>	Joseph Gooding.

## COUNTY OF PLYMOUTH.

<i>Abington,</i>	
<i>Bridgewater,</i>	
<i>Carver,</i>	
<i>Duxbury,</i>	Isaiah Alden,
	Samuel A. Frazer.
<i>Halifax,</i>	Thomas Drew, jr.
<i>Hanover,</i>	Reuben Curtis.
<i>Hingham,</i>	Jedediah Lincoln,
	John Leavitt,
	Isaiah Wilder.
<i>Hanson,</i>	Thomas Hobart.
<i>Hull,</i>	
<i>Kingston,</i>	John Sever.
<i>Marshfield,</i>	Joseph Clift Jr.
<i>Middleborough,</i>	Isaac Stevens.
<i>North Bridgewater,</i>	Howard Carey
<i>Pembroke,</i>	
<i>Plympton,</i>	
<i>Plymouth,</i>	Barnabas Hedge.
<i>Rochester,</i>	Philip Crandon.
<i>Scituate,</i>	Charles Turner.
<i>Wareham,</i>	
<i>West Bridgewater.</i>	

## COUNTY OF BARNSTABLE.

<i>Barnstable,</i>	Jonas Whitman,
	Benjamin Hallet,
	William Lewis.

*Brewster,*  
*Chatham,*  
*Dennis,*  
*Eastham,*  
*Falmouth,*

Isaac Foster.

*Harwich,*  
*Orleans,*  
*Provincetown,*  
*Sandwich,*

Samuel Freeman.  
Thomas Fish,  
Francis Weeks.  
Nathan Underwood.

*Truro,*  
*Wellfleet,*  
*Yarmouth,*

Russell Freeman,  
Elisha Pope,  
Benj. Burgess.

Reuben Arey.  
James Crowell.

DUKES' COUNTY.

*Chilmark,*  
*Edgarton,*  
*Tisbury,*

William Jernegan.

COUNTY OF NANTUCKET.

*Nantucket,*

Gideon Folger,  
Hezekiah Barnard.

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PELHAM W. WARREN, *Clerk.*

REV. WILLIAM JENKS, *Chaplain.*

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JACOB KUHN, *Messenger to the General Court.*

ELIJAH W. CUTTING, *Assistant Messenger.*

THOMAS P. RIDER, *Page to the House.*

# RESOLVES

OF THE

GENERAL COURT OF MASSACHUSETTS,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE TWENTY-EIGHTH DAY OF MAY, AND  
ENDED ON SATURDAY THE FOURTEENTH DAY OF JUNE, ONE THOUSAND  
EIGHT HUNDRED AND TWENTY-THREE.

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## GOVERNOR'S SPEECH.

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REPRESENTATIVES' CHAMBER, JUNE 4, 1823.

*At noon, agreeably to assignment, the two Houses assembled in Convention, when His Excellency the Governor came in, preceded by the Sheriff of Suffolk, and attended by His Honor the Lieutenant Governor, the Honourable Council, and the Officers of State; and delivered the following*

## SPEECH.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

I congratulate you on the return of this Anniversary, on this assemblage of the several branches of Government and on the blessings of health, peace and prosperity which

it has pleased God to continue to us. Honored by the suffrages of our fellow-citizens and entering on the several duties assigned to us by the Constitution, we should bear constantly in mind, that to preserve and promote the interest and happiness of the great body of the people, is the sole object of our appointment and the only legitimate end of all good government.

The change of political sentiment evinced in the elections of the present year forms a new era in the history of this Commonwealth. By the free suffrages of her enlightened and independent citizens, this ancient and respectable state is restored to the confidence of her sister states and to her just influence in the national councils—has resumed her station as an efficient member of the confederacy, and added strong guarantees to its energy and permanency.

The long continued opposition to the federal government, but more especially the measures pursued in this state during the eventful and critical period of the late war, the withholding from the General Government, the constitutional means of defence—the paralysing influence exercised over the means and agents of that Government, which occasioned double sacrifices of life and treasure; while the citizens of other states were exerting their utmost energies against a common enemy, when a gallant army and navy were covering themselves with glory, and retrieving, and establishing on an imperishable basis, the national character on the ocean and on the land,—at this portentous crisis, when our liberties and independence were at hazard—an unhallowed spirit of party was permitted to prevail over the vital interests of the country—an authorised combination was formed, and meetings held in a neighbouring state, which, whatever may have been the professed object, had the certain effect of encouraging the enemy, of discourag-

ing and impairing the means and resources of the country, and of alienating the minds of the citizens from "that unity of government," which, in the emphatic language of Washington, "constitutes us one people, is the main pillar in the edifice of our real independence, the support of our tranquility at home, our peace abroad, of our safety, of our prosperity, of that very liberty which we so highly prize."—These measures and this course had cast a reproach on the good name of the state, which is now disavowed and removed. Massachusetts is at length restored to the American family. Her character is redeemed in the estimation of the patriots of our own country and of every statesman in Europe. The rising generation, who could have had no agency in this disloyal course appear to have taken an honorable and an earnest interest in its disavowal.

That this is a just cause of joy and congratulation will be admitted by all honest, independent minds, to whatever political party they may have been attached, by every one who takes an interest in the reputation of his native state, who appreciates the virtue of his ancestors, who traces in the history of our glorious revolution the dear bought fame of their descendants, and who values the precious legacy which they have transmitted to posterity.

This review of the past is not intended to renew contentions or to rekindle animosities which have too long disturbed the public mind, still less to revive a spirit of party, the decline of which is favored by the circumstances of the country and by the very liberal spirit which appears to pervade the community; but that from the past, useful lessons may be derived to direct the future—that we may be induced to cultivate a spirit of concord, to cherish a love of country, to look to the confederacy as the ark of our political safety, to extend to the General Government a proper confidence, to maintain the constitutional powers and

rights of the State Governments in their full extent, to frame and administer the laws with a single eye to the public good, and to render equal justice to all men.

The anxious eyes of enlightened Statesmen in every quarter of the globe are directed to observe the progress of civil liberty in this country. Our education and habits, acquired in our primary schools, where the children of all have equal access to the means of knowledge and information and in which the moral force of the whole community is brought forth, furnish a cement to the physical strength derived from the labours of the husbandman, the mechanic, the mariner and the manufacturer, and hold together the humble, the middling and the rich in one indissoluble bond of mutual interest. This keystone of our political arch, laid by our venerable Ancestors, sustained them in all their conflicts, carried us triumphantly through the revolutionary war, became a substitute for means and resources deemed indispensable by other nations, and remains to us a column of strength unknown in ancient or modern times.

The bill of rights, which makes a part of our Constitution, declares, that

“ 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 same instrument provides, that

“ 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 the Legislatures and Magistrates in all future pe-  
“ riods of this Commonwealth, to cherish the interests of  
“ literature and the sciences, and all the seminaries of them,  
“ especially the University at Cambridge ; public schools  
“ and grammar schools, in the towns ; to encourage private  
“ societies and public institutions by rewards and immuni-  
“ ties, for the promotion of agriculture, arts, sciences, com-  
“ merce, trades, manufactures and the 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 humour and all social  
“ and generous affections among the people.”

By recurring to these principles, which in their nature and origin are democratic, which form the basis and true conservative power of all our constitutions, both state and federal, observing the injunctions and cherishing the liberal and generous sentiments here inculcated, the several branches of government will, with the blessing of heaven on their endeavors, fill their respective circles of duty satisfactorily to themselves and acceptably to their constituents.—The example of wisdom and moderation exhibited by the distinguished citizen, who has retired to the walks of private life, after having filled the Chair of State for the last seven years, in a manner which has added lustre to his revolutionary fame, falls with peculiar force on his immediate successor.

On a first accession to the government and in a session, which convenience and custom have rendered short, it will not be expected that many subjects will be proposed or acted upon. The multiplication or alteration of the laws should be avoided as far as public convenience will admit.

Instances will, however, occur, requiring the interposition of the Legislature, of which they will judge.

The Militia, the great bulwark of our defence, deserving at all times attention and support, is, at this period, entitled to peculiar consideration. Experience has taught us, that in wars between European nations the maritime rights of this country are disregarded, and we have been compelled to support them by force. From present appearances there is great reason to apprehend the same course and the same consequences: to be prepared for them is a dictate of sound policy. The national government will provide the means of protection on the ocean, and is making annually valuable additions to our stock of military knowledge by a well regulated academy, and it remains with the States to cultivate and improve their Militia. It may be affirmed without fear of contradiction, that the population of the United States from the first settlement of the country to the present day, has never afforded five thousand native citizens who will voluntarily enlist in the regular service, in time of peace, unless there is a well-founded expectation of immediate hostilities. This circumstance, so illustrative of the abundant means of rewarding labor and enterprise and of raising our youth to higher destinies, admonishes us of the necessity of cherishing a spirit of discipline among the great body of the people, and proves at the same time, that the militia is, in the first instance at least, our right, our only efficient arm of defence.

The state of the Treasury will necessarily command attention. When it shall be ascertained, the Legislature will be enabled to determine whether any reduction in the expenditures is required.

An adjustment of the claim of this Commonwealth on the government of the United States for services rendered by the Militia during the late war, must be of great importance to our finances. When it shall have been examined a statement will be made, in order that the Legislature may judge of the expediency of any further proceedings on their part.

In all measures for the promotion of the common interests, I shall, at all times, be happy to co-operate.

WILLIAM EUSTIS.

## ANSWER OF THE SENATE.

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*May it please your Excellency,*

The Senate unite most cordially with your Excellency in the *grateful* recognition of the distinguished blessings, which this Commonwealth is permitted to enjoy. Fully concurring with your Excellency in the principles upon which the government of this Commonwealth ought to be administered, this branch of the Legislature will adopt with firmness and independence, the wisest and best measures, as far, as may be, in the just confidence, that an intelligent and high minded people will consider the duties of this body best discharged, when the general interest is most extensively secured.

It is truly a subject of congratulation for the people of this state, that the administration of its government is avowedly in unison with that of the nation ; and while the great body of the people of the Commonwealth regret that it has ever been otherwise, they rejoice in the satisfaction, now felt, that all differences in sentiments, in feelings and interests, between this state and the nation, are in course of amicable coincidence and adjustment.

The Senate cannot but concur with your Excellency in the eminent utility of an occasional review of the past. They sincerely believe that your Excellency, in adverting to certain events connected with the late war, which now

unfortunately make a part of the history of this state, has done it with an HONEST desire, that “from the past, useful lessons may be derived to direct the future,” for the public good. When therefore the events are spoken of, let them be regarded as an historical monument for the *admonition* of those in whom the people confide, that a period of accountability will arrive, when they who advise, must respond for the skill and judgment, with which they have directed the affairs of state. Let them be regarded also as a monument for the instruction of the people; that implicit confidence in any man, or set of men, is the surrender of a freeman’s birth right,—freedom of opinion and of suffrage—that the affairs of government are not beyond the comprehension of the people, and it is their *duty* to themselves and their children, calmly and honestly to investigate the tendency and consequences of all important measures. And while the people profit in the contemplation of this monument, they will perceive many reasons for reciprocal forbearance and forgiveness among themselves; they will remember that no human being is always right; that the frank disavowal of error is manly; and that those men only are inconsistent, whose actions are at variance with their principles.

In the spirit of harmony and union which so happily prevails in the nation, there is reason to believe that the people of this state, especially the rising generation, will ardently unite in cherishing national feelings, national pride and an exalted sense of national honor; commingling however with these and maintaining, a just sense of the dignity and welfare of this commonwealth.

A recurrence to the fundamental principles of the constitution is at all times useful; and in fulfilling this duty at the present time, the Senate are gratified in acknowledg-

ing the constitutional obligation of cherishing, in an especial manner, the Univerity at Cambridge ; so early the object of solicitude and munificence with the founders of this Commonwealth ; so justly the object of pride and veneration with their descendants. But the obligation of cherishing primary schools and other seminaries of learning and religion, is not less imperative on the legislature of this state.

In the recollection of the many virtues which rendered your immediate predecessor eminent among patriots, a just tribute of gratitude and respect will be paid by all hearts throughout the Commonwealth. Amidst the conflicts of party, his counsels breathed the spirit of moderation, and his voice was ever on the side of the nation's honor. His services, like the influence of his manners, will be long felt and remembered in this Commonwealth ; but in no instance more eminently, than in the conduct of our military institutions. Coinciding with him, as your Excellency does, in the high importance of maintaining the militia as the only safe means of defence and security, the Senate with great pleasure anticipate that its efficiency and its influence on the morals, the habits of order and subordination which have marked its progressive improvement, will exalt its offices still higher as objects of honorable ambition to the rising generation.

In respect to the fiscal concerns of this Commonwealth, it is considered that they who bear the taxes have the right to exact of their Representatives and agents, that the expenditures of public monies shall never be of doubtful expediency ; and this body will watch over this object of legislation with fidelity and with due regard to that wise frugality which is enjoined by the constitution.

The Senate will be ever ready to co-operate with your Excellency in any measures for the public good. Among the various objects of interest, none is of more moment to the fiscal concerns of the Commonwealth, than the early adjustment of the claim on the United States for services rendered by the militia during the late war. It is hoped that objections hitherto made to the allowance of these expenditures, will be considered as removed, and that the general government of the Union, will perceive a propriety in making an early and amicable arrangement of the subject with this Commonwealth.

In reiterating their assurances of cordial co-operation with your Excellency in all measures for the public good, the Senate beg leave to superadd, that they shall emulate the firmness and independence with which, it is confidently believed, your Excellency will discharge the various and arduous duties of the office, to which you have been elected by the FREE SUFFRAGES OF A FREE AND SOVEREIGN PEOPLE.

## ANSWER OF THE HOUSE.

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*May it please your Excellency,*

The House of Representatives reciprocate your Excellency's congratulations on the return of this our anniversary and its concomitant blessings; and we trust, that in the discharge of the duties assigned to us by our constituents, we shall have a single eye to the interest and happiness of the people.

The change of political sentiment, evinced in the late elections, forms indeed a new era in the history of our Commonwealth: It is the triumph of reason over passion; of patriotism over party spirit. Massachusetts has returned to her first love, and is no longer a stranger in the Union. And it is with peculiar pleasure we recognize in her chief Magistrate, one who contended first for the freedom and independence of these States, and afterwards for the continuance of their sovereignty and existence as a nation, and whose whole life has been devoted to his country.

We rejoice that though during the last war, such measures were adopted in this state, as occasioned double sacrifice of treasure and of life, covered the friends of the nation with humiliation and mourning, and fixed a stain on the page of our history, a redeeming spirit has at length arisen to take away our reproach, and restore to us our good name, our rank among our sister states, and our just



influence in the Union. And while we rejoice that the rising generation, who could have had no agency in these measures, appear to have taken so earnest and so honourable an interest to redeem our character; we rejoice also that our redemption has come while most of those whose heads were bowed down with affliction, are yet in existence, and can once more look up and behold the cheering light which shines on their native state.

Though we would not renew contentions or irritate wantonly, we believe that there are cases when it is necessary we should "wound to heal." And we consider it among the first duties of the friends of our national government, on this return of power, to disavow the unwarrantable course pursued by this state, during the late war, and to hold up the measures of that period as beacons; that the present and succeeding generations may shun that career which must inevitably terminate in the destruction of the individual, or the party, who pursues it; and may learn the important lesson that, in all times, the path of duty is the path of safety; and that it is never dangerous to rally around the standard of our country.

With your Excellency, we are sensible that the eyes of the world are on Americans, noting the progress of civil liberty. In no part of our country is a prouder display of the means of knowledge and information, than in Massachusetts; nor are the effects less strikingly exhibited in the intelligence and moral habits of the people. It is therefore both our duty and our pleasure, to foster all our literary institutions, especially our "public schools, and grammar schools in the towns," as enjoined upon us in the bill of rights. And we trust the foundations of literature and the sciences; of religion and morality, which have been laid so broad and deep by our venerated ancestors

will not be undermined or removed until long after we, and our children, and their posterity, for ages yet to come, shall have slept with our fathers.

The House of Representatives appreciate the wisdom and moderation of your Excellency's predecessor, who is followed to his retirement with the gratitude of this whole people. They will never forget his personal sacrifices and services in the war of the revolution; and the sacrifice of a son, who bore up his name in "the late war that terminated with so much glory to our nation." We are sensible of the expediency of a short session at this time; and the inexpediency at all times of a needless alteration or multiplication of the laws. But we shall endeavor to interpose in such cases as may require our attention.

The sentiments of your Excellency concerning the militia, are deserving of particular attention. Impressed with the importance of the subject, at an early day of the session, a committee was raised to deliberate and report on it; and in due time we shall give it that attention and support, which it is entitled to at all times, and especially the present. The battles of Lexington, Bunker-Hill, Bennington, and New-Orleans, will forever remain recorded monuments that the militia is the bulwark of our defence.

The House of Representatives will make due enquiry into the state of the Treasury, and the expediency of a reduction in the expenditures.

There is no subject connected with the finances of the State, which excites a more general and lively interest, than that of an adjustment of the claims of this Commonwealth, on the government of the United States, for services rendered by the militia, during the late war; and, we shall be happy to co-operate with your Excellency in this, and all measures for the advancement of the common interests, and the promotion of the general good.

## CHAP. I.

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

The Secretary will lay before you, a report made by the Commissioners, under the act relating to the separation of Maine from Massachusetts proper, and forming the same into a separate and independent State, together with certain documents, by which the Legislature will learn the further progress which has been made in the execution of the commission.

The division and assignment of the whole of the personal property appears now to be completed, and so much of the lands as are situated within any former locations or surveys.

As the communication of the Commissioners to the Executive contemplates the expediency of some Legislative attention to the subject, the papers are transmitted for your consideration, previously to their being deposited with the archives of the State.

WILLIAM EUSTIS.

*Council Chamber, June 5th, 1823.*

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## CHAP II.

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

A resolution passed by the Legislature of the State of New-York, in April last, on a proposition of the Legislature of Pennsylvania, to amend the Constitution of the United States, touching the power of Congress to erect or incorporate Banks, has been lately received; and as requested by the Governor of the State of New-York, I now transmit the same, by the Secretary.

WILLIAM EUSTIS.

*Council Chamber, June 6th, 1823.*

## CHAP. III.

*Resolve fixing the pay of the Members of the Legislature.*  
June 7th, 1823.

*Resolved*, That there be paid out of the public Treasury of this Commonwealth to each Member of the Council, Senate, and House of Representatives, two dollars for each and every day's attendance at every session, during the present political year, and the like sum for every ten miles travel from their respective places of abode to the place of the sitting of the General Court, at each session thereof.

*And be it further Resolved*, That there be paid to the President of the Senate, and Speaker of the House of Representatives, each, two dollars for each and every day's attendance, at every session during the present political year, in addition to their pay as Members.

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## CHAP. IV.

*Resolve on the Petition of W. Perkins.*  
June 9th, 1823.

On the Petition of Warren Perkins, of Reading, in the County of Middlesex, stating that he is administrator on the goods and estate of Jethro Richardson, late of said Reading, deceased, intestate, that it became necessary to sell all the real estate of said deceased, for the payment of his debts, that on the eighth day of January, A. D. 1822, he obtained license from the Judge of Probate of the County of Middlesex, to sell said real estate, and that, pursuant to said license, he took the oath, advertised and sold, said real estate, agreeable to the requisitions of the law: But, he has been unable to procure an original advertisement, or a copy of the same, to file with his affidavit of his proceedings relative to the sale of said real estate in the Probate Office, according to law: Therefore,

*Resolved*, that the said Warren Perkins have leave at any time within three months from the time of passing this resolve to file in the Probate Office, in said County, an affidavit of his proceedings relative to the sale of said real estate, accompanied with an affidavit of Edmund Parker of said Reading, Esquire, stating that more than thirty days previous to the sale, which was on the twenty-sixth day of March, A. D. 1822, he wrote advertisements at the request of said Perkins, relative to the time and place of sale of said real estate, and that he afterwards saw one of them posted up in said Reading; and also with the affidavit of Joshua Prescott of said Reading Esquire, that he also saw advertisements of the sale of said real estate, in said Reading at several times previous to said time of sale, and also in Cambridge in said County, which affidavit when so filed, accompanied with the aforementioned affidavit, shall have the same force and effect as if it had been accompanied with an original advertisement or a copy of the same.

