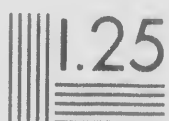
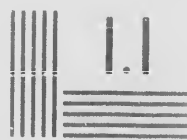
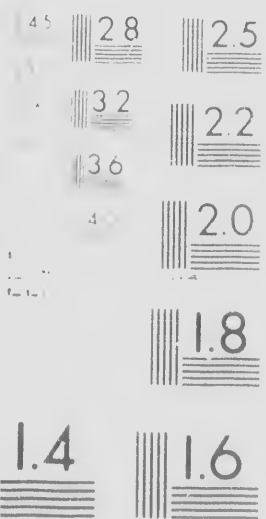
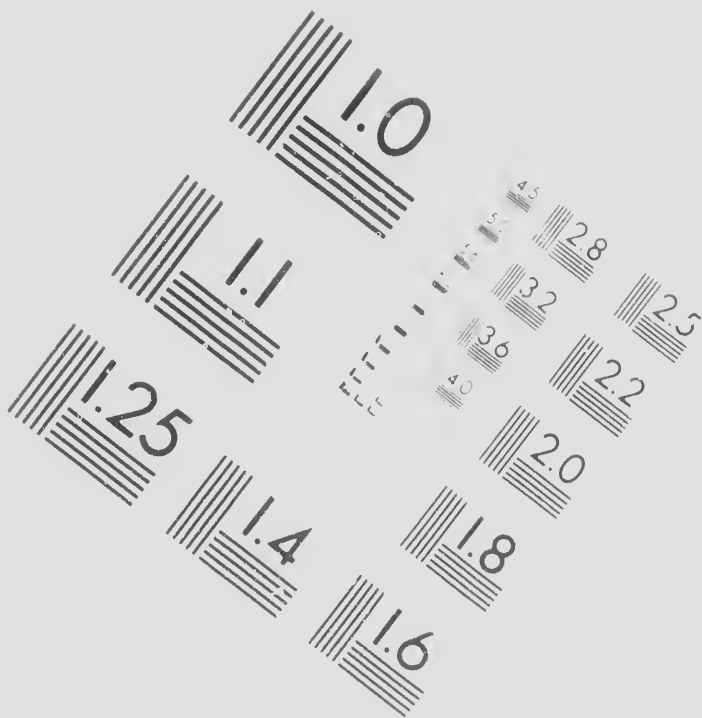


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*THE Congress of the United States and the State of Virginia*  
*of the Officers and Soldiers*  
*State Effable presents to the*  
*States, of the Territory north*  
*the same to the House,*

R. E. P.

THAT the Legislature of Virginia  
1781, *Resolved*, that they would  
States, for the benefit of the said  
the said Commonwealth had to the  
duation for any others in the said  
good lands on the south-east side  
land river, and between the Green  
been relieved by law for the Virginia  
should, from the North-Carolina  
land lands than was expected, pro-  
deficiencies should be made up to  
between the rivers Scioto and Little  
River Ohio, in such proportions as  
of Virginia.

That Congress by their act of  
accept the said cession on the condi-

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That the Legislature of Virginia

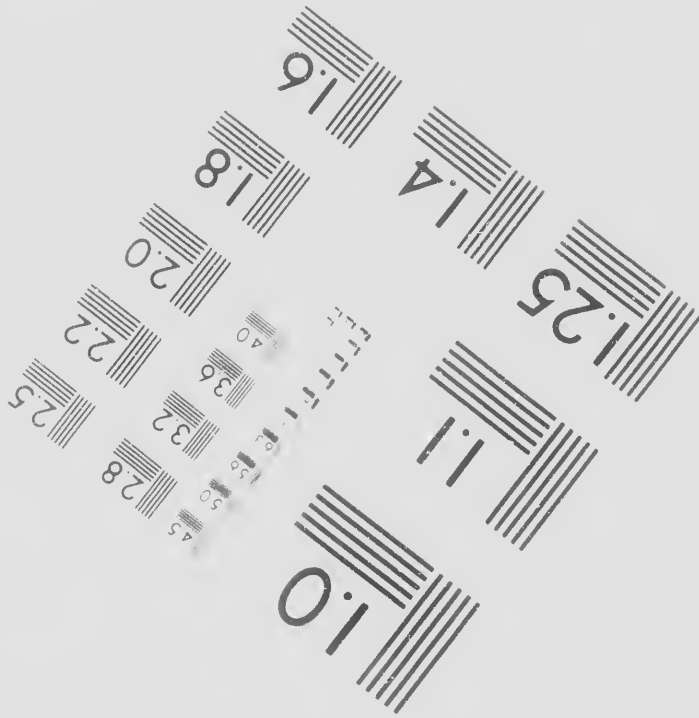
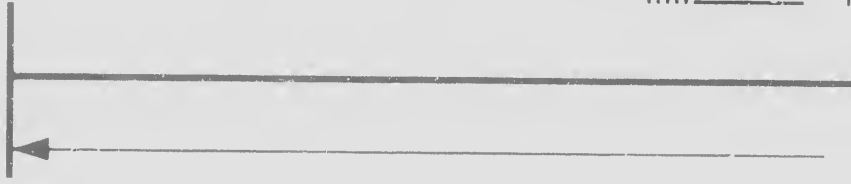
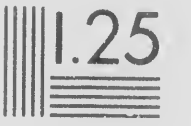
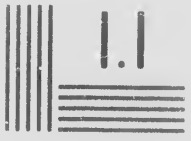
...the ...  
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...of the said State, on Continental ...  
...made by the said State to the United ...  
...of the river Ohio, and to report