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## CHAP. V.

*Resolve on the petition of William Coney of Charlemont.*

June 9th, 1823.

*Resolved*, For reasons set forth in said petition, that Roger Leavett and William R. Bates, administrators on the estate of Doctor Stephen Bates, late of said Charlemont, deceased, be, and they hereby are authorised and empowered to convey the piece of land mentioned and described in said petition, to the said William Coney, his heirs and assigns, by deed duly executed, on receiving from the said William the amount of principal and interest due on his note to the said Stephen Bates, as mentioned in his said petition. And the said administrators shall be holden to account to the Judge of Probate, for the County of Franklin, in the settlement of their account of administration, for the amount they shall receive of the said William on his said note: *Provided*, that Samuel Avery, the husband of one of the heirs to said estate shall express on the deed his consent to said conveyance.

CHAP. VI.

*Resolve respecting Shares in the Gloucester Canal.*

June 9th, 1823.

*Resolved*, That His Excellency the Governor be, and he hereby is authorised and empowered, by and with the advice of Council, to draw his warrant on the Treasurer of this Commonwealth, for all such sums as he may ascertain to have been regularly and legally assessed on the thirty Shares which have been subscribed by the Treasurer, in behalf of the Commonwealth in the Gloucester Canal Corporation, in pursuance of an act of the Legislature, passed the 16th day of February, 1822.

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CHAP. VII.

*Resolve on the petition of the Warden of the State Prison.*

June 11th, 1823.

On the memorial of the Warden of the State Prison—For reasons stated in said memorial :

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

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CHAP. VIII.

*Resolve authorising the Treasurer to borrow Money.*

June 12th, 1823.

*Resolved*, That the Treasurer of this Commonwealth be, and he is hereby authorised and directed to borrow of any of

the banks in Boston, or within this Commonwealth, any sum not exceeding Fifty Thousand Dollars, that may at any time within the present year be necessary for the payment of the ordinary demands made on the treasury, and that he pay any sum he may borrow as soon as money sufficient for the purpose and not otherways appropriated, shall be received into the treasury.

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## CHAP. IX.

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

I transmit by the Secretary, a copy of a Report of Council, made on the 29th of May last, stating the progress which has been made in rebuilding and repairing the wall of the State Prison yard, and the expenses attending the same.

It appears the work is not entirely completed, and that some debts contracted for in the course of the same have not yet been paid; and that the further sum of four thousand six hundred and thirty dollars and thirty-one cents will be necessary to finish the wall, and to provide for the expenses already incurred and unpaid.

WILLIAM EUSTIS.

*June 12th, 1823.*

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## CHAP. X.

*Resolve appointing Ballard & Wright State Printers.*

*June 13th, 1823.*

On the Petition of Ballard & Wright, of Boston, in the County of Suffolk, praying to be appointed and employed as publishers of the Laws, Resolves and other Acts of the General Court, the ensuing year :

*Resolved*, That the said Ballard & Wright be, and they are hereby appointed the publishers of the Laws and Resolves, and other Acts of the Legislature of this Commonwealth, so far as regards their official promulgation, in the "Independent Chronicle, and Boston Patriot, and Daily Mercantile Advertiser," for one year from the second day of June instant, and until another publisher of the Laws shall be appointed in their stead: *Provided* the said Ballard & Wright cause the said Laws, Acts and Resolves to be published in a faithful and correct manner, and with all reasonable despatch.

*Be it further Resolved*, That the compensations which shall and may be allowed to the said Ballard & Wright, for publishing as aforesaid, shall not exceed the usual rates of compensation heretofore granted for similar services.

## CHAP XI.

*Resolve on the petition of Daniel Safford of Boston.*

June 13th, 1823.

On the petition of Daniel Safford, of Boston, in the County of Suffolk, Blacksmith, executor of the last will and testament of David Safford, late of Salem, in the County of Essex, Blacksmith, deceased, setting forth, that Susanna Hathorne, late of said Salem, single woman, died intestate; leaving several heirs at law, and Joseph Hathorne one of her heirs at law, being also indebted to her; that immediately upon her decease, Joseph Newhall, of Salem, aforesaid Tinplate worker, attached all the right of said Joseph, in the real estate, of said Susanna, and afterwards in pursuance thereof, levied his execution upon one undivided tenth part of certain parcels of said real estate; that in the settlement of the estate of the said Susanna, her heirs at law agreed that a certain lot of land in Andover, described in said petition, should be reserved for the purpose of redeeming the real estate, upon which the said Joseph Newhall might levy his execution, should his attachment be decided by the Supreme Judicial Court to be legal; and the said lot of land was assigned to the said David Safford, and Dolly B. Safford, his



wife, and one of the heirs at law of said Susanna, it being understood and agreed upon by the said heirs at law, that the said lot of land should be sold, and the proceeds applied in payment of the said Newhall's debt against said Joseph Hathorne, should the decision be as aforesaid : And whereas the Supreme Judicial Court did decide that the attachment and levy aforesaid were good and valid, and the said Dolly died before the said decision, and said David has since deceased, and the said Executor, and the heirs at law of the said Susannah, are desirous that the said lot of land may be sold and the proceeds thereof applied agreeably to the true intent of the trust aforesaid, which trust was not expressed on the assignment to said David Safford, and Dolly B. Safford, his wife : Therefore,

*Resolved*, That the said Daniel Safford, in his said capacity, be and he is hereby authorised and empowered to sell by Public Auction, or private contract, for the most he can obtain therefor, the lot of land described in the said petition, and to make and execute good and sufficient deed or deeds to convey the same ; *Provided however*, that the said Daniel Safford shall, and do first give his bond with sufficient surety or sureties to the Judge of Probate, for the County of Essex, and to be approved of by him, upon the condition that he shall apply the proceeds of the sale of said land, towards the extinguishment of the levy aforesaid, by said Newhall, and that he shall account for, and pay over the balance, (if any) to the heirs at law of the said Susanna.

## CHAP. XII.

*Resolve granting a Tax for the County of Dukes County.*

June 13th, 1823.

Whereas the Treasurer of the County of Dukes County, has presented his account to the Legislature, which accounts have been examined and allowed : And whereas the Clerk of the Court of sessions for said County, has exhibited an estimate made by said Court of the necessary charges, which may

arise within the said County, for the year Eighteen Hundred and Twenty-four, and for other purposes stated in the said estimate :

*Resolved*, That the sum of One Thousand Dollars, be and hereby is granted as a Tax for the said County of Dukes County, to be apportioned, assessed, paid, collected and applied for the purposes aforesaid, according to law.

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### CHAP. XIII.

*Resolve for paying the Messenger of the General Court.*

June 13, 1823.

*Resolved*, That there be allowed and paid out of the Public Treasury, to Jacob Kuhn, in full for his services as Messenger to the General Court, and for his care of the State House, including those services mentioned in a resolve passed on the nineteenth day of October, in the year of our Lord One Thousand Eight Hundred and Fourteen, for the year commencing the thirtieth day of May last, one thousand Dollars, payable quarter yearly :

And his Excellency the Governor, with the advice of Council, is requested to draw his warrant accordingly.

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### CHAP. XIV.

*Resolve on the petition of William Going.*

June 13th, 1823.

*Resolved*, That, from and after the passage of this resolve, two dollars per week shall be added to the pay of William Going, keeper of the State prison, to be paid out of the treasury of this Commonwealth.

CHAP. XV.

*Resolve on the petition of Elizabeth Ryan.*

June 13th, 1823.

On the petition of Elizabeth Ryan, praying that all the right and interest of the Commonwealth, in and to a certain house and lot of land on which it stands in Marblehead, in the County of Essex, now in the occupancy of said Elizabeth, may be released to her :

*Resolved*, For reasons set forth in the petition of the said Elizabeth Ryan, that this Commonwealth do hereby release to the said Elizabeth Ryan, her heirs and assigns, all the right, title and interests of the Commonwealth, in the house and land of her late husband, situate in said Marblehead, and in her occupancy as described in her petition.

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CHAP. XVI.

*Resolve on the communication of the Commissioners appointed to make sale of Eastern Lands.*

June 13th, 1823.

The standing Committee of both Houses on Eastern Lands, to whom was committed the Report of the Agents appointed by a Resolve, passed the 30th January last, to make sale of the lands set off and estimated by the Commissioners appointed under the act for the separation of Maine from this Commonwealth, to be of the value of thirty thousand dollars, have had the subject under consideration, and we find, by the provisions contained in the fifth section of said act, this Commonwealth was obligated to assign said lands to the State of Maine, or in lieu thereof, pay to said State the said sum of thirty thousand dollars, but as the lands aforesaid have been sold conformable to said resolve, as appears by said report; it of course follows that provision must be made

for the payment of said sum to the State of Maine, on or before the first day of October next. And we have also considered that part of said report which suggests the propriety of authorising said agents to sell certain lots and islands at private sale, and we judge the same to be proper and expedient.

The Committee therefore ask leave to report the following Resolves :

Which are respectfully submitted.

THOMAS L. WINTHROP, *Per order.*

*Resolved,* That the Commonwealth do elect to pay to the State of Maine, the sum of thirty thousand dollars in lieu of the lands assigned and set off to the State of Maine, by the Commissioners, under the act of separation, as an indemnification to the said State, for the duties and obligations assumed by the same towards the Indians therein.

*Resolved,* That the sum of thirty thousand dollars be paid out of the Treasury of this Commonwealth, to such agent or agents of the State of Maine, as may be duly authorized to receive the same, in full consideration for assuming the obligations of this Commonwealth, towards the Indians within said State; and His Excellency the Governor, with the advice of Council, is requested to draw his warrant for said sum on the Treasurer, conformably to the fifth section of the act for the separation of Maine, from Massachusetts, in favor of such agent or agents; and the Treasurer is hereby authorized to borrow the said sum or any part thereof, if necessary.

*Be it further resolved,* That the agents appointed by resolves passed the 30th day of January last, be and they are hereby authorized to sell the Islands and lots of land, situate in the State of Maine, belonging to this Commonwealth, at private or public sale, as in their opinion may be most for the interest of this Commonwealth, and for the parties concerned, and on such terms and conditions as they may judge reasonable, with authority to convey the same by good and sufficient deeds.

*Resolved,* That the Secretary of the Commonwealth be requested, and he hereby is requested and instructed to communicate the foregoing resolves to the Governor of Maine, for the information of the Government of that State.

## CHAP. XVII.

*Resolve on the petition of Nathaniel S. Ruggles.*

June 13th, 1823.

Upon the petition of Nathaniel S. Ruggles, of Newport, in the State of Rhode Island, representing that he has made sale of, and received the purchase money for a certain parcel of land situate in the City of Boston, which was set off on a writ of execution to said Nathaniel, and one Benjamin Ruggles deceased, and with whom said Nathaniel was copartner in trade, and that by reason of the decease of his said partner the purchasers' title in said land is defective :

*Resolved,* That for the reasons set forth in said petition, the said Nathaniel S. Ruggles be and he is hereby authorized and fully empowered to execute, acknowledge and deliver a good and sufficient deed to grant and convey unto Asa Clark, of the City of Boston, Painter, his heirs or assigns, all the title, interest and estate, which the heirs at law of said Benjamin Ruggles deceased, have or can claim in a certain parcel of land in Boston aforesaid, bounded easterly, on Temple Street twelve feet ; Southerly, on land, now or formerly of James Sumner, fifty-two feet ; Westerly, on land now or formerly of Joseph Powers, twelve feet ; and Northerly, on land formerly of Martin Blake, fifty-two feet ; being the same parcel of land which was set off to said Nathaniel and Benjamin, to satisfy a writ of execution in their favor against Martin Blake, issued by the Boston Court of Common Pleas, on the twenty-ninth day of July, in the year eighteen hundred and sixteen ; and such deed, when duly recorded, shall pass to and vest in said Clark, his heirs, or assigns, all the right, title and estate, which the heirs at law of said Benjamin Ruggles, deceased, derive and obtain through said Benjamin, under and by virtue of the levy of said writ of execution in and to the land aforesaid.

## CHAP. XVIII.

*Resolve on the communication from the Governor.*

June 13th, 1823.

The standing Committee of both houses, on the subject of Eastern lands, to whom was referred the communication of His Excellency the Governor, with the documents accompanying the same, consisting of a report, made to His Excellency by the Commissioners under the act relating to the separation of the District of Maine, from Massachusetts, proper, and forming the same into a separate and independent State, together with two instruments by them signed, of their further proceedings under their Commission, one of which is dated the 21st ult. and is an assignment of one moiety of sundry townships, and tracts of land to this Commonwealth, and the other of the same date, is a distribution and assignment which remained to be made in the division of the personal property in the proportion of two thirds to the part of Massachusetts, and one third to the part of Maine.

The Committee, having considered in detail the various subjects contained in the above mentioned report and documents, ask leave to report the following resolves,

Which are respectfully submitted,

THOMAS L. WINTHROP, *Per order.*

*Resolved,* That the report and other documents be placed on file, in the Secretary's office, and that the agents appointed by a resolve passed the 30th January last be, and they are hereby authorized to cause the land divided to the share of this Commonwealth, by the aforementioned instrument, to be sold in like manner, and with the same authority as is provided in the resolves of said 30th January :

*Resolved,* That the agent of the Land Office be, and he is hereby directed to notify George Downes and Joseph Lee, Esqrs. in whose hands certain demands were placed for collection by the late Commissioners of the Land Office, to deliver to the authorized agents of the State of Maine, when called for, the demands that have been assigned to the said

State, or the amount that may have been previously received therefor, and also to require of said Downes and Lee to collect the several demands assigned to this Commonwealth, as soon as may be, and transmit their accounts for adjustment.

*Resolved*, That the agent of the Land Office be, and he hereby is directed to take such measures in relation to a process now pending at Castine, upon the petition of the late Commissioners of the Land Office, for partition of certain lands in Penobscot, Surrey and Ellsworth, as the said agent shall think advisable, and for the interest of this Commonwealth.

## CHAP. XIX.

*On the petition of Elijah S. Curtis.*

June 13th, 1823.

*Whereas*, Elijah S. Curtis, has presented a petition to the Legislature, praying, for the reasons in the petition stated, that he may be released from the debt due by him to the Commonwealth, for the labour of convicts in the State Prison; and said petition is not yet definitely acted upon, and suits for said labour have been commenced against him, and are now pending: Therefore,

*Resolved*, That all such suits shall be continued, until the Legislature shall have definitely acted on said petition, and the courts in which such suits are pending, are directed to take notice of this order and govern themselves accordingly.

## CHAP. XX.

*Resolve for* \$4,630 31 cts. to repair the wall of the State Prison Yard. June 14th, 1823.

*Resolved*, That there be paid out of the public Treasury, for the purpose of finishing the new wall at the State Prison,

the sum of four thousand six hundred and thirty dollars and thirty-one cents, to be received from the Treasury, by the Warden of said prison, in such sums as the Directors thereof shall from time to time direct; and His Excellency the Governor, with the advice of Council, is hereby requested to draw his warrant on the Treasurer for the said sums accordingly.

### CHAP. XXI.

*Resolve to authorize Jacob Kuhn, Messenger of the General Court, to purchase fuel, &c. June 14th, 1823.*

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

### CHAP. XXII.

*Resolve to pay Committee on Accounts.*

June 14th, 1823.

*Resolved*, That there be allowed and paid out of the Treasury of this Commonwealth, to the Committee on accounts, for their attendance on that service during the present session, the sum of one dollar per day in addition to their pay, as members of the Legislature, viz :

William W. Parrott, twelve days,	- - -	\$ 12
Joseph Strong, Jr. twelve days,	- - -	12
Augustus Tower, twelve days,	- - -	12
Perly Hunt, twelve days,	- - -	12
Minott Thayer, twelve days,	- - -	12



## CHAP. XXIII.

*Resolve for paying Ward Lock.*

June 14th, 1823.

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

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## CHAP. XXIV.

*Resolve for paying the Clerks of the two Houses of the Legislature.* June 14th, 1823.

*Resolved*, That there be paid out of the Treasury of this Commonwealth, to the Clerk of the Senate, and to the Clerk of the House of Representatives, and to the Assistant Clerk of the Senate, respectively, six dollars per day, for each, and every day's attendance they have been, or may be employed in that capacity, during the present session of the Legislature; and that there be paid to the Clerk of the House of Representatives, the additional sum of two dollars, for each, and every day he may be so employed, in consideration of his having performed the whole of the clerical duty of that House.

And that the Governor is requested to draw his warrant accordingly.

## ROLL No. 89.....MAY, 1823.

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

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

WILLIAM W. PARROTT, *Per Order.*

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### PAUPER ACCOUNTS.

Adams, for supporting Sarah Hewitt, Susanna Camp, Philena Hill, Anny Briggs' child, Freeman Blakely, Jemmy Derry and wife, Robert Harris, and Emery Newton, to June 1st, 1823,	230 00
Amherst, for supporting Jane and Polly Richardson, to May 26th, 1823,	37 80
Attleborough, for supporting Penelope Sally, to August 2nd, 1822,	62 43
Boston City, for supporting Sundry Paupers, to April 30th, 1823,	6616 26
Brimfield, for supporting John Shelburn, to June 1st, 1823,	17 74
Blanford, for supporting Samuel Walker, Vial Brewster, and Little Brewster, to May 26th, 1823,	186 30

PAUPER ACCOUNTS.

663

Ditto, for supporting Susan Burdick, to May 24th, 1823,	56 43
Bradford, for supporting Joshua L. Allcies, to June 1st, 1823,	19 40
Barre, for supporting Rhoda Forsbury, to June 1st, 1823,	18 52
Boxford, for supporting Mehitable Hall, to June 1st, 1823.	64 55
Brighton, for supporting John T. Baker, to June 1st, 1823,	46 80
Belchertown, for supporting Phebe Butler, Charity Porter, Elizabeth Porter, and child, to May 21st, 1823,	46 00
Bellingham, for supporting Nathan Freeman and wife, to May 26th, 1823,	73 40
Beverly, for supporting Sundry Paupers, to June 1st, 1823,	134 59
Barnstable, for supporting Joseph Thompson, to June 1st, 1823,	18 00
Braintree, for supporting Titus, (a black) Ann Gowith, and three children, to June 1st, 1823,	70 69
Charlestown, for supporting sundry paupers, to June 1st, 1823,	1360 21
Chester, for supporting George Buttalph and wife, Benjamin Power, and Clarissa Hardy, to June 1st, 1823,	74 58
Carlisle, for supporting Robert Barber, to May 27th, 1823,	18 00
Concord for supporting John Troop, and Samuel Platt, to April 1st, 1823,	81 18
Cheshire, for supporting Ephraim Richardson, Polly Cooper, Noel Randel, Betsy Grandison, Mary Diamond, Thursej Jones and child, to May 23rd, 1823,	106 5
Chesterfield, for supporting Rachel Polley, and Sally Polley, to May 28th, 1823,	37 80
Carver, for supporting Martin Grady, to June 1st, 1823,	46 80
Colrain, for supporting Lydia Cromach, Sally Cromach, Emery Cromach, Samuel Dean, C. O'Neal, William Newhouse, Peter R. Hart, and Alexander Hart, to May 26th, 1823,	152 10

Cambridge, for supporting Sundry paupers, to June 1st, 1823,	808 62
Deerfield, for supporting John Freeman, Benjamin Munn, Daniel Allis, Lovena Whetheul, Dwight Welles, Peter Stamm, Hannah Stamm, Ordeha Whetheutt, and Huney Whetheutt, to May 31st, 1823,	132 80
Dartmouth, for supporting Ann Carter, and Francis Freeman, to May 20th, 1823,	93 60
Duxbury, for supporting Eleazer Simmons, Cyrus Simmons, and James Pride, to June 9th, 1823,	63 34
Danvers, for supporting sundry paupers, to June 1st, 1823,	512 33
Dedham, for supporting Edward Carden, to June 1st, 1823,	31 63
Enfield, for supporting Deborah Butterworth, to April 8th, 1823,	40 75
Edgartown, for supporting Emanuel Salvers, to May 20th, 1823,	46 80
Foxborough, for supporting Lewis Varen, to May, 1823,	4 50
Falmouth, for supporting Edward Edwards, to January 19th, 1823,	46 80
Framingham, for supporting James Riggs, and Daniel Campbell, to June 1st, 1823.	33 10
Goshan, for supporting Richard Marlbone, to May 23rd, 1823,	29 70
Gill, for supporting Sarah Lyons and Mary Lawson, to May 21st, 1823,	126 00
Great Barrington, for supporting Isaac Hoose, Mary Hoose, Clarissa Lindsley, Lucy Porter, Dorcas Webster, Anna Hewitt, and Joanna Porter, to May 28, 1823,	120 80
Granville, for supporting Samuel Gallup, and Sally Stewart, to May 28, 1823,	37 80
Gloucester, for supporting sundry paupers, to June 1st, 1823,	460 34
Heath, for supporting Mary Dewandalier, to June 1st, 1823,	35 00
Hancock, for supporting Richard Sprague and family, and Hannah Winn, to June 1st, 1823,	64 4
Hanson, for supporting Rhoda Prince, to June 1st, 1823,	32 85

Hubbardston, for supporting Abna Hybra, to December 31st, 1822,	33 41
Hamilton, for supporting Olive Cook, to April 7th, 1823,	46 80
Ipswich, for supporting John O. Brien, to June 1st, 1823,	62 10
Longmeadow, for supporting Edmond Booth, Cynthia Millross, Dorcas Coval, and Cynthia Millross, Jr. to May 20th. 1823.	157 10
Lenox, for supporting Tabitha Lewis, Mary Davis, Moses Mc'Graw, Thomas Dennison, Mary Fuller. and Maria Palmer, to May 22d, 1823,	95 64
Leyden, for supporting Tacy Fuller, Arnold Clark, Ruth Abel, Joseph Abel, and Desiah Stanton, to May 19th. 1823,	78 80
Lanesborough, for supporting Amelia Bennett, Eunice Foot, Richard Jackson, and Lucy Goman, to May 24th, 1823,	63 50
Lancaster, for supporting William Warner, William Sharrar, and Samuel Harris, to June 1st, 1823,	43 43
Lee, for supporting Jonathan Manchester, Richard Smallman, Lucy Fuller, Thomas Peters, Lucinda Shepherdson, Caroline Shepherdson, Emery Shepherdson, Shelden Blanchard, and William Wilson and wife, to May 26th, 1823,	165 22
Montague, for supporting Edward Potter and wife, to May 20th, 1823,	64 80
Monson, for supporting Rhoda Jackson, Jack Jackson, James Wallice and five children, viz :—Samuel, Roxa, Henry, Dickenson and Benjamin, to January 1st, 1823,	73 43
Mendon, for supporting Alason Thayer, Andrew Thayer, and Susan Thayer, to June 1st, 1823,	40 70
Medfield, for supporting George Turner, to November 5th, 1822,	46 80
Medway, for supporting Charles Parkerson and James Lewis, to January 30th, 1823,	40 86
Milton, for supporting Archibald M'Donald, John J. Myers, James Bowman, and Martha L. Hutchings and child, to May 28th, 1823,	73 50
Marblehead, for supporting sundry paupers, to June 1st, 1823,	154 8

Northfield, for supporting Amos Riley, to May 25th, 1823,	63 00
Newmarlborough, for supporting Susannah Smith, to May 14th, 1823,	49 10
Northborough, for supporting Jacob West, to May 20th, 1823,	31 50
New-Bedford, for supporting sundry paupers, to April 1st, 1823,	681 30
Newburyport, for supporting sundry paupers to June 1st, 1823,	762 10
Newbury, for supporting sundry paupers, to June 1st, 1823,	672 25
Northampton, for supporting sundry paupers, to June 1st, 1823,	249 13
Oakham, for supporting Toby Barker, to May 24th, 1823,	20 70
Plymouth, for supporting James Reed, Rachel Decane, John M. Ross, Sarah Scott, and Thomas O. Shea, to June 1st, 1823,	78 54
Palmer, for supporting William and Phebe Menden, to June 4th, 1823,	36 00
Russell, for supporting Mr. Newton, Mary Stebbins, and Sally Harrington, to May 28th, 1823,	56 70
Rowley, for supporting Elle Collins, Eliza Fields and child, to June 2d, 1823,	48 80
Richmond, for supporting Nancy Jessup, to May 23d, 1823,	53 60
Rochester, for supporting Owin Kelley, to May 27th, 1823,	46 80
Rehoboth, for supporting John Solomon, wife and two children, Nancy Hill and child, Rosannah Freeman and child, Levina Mason, Lucy Kelley, Dinah Kelley and child, to May 30th, 1823,	178 20
Robinson William, as guardian to the Dudley Indians for supplies, to May 1st, 1823,	74 71
Rutland, for supporting Wm. Henderson, Phillip Doras, Daniel Peterson, and Nancy Freeman, to January 30th, 1823,	75 41
Roxbury, for supporting sundry paupers, to June 1st, 1823,	150 80
Southwick, for supporting George Reed, to June 1st, 1823,	66 20

Sudbury, for supporting Hugh Patterson, to February 2d, 1823,	28 79
Southbridge, for supporting London Derry, and Quack Baxton, to May 17th, 1823,	157 50
Stockbridge, for supporting John Morrison, Azuba Morrison, Samuel Rathbone, Hannah Rathbone, Mary Rice, Margery Curtis, Sally Peel, and Sarah Hulbert, to June 1st, 1823,	169 65
Sandisfield, for supporting Jonathan Bolles, Richard Dickson and wife, to May 2d, 1823,	56 70
Somerset, for supporting Ruth Hill, Polly Hill, and William Eliot, to May 28th, 1823,	54 24
Swansey, for supporting Diadama Burton, Mathew Durnips, Eliza Mason, and Hannah Robbins, to May 24th, 1823,	68 40
Shutesbury, for supporting Peter Jackson and wife, and John Campbell, to May 13th, 1823,	111 20
Sandwich, for supporting Esther Raymond, to June 1st, 1823,	18 90
Salem, for supporting sundry paupers, to June 1st, 1823,	1612 17
Scituate, for supporting Richard Taylor and Benjamin Brooks, to January 7th, 1823.	36 71
Saugus, for supporting Joseph Clarenbole, to June 1st, 1823,	17 20
Templeton, for supporting James Nichols, to June 4th, 1823,	9 00
Tyringham, for supporting Richard Gardner and wife, David M'Neale, Asa Thompson, Hannah Harrison, Betsy Harrison, and Aurelia Harrison, to May 28th, 1823,	105 75
Taunton, for supporting sundry paupers, to May 31st, 1823,	254 84
West Springfield, for supporting James Aldrich, Hannah Shivay, Simeon Scranton, Fanny Scranton, Mosiah Scranton, to May 24th, 1823,	59 19
Westfield, for supporting Asonath Gibson, George Gibson, Mathew Smith, John N. Berry, Esther Berry, Stephen Newbury, Phebe Rose, and Caleb Weller, to June 1st, 1823,	138 02
Westford, for supporting Ephraim Spaulding, and William H. Smith, to June 1st, 1823,	37 15

## 668 SHERIFFS' AND CORONERS' ACCOUNTS.

Western, for supporting Daniel Mundell, to May 28th, 1823,	46 80
Worthington, for supporting Peter Stranton, to May 28th, 1823,	46 80
Westhampton, for supporting Lemuel Calver and wife, John Gay and wife, Garnet Decker, and Bridget Clark, to May 27th, 1823,	108 63
Ward, for supporting Alexander Boylston, to May 19th, 1823,	25 70
Worcester, for supporting Jonas Brooks, and William Joblin, to June 1st, 1823,	36 90
Washington, for supporting James Robbins and wife, and Elizabeth Williams, to May 23d, 1823,	43 85
Wade, Thomas, keeper of the house of Correction, for supporting Sundry Paupers in Essex County, including what was allowed by the Court of Sessions, to June 1st, 1823,	430 07
Wareham, for supporting William Long, to May 20th, 1823,	63 00
Williamstown, for supporting Asahel Foot and wife, and two children, Rachel Galusha, James Law, John G. Hendersoll, Wealthy Demon, Adna Demon, Lucy West, John Schamehorn, Betsy Jackson, Betsy and David Taylor, two children, to May 27th, 1823,	195 15
Walpole, for supporting Elizabeth Ellis, to June 1st, 1823,	18 61
	Total, \$ 20,881 97

## SHERIFFS' AND CORONERS' ACCOUNT,

*May Session, 1823.*

Austin Nathaniel, Sheriff of Middlesex County, for returning votes, &c. to May 31, 1823,	6 64
Badger Thomas, Coroner of Suffolk County, for taking inquisitions to June 10th, 1823,	39 36
Coleman William, for expense arising, for taking a dead body,	5 00
Collamore Nathaniel, Coroner of Plymouth County, for taking inquisitions to June 1st, 1823,	20 00



PRINTERS, AND MISCEL. ACCOUNTS. 669

Davis Wendell, Sheriff of Barnstable County, for returning votes, &c. to June 1st, 1823,	4 80
Glover Benjamin, Coroner of Nantucket County, for taking inquisitions to June 1st, 1823,	19 90
Hoyt Epaphras, Sheriff of Franklin County, for returning votes, &c.	8 00
Hews Samuel, Coroner of Suffolk County for taking inquisitions to June 2nd, 1823,	12 76
Lang William, Coroner of Essex County, for taking inquisitions to June 1st, 1823,	36 64
Worth Jethro, Sheriff of Dukes County, for returning votes. &c. to June 1st, 1823,	8 00
Wade Foster William, Coroner of Essex County, for taking inquisitions to June 3d, 1823,	28 46

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PRINTERS, AND MISCELLANEOUS ACCOUNTS,

*May, 1823.*

Allen C. W. for publishing the Laws to August 2nd, 1823,	16 66
Ardle Henry Mc, for quills, delivered Secretary's Office, to June 10th, 1823,	45 00
Burdit James W. for Stationary to June 9th, 1823,	130 05
Bird Abraham, for Lumber for the State House to June 1st, 1823,	29 50
Baxter Rufus jr. for repairing Carpets in the State House to June 1st, 1823,	8 00
Bacon Henry, Assistant Messenger to the General Court to June 14th, 1823,	40 00
Cushing & Andrews, for publishing the Laws to June 1st, 1823,	16 66
Clapp W. W. for Newspapers furnished to the General Court to June 15th, 1823,	25 80
Chase Warren, Assistant Messenger to the General Court, to June 14th, 1823,	40 00
Cutting Elijah W. Assistant Messenger to the General Court, to June 14th, 1823,	36 00
Durant Wm. for repairs, &c. on the State-House, to June 7th, 1823,	43 50

Judd Sylvanus, Jr. for publishing the laws, to June 1st, 1823,	20 66
Kuhn Jacob, for sundry materials, labor, fuel, &c. balance in full to June 5th, 1823,	78 13
Lindsey Benjamin, for publishing laws, &c. to June 1st, 1823,	16 66
Loring Josiah, for Stationary, to June 11th, 1823,	93 24
Manning William, for publishing laws and sundry advertisements, to June 10th, 1823,	61 91
Russell and Gardner, for paper and printing for the several offices of the Government, to June 12th, 1823,	1193 91
Rider Margaret, for her son's services as Page to the House of Representatives, to June 14th, 1823,	20 00
Webster Charles, for publishing laws, &c. to June 1st, 1823,	16 66
Palfrey Warwick, for publishing laws, &c. to May 23d, 1823,	37 32
Reed Daniel, for furnishing news-papers, to valuation Committee, &c.	6 36
Russell Benjamin, for advertising lands in Maine, furnishing news-papers to the Legislature, to May 3d, 1823,	64 10
Young and Minns, for publishing laws, &c. to March 7th, 1823,	45 86
Wood and Lyman, for publishing laws, &c. to May 26th, 1823,	34 33
Levi Lincoln, Hon. for fees and legal costs, on the suit Commonwealth vs. Amos S. Hill,	113 00
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	\$ 2233 31

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MILITARY ACCOUNTS.—*May Session, 1823.*

*Aid-de-Camps, and Brigade Majors.*

Sanderson Simson, Aid-de-Camp, 6th Division, to June 6th, 1823,	22 92
Thayer Minott, Aid-de-Camp, 1st Division, to June 12th, 1823,	8 54

Richardson Wyman, Brigade Major, 1st Brigade, 3d Division, to June 6th, 1823,	14 44
Edwards Elisha, Brigade Major, 1st Brigade, 4th Division, to April 15th, 1823,	11 67

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*Adjutants.*

Adams Stephen, 1st Regiment, 2d Brigade, 2d Di- vision, to January, 1823,	23 64
Bosworth Stephen, 3d Regiment, 1st Brigade, 7th Division, to July 1st, 1822,	7 64
Billings Ashael, 4th Regiment, 2d Brigade, 4th Di- vision, to April 7th, 1823,	25 00
Bancroft William, A. 2d Regiment, 2d Brigade, 3d Division, to January 1st, 1823,	23 64
Barrett Benjamin, 4th Regiment, 2d Brigade, 6th Division, to January 1st, 1823,	23 64
Collins Michael, 3d Regiment, 3d Brigade, 5th Di- vision, to May 25th, 1823,	24 29
Coolidge Nathaniel, 3d Regiment, 1st Brigade, 4th Division, to April 15th, 1822,	5 62
Callender Daniel L. <i>Artillery</i> , 2d Brigade, 4th Di- vision, to June 1st, 1823,	20 83
Hayward Caleb, 2d Regiment, 1st Brigade, 6th Di- vision, to May 7th, 1823,	25 00
Jones Timothy, 3d Regiment, 1st Brigade, 7th Di- vision, to June 1st, 1823,	18 04
Lincoln Asa, 5th Regiment, 1st Brigade, 4th Di- vision, to January 1st, 1823,	23 64
Leonard Cary, 1st Regiment, 1st Brigade, 6th Di- vision, to March 17th, 1823,	25 00
Morse Moses L. 5th Regiment, 1st Brigade, 6th Division, to August 31st, 1822,	14 74
Munroe Harris, 1st Regiment, 2d Brigade, 1st Di- vision, to May 14th, 1823,	25 00
Root Albert A. 1st Regiment, 1st Brigade, 7th Division, to February 15th, 1823,	625 00
Shephard Amos, 5th Regiment, 2d Brigade, 4th Division, to May 13th, 1823,	326
Sylvester Fordyce, 4th Regiment, 1st Brigade, 4th Division, to July 5th, 1822,	16 54

Sawyer Ebenezer, <i>Cavalry</i> , 2d Brigade, 6th Division, to August 21st, 1822,	20 62
Sayles Richard, <i>Cavalry</i> , 2d Brigade, 1st Division, to September 7th, 1822,	3 75
Tidd William, 2d Regiment, 1st Brigade, 3d Division, to June 5th, 1823,	20 83
Towne John, <i>Artillery</i> , 1st Brigade 2d Division, to February 20th, 1823,	25 83
Upton Stephen, <i>Cavalry</i> , 1st Brigade, 2d Division, to February 21st, 1823,	15 00
Wheaton Jonathan, 1st Regiment, 2d Brigade, 5th Division, to March. 1823,	25 00
Whiting Solon, 1st Regiment, 2d Brigade, 5th Division, to March 1st, 1823,	25 00



*Expense of Hauling Artillery.*

Ensign Thomas, 2d Brigade, 7th Division, to September 5th, 1822,	5 00
Johnson John, 1st Brigade, 3d Division, to October 8th, 1822,	10 00
Maynard Daniel F. 2d Brigade, 6th Division, to October 15th, 1822,	5 00
Perry Lemuel, 2d Brigade, 5th Division, to October 11th 1822,	7 50
Sheverick William, 3d Brigade 5th Division to September 1822.	10



*Courts Martial.*

Davis, Nathaniel M. Judge Advocate of the 5th Division for expense of a Division Court Martial, holden at Plymouth, on the 25th of March, 1823, whereof Colonel Nathaniel Nelson, was President,	78 08
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*Aggregate of Roll, No. 89.*

Expense of State Paupers,	20,881 97
“ of Sheriffs and Coroners,	189 56
“ of Courts Martial,	78 08
“ of Aids-de-Camp, and Brigade Majors.	57 57
“ of Adjutants,	495 95
“ of Hauling Artillery,	37 50
“ of Printers and Miscellaneous,	2233 31
	<hr/>
	\$ 23,973 94

*Resolved,* That there be allowed and paid out of the public treasury, to the several corporations and persons mentioned in this Roll, the sums set against such corporations' and persons' names respectively, amounting in the whole to Twenty-Three Thousand Nine Hundred and Seventy-Three Dollars and Ninety-Four Cents, the same being in full discharge of the accounts and demands to which they refer.

*In Senate, June 14th, 1823.*

Read and passed.

Sent down for concurrence,

NATHANIEL SILSBEE, *President.*

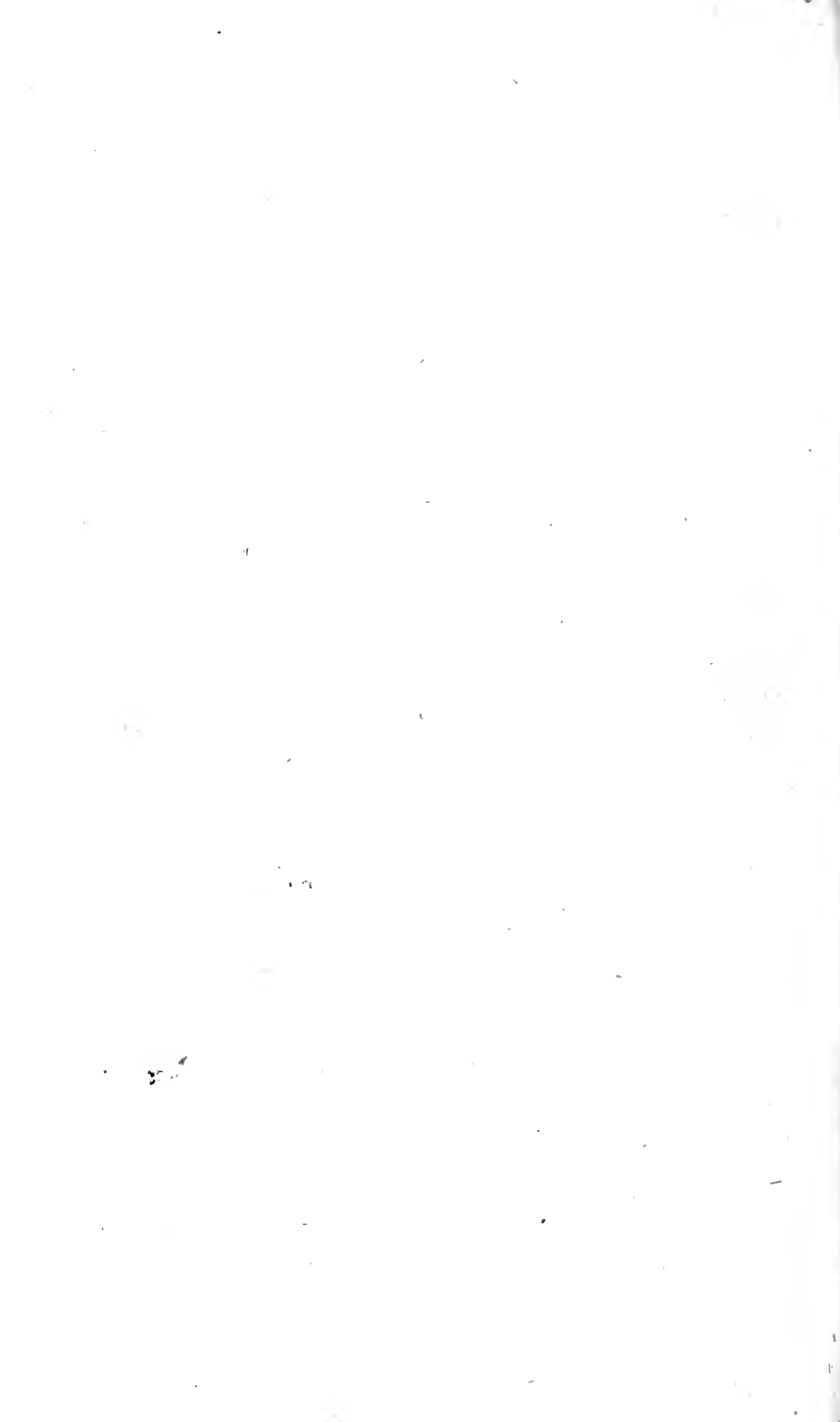
*House of Representatives, June 14th, 1823,*

Twice read and concurred.