## O R T.

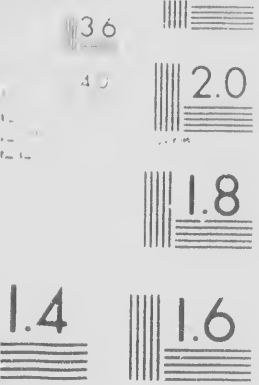
nia, by their act of the second January, 1783, to yield to the Congress of the United States, all right, title and claim which they had in the lands north-west of the river Ohio, upon condition (expressed) that in case the quantity of land granted to them on the Ohio, upon the waters of Cumberland River and Tennessee river, which have been laid off for the troops upon Continental Establishment, should be found insufficient, bearing in further upon the Cumberland River, should be insufficient for the legal bounties, that the troops in good lands, to be laid off for them on the Miami, on the north-west side of the river Ohio, should have been engaged to them by the laws

...the 13th of September, 1783, agreed to the conditions above-mentioned.

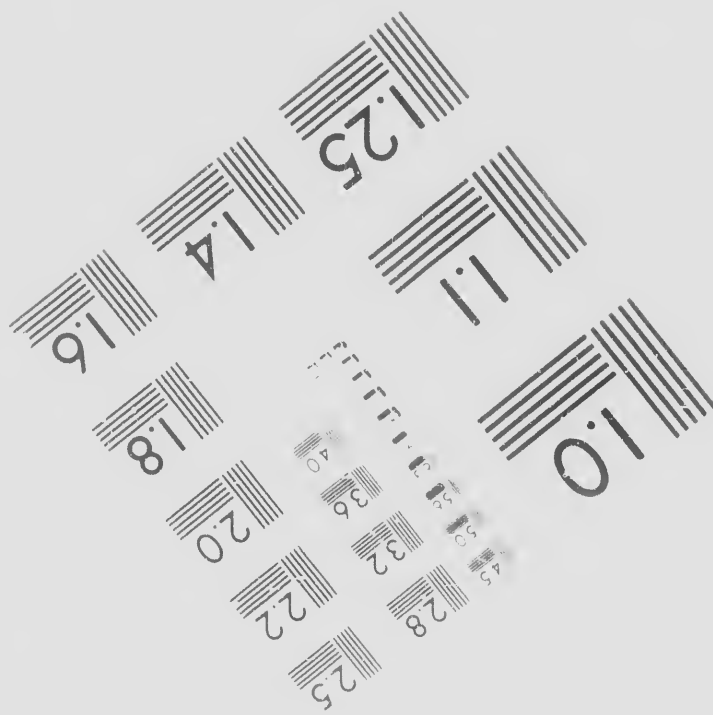
...by their act of the 20th of October,



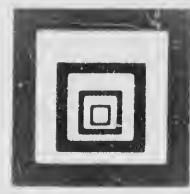
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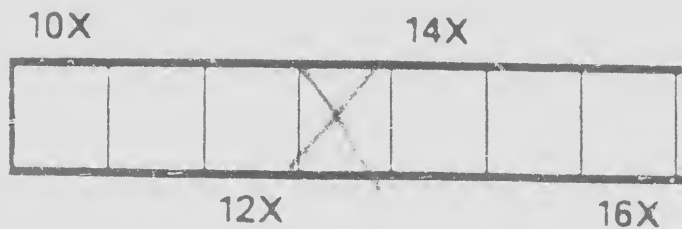
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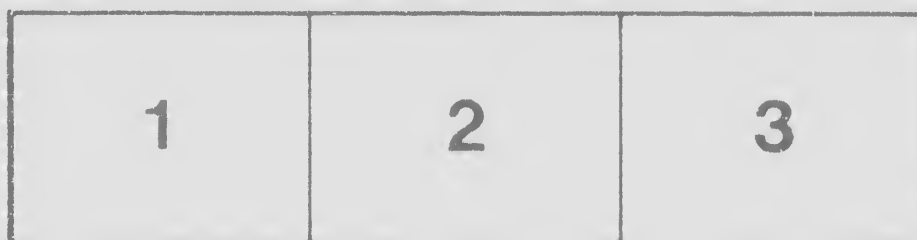
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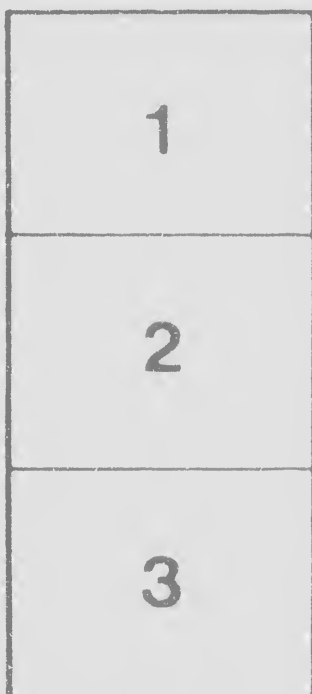
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between the rivers Scioto and Little  
River Ohio, in such proportions as  
of Virginia.