WILLIAM C. JARVIS, *Speaker.*

JUNE 14th, 1823,—APPROVED,

WILLIAM EUSTIS.



**Commonwealth of Massachusetts.**

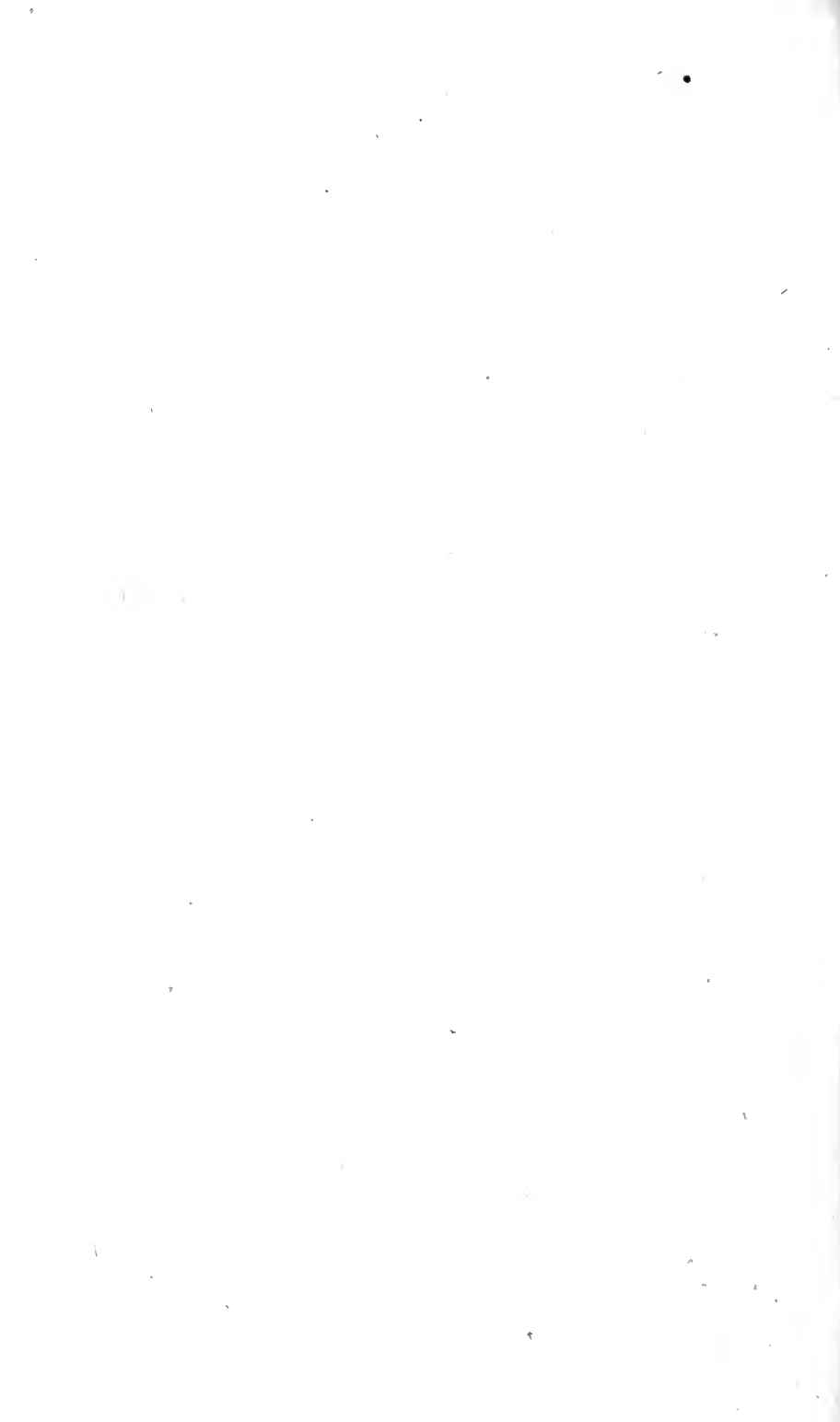
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SECRETARY'S OFFICE, SEPTEMBER 18, 1823.

I CERTIFY, *That I have examined and compared the foregoing Resolves, &c. with the originals in this office, and find them to be correctly printed.*

ALDEN BRADFORD,

*Secretary of the Commonwealth.*





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# RESOLVES

OF

THE GENERAL COURT

OF THE

Commonwealth of Massachusetts,

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE SEVENTH OF JANUARY, AND  
ENDED ON SATURDAY, THE TWENTY-FIRST OF FEBRUARY, ONE  
THOUSAND EIGHT HUNDRED AND TWENTY FOUR.

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

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BOSTON :

PRINTED BY TRUE AND GREENE, PRINTERS TO THE STATE.

.....  
1824.



# RESOLVES

OF THE

*GENERAL COURT OF MASSACHUSETTS,*

PASSED AT THEIR SESSION,

WHICH COMMENCED ON WEDNESDAY, THE SEVENTH OF JANUARY, AND  
ENDED ON SATURDAY, THE TWENTY FIRST OF FEBRUARY, ONE  
THOUSAND EIGHT HUNDRED AND TWENTY FOUR.

## GOVERNOR'S MESSAGE.

*His Excellency the Governor sent down from the  
Council Chamber, by the Secretary of the Com-  
monwealth, to the Senate and House of Represen-  
tatives, the following*

## MESSAGE.

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

On your return to the Capital, at the commencement of a new year, to resume the important duties incumbent on the immediate representatives of the people, it must be a source of great satisfaction to have observed the general prosperity, which, by the blessing of Heaven, prevails throughout the Commonwealth; and which is, also, the

best comment on our institutions, civil and sacred. To the morals and good habits of the people, we are indebted for that respect for the laws, which secures their due observance, and for the orderly and discreet conduct, which guarantees to us the peaceable enjoyment of our rights and privileges.

Agriculture, the stable source of the health and strength of the State, encouraged and aided by government, is gradually improving; and with a continuance of the patriotic zeal and exertions of individual citizens, will attain higher degrees of perfection. Manufacturing establishments are extending and increasing; and as the means of protecting them by discriminating duties on foreign imports, is, by the constitution, vested exclusively in the federal government, it is confidently hoped, that, on a revision of the existing tariff, an increase of duty on certain articles, and on those particularly which are of primary necessity, may be considered as accordant with, if not required by national policy. Our commerce and fisheries, those great sources of wealth, and of that peculiar force, on which we rely for our maritime defence, have been successful. The arts and sciences, our schools, and other seminaries of learning, existing on permanent foundations, and supported by public opinion, are advancing in improvement.

The fiscal affairs of the Commonwealth, also, afford cause of satisfaction. By the report which the Treasurer will lay before you, it will appear, that on the first of the present month, the balance of property in favor of the Commonwealth, exclusive of the bank tax and auction duty, amounted to \$142,522,03, of which, \$ 33,342,84 was in cash.

The claim of the Commonwealth on the government of the United States, for military supplies and services ren-

dered during the last war, engaged the early attention of the Executive. Under the authority of a resolve of the General Court, passed February 11th, 1823, two Agents were appointed in June last, who proceeded immediately to Washington, to adjust and procure a settlement of this claim. With the exception of an interval occasioned by the sickness of one of them, they have been constantly engaged in preparing and presenting it in detail; which, as I had anticipated, is found to be a work requiring much time and labor. I transmit, herewith, the latest communication received from the Agents, exhibiting the actual state of the claim, and from which a judgment may be formed of the probability of a result founded on just principles, and conformable to the expectations of the Commonwealth.

In conformity to a resolve of the 13th of June last, a warrant has been issued and payment made to the State of Maine, of thirty thousand dollars, in lieu of lands, falling to this Commonwealth, within that State, and set off by Commissioners, appointed under the act of separation, as an indemnity for the duties and obligations assumed by the said State of Maine, relative to the Indians therein.

Since the last session, I have received a letter from the War Department, giving notice that there are ready to be delivered at the United States' Arsenal, in Watertown, the quota of arms due to this Commonwealth, as authorized by the act of April, 1808, for arming and equipping the whole body of the militia of the United States.

From the statement of the Adjutant General, it will appear that the number of muskets assigned to Massachusetts at this issue, amounts to 4431. Of this number there would be due to the State of Maine, 811 muskets for the time she constituted a part of this State, calculat-

ing the number of her militia and following the same rule of apportionment which was observed at the time of her separation. On examining the act of separation, it does not appear that the Executive is authorized to deliver to Maine any arms which may have been subsequently received by Massachusetts. Should the Legislature coincide with the opinion of the Executive on the equity and justice of delivering to Maine her proportion of the present issue, an authority from them will be necessary to carry it into effect.

Agreeably to the provisions of a law of the Commonwealth, of June 1811, the Governor and Council have visited and examined the State Prison in Charlestown; and are entirely satisfied, of its usefulness and importance.—The Legislature, having at their last session, appointed a committee of their own body to examine into the state and management of the institution, will probably receive from their committee, all necessary information relative thereto.

Coming from every part of the State, you, gentlemen, will bring with you such information as will enable you to judge of any changes or alterations in the laws which may be required by local circumstances, or by the progressive increase of the population and resources of the State.

There are two objects which have always appeared to me to merit the constant care and the first attention of the Legislature; our primary schools and the militia. Without the former, a knowledge of our civil rights would not have pervaded the great body of the people; the principles of civil liberty would neither have been understood nor rightly appreciated; and without the latter we could not have engaged in the contest which eventually established them. Imperfect as our militia system was pre-



viously to the revolution, an appeal may be safely made to history and to the recollection of the few remaining sages who conceived the great design of our emancipation, that but for the militia, the defence of our rights would not have been attempted. An appeal to arms was in fact an appeal to the militia, the only existing force at the time. If independence is a blessing dear to freemen, and worthy of transmission to posterity, the arm that sustained it is entitled to the gratitude and support of every friend to his country. If the system which regulates it be imperfect, let it be improved, and let those who are loudest in its censure bear in mind that under its influence, imperfect as it is, a degree of discipline and of military knowledge has been attained which has hitherto never been equalled; and which does the highest honor to the zeal and exertions of those who compose this patriotic band. By this institution, the moral as well as physical force of the State is increased—it constitutes our safety against any aggression on the laws, assures our internal tranquility, and forms our only defence as it relates to other powers. If there has been any period in our history, since the revolution, admonishing us to polish this arm, the march of political events in Europe and their probable extension to our southern hemisphere points to the present in a forcible manner.

Several attempts have been made to carry into effect a plan suggested by military men of high consideration for a radical change in its organization.—That this duty should be performed exclusively by young men of a certain age. Without entering into the merit of this plan, or the objections against it, it is sufficient that the sense and temper of the people are opposed to it, and that its advocates have not been able to procure its adoption, either by

the federal or State Governments. Resting then on the old establishment, it remains to improve and encourage it as we find it. The time and expense required of those who compose this body imposes on them a burden, which is not in reality made lighter from being voluntary. To restore an equilibrium in this burden would be an act of justice, and would operate as an encouragement and as a partial remuneration to those who would still be in advance of other citizens in point of expense.

Inconveniences have been experienced, and complaints have been made, that the office of clerk of the courts, and that of register of probate, are in some instances held by the same individual. It is therefore suggested, whether it may not be expedient to provide by law that the two offices be not held by one person.

The circulation of capital and credit forms the great lever which moves agriculture, commerce and manufactures, in this, as well as in every other commercial State. Some of our citizens by extending their capital and credit too far have failed in their objects; and have involved themselves and their families in distress and ruin. I therefore recommend a revision of the Insolvent Laws, that it may be considered whether relief may not be afforded to this unfortunate description of citizens, consistently with the just rights of the creditor, and with that confidence which is indispensable in all commercial transactions.

The House of Representatives being the constitutional source of all taxation, are to judge of and determine the amount of the burdens required by the public interests to be imposed on the people. With them also rests the corresponding duty of superintending the expenditures, and of seeing that they are faithfully applied to the objects of their appropriation.

On the separation of Maine, an expectation very generally prevailed, that the expenses of government would be reduced in proportion to the reduced population of the Commonwealth. In degree this has been effected. To what extent this rule ought to apply, and whether any further diminution may be made, consistently with the public interests, appears to be the province of the House to inquire. In considering and determining the expediency of any further reduction in the expenditures of the State, the Legislature may be assured of an entire disposition on my part to co-operate with them; for in my judgment, the frugality enjoined by our constitution is one of the virtues essential to its preservation, and peculiarly required in a republic, of which the people who bear the burden of taxation are the real sovereigns.

We are at peace with all the world. The frank and able exposition of our relations with other nations, given to Congress, by the President of the United States, at the present session, affords a fair prospect of its continuance, unless it should be interrupted by military operations in our more immediate neighborhood.

It is impossible to behold without the deepest interest, the noble cause in which the Greeks are engaged; and the gallant manner in which it is maintained. They are contending for the right inherent in every people, the right of self government, for the independence to which every nation has natural and irresistible claims, and for the religion transmitted to us by our ancestors, our comfort in this life and the ground of all our hopes in that which is to come. The sympathies of those citizens who are taking an active part in raising funds for their relief are highly honorable to them, and unquestionably reciprocated by every benevolent and philanthropic mind in christendom. Every aid

and assistance, not incompatible with the course of policy pursued by our government for more than thirty years, should be extended to them. In what manner and to what extent this policy may be applied is properly and safely left to the Federal Government to decide. In one prominent and important truth all will be agreed. Our institutions and independence are committed to us by our ancestors in trust for posterity. They are the fruit of toil and blood, of moral and physical exertions, of systems of education and religion, with corresponding habits which wear the stamp of two centuries. Our obligation to preserve and transmit them inviolable, is paramount to any duty we may be called to perform in behalf of any other nation whatever.

**WILLIAM EUSTIS.**

*Council Chamber, January 7th, 1824.*

## CHAP. XXV.

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

The Secretary will lay before you, a statement presented to the Executive, by the Directors of the State Prison in Charlestown, referring to certain labor performed by the convicts for the use of the Massachusetts General Hospital. As the Legislature only is competent to determine the question proposed by the Directors, I transmit their communication for your consideration.

WILLIAM EUSTIS.

*Council Chamber, January 10th, 1824.*

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## CHAP. XXVI.

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

Since the last Session of the General Court, I have received from the Governor of the State of Illinois a report and resolutions adopted by the General Assembly of that State, referring to grants of land from the United States for the purposes of education, with a request that the same may be communicated to the Legislature of this State. I have also recently received from the Governor of Tennessee, certain resolutions of the General Assembly of that State. And I now transmit the same by the Secretary.

WILLIAM EUSTIS.

*Council Chamber, January 10th, 1824.*

## CHAP. XXVII.

*Resolve relative to the Treasurer's Annual Report.*  
January 13th, 1824.

*Resolved*, That the Treasurer of the Commonwealth, and his successors in office, be, and they are hereby directed to omit to return in his or their annual report, the item of balance due to this Commonwealth, from T. J. Skinner, late Treasurer, deceased, and his sureties, &c. and also the item due from the Commonwealth on due bills and orders of ancient date; Witnesses and Jurors' Rolls; Rolls for three and six months pay to the Continental Army, in seventeen hundred and eighty; on Militia and Navy Rolls; supplies to Soldiers' families; and abatement to sundry towns on the new Emission Tax (so called); excepting so much as may be paid to said Treasurer by said sureties, or paid out by said Treasurer upon the claims last recited.

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## CHAP. XXVIII.

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

I transmit herewith, in conformity to a resolution of the two Houses, copies of the instructions given to, and the correspondence with the Agents for prosecuting the Claim of the Commonwealth on the government of the United States for military services and supplies during the late war; together with the correspondence of the former Executive with the Senators in Congress from this Commonwealth relative thereto.

WILLIAM EUSTIS,

*Council Chamber, January 15th, 1824.*

## CHAP. XXIX.

*Resolve directing the pay of \$232,31, to W. N. Boylston.*  
January 16, 1824.

On the petition of Ward N. Boylston, for the reasons set forth in his petition:

*Resolved,* That the Governor by and with advice of Council is hereby authorized to draw his warrant on the Treasurer of this Commonwealth in favor of Ward N. Boylston, Esq. for the sum of two hundred and thirty-two dollars and thirty-one cents, being the amount said Boylston has paid into the Treasury, in part of the State Tax for the year 1823, of the town of Princeton, and taken a receipt in favor of Jacob W. Watson, Collector of said town; which payment was made by mistake; on said Boylston's giving up to said Treasurer the receipt aforesaid to be cancelled.

*And be it further resolved,* That said Treasurer re-charge the town of Princeton with the amount of their tax paid by said Boylston.

CHAP. XXX. 1824.

*Resolve in favor of the Hon. Geo. Thacher.*  
January 17th, 1824.

Whereas the Hon. George Thacher has resigned his office of Justice of the Supreme Judicial Court, and in consideration of his integrity and long continued services in the station from which he has now retired:

*Resolved,* That there be paid to the Hon. George Thacher the amount of his salary to the end of the quarter upon which he had entered at the time of his resignation; and His Excellency the Governor is hereby requested to draw his warrant on the Treasurer for the same.

## CHAP. XXXI.

*Resolve on the petition of Sylvester Maxwell.*

January 21, 1824.

On the petition of Sylvester Maxwell and William W. Fitch, guardians of Seth Nichols, a Spendthrift :

*Resolved,* For reasons set forth in said petition, that Roger Leavit and William R. Bates, Administrators on the estate of Stephen Bates, deceased, intestate, be, and they are hereby authorized, on receiving from said Guardians, payment in full of the sums due from said Seth Nichols, to the said Stephen Bates, with the interest thereof, to make and execute a good and sufficient deed of the farm in Charlemont, which the said Seth Nichols conveyed to the said Stephen Bates, in his life time, and is bounded as follows, viz: South on the County road, east on land belonging to the heirs of Amos Avery, deceased, north on land of Josiah Ballard, west on land belonging to the heirs of David Nichols, deceased ; and such deed duly executed shall give to the person to whom it is made, as good a title to said farm, as if it had been made and executed by said Stephen Bates in his life time.

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## CHAP. XXXII.

*Resolve on petition of James Wallis, Jr.*

January 21, 1824.

On petition of James Wallis, Jr. Administrator of the goods and estate of Samuel Kingsbury, late of Oxford, deceased, praying authority for one William MacFarland, to convey certain real estate to him in trust :

*Resolved,* That, for reasons set forth in said petition, the said William MacFarland, be, and he is hereby authorized to convey to said James Wallis, Jr. Administrator as aforesaid in trust, for the benefit of the creditors and heirs of said deceased's estate, the one undivided half of the land



described in said petition: The said James first giving bonds with sufficient surity or surities, to the Judge of Probate in said County of Worcester, conditioned that he will faithfully administer on said premises and convey the whole or so much of the same, as may not be necessary for the payment of the deceased's debts, to the heirs of the deceased, when required by said Judge of Probate.

*Be it further resolved,* That the Judge of Probate for said County of Worcester be, and he is hereby authorized to grant licence for the sale of said estate in the same manner and on the same conditions as if the deceased had died seized thereof.

### CHAP. XXXIII.

#### *Resolve on Eastern Lands.*

January 23, 1824.

The Committee on Eastern lands, to whom was referred the order of both Houses, respecting the expediency of continuing the sales of the lands of this Commonwealth in the State of Maine, have had the same under consideration, and ask leave to report the following resolve:

All which is respectfully submitted.

THOMAS L. WINTHROP, *per order.*

*Resolved,* That it is inexpedient that any further sales be made at a less price than twenty cents per acre, for the townships remaining unsold; and the agents for the sale of Eastern lands are hereby directed to suspend the sale of townships, except they can obtain the above price, or more; and said agents are hereby directed to continue the sale of the small lots and parcels of land, on the best terms they can procure: *Provided,* The same be such as they shall deem it for the interest of this Commonwealth to accept.

## CHAP. XXXIV.

*Resolve relating to Barnstable and Buzzard's Bay.*

January 24th, 1824.

*Resolved*, That in the present depressed state of our foreign commerce, it is highly important that the coasting trade should receive every aid and facility that can be given to it, consistently with the public interest, by opening new communications from port to port on the sea coast, and thus rendering the intercourse shorter and more safe than it now is :

And whereas an opinion is confidently entertained by many (and which has been expressed in a report of the Hon. Albert Gallatin, when Secretary of the Treasury of the United States,) that a communication by a canal from Barnstable Bay to Buzzard's Bay was practicable, and would be highly useful in time of war, as well as in peace, in facilitating the intercourse between the eastern and the southern and western States : *Resolved*, That the Legislature highly approve of the motion made in the Senate of the United States, by the Hon. Mr. Lloyd of Massachusetts on this subject.

*Resolved*, That the Senators of this State in Congress be instructed, and the Representatives be requested to use their endeavors to obtain a survey, under the authority of the United States' Government, of Buzzard's Bay, and of Barnstable Bay, and of the land lying between them, to ascertain the practicability of uniting said bays by a canal, adapted to the passage of ships of war, as well as of merchant ships and coasters.

## CHAP. XXXV.

*Resolve for the distribution of Fire Arms.*

January 23d, 1824.

The joint Committee, to whom was referred that part of his Excellency's message, that relates to the distribution of arms to the State of Maine, ask leave to report a resolution :

For the Committee,

E. HOYT.

*Resolved*, That his Excellency the Governor, be requested to authorize any agent who shall be appointed for the purpose, by the Governor, or proper authority of the State of Maine, to receive of the Officer of the United States, who is or may be authorized to deliver the same, that proportion of the arms now credited by the Ordnance Department of the United States, to this Commonwealth, which is founded upon the returns of the militia of the late District, now State of Maine, which were included in the returns of Massachusetts before its separation.

## CHAP. XXXVI.

*Resolve on petition of the Mayor and Aldermen of the City of Boston.* January 24th, 1824.

*Resolved*, That the City Council of Boston be, and they are hereby authorized and empowered, to cause the walls of the State House yard, on the eastwardly and northwardly sides of the said yard, to be taken down, straightened and rebuilt, with good hammered stone, and the eastwardly side set three feet nearer to the State House, in order to make the side-walk three feet wider; to cause new steps and side-walks to be made on the said northerly and eastward sides of said yard; and to erect an iron-picketed fence on said stone walls: *Provided*, That if in

making the said alterations it shall be found necessary to take down any part of the out buildings of the State House, the same shall be rebuilt at the expense of said City Council, to the approbation of the Governor and Council.

*Provided, also,* That the whole of the expense of said alterations shall be defrayed by the City Council aforesaid. *And provided further,* That said alterations shall not be made without the consent of a Committee of three persons to be appointed by his Excellency the Governor, by, and with the advice and consent of Council; and the Governor, by and with the advice and consent of Council, is hereby authorized and requested to appoint the Committee aforesaid.

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## CHAP. XXXVII.

*Resolve in favor of Robert Crosby and others.*

January 27th, 1824]

*Resolved,* That the Commissioners for the sale of Eastern Lands be authorized, and they are hereby authorized and directed to adjust the claim of Robert Crosby, Josiah Crosby and Joseph Kinsman, assignees of Ichabod Thomas, for compensation for making a road through the South half of township number six, in the ninth range of townships, on the West side of Penobscot river, on such terms as they shall deem to be equitable and right.

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## CHAP. XXXVIII.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

I transmit a report of the agent appointed in pursuance of a resolve of the fourth of February last, for the prosecution of a suit then pending in the Court of Common Pleas in the County of Worcester, commenced in conse-

quence of the town of Thompson, in the State of Connecticut having taxed a citizen of Dudley, in this Commonwealth; that such further proceedings may be ordered thereon, as the rights of individuals or of the State may require.

WILLIAM EUSTIS.

*Council Chamber, January 27th, 1824.*

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### CHAP. XXXIX.

*Resolve on the petition of John Sherman and others of the town of Foxborough. January 28, 1824.*

*Resolved,* For reasons set forth in said petition, that James Paine, Clerk of said town of Foxborough, be authorized and empowered to record the doings of a town meeting held in said town on the sixth day of May, in the year of our Lord one thousand eight hundred and twenty-two; and that the doings of said meeting be made valid in law, the same as though they had been recorded at the time of said meeting.

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### CHAP. XL.

*On the petition of Thaddeus Chenery and others. January 28th, 1824.*

*Resolved,* For reasons set forth in said petition, that the said Thaddeus Chenery, Isaac Chenery and Samuel Daman, or such of them as accept the trust aforesaid, be authorized and empowered to sell at public or private sale all the real estate given to the said Leonard Chenery, by the said Isaac Chenery, in the aforesaid will and testament, and that they be empowered to make good and sufficient deed or deeds of the same, to the purchaser or purchasers; and that the trustees as aforesaid be authorized

to vest the proceeds of said real estate in other real estate, or in any other way, which they shall deem most for the interest and benefit of the said Leonard and his family :

*Provided*, That the trustees aforesaid or such of them as accept of said trust, first give bond to the Judge of Probate of the County of Worcester, with sufficient sureties, that they will appropriate the proceeds of said sale for the benefit of said Leonard and family, agreeably to the direction of the testator.

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## CHAP. XLI.

*Resolve on the petition of John Edson.*

January 28th, 1824.

On the petition of John Edson, Treasurer of the Braintree Manufacturing Company, and Nathaniel F. Ames, administrator of the estate of Ezra Hyde, deceased :

*Resolved*, That for reasons set forth in said petition, the said Nathaniel F. Ames be, and he is hereby authorized and empowered to convey and assign to the said Braintree Manufacturing Company, all such real estate and contracts, as the said Ezra Hyde, deceased, may have purchased and entered into, for, and on account of said Company, not by him conveyed and assigned to said Company before his decease.

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## CHAP. XLII.

*Resolve on the petition of John Ludden and others.*

January 28th, 1824.

On the petition of John Ludden of Easthampton in the County of Hampshire, guardian of Marcy S. Morgan of said Easthampton, a minor, under the age of twenty-one years, and of Medad Clapp, of said Easthampton, guardian

of Hannah K. Morgan, of said Easthampton, a minor, under the age of twenty-one years, praying that they may be severally empowered to release and quit-claim all the right, title and interest which the said minors have in certain real estate, situate in Northampton in said County, to diverse persons now in possession thereof as in said petition is set forth :

*Resolved*, For reasons stated in said petition, that the said Ludden and Clapp be, and they are hereby severally authorized and empowered to make execute and deliver good and sufficient deeds of release and quit-claim of all the right, title and interest, which their said wards respectively have in about thirty-five acres of land, situate in said Northampton, and bounded south by the dividing line between said Northampton and the town of West Springfield, in the County of Hampden, east on Connecticut river, and northerly and westerly on land formerly owned by Bishop Allen of said West Springfield, to Joshua Street, Zebina Allen, Lysander Allen, and the heirs at law of Ariel Cooley, late of South Hadley in said County of Hampshire, deceased, or to such person or persons as may be in possession of the premises at the time of making and executing the deeds aforesaid :  
*Provided*, That the said Ludden and the said Clapp do first give bonds severally, each with sufficient sureties to the Judge of Probate for the County of Hampshire, conditioned that within three months from the time of making and executing deeds of release and quit-claim as aforesaid, they will severally file in the office of the said Judge of Probate a true account of money by them respectively received in consideration of said deeds, and that they will account with their respective wards for the amount thereof and legal interest, whenever thereto legally required.

## CHAP. XLIII.

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

I have received from the Governor of Georgia, a copy of a resolution adopted by the general assembly of that State, proposing an amendment to the Constitution of the United States; with a request that it be communicated to the Legislature of this Commonwealth. I now transmit the same by the Secretary.

WILLIAM EUSTIS.

*Council Chamber, January 30th, 1824.*

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## CHAP. XLIV.

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

A resolution passed by the general assembly of the State of Alabama, has been forwarded me by the President of the Senate, and Speaker of the House of Representatives of that State; in which they express an opinion with regard to a successor of Mr. Munroe, as President of the United States, and I have directed the Secretary to lay the same before the two branches of the Legislature.

WILLIAM EUSTIS.

*Council Chamber, February 2d, 1824.*

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## CHAP. XLV.

*Resolve on the petition of Ebenezer Cannon, Jr.*

February 4th, 1824.

On the petition of Ebenezer Cannon, Jr. praying that he may be allowed to build a wharf below low water mark, in Mattapoisett Harbor, in the town of Rochester, in the County of Plymouth:

*Resolved,* That for reasons set forth in his petition, the said Ebenezer Cannon, Jr. be, and he is hereby authorized



and allowed to build a wharf in the harbor aforesaid, below low water mark, for the convenience of bringing and laying vessels thereat: *Provided*, That he shall not extend his wharf beyond the main channel of said harbor.

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## CHAP. XLVI.

*Resolve for authorizing the sale of Eastern Lands.*

February 7th, 1824.

The Standing Committee of both Houses on Eastern Lands, to whom was referred the Communication of Nahum Mitchell and George W. Coffin, Agents for the sale of the lands of this Commonwealth in the State of Maine, have had the same under consideration, and ask leave to report a Resolve.

By order of the Committee,

THOMAS L. WINTHROP, *Chairman.*

*Resolved*, That, it is expedient to authorize the agents for the sale of the lands of this Commonwealth, in the State of Maine, and they are hereby authorized and allowed to sell the townships numbered four, in the first range, and numbered four in the second range, west of Bingham's Kennebec Purchase, and township numbered five, in the first range of townships north of the same tract, at a price not less than twenty cents per acre; making such allowance for large lakes and ponds of water, within the same, as they in their judgment shall deem to be reasonable.

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## CHAP. XLVII.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

The Secretary will lay before you, a statement of the expenses incurred in printing nine hundred sets of the special laws of the Commonwealth, in two volumes, pursuant to a

resolve of February 22d, 1822, made to the Executive, by the Commissioners appointed to superintend the publication of said laws. No provision was made in the resolve, authorizing the publication of these laws, for payment of the expenses; and it remains for the Legislature to give authority for a warrant to be issued for that purpose, if they see fit.

WILLIAM EUSTIS.

*Council Chamber, February 10th, 1824.*

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## CHAP. XLVIII.

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

I have received from the Governor of the State of Ohio, a copy of certain resolutions passed by the General Assembly of that State, in January last, proposing that a system be adopted for the gradual emancipation of the people of color, held in servitude in the United States, and recommending a plan of foreign colonization for their improvement and eventual deliverance from slavery; with a request that said resolutions be laid before the Legislature of this State. Accordingly, I transmit the same by the Secretary.

WILLIAM EUSTIS.

*Council Chamber, February 11th, 1824.*

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## CHAP. XLIX.

*Resolve on the petition of Standfast Smith and others.  
February 11th, 1824.*

On the petition of Standfast Smith and others, proprietors in the Boston and Roxbury Mill Corporation, praying that the said Corporation may have power to occupy part of the vacant flats in the open bay on the north side of

their dam, and to erect sheds and buildings, for the accommodation of travellers and others thereon.

*Resolved*, That said Corporation may use and occupy any part of the vacant flats lying on the north side of their dam, and west of the low water mark, on the west side of the eastern channel, and within two hundred feet of said dam, and fill up any part thereof, and put sheds and buildings on the same: *Provided however*, That nothing herein contained, shall be construed to authorize said Corporation thus to use or occupy any lands or flats owned by any City, town, company or individual, without their consent in writing, and to be recorded in the Registry of Deeds for the County of Suffolk.

## CHAP. L.

*Resolve on the subject of labor done by the Convicts for Insane Hospital.*      February 11th, 1824.

*Resolved*, That the account of the Massachusetts State Prison, against the Massachusetts General Hospital, for labor of the convicts on stone work for that part of said Hospital, commonly called the Insane Hospital, amounting to four thousand one hundred and seventy six dollars and forty-three cents, be considered as coming within the resolve of the General Court on this subject, passed June 12th, 1817; and that said sum be charged to the Commonwealth accordingly, and that the work heretofore done, be, and the same is hereby considered in full of the grant made by virtue of the resolve aforesaid.

## CHAP. LI.

*Grant of County Taxes for 1824.*

February 13th, 1824.

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

*Resolved*, That the sums annexed to the Counties contained in the following schedule, be, and the same are hereby granted as a tax for each County, respectively, to be appropriated, assessed, paid, collected and applied for the purposes aforesaid, according to law, viz:

County of Essex, twelve thousand dollars,	. 12,000
County of Middlesex, six thousand dollars,	. 6,000
County of Worcester, six thousand dollars,	. 6,000
County of Plymouth, four thousand five hundred dollars,	. 4,500
County of Bristol, three thousand five hundred dollars,	. 3,500
County of Berkshire, three thousand dollars,	. 3,000
County of Hampshire, five thousand dollars,	. 5,000
County of Hampden, five thousand dollars,	. 5,000
County of Franklin, four thousand five hundred dollars,	. 4,500
County of Barnstable, four thousand dollars,	. 4,000
County of Norfolk, six thousand dollars,	. 6,000
County of Nantucket, one thousand sixty dollars,	$\frac{26}{100}$ 1,060,36

## CHAP. LII.

*Resolve on the petition of Willys Bartholomew and others.*

February 13th, 1824.

The Committee of both Houses to whom was referred the several petitions of Willys Bartholomew, Dereck I. Spoor and Moses Spoor, praying that a resolve may be passed, authorizing some suitable person to value, sell and convey to each of them, the tract of land mentioned in their respective petitions, all lying on the westerly side of the town of Sheffield, in the County of Berkshire, belonging to the Commonwealth; have had the same under consideration and report:

That from the statements in said petitions and other information obtained by your Committee, they are of the opinion that the lands mentioned in said petitions, and also other tracts of land of considerable value, lying on the westerly side of said Sheffield, belong to the Commonwealth, and ought to be looked up, before a disposition of any of them be made: Your Committee, therefore, recommend the following resolve; which is submitted by order of the Committee.

BENJAMIN ADAMS, *Chairman.*

*Resolved,* That the Hon. Jonathan Allen, of Pittsfield, be appointed to examine, and view the lands mentioned in the several petitions aforesaid, ascertain the quantity and quality of each tract, and the probable value of the same; and also to examine, if other lands in the said town of Sheffield do not belong to the Commonwealth; and if so, to ascertain the situation, quantity, quality and probable value thereof, and make report to the next Legislature.

## CHAP. LIII.

*Resolve to authorize the messenger to make repairs on State House.* February 12th, 1824.

*Resolved,* That Mr. Kuhn, the messenger of the General Court, be directed and authorized to make such repairs on or about the State House, as have been made necessary in consequence of the gale of last night.

## CHAP. LIV.

*Resolve on the petition of David Townsend, Esq. respecting the Arsenal in Pleasant Street, in Boston.*  
February 13th, 1824.

The joint Committee of both Houses to whom was referred the petition of David Townsend and others, have attended the duty assigned them.

Your Committee visited the Arsenal situated in Pleasant Street, which they found in a state highly creditable to the officer who has the charge and superintendance of it. The magazine connected with the establishment, they found to be a safe repository for powder, and secure against conflagration from without.

Your Committee find that the buildings at the Arsenal, some of which are of wood, have for many years been used occasionally for the preparation of fire-works, and in which cartridges have been filled both for public and private use, and powder distributed in other forms.

Your Committee further understood from good authority, that much excitement has been felt by persons in the neighbourhood of the Arsenal from the danger to which they considered themselves exposed from the breaking of packages containing gunpowder, and from the proximity of the Arsenal to their habitations. The Committee therefore recommend the following resolves:

T. H. PERKINS, *per order.*

*Resolved*, That the Adjutant General, be directed to order that in future no more than eight quarter casks of powder be kept in the Arsenal at one time; and further, that the filling of cartridges and tubes and the making of post-fires and other fireworks, either for public or private use, be hereafter discontinued at the Arsenal in Pleasant-Street; and that no powder be kept at the magazine or in the Laboratory, but in the original packages.

*Resolved*, That His Excellency the Governor, be requested to issue his instructions to the Adjutant General, in conformity.

### CHAP. LV.

*Resolve on the communication of the Warden of the State Prison.* February 14th, 1824.

*Resolved*, That there be allowed and paid out of the public Treasury for the use of the State Prison, the sum of eighteen hundred dollars, to be drawn from the Treasury, by the Warden of said Prison, in such sums, as the Governor, with the advice of Council, shall from time to time direct; and His Excellency the Governor with the advice of the Council, is requested to draw on the Treasury for the said sum accordingly.

### CHAP. LVI.

*Resolve for paying the Commissioners and Surveyor, appointed to ascertain the boundary line between this Commonwealth and the State of Connecticut.*

February 16th, 1824.

*Resolved*, That there be paid out of the Treasury of this Commonwealth, to the Hon. Edward H. Robbins, one of the Commissioners appointed to ascertain the boundary line between this Commonwealth and the State of Con-

necticut, the sum of twenty-seven dollars and fifty-eight cents, in full for the balance due to him for his services.—Also, to the Hon. George Bliss, another of said Commissioners, the sum of twenty-one dollars and seventy cents in full for the balance due to him for his services.—Also, to the Hon. Nahum Mitchell, another of the said Commissioners, the sum of one hundred and twenty-five dollars and fifty-eight cents in full for the balance due to him for his services: and the Governor, with the advice of Council, is hereby authorized to draw his warrants on the Treasurer, in favor of those persons, respectively, for the several sums to them hereby granted.

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth to Gen. Silas Holman, the sum of seventy-nine dollars and eighty-four cents, in full for the balance due to him for his services, as a surveyor, under the direction of the Commissioners, appointed to ascertain the boundary line between this Commonwealth and the state of Connecticut.