That Congress by their act of  
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That the Legislature of Virginia  
1783, authorized their delegates  
sign to the United States, the right  
lands within her charter, and now  
agreed to by Congress, including  
conveyance the said Delegates a  
July, 1788, Congress resolved, th  
Congress consider all locations and  
account of the said troops, on the  
Miami, before the said deficiency  
shall be ascertained and stated to  
Executive of the State of Virginia  
ther there has been any deficiency  
of that State, on the fourth call  
upon Continental Establishment ;  
what is the amount, and also what  
State, to prevent the said troops ta  
to them, in order that measures ma  
the benefit of such troops, a full  
Rivers Scioto and Little Miami, a  
pose of the remaining land between  
the Union.

That the Council of Virginia, on  
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Miami, on the north-west side of the  
have been engaged to them by the laws

the 12th of September, 1783, agreed to  
on above-mentioned.

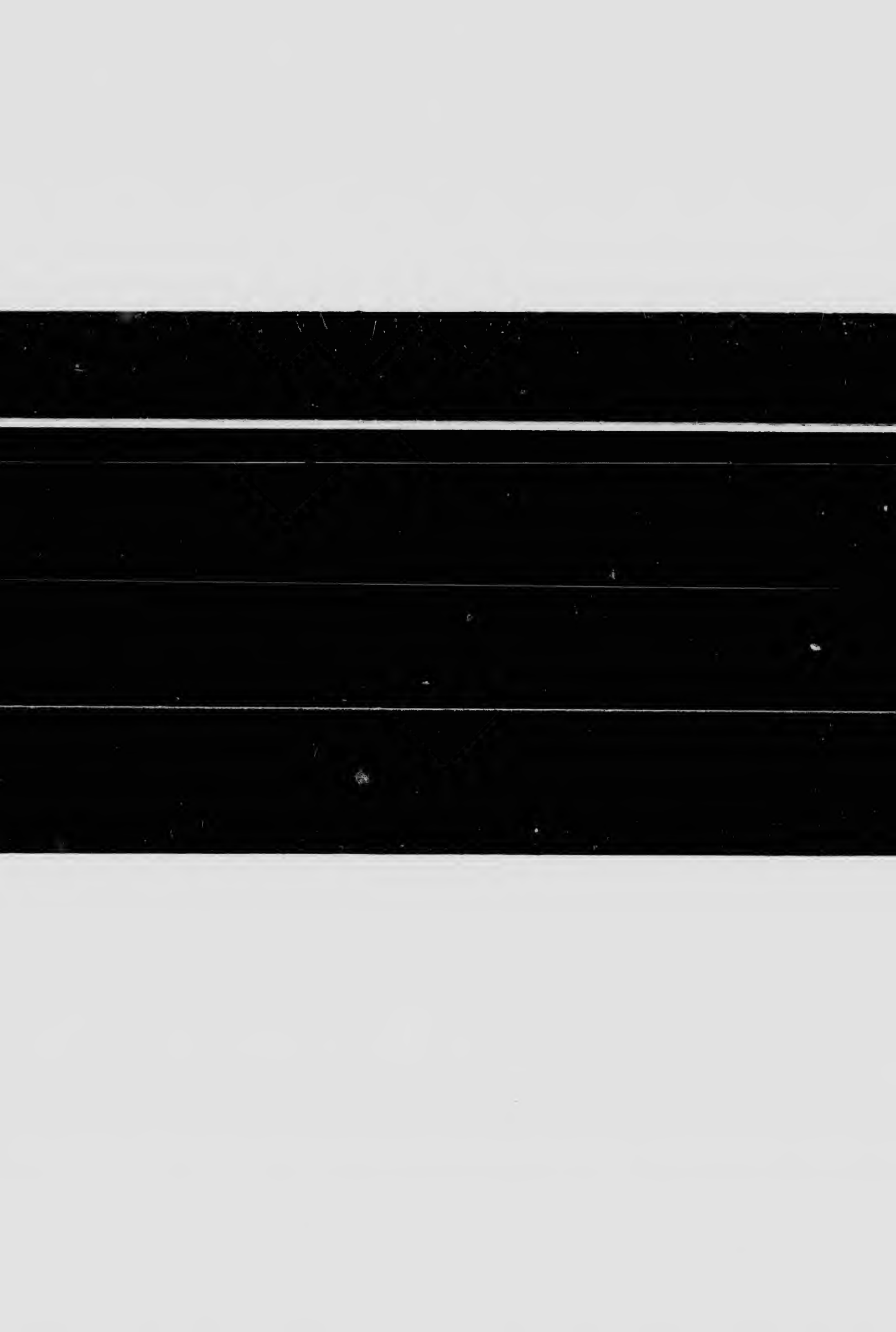
by their act of the 20th of October,  
Congress, to convey, transfer and af-  
title and claim of the said State to the  
west of the River Ohio, on the terms  
the above-mentioned condition, which  
accordingly made. That on the 17th of  
the State of Virginia be informed that  
surveys which shall be made by or on  
said lands between the Scioto and Little  
any, on the south-east side of the Ohio,  
Congress, invalid. And that the Ex-  
be requested to inform Congress, whe-  
of good lands, reserved by the laws  
side of the Ohio for the Virginia troops  
and if there has been any deficiency,  
checks have been provided by the said  
ing up more lands than are actually due  
immediately be taken for laying off for  
ent quantity of good land between the  
that Congress may be prepared to dis-  
hose rivers for the general benefit of

the 4th of August, 1788, took the said  
thereupon advised, that the acting Su-  
of an act of Assembly, entitled, "An act