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth to His Honor Levi Lincoln, the sum of one hundred and sixty-seven dollars and twenty-three cents, in full for his services as the agent of the Commonwealth, appointed to prosecute a suit in the Court of Common Pleas for the County of Worcester, in which one Peter Richards was plaintiff, and Stephen E. Tift, defendant; and also for several sums of money by the said Lincoln paid for the travel and attendance of witnesses and other expences attending the prosecution of said suit.

## CHAP. LVII.

*Resolve on the petition of Gideon Barstow, Jr.*

February 17th, 1824.

On the petition of Gideon Barstow, Jr. praying that he may be allowed to build a wharf in Mattapoisitte Harbor, in the town of Rochester in the County of Plymouth, below



low water mark, and that he may have and enjoy the exclusive use of the water between his land and the channel of said harbor :

*Resolved*, That for reasons set forth in his petition the said Gideon Barstow, Jun. be, and he is hereby authorized and allowed to build a wharf, below low water mark, to the main channel of said harbor, and that he be allowed the exclusive use of the water between his land and the main channel of said harbor : *Provided*, that this grant shall not be construed to affect the legal and vested rights of any person or persons whatever.

### CHAP. LVIII.

*Resolve authorizing Thomas Gage to convey a tract of land.*  
February 17th, 1824.

On the petition of Thomas Gage, of Rowley, in the County of Essex :

*Resolved*, That Thomas Gage aforesaid, Administrator of the goods and estate of Thomas Gage, Jun. late of said Rowley, yeoman, deceased, intestate, be, and he hereby is authorized, for the reasons set forth in his said petition, to convey to Joseph Saunders of said Rowley, by a good and sufficient deed, a certain tract of land situate in said town, belonging to the estate of said deceased, bounded as follows, viz : Northerly by the road to Newburyport, over old town bridge, easterly by land of John Saunders, southerly and westerly by land of Lucy Gage, containing two acres and an half acre, more or less.

## CHAP. LIX.

*Resolve on the petition of Martha Thomas.*

February 17th, 1824.

On the petition of Martha Thomas, Administratrix of the estate of Josiah A. Thomas, late of East Sudbury, in the County of Middlesex, yeoman, deceased, intestate, relating to a sale, which she, pursuant to a license granted by the Probate Court for said County, made in her said capacity at public auction, on the twenty-fifth day of December in the year of our Lord one thousand eight hundred and twenty-one, of certain real estate of said deceased; and to the affidavit therein mentioned, by her since made of said sale, and her proceedings relating thereto, and now recorded in the Registry of Probate, in and for said County of Middlesex:

*Resolved,* For the reasons and purposes in said petition stated, that the prayer thereof be granted, and that said affidavit by her made of said sale, and her proceedings relating thereto, and now recorded in said Registry as therein alleged, shall be admissible evidence of said sale and proceedings, although the same was not made and recorded as aforesaid, within the time limited by law, any law to the contrary notwithstanding.

## CHAP. LX.

*Gentlemen of the Senate, and*

*Gentlemen of the House of Representatives,*

By the Report of the Joint Committee relative to the Claim of the Commonwealth, now pending with the Government of the United States, it appears that the agents appointed in pursuance of a Resolve passed on the eleventh of February 1823, are proceeding in preferring to the accounting officers of the federal government, the accounts and vouchers on which the Claim is founded and by which

it is sustained. The course pursued by the agents in presenting the several items, in the order which they have adopted, was intimated to them as most eligible by the department which was to examine them, and followed by them from a conviction of its fitness and usefulness. An examination of the accounts and vouchers being in the usual order, and a necessary preliminary to any decision or allowance, no other course was within their option.— This examination, with explanations frequently called for, was found, as I had the honor to intimate on a former occasion, to require much time and labor. The agents appear to be pursuing with indefatigable industry, the object of their appointment. Eight months have elapsed since they were commissioned, and it is evident that their services will be required some time longer. To those who have deliberately considered the circumstances attending this claim, the nature and number of vouchers necessary to be produced in its support, and the delays incident to the transaction of business at the public offices in Washington, arising from constant calls upon them, it will not appear extraordinary that greater progress has not been made in its settlement.

By the same report, it further appears, that the agents were informed, at the time of their appointment, that one thousand dollars had been appropriated by the Legislature to defray the necessary expenses; and that no further sum was under the control of the Executive. Should the Legislature be of opinion, with the Executive, that no reimbursement to the State can be expected without a previous examination of the accounts, and that it is expedient to continue, at this time, the prosecution of the claim, they will perceive the necessity of making a further appropriation, as the advances made to the agents are not sufficient to cover their actual expenses.

WILLIAM EUSTIS.

*Council Chamber, February 17th, 1824.*

## CHAP. LXI.

*Resolve on the petition of Henry Sheafe, Military Store Keeper.* February 18th, 1824.

*Resolved,* That there be allowed and paid to the Military Store Keeper, out of the public Treasury of this Commonwealth, the sum of two hundred dollars, annually, in addition to his pay now allowed by a resolve passed on the sixteenth day of June, in the year of our Lord one thousand eight hundred and twenty-one; to be paid in the same manner as is provided in that resolve: *Provided,* That he shall give bond to the Commonwealth, in the sum of two thousand dollars, with sufficient sureties, to be approved by the Governor and Council, and upon condition that said Military Store Keeper shall faithfully account for all the public property which may come into his possession during his continuance in office: this resolve to continue in force until the further order of the Legislature.

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## CHAP. LXII.

*Resolve providing for the repairs of Lynn Beach.*  
February 18th, 1824.

*Resolved,* That there be allowed and paid out of the public Treasury, fifteen hundred dollars, to the inhabitants of the town of Lynn in the County of Essex, for the purpose of repairing and securing Nahant Beach in said town: *Provided, however,* That the inhabitants of the town of Lynn, and others interested, shall pay such additional sum as may be found necessary to complete the work; the whole to be expended and applied under the direction of a commissioner or commissioners, to be appointed by the Governor and Council, at the expense of the town of Lynn; and provided also, that should the whole work not cost the sum of three thousand dollars, including the expense of the commissioner or commission-

ers, then this grant, instead of fifteen hundred dollars, shall be understood to be for one half only of what it may so cost ; and not more than one thousand dollars shall be drawn from the Treasury, till the whole work is finished.

And His Excellency the Governor is hereby authorized and requested to draw his warrant or warrants, on the Treasury for the purpose aforesaid, when the said commissioners shall report to him that the several provisions of this resolve have been complied with.

### CHAP. LXIII.

*Resolve for repairs on the State House.*

February 20th, 1824.

*Resolved*, That there be paid out of the public Treasury of this Commonwealth, unto Jacob Kuhn, two hundred dollars, for the purpose of repairing the stairs leading to the cupola of the State House ; and also for repairing the roof of a wood shed near the same : and that His Excellency the Governor, by and with the advice of Council, be authorized to draw his warrant for the same, or for any part thereof, when the bill for the same may be presented.

### CHAP. LXIV.

*A resolve authorizing the Hon. Nathaniel Bowditch and Professor John Farrar, to ascertain the value of the reversionary interest of the Commonwealth in the Bridges in the vicinity of Boston.*

February 20th, 1824.

*Resolved*, That the Hon. Nathaniel Bowditch and Professor John Farrar, be a committee to ascertain the present value of the reversionary interest of the Commonwealth, in the several Bridges in the vicinity of Boston, and to make a report of their opinion to the next General Court.

## CHAP. LXV.

*Resolve for paying the expenses of printing and publishing the special Laws.* February 20th, 1824.

*Resolved,* That there be allowed and paid to Messrs. Wells & Lilly of Boston, the sum of twenty-four hundred and twenty-four dollars, for nine hundred copies of Special Laws, fourth and fifth volumes ; also to Asahel Stearns, Esq. of Cambridge, and Lemuel Shaw, Esq. of Boston, the sum of four hundred and fifty dollars each, for their services as Commissioners in the preparation and superintendance of the same work.

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## CHAP. LXVI.

*Report on the use of Stereotype Plate.*  
February 20th, 1824.

The Committee of both Houses, instructed to inquire, "whether any plan can be devised to prevent the counterfeiting of Bank Notes;" respectfully report :

That they have given the subject as much attention as their Legislative duties would permit ; and from all the enquiries they have been able to make, they have no hesitation in giving it as their opinion, that the use of the Stereotype Plate will afford greater security against counterfeiting, than any other plate within their knowledge.— In this opinion, your Committee are strengthened from the facts stated by the Directors of several of the Boston Banks, that they have lately come to the determination of using this plate, not only as the most safe, but as the most economical that can be adopted.

With a view of gaining more exact information on this important subject, the Committee sent for Mr. Abraham Perkins, of Newburyport, who, in the absence of Mr. Jacob Perkins, the proprietor, acts as his agent. He stated that but one instance had, to his knowledge, occurred, of an attempt to counterfeit any of the Stereotype Notes ;

that this attempt was made many years since, and that the notes were so badly executed, as to be detected by the most common observer, and very few of them gained circulation.

The plates or impressions furnished by Mr. Perkins, are of five kinds; but the one mostly in use, and which he recommends as being equally safe with the others, and much cheaper, is the one having fine writing on the face of the note. The others having the same fine writing on the face, with the addition of a vignette in the centre or at the top of the note, or with a medley of letters, or lathe work, on the back, can be furnished, if requested; but the price will be nearly double. The Committee join Mr Perkins in recommending the plate first described.

It is the opinion of your Committee, that the Legislature have not the power to compel the Banks in the State to use any particular kind of plate; but as the government are frequently called upon to pass laws for their protection, and to aid in bringing counterfeiters to punishment, they cannot but suppose, that any measure recommended by that Body, will be duly respected, so far as it can be done, without too much expense and inconvenience. The Committee therefore, further Report,

That it be recommended by the Legislature, to the several Banking Institutions, having Charters from the Commonwealth, to make use of Perkins' Stereotype Plates, as the best plan yet known, for preventing the counterfeiting of Bank Notes; and that the Secretary be directed to send a copy of this recommendation to each of the Banks of this Commonwealth.

All which is submitted.

PETER C. BROOKS, *Chairman.*

Accepted by both Houses, February 20th, 1824.

## CHAP. LXVII.

*Resolve on the petition of Joseph W. Lewis.*

February 21st, 1824.

On the petition of Joseph W. Lewis, praying that he may be authorized to sell at private sale to the City of Boston, the right and title of his wife Ann Lewis, to Dower in certain lands in the City of Boston, on which the Rope walks now stand :

*Resolved,* For reasons set forth in the petition, that the said Joseph W. Lewis be, and he is hereby authorized to sell and convey to the City of Boston, by a good and sufficient deed or deeds of bargain and sale, all the right and title to dower, which his wife Ann Lewis has in and unto three lots of Land situate in said Boston, at the bottom of the Common, on which there are Rope walks now standing: *Provided, however,* that the value of said Ann Lewis' title to dower in the said premises shall be specially estimated and appraised by the Commissioners agreed upon by the City of Boston and the owners of the said lands, who are to appraise the value of the said lands; and that the sum, for which the same shall be appraised, shall be retained by the City of Boston, who shall pay to the said Joseph W. Lewis, the annual interest thereof, during the time that the said Ann Lewis shall remain deprived of her reason. And on the death of the said Ann Lewis, if the said Joseph W. Lewis shall survive her, then the said money shall be paid to his order; but if the said Ann Lewis shall survive the said Joseph W. Lewis, then said money shall be paid over to her Guardian legally appointed, to be disposed of according to law; it being understood, however, that if at any time during the life time of the said Joseph W. Lewis, the said Ann Lewis shall be restored to her reason, the said money shall be paid over by the City of Boston to her sole and separate order in writing.



CHAP. LXVIII.

*Resolve for paying of Chaplains.*

February 21st, 1824.

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth, to the Rev. James Walker, Chaplain of the Senate, and the Rev. William Jenks, Chaplain of the House of Representatives, sixty dollars each, in full for their services in said office the present political year.

CHAP. LXIX.

*Resolve to pay the Committee on Accounts.*

February 21st, 1824.

*Resolved,* That there be allowed and paid out of the Treasury of this Commonwealth, to the Committee on Accounts for their attendance on that service during the present session, the sum of one dollar per day, in addition to their pay as members of the Legislature, viz :

William W. Parrot, forty days, - - - -	\$40 00
Joseph Strong, forty days, - - - -	40 00
Augustus Tower, forty days, - - - -	40 00
Perly Hunt, forty days, - - - -	40 00
Minot Thayer, forty days, - - - -	40 00

CHAP. LXX.

*Resolve authorizing the Hon. David Cummins and Asahel Stearns, to examine into the doings of the Dedham Bank.*

February 21st, 1824.

*Resolved,* That the Hon. David Cummins and Asahel Stearns, be a Committee to examine into the doings of the President, Directors and Company of the Dedham Bank; which Committee shall have free access to all the Books

of said Corporation, and to their vaults, and with power to hear said Corporation fully thereon, agreeably to the powers reserved to the Legislature by the sixth section of the act, entitled "An Act to incorporate the President, Directors and Company of the Dedham Bank;" and to make report of such examination, at the commencement of the first session of the next General Court.

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### CHAP. LXXI.

*Resolve in favor of Charles Foster.*

February 21st, 1824.

On the petition of Charles Foster, praying that he may be reimbursed for a loss sustained by him, in consequence of a riot and insurrection at the State Prison among the Convicts:

*Resolved*, For reasons set forth in said petition, that there be allowed and paid out of the Treasury of the Commonwealth unto Charles Foster, two hundred and twelve dollars and ninety-four cents. And His Excellency the Governor is requested to draw his warrant accordingly.

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### CHAP. LXXII.

*Resolve to pay Ward Lock.*

February 21st, 1824.

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

## CHAP. LXXIII.

*Resolve on the petition of several wounded Soldiers.*

February 21st, 1824.

*Resolved*, That there be allowed and paid out of the Treasury of this Commonwealth, to Isaac Noyes of Sudbury, a soldier in Captain Rice's Company, for a wound received in October, in the year one thousand eight hundred and fifteen, when on military duty, twenty-five dollars; also to Captain Samuel Somes of Watertown, for a wound received in October last, one hundred dollars: also to Peter R. Bryant of Cummington, a soldier in Captain Austin Bryant's company, for a wound received on the twenty-sixth day of September, in the year one thousand eight hundred and twenty-two, sixty dollars: also to Henry A. Wood of Townsend, a soldier in Captain Park's company, for a wound received in September last, one hundred dollars: also to Henry Bowen of Boston, a soldier in Captain How's company, for a wound received in October last, sixty dollars.

## CHAP. LXXIV.

*Resolve for paying the Clerks of the two Houses of the Legislature.*

February 21st, 1824.

*Resolved*, That there be paid out of the Treasury of this Commonwealth, to the Clerk of the Senate, and to the Clerk of the House of Representatives, and to the assistant Clerk of the Senate, respectively, six dollars per day, for each and every day's attendance they have been, or may be employed in that capacity during the present session of the Legislature: and that there be paid to the Clerk of the House of Representatives, the additional sum of four dollars for each and every day he may be so employed, in consideration of his having performed the whole clerical duty of that House. And the Governor is requested to draw his warrant accordingly.

## CHAP. LXXV.

*Resolve on the petition of Elijah S. Curtis.*

February 21st, 1824.

Whereas Elijah S. Curtis has presented a petition to the Legislature, praying, for the reasons in the petition stated, that he may be released from the debt due by him to the Commonwealth for the labor of the convicts in the State Prison :

*Resolved,* For reasons set forth in said petition, that the said Curtis be discharged from all demands of the Commonwealth for labor done by the convicts, on condition that said Curtis pay to the Directors of the State Prison, the sum of twelve hundred and thirteen dollars, on or before the first day of August next.

## CHAP. LXXVI.

*Resolve granting two thousand dollars to Agents at Washington.* February 21st, 1824.

Whereas it has been intimated by the President of the United States, that no decision will be made by him on any particular class of the claims of this Commonwealth upon the Government of the United States for militia services rendered to the United States during the late war, until the whole have been audited and classed ; and it appearing from the communication of the agents of this Commonwealth, that a considerable time will unavoidably elapse before said claims can be audited and classed.—Therefore,

*Resolved,* That the Governor be authorized to draw his warrant on the Treasury, for the sum of two thousand dollars, as an advance to the agents of this Commonwealth, appointed by virtue of the resolve passed on the eleventh day of February, one thousand eight hundred and twenty-three ; and to be accounted for, by said agents in the final settlement of their accounts.

## ROLL No. 90.....JANUARY, 1824.

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

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

WILLIAM W. PARROTT, *Per Order.*

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### PAUPER ACCOUNTS.

Amherst, for supporting Jane and Polly Richardson, to January 5th, 1824,	\$ 57 60
Attleborough, for supporting Peggy Taylor, Margaret Allen and three children, viz : Margaret Eleoner and John, five children of John Montgomery, viz : Margaret, Eleoner, Mary, William and Martha, to January 1st, 1824,	301 60
Amesbury, for supporting Moses Keniston, to January 7th, 1824,	46 80
Abington, for supporting Major Humbell, to January 13th, 1824,	46 80
Alford, for supporting Sylvia C. Glynn, William Glynn, Henry Glynn, Lorenzo Glynn and Justin Glynn, to January 1st, 1824,	153 70
Adams, for supporting Sarah Hudit, Susanna Camp, Philena Hill, Jemmy Denny, Robert Harris, Emory Newton Cook, and Thomas Doyle, to January 10th 1824,	188 50

Andover, for supporting Patrick Callakun, Sukey Hornsby, Maria Davis, Eliza Seamore, Mary-Ann Seamore, Elizabeth Andrews and John Perry, to January 1st, 1824,	\$ 159 8 $\frac{1}{2}$
Ashburnham, for supporting Sukey Franklin, Mrs. Slinager and three children, to January 19th, 1824,	178 20
Becket, for supporting Charles Wilson and James Gibbons, to January 12th, 1824,	16 46
Barre, for supporting Samuel Lee, Rhoda Farnsbury, Juliann Persall, and three children and Dinah Baker, to January 14th, 1824,	100 90
Belchertown, for supporting Phebe Butler, Charity Porter, Elizabeth Porter and child, and Charles Collins, to January 10th, 1824,	67 75
Billerica, for supporting Walter Carr, James Dunn, Michael Maloon and wife, to January 2d, 1824,	87 30
Beverly, for supporting Dolly Claxton, William Wardwell, Ebenezer Andrews, William Richardson, Bridget Benson, Ginger Wellman, Joanna Benson, Margarett Benson and James Benson, to January 1st, 1824,	91 54
Bernardston, for supporting Ellis Newton, wife and five children, to January 1st, 1824,	34 73
Buckland, for supporting George Reniff to June 1st, 1824,	19 42
Burlington, for supporting Thomas Henderson and John A. Pasho, to January 17th, 1824,	93 60
Bradford, for supporting William R. Thompson, Joshua Allen and Thomas Barker, to January 1st, 1824,	38 92
Brimfield, for supporting John Shelburn, to January 10th, 1824,	28 80
Barnstable, for supporting Joseph Thompson, to January 10th, 1824,	28 80
Braintree, for supporting Ann Goith and three children, and Titus, (a black man) to January 24th, 1824,	112 20
Bridgewater, for supporting John F. Bigner, to January 30th, 1824,	93 60
Chesterfield, for supporting Rachel Polly and	

Sarah Polly, to January 1st, 1824,	\$ 55 80
Chester, for supporting George Buttolph and wife, Benjamin Powers and Clarisa Hardy, to January 3d, 1824,	111,60
and Lavina Hardy, to do.	11,21—122 81
Carlisle, for supporting Robert Barber, to January 7th, 1824,	28 80
Conway, for supporting Martha M. Murphy, Sally M. Murphy and Hannah M. Neil, to January 1st, 1824,	140 40
Colrain, for supporting Lydia Cromach, Sally Cromach, Eunice Cromach, Emory Cromach, Samuel Dean, Charles O'Neal, Peter R. Hart, and Alexander Hart, to January 3d, 1824,	174 40
Chlemsford, for supporting Eliza Goodrich, Thomas Frederick, Alias Thomas, K. Miller, and Charles H. Goodrich, to January 1st, 1824,	58 00
Cheshire, for supporting Ephraim Richardson, Neal Randall, Polly Cooper, Molly Dimond, Betsy Grandison, and Thomas James, to January 9th, 1824,	178 20
Canton, for supporting Thomas Tattersall, David Evans, Betty Maho, and Hannah Buckley, to January 22d, 1824,	54 15
Chelsea, for supporting Betsy Jones, to January 21st, 1824,	27 00
Cambridge, for supporting sundry Paupers, to January 26th, 1824,	1018 62
City of Boston, for supporting sundry Paupers, to November 30th, 1823,	4423 09
Charlestown, for supporting sundry Paupers, to January 24th, 1824,	2280 45
Dracut, for supporting Moses Freeman, to January 10th, 1824,	46 80
Deerfield, for supporting Benjamin Munn, Daniel Allis, Lavina Witherell, John Freeman, Dwight Wells, Ardelia Witherell, Runy Witherell, and Dolly Roberts, to January 1st, 1824,	162 48
Dedham, for supporting Edward Conden, Samuel Winn, Thomas Cordis, and Maflin Molony, 12 60; also for William Chapel in Goal, 2 65, to January 17th, 1824,	15 25

Dighton, for supporting Hannah Few, to January 24th, 1824,	\$ 46 80
Danvers, for supporting sundry Paupers, to January 21st, 1824,	437 64
Dorchester, for supporting sundry Paupers, to January 21st, 1824,	97 16
Duxbury, for supporting Eleazer Simmons, James Pride, Cyrus Simmons, to January 31st, 1824,	70 68
Dennis, for supporting Fear Wixon, and John Bloom, to January 15th, 1824,	239 60
East Sudbury, for supporting Shepard and Catherine Green, to January 1st, 1824,	8 10
Egremont, for supporting Charity Woodbeck, Benjamin Daley, Betsey Darby, Albert Kline, Harriet Kline, Jared Kline, Reuben Vanguilder, and William Brown and wife, to January 7th, 1824,	304 30
Essex, for supporting John L. Rogers, Phidelia Jarrett, Catherine Hall, Robert Jarrett, Ira Percival, Nathan and Lydia Brown, to January 13th, 1824,	174 58
Fitchburg, for supporting Sally Tefft, and Chloe Tefft, to January, 1824,	14 39
Framingham, for supporting Catherine Green, Daniel Campbell and Andrew Sands, to January 8th, 1824,	45 90
Falmouth, for supporting Edward Edwards, to December 30th, 1823,	46 80
Freetown, for supporting Abigail, an Indian, Jemima and Hezekiel, her daughter, to January 14th, 1824,	122 64
Fairhaven, for supporting Sarah Carr, son and daughter; Sarah Cordner, James Wilson, Hannah Juttee and four children, to January 14th, 1824,	332 27
Grafton, for supporting Joseph Phillips, Sarah Phillips, 3d, Lydia and Francis and Sarah Phillips, 2d, to January 3d, 1824,	56 41
Groton, for supporting Richard Brenton, Mary Ralfe, Eunice Brenton, John Poland, Sarah Wright, Joseph Robbins, Andrew Finton, and John Ure, to January 10th, 1824,	262 99



Greenfield, for supporting John Goland, Eliza Goland and Caroline Goland, Lois Freeman, and Charles Freeman, to January, 1824,	\$ 15 95
Gloucester, for supporting Elizabeth Dommitt, Anna Youling, Nancy Youling, Betsey Long, Molly Moores, Mary Youling, (a child) E. Dade, Ruth Wood, John Shafton, John Francis, Alexander McIntosh, Mark Grimes, Thomas Hall, David Paul, Benjamin Larogue, Daniel Fitzgerald, John Dunn, James Shag, Mary Hickey, and Mary O'Neal, to January 14th, 1824	468 00
Grafton, for supporting Sarah Phillips, to January 1st, 1824,	13 10
Great Barrington, for supporting Isaac Hoose Mary Hoose, Clarisa Lindsey, Dorcas Webster and child, Joanna Porter, Lucy Porter, Anna Hewet, to January 1st, 1824,	196 40
Granville, for supporting Samuel Gallas, and Sally Stewart, to January 1st, 1824,	55 80
Holland, for supporting Jonathan Hill, to December 26th, 1823,	65 83
Hadley, for supporting Edward Kneeland, and Rebecca Allen, to January 1st, 1824,	54 90
Haverhill, for supporting William Topley, Sarah Ann Peasley, Maria Peasley, William Brickford and William F. Power, to January 1st, 1824,	64 18
Hardwick, for supporting Hannah Morgan, to January 17th, 1824,	52 25
Hanson, for supporting Rhoda Prince, to January 12th, 1824,	28 80
Heath, for supporting Mary Dewandelain to January 25th, 1824,	17 00
Harvard, for supporting John Smith to February 19th, 1824,	3 73
Hancock, for supporting William North, wife and two Children, to January 26th, 1824,	103 66
Hopkinton, for supporting Mary Saunders, Daniel Frazier, and Wm. Boyden, to January 1st, 1824,	76 50
Hanson, for the burial of two State Paupers, to January 1st, 1824,	8 00
Hatfield, for supporting Mary Ann Vanskork, to January, 1824,	19 14

Lenox, for supporting Tabitha Lewis, Mary Davis, Moses McGraw, Thomas Dennison, Joshua Ross, Abzina Ross, and Jane Elizabeth Ross, Caleb Trask, Varamus and Samuel Adams, to January 8th, 1824,	\$ 129 77
Lunenburg, for supporting William Shearer, to January 9th, 1824,	46 80
Littleton, for supporting Jacob Thompson, John Putnam, Richard Carsa, Eliza Maria Carsa and Sister, and three Children of said Carsa's, to January 14th, 1824,	68 02
Lee, for supporting Jonathan Manchester, Richard Smallman, Lucy Fuller, Thomas Peters, Lucinda Shephardson, Caroline and Lavery Shephardson, William Wilson, and his wife Rebecca, Rowland Blanchard, Oren Blanchard, Arnold Blanchard, and Almira, L. D. Blanchard, to January 1st, 1824,	244 94
Lanesborough, for supporting Andrew Beautell, Eunice Foot, Lucy H. Gamon, Amelia Bennett, to January 3d, 1824,	99 90
Lynn, for supporting John Battis, James Proctor, Ester Thomas, Nancy Carter, Nancy Carter, Jun. Peggy Carroll, and Henry Smith, to January 1st, 1824,	308 42
Leyden, for supporting Tacy Fuller, Arnal Clark, Ruth Abel, Joseph Abel, and Dinah Stanton, to January, 1824,	140 91
Medford, for supporting Dorothy Levine, to January 1st, 1824,	46 80
Mendon, for supporting Andrew Thayer, Andrew Sloane, and Wm. Sloane, to January 15th, 1824,	55 36
Milford, for supporting Andrew Duner, and Rose his wife, to December 28th, 1823,	63 57
Milton, for supporting Archibald McDonald, J. J. Myers, and James Bowman, to January 21st, 1824,	91 80
Monson, for supporting Martha McKee, and three children, viz: Fidelia, Almida, and Allina Lucinda, to January 1st, 1824,	46 80
Montague, for supporting Edward Potter and wife, to January 13th, 1824,	61 20

Marblehead, for supporting Mary Card, Mary Smith, and Peter John Hazle, to January 15th, 1824,	\$ 40 19
Middleton, for supporting Moses Hain, to February 4th, 1824,	12 60
Milford, for supporting David Webster to February 4th, 1824,	26 60
Marshfield, for supporting Samuel Holmes, and John Baker, to December 23d, 1823,	93 60
Medfield, for supporting George Turner, to November 25th, 1823,	46 80
Middleborough, for supporting Elizabeth Quite, Emeline Bowers, Harriet Hall and child, John Fitzgerald, Robert Wilson, Abigail Simmons, and Elizabeth Brigs, to January 1st, 1824,	374 70
New-Marlborough, for supporting William Bacon, to January, 1824,	5 40
Northampton, for supporting Mrs. Burroughs, one child, one do. one do. Moses Hunts' wife, John Cochran, Caroline Robbins, William Partridge, Luke Weems and wife, Peter and Mary Ann Weems, John Stricklin, Obedience Murray's Child, William Richardson, John Bryant, Thomas Curty, Samuel Osborn, John Chapman, Mary Haley, John Delany, Patrick Kirwin and wife, and son James, to January 1st, 1824,	265 27
Newbury, for supporting widow Downes and Daughter, Benjamin Foss, Susannah Stackpole and four children, Lydia Smith, Hannah Francis and her son (an adult), Sarah Peasley, Frazer Young, Abigail Cary and Daughter, Mary Aiken and two children, Thomas Aiken, Mary Matthews, David Francis and child, Margaret Carrien, Edward Wilcox, and wife, Charlotte Mingo alias Freeman Cambridge, and his wife Dinah, John Chamberlain, Sarah Braughton, Lemuel Smith, William Walker's wife and two children, Deborah Smith alias Moses, Joseph Seminane and wife, Peter Stramm and wife, William Daley, Luke Weems, wife and two	

children, Joel Weed, Hannah Fisher and Nancy Morrill, Mary Wadleigh alias Cheeney, James Pindergrass, wife and six children, Samuel Cheeney's wife and five children, Mrs. Rancan and five children, Moses Cheeney, Jun. and Elizabeth Manley, to January 1st, 1824,	\$ 935 80
Norwich, for supporting Ruth Sanford, to January 8th, 1824,	46 80
Nantucket, for supporting Anthony Swasey, Thomas Modley, Thomas Pierce, James Prince, Janathan Briggs, Mary Andrews, Lydia Brome, Anthony Paris, Hannah Green and Asa Golden, to January 1st, 1824,	434 05
Natick, for supporting Andrew Sands, and Rachel Cordnu, to January 1st, 1824,	14 00
Newburyport, for supporting sundry paupers to January, 1824,	558 73
North Brookfield, for supporting Esther Johnson, to January 7th, 1824,	46 80
Overseers of Marshpee Indians, to January 12th, 1824,	300 98
Palmer, for supporting Phebe Menden, and William Menden, to January 6th, 1824,	55 80
Pittsfield, for supporting Polly Thurston, Mary Hawley, John Jordan, Dinah Jackson and child, John Brown and William Robinson, to January 1st, 1824,	160 10
Plymouth, for supporting James Reed, Rachel Decan, Sarah Scott, John M. Ross, Jane Murphy, Jane Murphy 2d, William Murphy, Mary Murphy and Harriet Murphy, to January 16th, 1824,	176 60
Pepperill, for supporting David Smith, Robert B. Minchin, and Charles O'Conner, and Benjamin Smith and family, to December 30th, 1823,	116 16
Pelham, for supporting William Banks and Harriet Whipple, to January 16th, 1824,	78 00
Roxbury, for supporting Jane Landen, Robert Clue, Francis Williams, John Smith, Belcher Ford, Ryon Kelleen and Mary Ann Simons, to January 3d, 1824,	128 23

Rowley, for supporting Elle Collins, Eliza Fields and child, to January 5th, 1824,	\$ 71 30
Rehoboth, for supporting John Solomon, wife and two children, Nancy Hill and child, Rosanna Freeman and child, Levina Mason, Lucy Kelley, Dinah Kelley and child, to December 12th, 1823,	235 20
Russell, for supporting Mrs. Newton, Mary Stebbins and Sally Harrington, to December 31st, 1823,	83 70
Richmond, for supporting Samuel Hill, Roxanna Winton, Betsy Darling, Amos Darling, Hannah Darling, Sarah Ann Darling and Nancy Jessup, to January 7th, 1824,	227 30
Stow, for supporting John Dunn, to January 10th, 1824,	46 80
Sheffield, for supporting Henry Armsden, Molly Rowe, Hannah Rowe, William Ranny, Henry Durant, Daniel Jackson, Delilah and Dick Cornwell, Lucy and Henry Freeman, to January 8th, 1824,	368 00
Southbridge, for supporting, London Derry and Quack Barton, to January 5th, 1824,	46 80
Swansey, for supporting Diadama Barton, Martha Dusnips, Eliza Mason, Hannah Robbins Ruth Sachems and Olivia Freeman, to January 7th, 1824,	160 20
Shelburne, for supporting Mary Bates and Elizabeth Lane, to January 14th, 1824,	72 80
Shrewsbury, for supporting John Dalany, to January 1st, 1824,	6 82
Scituate, for supporting Richard Taylor, &c. to January 1st, 1824,	50 05
Saugus, for supporting Joseph Clarenbole, to January 12th, 1824,	28 80
Scituate, for supporting James Granby, to January 1st, 1824,	6 30
Seeconk, for supporting Tille Peck, Jane Watson, Roxanna Pain, to January 2d, 1824,	95 08
Spencer, for supporting Thomas Humphreys and child, and Susanna Cowland, to January 16th, 1824,	119 60

Stoughton, for supporting William B. Sargent, to January 1st, 1824,	\$ 46 80
Sandwich, for supporting Ester Raymond, to January 10th, 1824,	28 80
Stockbridge, for supporting John Morrison, Ozabuth Morrison, Samuel Rathbone, Hannah Rathbone, Mary Rice, Sarah Hulbert, Morgina Curtis, Sally Peet and Nancy Duncan, to December 1st, 1823,	204 29
Sandisfield, for supporting Jonathan Bolles, Richard Dickson and wife, to January 1st, 1824,	86 40
Salem, for supporting sundry paupers, to January 1st, 1824,	1358 00
Sharon, for supporting John H. Buthalf, to January 20th, 1824,	46 80
Sutton, for supporting James M'Lane and William Metcalf, to January 6th, 1824,	53 55
Sturbridge, for supporting John Jackson, to January 1st, 1824,	9 00
Shirley, for supporting Mary M'Kensey, Samuel and Alvira Gray, to January 1st, 1824,	98 80
Sturbridge, for supporting Samuel Weldon, to February, 1824,	50 40
Springfield, for supporting John Loyd, Michael Smith, Harry, (a black,) Joseph Smith, Daniel Hastings, Thomas Killy and Unice Prince, William Hale, James Ingalls, David Chapman, Edmund Kenney and Warren Goodrich, to January 3d, 1824,	326 23
Somerset, for supporting William Eliot, Ruth Hill and Polly Hill, to January 20th, 1824,	73 41
Tyringham, for supporting Richard Gardner and wife, Asa Thompson, David M'Neale, Alvina Peters, Permilia Watkins, Jemima Howard, to January 1st, 1824,	200 50
Tewksbury, for supporting Nathaniel Ingerson, to January 1st, 1824,	24 80
Taunton, for supporting an Anonymous Female, Jacob Tarry, Jemima Few, Sally Vallum, Sarah Harden, Nancy Stilla, Betsy Stilla, Leonard Stilla and Mary Stilla, and three children	

of Nancy Stilla, Harriet Jeffery, Deborah Smith, James Newbury, Robert Wilson, Jun. and Solomon Robinson, to January 1st, 1824,	\$ 312 31
Topsfield, for supporting Phillis Easty, Nancy Porter and Phillis Emerson, to January 24th, 1824,	109 28
Uxbridge, for supporting a child of Phillis Jenks, to January 8th, 1824,	26 00
Wenham, for supporting Pompey Porter, to January 1st, 1824,	46 80
Washington, for supporting James Robbins and wife, Elizabeth Williams and William Seals, to January 1st, 1824,	97 06
West Stockbridge, for supporting Sally Barton and Julia Ann Salmon, to January 1st, 1824,	64 52
Waltham, for supporting Joseph Cox, to January 1st, 1824,	62 60
West Springfield, for supporting James Aldrich, Hannah Shevay, Lewis Scranton, Fanny Scranton, Maria Scranton, Mellicant Meeker and Alonzo Meeker, to January 4th, 1824,	86 00
Walpole, for supporting Elizabeth Ellis, to January 5th, 1824,	27 90
Wrentham, for supporting John Knight, John Kenedy and Thomas Kenedy, to January 7th, 1824,	91 28
Thomas Wade, keeper of the house of Correction, for supporting sundry paupers, in Essex County, including what was allowed by the Court of Sessions, to October 15th, 1823, to January 12th, 1824,	614 80
Worcester, for supporting Jonas Brooks, William Jablin and Jonathan R. Smith, to January 1st, 1824,	56 70
Winchendon, for supporting Deborah M'Deeth, and Richard Furlong, to January 10th, 1824,	71 24
Williamstown, for supporting James Low, a child of David Taylor, Rachel Galucha, Ashahel Foot and wife and two children, John G. Hensusall, Betsy, (a black child,) Phebe Jenson, Hugar, and her son, to January 6th, 1824,	221 50

## 732 SHERIFFS' AND CORONERS' ACCOUNTS.

Westhampton for supporting Lemuel Calver and wife, John Gay and Jane Gay, to January 1st, 1824,	\$ 105 55
Ware, for supporting John J. Upham, to January 5th, 1824,	46 80
Westfield, for supporting Asonath Gibson, George Gibson, Matthew Smith, John Barry, Ester Barry, Phebe Rose, Caleb Welles, Theodatia Gillitt, Frederick Powers and Trephina Bordin, to January 1st, 1824,	233 64
Watertown, for supporting Robert Saunders, Rebecca Bowen, Samuel Latch and Martin Furlong, to January, 1st, 1824,	195 30
Westford, for supporting Ephraim Spaulding, to January 1st, 1824,	27 38
West Boylston, for supporting Henry S. Stone, to January 1st, 1824,	7 97
West Stockbridge, for supporting James C. Biggs, Ransom H. Biggs and Lucy Lane, to January 1st, 1824,	140 40
Westborough, for supporting John Donnison and Deniah, to January 16th, 1824,	93 60
Wrentham, for supporting James Walker, to January 1st, 1824,	26 00
Yarmouth, for supporting old Lot and Thomas Peters, to January 9th, 1824,	54 22

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 SHERIFFS' AND CORONERS' ACCOUNTS.