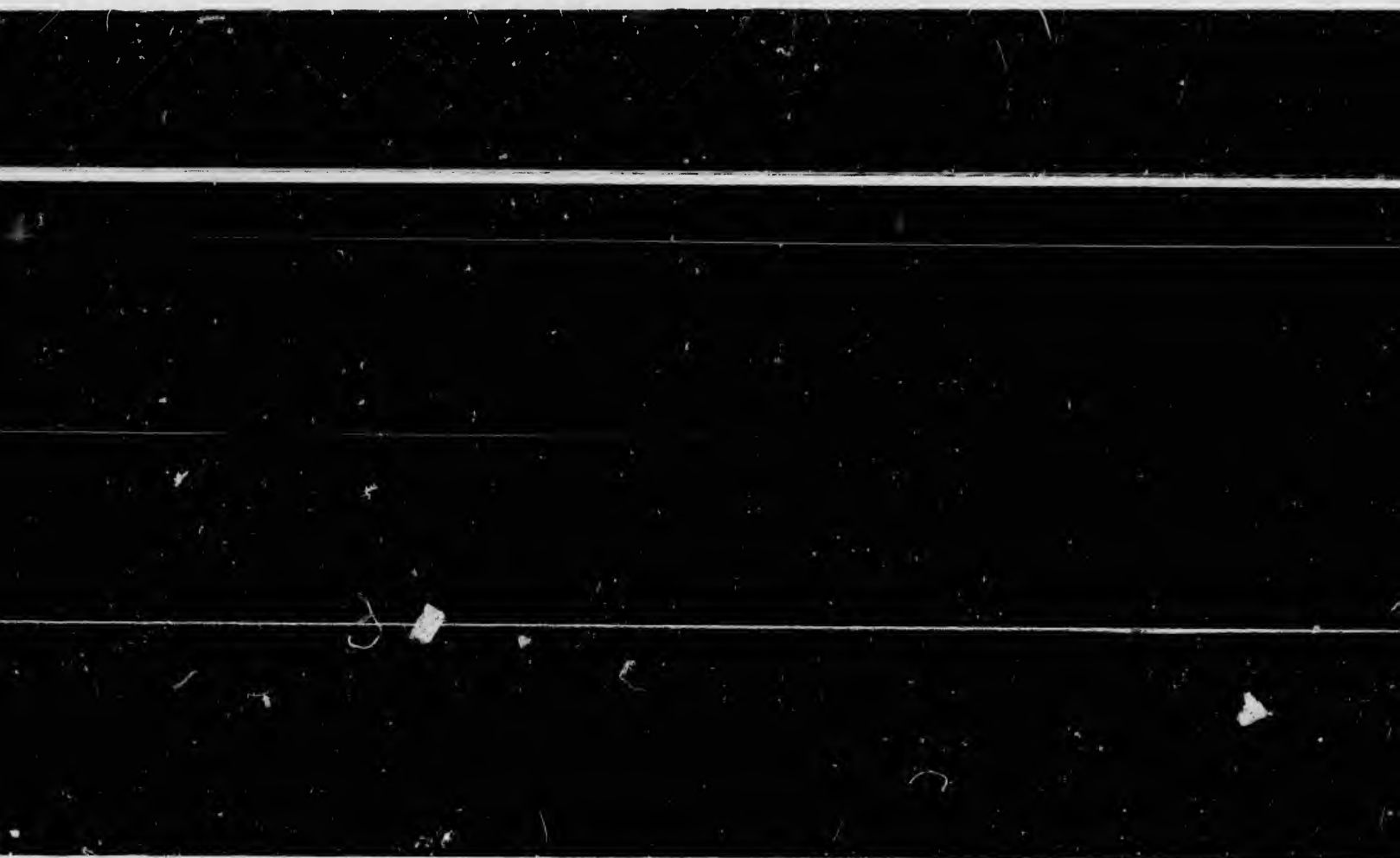












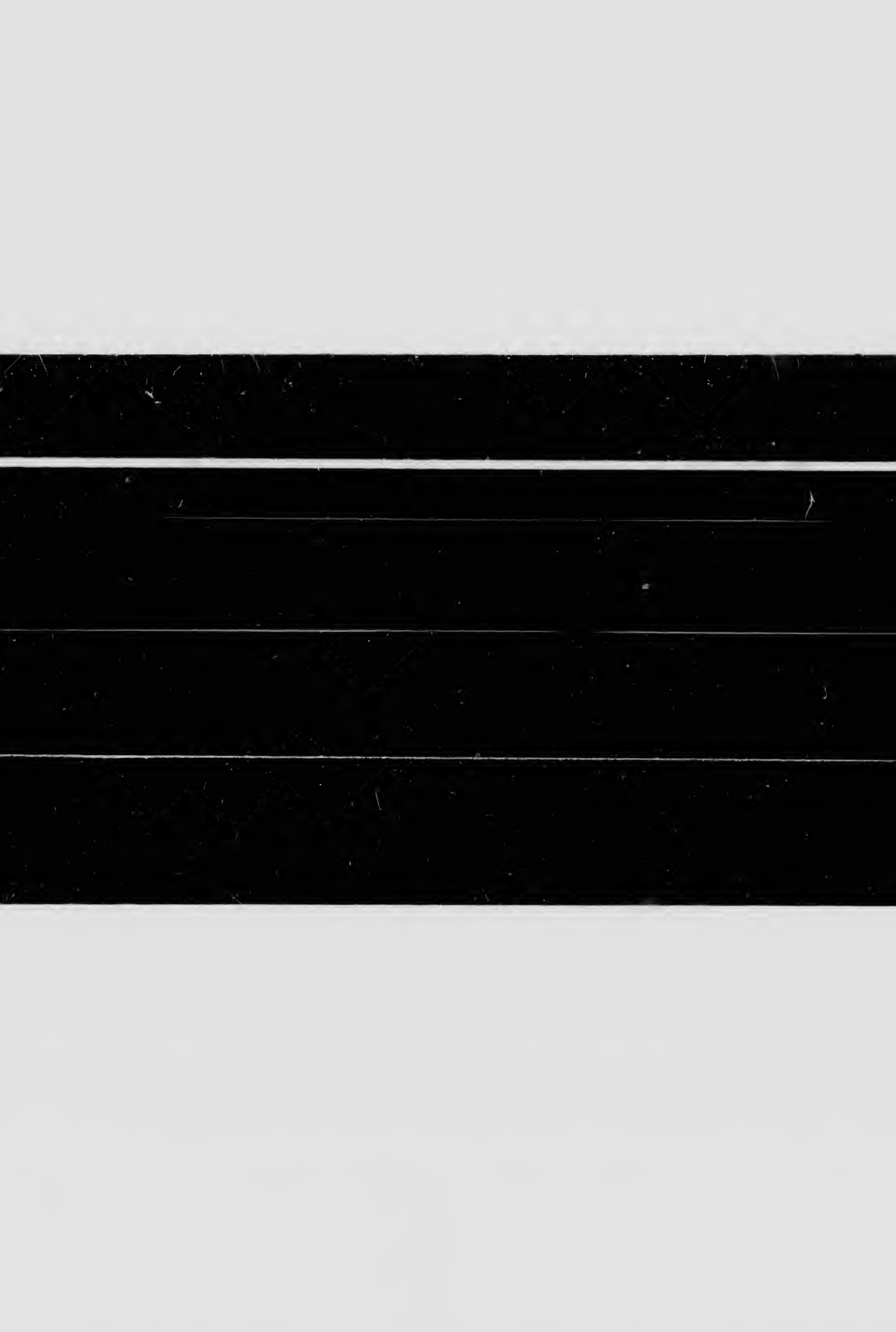














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the lands given by law to the Officers and Soldiers on Continental Establishments, and for other purposes,"—To state the quantity of good lands on the south-east side of the Ohio: How many good lands were located or surveyed, before they proceeded to the north-west side of the Ohio? How much has been located on the south-east side for the Virginia troops on State Establishments? How much for the Virginia troops on Continental Establishments on the south-east side? What is the real deficiency of good lands on the south-east side? What locations or surveys have been made for the Virginia troops on the north-west side? And what quantity of land on the south-east side is allotted to the Continental and State Lines, according to the respective deputations on the 17th of December, 1788, an answer be written to Congress in the words by the said deputations, and that copies of the said advice shall be immediately expressed to the Superintendants aforesaid, together with the above-mentioned resolution; and that a copy of that advice be sent to the Delegates of the State in Congress.

with which advice the Governor of Virginia, on the 17th of December, 1788, wrote to the President of Congress, a letter of which is produced.—[No. 1.]

was also transmitted to the Superintendants before-mentioned, according to the resolution of Congress, and advice of Council, from which is produced a letter, dated 17th November, 1788, the original of which is produced.—[No. 2.]

On the 17th of September, 1788, Congress resolved, that the Executive of Virginia be informed, that the act of Congress of the 17th of December, 1788, was not meant, nor is it to be interpreted, to infringe any stipulation made by Virginia to the United States, and that it is not the intention of Congress to take any further measures at present respecting the Scioto and little Miami, but to allow a reasonable time to be mentioned in the act of Congress aforesaid; and for all other purposes, may be requisite for ascertaining and carrying into effect, the intention of the parties to the said act of Congress.

And a certificate from Charles Lewis, Clerk of the Land Office that warrants had issued for 3,921,010 acres, part of the before-mentioned quantities of land: And in a letter, dated 17th January, 1789, transmitted to the said Delegates a copy of the resolution of the Assembly of December, 1788, above-mentioned.—[No. 4.]

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*PAPERS referred to in the preceding REPORT.*

[No. 1.]

*Richmond, August 4th,*

SIR,

OUR desire to comply with the request of Congress, induces us to give an answer to their act of the 17th ultimo, without waiting for that special information, which we shall immediately endeavor to procure, and shall transmit as soon as it may be received. We therefore trust, that definitive measures will be pursued by your honorable body, with respect to the lands between the Scioto and little Miami, until that full information shall arrive.

But, Sir, we are compelled to protest, that nothing contained in the communication, made at the special instance of Congress, is to be interpreted into an acquiescence of Virginia under that resolution, which validates locations and surveys between those two rivers, or into an abatement or diminution of rights existing under any act of this Commonwealth. We are compelled thus to protest; because we have grounds for believing that this resolution will excite an alarm, highly injurious to the tranquility of the union; as the adventurers, who will be affected by it, have incurred heavy toil and expense.

We do not yet possess any formal documents, upon which we can positively assert, that there is a deficiency of good lands on the south side of the Ohio. But we are thoroughly persuaded, from the number of locations for which warrants have already issued, that a deficiency, great indeed, must exist. For ascertaining the fact, we shall immediately dispatch agents to the Superintendants, appointed under the authority of law, to examine the surveys for the benefit of the Virginia troops. Congress will

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ivers, as set apart by law for the said Officers and Soldiers, and then proceed in the like manner to survey on the north-west side of the river Ohio, between the rivers Scioto and the little Miami, until the deficiency of all military bounties in lands shall be fully and amply made up.”

The Superintendants and principal Surveyors, therefore, having adjudged all the good lands on the Cumberland and Tennessee rivers to be exhausted, and having proceeded to locate on the north-west side of the Ohio, it would seem, that Congress cannot annul their locations or surveys, if any have been made in that district. The checks, provided to prevent the troops taking up more land than are actually due to them, will be found in the law of which a copy is now sent. (No. 2.) The summary of proceeding according to that law is as follows :

The documents of the Officer or Soldier are submitted to Colonel Meriwether (an officer appointed for this and other military purposes) examined and reported by him to the Governor, who certifies the claim of the party, if entitled to the bounty, to the Land Office, upon which certificate the Register issues his warrant directed to the principal Surveyor of the lands set apart for military bounties, and makes a record of the warrant. The party then carries the warrant to the Surveyor's Office, makes his location and leaves the warrant with the Surveyor, who has it registered and filed away until the survey is made ; when he returns it with the survey to the Land Office, where it is again examined with the record in the Land Office and cancelled. The survey remains six months in the Land Office, and if no better right is asserted within that time by caveat, is then carried into grant.

I have, &c.

E. R A N D O L P H.

*P. S.* The honorable Delegates of Virginia will receive by this mail a printed copy of the laws referred to, and I have taken the liberty of requesting them to furnish Congress with the laws herein referred to.

A Copy from the record,

Attest, SAMUEL COLEMAN. A. C.

Without an actual survey of the whole of the counties described by the laws, reserving the lands containing that between the Tennessee and the Mountain the quantity contained therein, or the quality by the agreement above alluded to: But from the survey it was adjudged that the whole country contained within the dividing line agreed on last, was estimated in that part allotted to the Continental Line; the State Line, which, on our exploring it, was found to be of a quality to what was expected from the description. Full one third of it being extensive open barrens, and the remainder land without timber, covered with a coarse growth of brush, and a tenth fit for cultivation; and a great proportion of the soil is poor and stony. It was estimated, that the whole could be called good land: From the survey of good land within the part allotted to the Continental Line, it was found to be 833,333 acres, or thereabouts; from which one hundred thousand acres is taken by the grant made to the Georgia Company, at the Mouth of Green River: The survey made by the Surveyor for the Continental Line, has not yet been located on those lands, some part of which has been taken by individuals, on account of the natural advantages; and from our own observations, we are of opinion that the lands in that district are taken. From the survey it is estimated that the quantity of good lands within the allotment to the State Line, be 1,166,666 acres, or thereabouts, of which the Deputy Surveyor of that line, 167,666 acres, which leaves 1,998,994 acres remaining unlocated. The warrants issued, will be no more than sufficient to satisfy the claims. Moreover, it is probable there will be a great quantity of lands to the State Line, as near three hundred thousand acres below the Tennessee, part of which, located by the State, and covered with treasury warrants, previous to the year 1781, are now pending by the Legislature, in 1781, the right of which is now pending, as we are informed, before the High Court of Appeals. It is decided in favour of the treasury claimants, and the military claimants appear wanting to the military claimants.

country lying within the boundaries of the fourth call side of the Ohio, Mississippi it is impossible to ascertain the quantity allotted to each of the lines. The best estimate we could make, is that the first line would be about 6,000,000 of acres, the second about 2,500,000 acres, and the third about 3,500,000 to the fourth line, and to be far inferior in quality to that had been given of it—The lands of the Indians, which are large tracts of good land, and not more than one fourth of the woodland mountains, are not more than one third of the whole. In this calculation, the quantity of land on the Continental Line would be, considerably upwards of one million acres. To William Henderson and his associates, and it appears from the return of the Surveyors, that 724,045 acres have been laid on lands of good quality, of salt springs, or other natural defects, while engaged in the business of the Surveyors, well assured, that the best of the lands, in the same estimation it will appear, that the quantity of land allotted to the State Line would be, about 2,500,000 acres, as appears from the report of the Surveyors, that 2,500,000 acres have been located, and the same quantity, which from the amount of land located, to answer the whole of their business, is a great deficiency of good land. The quantity of land, of about a thousand acres of the lands of the Indians, by the Superintendants, were reserved for the Indian country being reserved to the Indians, which is now in dispute, determined by the Court of Appeals, and if it should be determined, the deficiency will by so much



menced, by the directions of the Superintendants, on the  
gulf, 1787; and it appears, by the report from the Surveyors  
acres, have since been located in that country; and we beg  
that it is our opinion, from the extent of the area of the  
between the Scioto and little Miami, that there will be four  
good lands there to satisfy the claims now to be located.