*January, 1824.*

Thomas Badger, Coroner of Suffolk County, for taking Inquisitions, to February 4th, 1824,	53 48
Elijah Crane, Sheriff of Norfolk County, for distributing precepts, &c. to January 12th, 1824,	12 22
Lucius Dickinson, Coroner of Franklin County, for taking Inquisitions, to February 4th, 1824,	20 27
Samuel Hews, Coroner of Suffolk County, for taking Inquisitions to February 4th, 1824,	59 22



Jotham Johnson, Coroner of Middlesex County, for taking Inquisitions, to February 4th, 1824,	\$ 11 90
Horatio Leonard, Sheriff of Bristol County, for returning votes, &c. to January 1st, 1824,	3 20
Benijah Mason, Coroner of Bristol County, for taking Inquisitions, to February 4th, 1824,	10 40
Peter Pease, Coroner of Dukes County, for tak- ing Inquisitions, to February 4th, 1824,	12 23
Joseph Stowers, Coroner of Suffolk County, for taking Inquisitions, to February 4th, 1824,	11 58.
Joseph Sawyer, Jun. Coroner for Worcester Coun- ty, for taking Inquisitions, to February 4th, 1824,	8 25
Samuel Tyler, Coroner of Bristol County, for tak- ing Inquisitions, to February 4th, 1824,	15 80
Aaron Kinsley, Coroner of Norfolk County, for taking Inquisitions, to February 4th, 1824,	10 40
Daniel Upham, Coroner of Worcester County, for taking Inquisitions, to February 4th, 1824,	13 58
Thomas W. Ward, Sheriff of Worcester County, for taking care of the house of Correction and for distributing precepts to February 4th, 1824,	125 30



## PRINTERS, AND MISCELLANEOUS ACCOUNTS.

*January, 1824.*

Allen E. W. for publishing Laws, &c. to August 1st, 1823,	\$ 33 33
Agricultural Society, for Sundry Expenses in raising Seeds and Plants by experiments made by said Society, in public Gardens at Cam- bridge, to January 20th, 1824,	600 00
Adams William, for sundry Repairs for the State House,	25 94
Allen Phineas, for advertising, to January 1st, 1824,	20 17
Aves Thomas, Jun. Page to the General Court, to February 21st, 1824,	50 00
Boston Commissioners of Health, to January 1st, 1824,	459 16

Bristol Goal, Committee to Examine, viz :	
Ebenezer Doggett,	5 00
J. A. Parker,	8 00
Noah Stoddard,	8 00—\$21 00
Bradlee Joseph P. for Stove for Secretary's Office,	24 75
Bradlee Samuel, for sundry Hard, for the State House,	24 22
Burditt James W. for Stationary, to February 17th, 1824,	202 81
Blaney Henry, for sundry Repairs for State House,	119 54
Bacon Henry, for assisting Messinger, to General Court, to February 21st, 1824,	88 00
Berkshire Goal, Committee to Examine, viz :	
Isaac Curtis, Jun.	3 80
Owen Goodrich,	5 60
John Nye,	4 40—13 80
Barnstable Gaol, Committee to Examine, viz :	
Benjamin Hallet,	3 60
William Lower,	3 60
Samuel Freeman,	6 40—13 60
Ballard & Prince, for Broad Cloth and Binding, for State House,	14 50
Ballard and Wright, for papers furnished the Court, to June 14th, 1823,	47 54
Burrell Nathan, for publishing Laws, and Advertising, to January 1st, 1824,	20 17
Ballard & Wright, for advertising in the Patriot,	75
Ballard & Wright, for advertising in the Patriot, to January 17th, 1823,	61 00
Ballard & Wright, for advertising in the Patriot, to February 4th, 1824,	46 95
Cutting Elijah W. for assisting Messinger, to General Court, to February 21st, 1824,	84 00
Chace Warren, for assisting Messenger, to General Court, to February 21st, 1824,	88 00
Commissioners to examine the Treasurers' accounts, to January 1st, 1824,	70 00
Clapp William W. for advertising Laws, &c. to to January 1st, 1824,	34 69
Dukes County Goal, Committee to Examine, viz : Hezekiah Barnard,	8 00

Durant William, for cleaning Windows and setting Glass, in State House,	\$ 27 95
Danforth Allen, for publishing Laws, &c. to November 1st, 1823,	33 34
Dukes County Goal, Committee to examine, viz: William Gernigan,	2 00
Essex Goal, Committee to examine, viz: John Osgood,	10 00
James Phillips, Jun.	10 00
Benjamin Knight,	10 00—30 00
Franklin Goal, Committee to examine, viz: Parley Barton,	6 80
Demick Ellis,	5 00
Ephraim Hastings,	5 60—17 40
True & Greene, for paper and Printing, for the several Offices, and for Printing Laws, to February 19th, 1824,	871 24
Hampshire Goal, Committee to examine, viz: Samuel Kirkland,	5 00
Joshua Kingsley,	4 00
Jonas Brewster,	6 00—15 00
Hampden Goal, Committee to examine, viz: Alvin Needham,	7 00
Luke Parsons,	3 40
Alfred Stearns,	4 00—14 40
Hale Nathan, for advertising, printing and Newspapers furnished the members of the General Court, to September 11th, 1823,	141 73
Hastings William, for publishing Laws, &c. to December 13th, 1823,	16 67
Judd Sylvester, for publishing Report of a Committee, &c. to January 1st, 1824,	5 00
Low John V. for assisting Messinger to the General Court to February 21st, 1824,	80 00
Middlesex Goal, Committee to Examine, viz: Francis Tuttle,	9 00
Levi Farwell,	8 00
Daniel C. Abbott,	11 00—28 00
Mann William H. for advertising Laws, to November 20th, 1823,	16 64

## Norfolk Goal, Committee to Examine, viz :

Lewis Fisher,	10 00	
William Ellis,	5 20	
Enoch Hewins,	8 00	—\$23 20

Nichols William, for supplying the Court with  
Newspapers, to February 14th, 1824, 13 62

## Nantucket Goal, Committee to Examine, viz :

Gideon Folger,	2 00	
Hezekiah Barnard,	2 00	—4 00

## Plymouth Goal, Committee to Examine, viz :

Samuel A. Frazer,	4 00	
Joseph Clift,	5 20	
John Leavitt,	7 20	—16 40

Russell Benjamin, for printing and furnishing Pa-  
pers for the Members, to December 24th, 1823,

Richardson & Lord, for Stationary, to February  
16th, 1824, 41 62

Russell & Gardner, for advertising in the Boston  
Gazette, to February 13th, 1824, 10 00

For Newspapers to members to Febru-  
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Phelps & Sexton, for publishing Laws, &c. to  
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Soap Stone Company, for sundry supplies for  
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A. G. Tannatt & Co. for publishing Laws, &c. to  
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Tannett A. G. for publishing Laws, to March 18th,  
1823, 16 67

Todd & Smith, for advertising Eastern Lands, to  
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Vose Elijah, for two Stoves for State House, 78 81

Williard Justine, for publishing Laws, to Febru-  
ary 6th, 1824, 11 11

Wells & Lilley, for printing the Agricultural So-  
ciety Journal, No. 4, vol 7, 200 00

Do. Do. 1000 copies, each 1. vol 8, 200 00—400 00

## Worcester Goal, Committee to Examine, viz :

Lyman Sibley,	7 00	
James Boamer,	4 60	
Calvin Haskell	6 00	—17 60

True & Greene, for furnishing Papers to the Members, to February 21st, 1824,	\$ 63 36
Welles John, for Copper Funnell for Stoves,	104 18
Wheeler John H. for repairs to State House,	265 97
Young & Minns, for Newspapers, furnished to Members, &c.	15 75

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MILITARY ACCOUNTS.
*Aid-de-Camps to Major Generals.*

Talbot James, to the Major General of the 1st Division, to January 1st, 1824,	\$ 13 75
Stickney John, to Major General of 2d Division, to January 1st, 1824,	25 00
Coffin Timothy G. to Major General of 5th Division to January 1st, 1824,	22 92
Hopkins Thomas, to Major General of 7th Division, to January 1st, 1824,	25 00

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*Brigade Majors.*

Allen Alfred, 1st Division, 2d Brigade, to January 1st, 1824,	\$ 35 36
Brimmer Martin, 1st Division, 3d Brigade, to January 1st, 1824,	28 34
Barton Jabez W. 2d Division, 1st Brigade, to December 18th, 1823,	50 00
Butterfield Joseph, 3d Division, 2d Brigade, to January 1st, 1824,	37 77
Sheldon Thomas, 4th Division, 1st Brigade, to January 1st, 1824,	28 34
Gilbert Thomas, 4th Division, 2d Brigade, to January 1st, 1824,	40 00
Wilder Nathaniel, 5th Division, 1st Brigade, to January 1st, 1824,	40 00
Cobb David G. W. 5th Division, 2d Brigade, to January 1st, 1824,	38 33

Sampson Joseph, 5th Division, 3d Brigade, to January 1st, 1824,	\$ 40 00
Cunningham E. M. 6th Division, 2d Brigade, to January 1st, 1824,	40 00
Thwing Thomas, 7th Division, 1st Brigade, to January 1st, 1824,	40 00
Hubbell Calvin, 7th Division, 2d Brigade, to January 1st, 1824,	40 00

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*Adjutants.*

Allen Andrew J. 1st Division, 3d Brigade, 1st Regiment, to May 5th, 1823,	\$ 8 67
Adams Stephen, jun. 2d Division, 2d Brigade 1st Regiment, to January 1st, 1824,	22 92
Abbot Paschal, 2d Division, 2d, Brigade, 4th Reg- iment, to January 1st, 1824,	23 75
Atwood George W. 5th Division, 2d Brigade, 3d Regiment, to January 1st, 1824,	25 00
Adams Otis, 6th Division 2d Brigade, 2d Regi- ment, to January 1st, 1824,	21 53
Baker Walter, 1st Division, 1st Brigade, 1st Reg- iment. to January 1st, 1824,	23 61
Bent James, 1st Division, 2d Brigade, 2d Regi- ment, to January 1st, 1824,	22 66
Bancroft William A. 3d Division, 2d Brigade, 2d Regiment, to January 1st, 1824,	25 00
Blood Charles, 3d Division, 2d Brigade, 3d Regi- ment, to January 1st, 1824,	25 00
Brigham Moses, 6th Division, 1st Brigade, 6th Regiment, to January 1st, 1824,	15 00
Barrett Benjamin, 6th Division, 2d Brigade, 4th Regiment, to January 1st, 1824,	25 00
Bryant Nathan, jun. 6th Division, 2d Brigade, 5th Regiment, to January 1st, 1824,	25 00
Bridge Charles, 6th Division, 1st Brigade, <i>Cav- alry.</i> to January 1st, 1824,	34 02
Cushing Ned, 1st Division, 1st Brigade, 2d Regi- ment, to January 1st, 1824,	25 00

Clark Josiah S. 3d Division, 1st Brigade, 5th Regiment, to January 1st, 1824,	\$ 25 00
Conant Francis, 3d Division, 2d Brigade, 1st Regiment, to January 1st, 1824,	35 77
Chapen Chester W. 4th Division, 1st Brigade, 1st Regiment, to January 1st, 1824,	25 00
Collamore Horace, 5th Division, 1st Brigade, 2d Regiment, to January 1st, 1824,	23 61
Derby John 4th, 2d Division, 1st Brigade, 1st Regiment, to February 21st, 1823,	25 00
Dixey E. F. 2d Division, 1st Brigade, 4th Regiment, to January 1st, 1824,	10 00
Dickinson Thomas, 3d Division, 1st Brigade, 4th Regiment, to January 1st, 1824,	18 75
Dickinson Elijah R. 4th Division, 1st Brigade, <i>Cavalry</i> , to January 1st, 1824,	25 00
Dyer Samuel N. 5th Division, 1st Brigade, 4th Regiment, <i>Acting</i> , to January 1st 1824,	15 00
Evens John, 2d Division, 2d Brigade, 4th Regiment, to January 1st, 1824,	43 75
Everett Charles, 3d Division, 1st Brigade, 1st Regiment, to January 1st, 1824,	23 96
Eaton Ebenezer R. 4th Division, 1st Brigade, <i>Artillery</i> , to August 15th, 1823,	25 00
Esterbrooks Jones, 6th Division, 1st Brigade, 6th Regiment, to January 1st, 1824,	34 51
Egleston Thomas, 7th Division, 2d Brigade, 2d Regiment, to January 1st, 1824,	25 00
Fisher Calvin, jun. 1st Division, 2d Brigade 2d Regiment, <i>Artillery</i> , to January 1st 1824,	14 16
Frost Elisha jun. 3d Division, 1st Brigade, 5th Regiment, to September 27th 1822,	17 50
Forward Robert, 4th Division, 1st Brigade, 2d Regiment, to January 1st, 1824,	25 00
Fessenden Sewall, 5th Division, 3d Brigade, 1st Regiment, to January 1st, 1824,	23 61
Gibbons George M. 1st Division, 3d Brigade, 2d Regiment, to January 1st, 1824,	25 00
Goss Clark, 4th Division, 2d Brigade, 3d Regiment, to January 1st, 1824,	24 18
Haynes Guy C. 3d Division, 1st Brigade, 5th Regiment, to January 1st, 1824,	31 25

Hooker Zibeau, 3d Division, 1st Brigade, 5th Regiment, <i>Cavalry</i> , to January 1st, 1824,	\$ 11 75
Hubbard John, 4th Division, 1st Brigade, 3d Regiment, to April 25th, 1823,	25 00
Hedge Isaac L. 5th Division, 1st Brigade, 1st Regiment, to January 1st, 1823,	25 00
Haskell James, 5th Division, 1st Brigade, 4th Regiment, <i>Cavalry</i> , to January 1st, 1823,	15 00
Hathaway Philip P. 5th Division, 2d Brigade, 5th Regiment, to January 1st, 1823,	25 00
Hamblin Joseph, 5th Division, 3d Brigade, 2d Regiment, to January 1st, 1823,	25 00
Hitchcock, Augustus, 7th Division, 1st Brigade, 1st Regiment, <i>Acting</i> , to January 1st, 1823,	14 50
Hubbell Stoddard, 7th Division, 2d Brigade, 1st Regiment, to January 1st, 1823,	25 00
Ingorsal Daniel P. 7th Division, 1st Brigade, 2d Regiment, to January 1st, 1823,	25 00
Kemball Charles, 2d Division, 2d Brigade, 2d Regiment, to January 1st, 1823,	23 96
Lincoln Asa, 4th Division, 1st Brigade, 5th Regiment, to September 1st, 1823,	16 66
Mosely Thomas M. 1st Division 1st Brigade, 3d Regiment, to January 1st, 1824,	15 00
Mountford Napoleon B. 1st Division, 3d Brigade, 1st Regiment, to January 1st, 1824,	16 33
Newell Joseph W. 3d Division, 1st Brigade, 5th Regiment, to October 2d 1822,	15 62
Newton Isaac, 4th Division, 2d Brigade, 2d Regiment, to January 1st, 1824,	25 00
Otis L. A. G. 1st Division, 3d Brigade, 3d Regiment, to January 1st 1824,	28 80
Peabody Charles, 2d Division, 2d Brigade, 3d Regiment, to January 1st, 1824,	48 04
Partridge William W. 4th Division, 2d Brigade, 1st Regiment, to January 1st, 1824,	25 00
Rogers Daniel H. 2d Division, 1st Brigade, 1st Regiment, to January 1st, 1824,	25 00
Root Albert A. 7th Division, 1st Brigade, 1st Regiment, to January 1st, 1824,	21 87
Sheldon Israel, 2d Division 1st Brigade, 3d Regiment, to January 1st, 1824,	25 00



Sampson Joseph, 5th Division, 3d Brigade, 2d Regiment, to September 25th, 1823,	\$ 10 75
Saxton William B. 7th Division, 1st Brigade, 2d Regiment, to January 1st, 1824,	15 00
Torrey Joseph, 1st Division, 2d Brigade, 2d Regiment, to May 15th, 1823,	11 17
Thayer George W. 1st Division, 3d Brigade, 3d Regiment, to January 1st, 1824,	25 00
Townsend Daniel, 2d Division, 1st Brigade, 4th Regiment, to January 1st, 1824,	25 00
Thompson Samuel, 2d Division, 2d Brigade, 4th Regiment, to September 12th, 1822,	14 42
Thompson Arad, 5th Division, 1st Brigade, 4th Regiment, to January 1st, 1824,	24 45
Taylor Henry, 5th Division, 2d Brigade, 2d Regiment, to July 1st, 1823,	12 50
Tucker Samuel, 6th Division, 1st Brigade, <i>Cavalry</i> , to January 1st, 1824,	25 00
Tucker George, S. 7th Division, 2d Brigade, 3d Regiment, to January 1st, 1824,	7 50
Wild Jonathan, jun. 1st Division, 1st Brigade, 3d Regiment, to January 1st, 1824,	24 37
Wright David, 4th Division, 2d Brigade, <i>Cavalry</i> to January 1st, 1824,	50 00
Wood Asa, 5th Division, 2d Brigade, 2d Regiment, to January 1st, 1824,	12 50
Wright Joseph W. 6th Division, 1st Brigade, 5th Regiment, to January 1st, 1824,	33 33
Wright Simeon W. 7th Division, 2d Brigade, 3d Regiment, to January 1st, 1824,	25 00

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*Hauling Artillery.*

Adams Cyrus, 1st Division, 2d Brigade,	\$ 8 00
Abbot Abel, 2d Division, 2d Brigade,	12 00
Adams Nahum, 4th Division, 2d Brigade,	9 50
Bradbury Ebenezer, 2d Division, 2d Brigade,	22 50
Baldwin Henry, 3d Division, 2d Brigade,	6 21
Colby John, 2d Division, 2d Brigade,	32 37
Curtis Levi, 5th Division, 1st Brigade,	10 00

Clark Sumner, 6th Division, 1st Brigade,	\$ 9 00
Ellis George P. 1st Division, 2d Brigade,	12 00
Ensign Thomas, 7th Division, 2d Brigade,	5 00
Gay Willard, 1st Division, 1st Brigade,	20 00
Glover Russell, 1st Division, 3d Brigade,	36 00
Harrison John, 5th Division, 2d Brigade,	49 50
Harwood Wilcott, 6th Division, 2d Brigade,	5 00
Jackson Francis, 1st Division, 3d Brigade,	30 00
Kinstry William M. 6th Division, 1st Brigade,	5 00
Mason Jonathan B. 2d Division, 1st Brigade,	11 00
Mayhew George, 4th Division, 2d Brigade,	18 00
Mayhew George, 4th Division, 2d Brigade,	19 00
Nesmith Adam, 2d Division, 1st Brigade,	8 00
Nesmith Adam, 2d Division, 1st Brigade,	10 00
Nichols John, 2d Division, 1st Brigade,	10 00
Noyes Moses, 5th Division, 1st Brigade,	8 75
Parks John, 1st Division, 1st Brigade,	10 00
Perry Lemuel, 5th Division, 2d Brigade,	23 75
Roades John S. 2d Division, 1st Brigade,	10 00
Smith William L. 1st Division, 3d Brigade,	20 00
Somes Samuel, 3d Division, 1st Brigade,	17 50
Somes Samuel, 3d Division, 1st Brigade,	15 00
Tapley Amos, 2d Division, 1st Brigade,	8 00
Tucker Joel, 4th Division, 1st Brigade,	5 00
Wade John, 1st Division, 3d Brigade,	20 00
White Otis, 3d Division, 1st Brigade,	20 00
White Otis, 3d Division, 1st Brigade,	15 00
Walker Hezekiah, Jun. 4th Division, 1st Brigade,	5 13
Wood Nathaniel, 5th Division, 1st Brigade,	12 00

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*Aggregate of Roll, No. 90.*

Expense of State Paupers, - - - -	\$ 26,603 69
“ “ Sheriffs and Coroners, - -	367 83
“ “ Printers and Miscellaneous,	4,703 13
“ “ Military, - - - - -	2,715 25
	\$ 34,389 90

*Resolved*, That there be allowed and paid out of the public Treasury, to the several Corporations and persons mentioned in this Roll, the sums set againsts such Corporations and persons names respectively, amounting in the whole, to thirty-four thousand three hundred eighty-nine dollars, and ninety cents.

*In Senate, February 21st, 1824.*—Read and passed.

Sent down for concurrence,

**NATHANIEL SILSBEE, *President.***

*House of Representatives, February 21st, 1824.*—Twice read and concurred.

**WILLIAM C. JARVIS, *Speaker.***

*February 21st, 1824.*—Approved,

**WILLIAM EUSTIS.**

**Commonwealth of Massachusetts.**

SECRETARY'S OFFICE, }  
May 4th, 1824. }

*By this, I CERTIFY, that the Resolves printed in this Pamphlet, and passed by the Legislature at the Session in January and February 1824, have been compared with the originals, and appear to be correct.*

**ALDEN BRADFORD,**

*Secretary of Commonwealth.*

# INDEX

TO THE RESOLVES, PASSED BETWEEN THE TWENTY SIXTH OF MAY, EIGHTEEN HUNDRED AND NINETEEN, AND THE TWENTY SECOND OF FEBRUARY, EIGHTEEN HUNDRED AND TWENTY FOUR.

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