We cannot close this address without observing, that  
whole of this business, we have endeavored to do the strict  
public, as well as the individuals for whom we were trust  
standing the difficulties and dangers which we have unavo  
ed, we hope it will be found that we have discharged the  
and if it should be found that we have fallen short, it wi  
the difficulties attendant on a business, which we were ob  
a country far distant from any inhabitants, which none  
those who have experienced them.

We have the honor to be,

Your most obedient humble ser

M. CARRI

A. PARKER

RICHARD

*Superintendants for the Co*

[No. III.]

Certificates for land warrants have issued to the late  
Officers and Soldiers of the Virginia Line, on Con-  
tinental Establishment, for .....  
And to the late Officers and Soldiers of the State Line  
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made by Virginia to the United States, and that it is not  
Congress to take any further measures at present respecting  
the Scioto and little Miami, but to allow a reasonable time  
mentioned in the act of Congress aforesaid; and for all other  
may be requisite for ascertaining and carrying into effect,  
principles, the intention of the parties to the said act of

ature of Virginia, on the 30th of December, 1788, resolved,  
of the Executive against the right of the United States, to  
locations and surveys of the Officers and Soldiers of the  
Continental Establishment, as expressed in the letter of  
to the President of Congress of the 4th of August, 1788,  
ved, as containing the sense of the General Assembly upon  
ion of the terms of cession of the Western Territory by  
th to the United States: And that the other proceedings  
ive, upon that subject, ought also to be approved.

mor of Virginia, in a letter dated 6th January, 1789,  
Delegates in Congress for the State of Virginia, the  
endants before-mentioned.—Also a certificate from  
d 30th December, 1788, stating that certificates for land  
d to the late Officers and Soldiers of the Virginia Line,  
Establishment, for 2,860,000 acres, and to the Officers and  
to Line and Navy, for 1,107,773 acres.—[No. 2.]

We do not yet possess any formal documents, upon which we can positively assert, that there is a deficiency of good lands on the south of the Ohio. But we are thoroughly persuaded, from the number for which warrants have already issued, that a deficiency, great indeed, exists. For ascertaining the fact, we shall immediately dispatch agents to the Superintendants, appointed under the authority of law, to the surveys for the benefit of the Virginia troops. Congress will, I allow a sufficient time for obtaining an answer from persons at a distance as the neighbourhood of the Mississippi or Ohio.

The law, to which we have now alluded (see No. 1.) is entitled an act for surveying the lands given by law, to the Officers and Soldiers of the Continental and State Establishments, and for other purposes." It was passed at the same session with another act, under which the United States succeeded to the rights of Virginia, to the territory north west of the Ohio, and which is entitled, "An act to authorize the Delegates of this Congress, to convey to the United States in Congress assembled the right of this Commonwealth to the territory north-westward of the Ohio," and is prior in order. Congress then have accepted our subject to the operation of the last mentioned law; a part of the clause in which runs in these words: "And be it further enacted, That Surveyors under the direction of the Superintendants, and they having a right to survey from the priority of their numbers, shall prefer the first place, to survey all the good lands, to be adjudged of by the Superintendants, in that part of the territory, now the Cumberland and

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printed copy of the laws referred to, and I have taken the liberty of re-  
questing them to furnish Congress with the laws herein referred to.

A Copy from the record,

Attest, SAMUEL COLEMAN. A. C.

The Honorable }  
The President of Congress. }

[No. II.]

*Richmond, November 17, 1788.*

SIR,

WE have received from the Executive a copy of a resolution of Congress, together with an order of Council, of the 4th of August last, requiring from the acting Superintendants, appointed by law for locating and surveying the lands allotted to the Officers and Soldiers of the late Army and State Navy, a report of the quantity of good lands, on the south-east side of the Ohio, Whether all the good lands were located and surveyed before they proceeded to locate on the north-west side of the Ohio? How much has been located and surveyed on the south-east side, for the Virginia troops on State Establishment? How much for the Virginia troops on Continental Establishment, on the south-east side? What locations and surveys have been made for the Virginia troops on the Continental Establishment, on the north-west side? And what quantity on the south-east side is allotted to the Continental and State Lines, by the agreement of their respective deputations on the 17th of December, 1783.

claims. Moreover, it is probable there will be some lands to the State Line, as near three hundred miles below the Tennessee, part of which, located and covered with treasury warrants, previous to their issue by the Legislature, in 1781, the right to them is now pending, as we are informed, before the High Court. If it is decided in favour of the treasury claimants, the military claims will appear wanting to the military claimants.

We cannot undertake to determine what the Continental Line may be, because we have not a copy of the warrants issued from the Register's Office, and do not know what is deficient on the warrants already lodged. It appears by the report from the Surveyor General, that the amount of the warrants filed in his Office is 2,045,034  $\frac{1}{4}$  acres of which are located on the north side of the Ohio, which leaves a deficiency of 2,045,034 acres on that side of that warrants, to a considerable amount, have not been lodged in the Surveyor's Office, which have not been lodged in the Surveyor's Office on the south east side of the Ohio, commenced in August, 1784, from which time the office was continued until all the good lands in that country were located on that boundary, which could be found, were located on that amount before stated; and finding that there was not a State boundary than sufficient to satisfy their claims, the want of a deficiency; the locations on the north

a great deficiency of good  
thousand acres of the lands  
y the Superintendants, were  
at country being reserved to  
which is now in dispute, de-  
Court of Appeals, and if it  
ne deficiency will by so much

the deficiency to the Con-  
been informed of the amount  
e, therefore we can only say  
d in the Surveyor's Office.  
of the Continental Line, that  
ce is 2,769,079  $\frac{1}{5}$  acres, 724,  
uth-east side of the Ohio,  
s; and we are well assured,  
iffued from the Register's  
eyor's Office. Our locations  
on or about the first of Au-  
kept open, and the business  
try, within the Continental  
d and entered on, to the  
ould be no more within the  
ims, and a great probabili-  
west side of the Ohio com-





Certificates for land warrants have issued to the late  
 Officers and Soldiers of the Virginia Line, on Con-  
 tinental Establishment, for .....  
 And to the late Officers and Soldiers of the State Line  
 and Navy, for .....

Total .....

*Council Chamber, December 30, 1788.*

T. MER

## [No. IV.]

The quantity of acres granted the Officers and Soldiers  
 of the Virginia Continental Line .....  
 The quantity of acres granted the Officers and Soldiers  
 of the Virginia State Line and Navy .....

Land Office military warrants have issued for the above  
 mentioned quantities of land.

CHARLES LEWIS,

360,000 Acres.

07,774 Acres.

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67,774 Acres.

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WETHER.

58,849 Acres.

62,161 Acres.

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21,010 Acres.

L. Office.

N LEAF]





**A**ND whereas the agents for such of the troops of the State of Virginia who served on the continental establishment in the army of the United States, during the late war, have reported to the executive of the said State that there is not a sufficiency of good land on the south-easterly side of the river Ohio, and within the limits assigned by the laws of the said State to satisfy the said troops for the bounty lands due to them in conformity to the said laws: To the intent therefore that the difference between what has already been located for the said troops, on the south-easterly side of the said river and the aggregate of what is due to the whole of the said troops, may be located on the north-westerly side of the said river, and between the Sciota and Little Miami rivers, as stipulated by the said State,

SEC. 2. *Be it further enacted,* That the Secretary of the department of the Interior shall make return to the executive of the State of Virginia, of the names of such of the officers, non-commissioned officers and privates of the line of the said State, who served in the army of the United States on the continental establishment during the late war, and who in conformity to the laws of the said State, are entitled to bounty lands; and shall also in such return state the aggregate amount in acres due to the said line by the laws aforesaid.

SEC. 3. *And be it further enacted,* That it shall and may be lawful for the said agents to locate to and for the use of the said troops, between the rivers Sciota and Little Miami, such a number of acres of good land as shall, together with the number already located between the said two rivers and the number already located on the south-easterly side of the river Ohio, be equal to the aggregate amount, so to be returned as aforesaid by the Secretary for the department of war.

SEC. 4. *Be it further enacted,* That the said agents, as soon as may be after the locations, surveys and allotments are made and completed, shall enter in regular order, in a book to be by them provided for that purpose, the boundaries of each location and survey between the said two rivers, annexing the name of the officer, non-commissioned officer or private originally entitled to each, which entries being certified by the said agents or the majority of them, to be true entries, the book containing the same shall be filed in the office of the Secretary of State.

SEC. 5. *And be it further enacted,* That it shall be lawful for the President of the United States, to cause letters patent to be made out in such words

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regular order, in a book to be by them provided for that purpose, the bounds of each location and survey between the said two rivers, annexing the name of the officer, non-commissioned officer or private originally entitled to each entry, which entries being certified by the said agents or the majority of them, to be true entries, the book containing the same shall be filed in the office of the Secretary of State.

SEC. 5. *And be it further enacted*, That it shall be lawful for the President of the United States, to cause letters patent to be made out in such words and form as he shall devise and direct, granting to such person so originally entitled to bounty lands, to his use, and to the use of his heirs or assigns, or to their legal representative or representatives, his, her or their heirs or assigns, the lands designated in the said entries; *Provided always*, That before the seal of the United States shall be affixed to such letters patent, the Secretary for the department of war, shall have indorsed thereon that the grantee therein named was originally entitled to such bounty lands, and that he has examined the bounds thereof with the book of entries filed in the office of the Secretary of State, and finds the same truly inserted; and every such letters patent shall be countersigned by the Secretary of State, and a minute of the date thereof, and of the name of the grantee, shall be entered of record in his office, in a book to be specially provided for the purpose.

SEC. 6. *And be it further enacted*, That it shall be the duty of the Secretary of State, as soon as may be after the letters patent shall be so completed and entered of record, to transmit the same to the executive of the State of Virginia, to be by him delivered to each grantee; or in case of his death, or if the right of the grantee shall have been legally transferred before such delivery, then to his legal representative or representatives, or to one of them.

SEC. 7. *And be it further enacted*, That no fees shall be charged for such letters patent and record, to the grantees their heirs or assigns, or to their legal representative or representatives.

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